



ANNO QUINQUAGESIMO PRIMO

# GEORGI III. REGIS.

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## Cap. 220.

An Act for making and maintaining a Road from the *Kent Road*, in the County of *Surrey*, to *Deptford*, in the County of *Kent*; and a Branch therefrom, to *Horsleydown*, in the said County of *Surrey*.

[1st July 1811.]

WHEREAS the making and maintaining of a Turnpike Road from the *Kent Road*, at or near a certain House called *The Bricklayers' Arms*, in the Parish of *Saint George the Martyr*, to join the Turnpike Road leading from *Rotherhithe* to the Lower Town of *Deptford*, near the Transport Office in *Grove Street*, in the Parish of *Saint Paul's Deptford*, and to pass in a Line from the said *Bricklayers' Arms*, along and Part of *Blue Anchor Road*, and across the *Deptford Lower Road*, and across the *Grand Surrey Canal*, through the several Parishes of *Saint Paul's Deptford*, *Saint Mary Rotherhithe*, *Saint Mary Magdalen Bermondsey*, and *Saint George the Martyr*, all in the Counties of *Surrey* and *Kent*; and also the making and maintaining of a Turnpike Road from *Horsleydown* in the Parish of *Saint John's*, at the Point of Junction of *Charles Street*, *Fair Street*, and *Freeschool Street*, to join in with the above intended Road at or near the Point where such newly intended Road will cross the *Blue Anchor Road*; and to pass through *Dockhead* across *Neckinjer Road*, across *Dandy's Corner* near *Dandy's Turnpike*, and across *Blue Anchor Lane*, through the several Parishes of *Saint Mary Rotherhithe*, *Saint Mary Magdalen Bermondsey*, and *Saint John's Southwark*, all in the County of *Surrey*,

[Loc. & Per.]

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will



will be a great Benefit, and attended with much Convenience and Accommodation to the Inhabitants and others, as well Owners of the Estates, or Inhabitants within or near the said Parishes and Places, as the Public at large, inasmuch as the present Roads leading from the *Kent Road* and *Horsleydown* to *Grove Street, Deptford*, are very circuitous and inconvenient; and that such new Roads will open a shorter and better Communication than there is at present between the Cities of *London* and *Westminster* and the Borough of *Southwark*, and the Lower Town of *Deptford* and Parts adjacent, and will also be of great public Utility; 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 *Samuel Thornton, George Holme Sumner, Sir Edward Knatchbull* Baronet, *William Honeywood* Esquire, *Sir Thomas Turton* Baronet, *Henry Thornton, Hylton Jolliffe, Robert Ward, William Jolliffe, Edward Bankes, James Amos, Thomas Starling Benson, Richard Cheesewright, Lawrence Gwynne, George Augustus How, Elton Hamond, Benjamin Walmesley, Charles Seymour Pearson, Alexander Grey Davidson, John Ogle Ogle, and Thomas Wilson*, Esquires, and their Successors, to be elected in Manner herein-after mentioned, shall be, and they are hereby appointed Trustees for making, maintaining, altering, repairing, and improving the said Roads, and for putting this Act in Execution; and that all and every the Powers, Authorities, Directions, Matters, and Things by this Act given to or directed to be done and executed by or before the said Trustees, may be done and executed by or before any Three or more of them (except only where some other Number shall be appointed by this Act); and all Matters and Things so done and executed shall be of the same Force and Effect in all Respects whatsoever as if the said Matters and Things were and had been done by all the Trustees appointed or to be appointed under or by virtue of this Act.

Trustees.

Qualification  
of Trustees.

II. Provided always, and be it further enacted, That no Person shall be capable of being elected or of acting as a Trustee in the Execution of this Act, whilst he holds any Place of Profit under this Act, nor in any particular Case wherein he shall be in that Instance personally interested, otherwise than as a Subscriber as herein-after mentioned, nor unless he shall at the Time of acting be possessed of or entitled to a Personal Estate to the Amount or Value of One thousand Pounds, nor unless he shall at the Time of acting be a Subscriber to the Amount of Five hundred Pounds at the least, for and towards the Purposes of this Act, nor except in administering the Oath and Affirmation following, until he shall have taken and subscribed the Oath or Affirmation herein-after mentioned, before any Three or more of the said Trustees appointed or to be appointed in pursuance of this Act, who are hereby authorized and empowered to administer the same; (that is to say),

Oath.

I do swear [or, being one of the People called *Quakers*, do solemnly affirm], That I am truly and *bonâ fide* in my own Right possessed of and entitled to a Personal Estate of the Value of One thousand Pounds, and that I am a Subscriber to the full Amount of Five hundred Pounds for and towards the Purposes of an Act passed in the Fifty-first Year of the Reign of His Majesty King *George* the Third, intituled [here set forth the Title of this Act]

And



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

Penalty for acting without being qualified.

III. And be it further enacted, That in case of the Death, Refusal, Neglect, Incapacity, Want of Qualification, Disability to act, or Disqualification of any of the Trustees hereby appointed, or their Successors, as herein-after mentioned, it shall be lawful for the surviving or remaining Trustees, or any Three or more of them, within One Calendar Month after such Vacancy shall occur, or as soon after as may be convenient, from Time to Time to elect and appoint one other Person to be a Trustee in the room of every Trustee so dying, or refusing, or being incapable, or unqualified, or becoming disqualified to act as aforesaid, Notice in Writing of the Time and Place of Meeting for every such Election having been given by the Clerk to the said Trustees in One or more public Newspaper circulated either in the County of *Kent* or *Surrey*, at least Seven Days before every such Meeting; and that every such new Trustee, so to be elected and appointed as aforesaid, shall be, and is hereby empowered to act in the Execution of this Act, to all Intents and Purposes in as full and ample Manner as the Trustees herein-before nominated are hereby empowered to act: Provided always, that in every Case the Non-attendance of any Trustee for the Space of Twelve Calendar Months shall be taken and deemed to be a Refusal to act; and that selling, transferring, or parting with his Subscription to, or Share in the Monies to be raised by virtue of this Act or any Part thereof, by any Trustee, so that he shall cease to be possessed of Five hundred Pounds, at the least, secured on the Monies to be raised by this Act, shall be taken and deemed to be a Disqualification of such Trustee, to all Intents and Purposes whatsoever.

New Trustees may be chosen.

IV. And be it further enacted, That the said Trustees shall meet together at the *City of London* Tavern, within Two Calendar Months next after the passing of this Act, or as soon thereafter as conveniently may be, and proceed to the Execution of this Act, and shall then, and from Time to Time afterwards, adjourn themselves to meet at such Time, and at such Place, upon or near the said Road, as the said Trustees shall think proper; and the said Trustees shall at their Meetings defray their reasonable Expences out of the Money to be raised by this Act; and that the Orders and Determinations of the Trustees in the Execution of this Act shall be made at Meetings to be held in pursuance of this Act, and not otherwise (except as herein-after specially mentioned); and that no Order or Determinations shall be made unless the major Part of the Trustees present shall concur therein; and that all such Trustees as are Justices of the Peace may act as Justices in the Execution of this Act, notwithstanding their

Meetings and Orders of Trustees.



being Trustees (except only in such Cases where they shall be personally interested, or as are herein-after excepted); and that in all Cases where the said Trustees, or any Justice or Justices of the Peace, is or are authorized to examine any Person or Persons on Oath, it shall be lawful for such Justice or Justices to administer such Oath: Provided always, that no Order made by Three or more Trustees shall be revoked or altered unless Five Trustees shall be present, and the major Part of them shall concur in such Revocation or Alteration.

Meeting on  
Emergencies.

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

Officers to be  
appointed.

VI. And be it further enacted, That the said Trustees shall and may, and they are hereby empowered from Time to Time to appoint a Clerk or Clerks, Treasurer or Treasurers, and also a Surveyor or Surveyors of the said Road, and also a Gate-keeper or Gate-keepers, or Toll-gatherer or Toll-gatherers, at the several Toll-bars or Toll-gates to be erected in pursuance or by virtue of this Act, and also such other Officers as they shall deem it necessary to employ in the Execution of this Act; and they are hereby required to take good and sufficient Security from the said Treasurer for the due Execution of his Trust, and accounting for all Monies which shall come to his Hands, and shall and may take such Securities for the due Execution of the respective Offices of the said Clerk, Treasurer, Surveyor, Gate-keepers, Toll-gatherers, and other Officers to be appointed and employed, as they the said Trustees shall think fit; and shall and may from Time to Time remove such Clerks, Treasurers, Surveyors, Gate-keepers, Toll-gatherers, and other Officers, or any of them, and appoint others in their Stead, and also shall and may, out of the Monies to be raised by virtue of this Act, allow such Clerks, Treasurers, Surveyors, Gate-keepers, Toll-gatherers, and other Officers, and such other Person or Persons as shall be assisting in or about the Execution of this Act, such Salaries or Allowances as to them the said Trustees shall seem reasonable: Provided always, that no Person shall be capable of holding any Place of Profit under this Act who shall sell any Wine, Cyder, Ale, Porter, or Spirituous Liquors by Retail.

Officers to  
account.

VII. And be it further enacted, That all such Officers and other Persons so to be from Time to Time appointed by the said Trustees, and the respective Executors and Administrators of Officers, shall from Time to Time, within Fourteen Days after Notice in Writing, signed by the Clerk or Treasurer to the said Trustees (pursuant to an Order of the said Trustees, made at a Meeting held by virtue of this Act) to them respectively given, or left at their usual Place of Abode for that Purpose, deliver to the said Trustees;



Trustees, or to such Person or Persons as they shall for that Purpose appoint, a true and perfect Account in Writing under their respective Hands, of all Monies which shall have been by them respectively received, collected, or had, and how, and to whom, and for what Purpose, the same and every Part thereof hath been disposed of, together with proper Vouchers and Receipts for such Payments, and shall verify such Accounts upon Oath; and such Officers and Persons shall, and they are hereby respectively required, to pay all such Monies as upon the Balance of such Account or Accounts shall appear to be in their Hands, to such Person or Persons as the said Trustees shall appoint to receive the same; and if any of the said Officers or Persons shall refuse or neglect to give such Accounts as aforesaid, or to produce and deliver up the Vouchers and Receipts relating to the same, or to verify the Articles thereof on Oath (which Oath the said Trustees, or any Three or more of them, are hereby authorized and empowered to administer), or to pay the Balance remaining in their Hands when thereunto required in Manner aforesaid; or if any such Officers or Persons shall refuse or neglect to deliver up to the said Trustees, or to such Person or Persons as they or any Three or more of them shall appoint, within Fourteen Days after such Notice given as aforesaid; all Books, Accounts, Papers, and Writings, in their Custody or Power in anywise relating to the Execution of this Act, or to the said Roads, Complaint shall be made of such Neglect or Refusal to any Justice of the Peace for the County, Borough, City, or Place, where the Officer or Officers, Person or Persons, shall be or reside, by or on Behalf of the said Trustees, such Justice may, and he is hereby authorized and required, by Warrant or Warrants under his Hand and Seal, to cause such Officer or Officers, Person or Persons, to be brought before him, and upon his or their appearing, or not appearing (except for some reasonable Excuse), to hear and determine the Matter of such Complaint in a summary Way; and if upon the Confession of the Officer or Officers, Person or Persons, against whom any such Complaint shall be made, or by the Oath or Oaths of any credible Witness or Witnesses, it shall appear to such Justice that any of the Monies which shall have been so collected or received shall be or remain in the Hands of such Officer or Officers, Person or Persons, such Justice may, and he is hereby authorized and required, upon Non-payment thereof, by a Warrant or Warrants under his Hand and Seal, to cause such Money to be levied by Distress and Sale of the Goods or Chattels of such Officer or Officers, Person or Persons respectively; and if no Goods and Chattels shall be found sufficient to answer and satisfy the said Money, and the Charges of levying the same, and if such Officer or Officers, Person or Persons, shall not appear before the said Justice at the Time and Place by him appointed for that Purpose, or if such Officer or Person appearing shall refuse or neglect, without reasonable Excuse, to give and deliver to the said Justice an Account or Accounts of the Receipts and Payments as aforesaid, or to verify the Truth of such Account or Accounts, or of the Articles thereof, upon Oath as aforesaid, then, and in any of the Cases aforesaid, the said Justice may, and he is hereby authorized and required, by Warrant or Warrants under his Hand and Seal, to commit such Officer or Officers, Person or Persons, to the Common Gaol or House of Correction in the County, City, Borough, or Place where he or they shall be or reside, there to remain without Bail or Mainprize until he or they shall have delivered in and settled his or their Accounts, and



have verified the same on Oath, and shall have delivered up the Vouchers and Receipts relating thereto, and shall have paid the Money which shall appear to be in his, her, or their Hands respectively, and the reasonable Charges of such Distress and Sale as shall have been made in that Respect, or until he or they shall have compounded with the said Trustees for the same, and paid the Sum compounded for to the said Trustees, or to such Person or Persons as they shall appoint to receive the same; (which Composition the said Trustees are hereby empowered to make), or until he or they shall have delivered up such Books, Accounts, Papers, and Writings as aforesaid, or shall have given Satisfaction in respect thereof to the said Trustees: Provided always, that no Person shall be committed for Want of sufficient Distress for any longer Space of Time than Three Calendar Months.

Toll Gatherers may be occasionally removed.

VIII. And be it further enacted, That when and as often as any Collector or Receiver of the Tolls hereafter mentioned shall die, or shall neglect, or be incapable of performing his Duty, or shall abscond or absent himself, any Three or more of the said Trustees, though not assembled at a Meeting of the said Trustees appointed by virtue of this Act, shall and may lawfully discharge such Collector or Receiver so neglecting or being incapable of performing his Duty, or absconding, or absenting himself; and in such Case, and also in case any Collector or Receiver shall die, such Trustees shall and may nominate and appoint a proper Person to be Collector or Receiver of the said Tolls, to continue until the then next Meeting of the said Trustees, in the Stead of such Collector or Receiver as shall die or be discharged; and such Person so nominated and appointed shall have the like Power and Authority, and be answerable and accountable in the same Manner in all Respects as the Person who shall have so died or been discharged would have had; or would have been subject to; and that if any Collector or Receiver of the said Tolls, who shall be discharged from his Office by virtue of this Act, or the Wife, or Widow, or any of the Children, Family, or other Representative, or Representatives, of any Collector or Receiver, who shall die or be discharged, or any other Person, shall refuse to deliver up the Possession of any Toll-house or Building erected on the said Road for the Space of Two Days after Demand thereof made, and Notice in Writing given for that Purpose by any Three or more of the said Trustees, although not assembled at a Meeting, or by their Clerk or Clerks, Treasurer or Treasurers, for the Time being, then, and in any of the said Cases, it shall and may be lawful for any Justice or Justices of the Peace for the County or Place, by Warrant under his or their Hand and Seal, or Hands and Seals, to order any Constable or other Peace Officer, with such Assistance as shall be necessary, to enter such House or Building in the Day-time, and to remove the Person or Persons who shall be found therein, together with his, her, or their Goods, out of the same, and put the said Trustees, or any Three or more of them, or such new appointed Collector or Receiver in Possession thereof.

Trustees may sue and be sued in the Names of their Clerks or Treasurer.

IX. And be it further enacted, That the said Trustees shall and may sue and be sued in the Name of their Clerk or Treasurer; and that no Action or Prosecution to be brought or commenced by or against the said Trustees, or any of them, by virtue of this Act, in the Name of their Clerk or Treasurer, shall abate or be discontinued by the Death or Removal



Removal of such Clerk or Treasurer, or by any Act of such Clerk or Treasurer, without the Consent of the said Trustees, or any Three or more of them; but the Clerk or Treasurer for the Time being to the said Trustees shall always be deemed the Plaintiff or Defendant in such Action (as the Case shall be): Provided always, that every such Clerk or Treasurer in whose Name any Action or Suit shall be commenced, prosecuted, or defended in pursuance of this Act, shall be always reimbursed and paid out of the Monies to be raised by virtue of this Act, all such Costs and Charges as by the Event of any such Proceedings he shall be put unto or become chargeable with by reason of his being so made Plaintiff or Defendant therein, and also the Costs and Charges of prosecuting any Indictment or Indictments, or other Proceedings whatsoever, which shall or may be commenced or prosecuted against any Person or Persons whomsoever, by the Order of the said Trustees.

X. And be it further enacted, That the several and respective Persons who have subscribed, or who shall hereafter subscribe, any Sum or Sums of Money for and towards making and repairing the said Roads shall, and they are hereby required to pay the Sum or Sums so subscribed, or such Parts and Proportions thereof as shall from Time to Time be called for by the said Trustees, by virtue of the Powers and Directions of this Act, and within such Time and Times, at such Place and Places, and to such Person or Persons, as the said Trustees shall by any Writing under their Hands authorize to receive the same, so as the said Trustees shall not call at any One Time for any greater Instalment than Ten Pounds on every One hundred Pounds of such Subscriptions, nor shall make any such Call at a less Distance than the Space of Two Calendar Months after the Call immediately preceding; and if any Person or Persons shall, after Twenty-one Days previous Notice in Writing under the Hand of the Treasurer or Clerk of the said Road for that Purpose to him, her, or them given, or left at his, her, or their Dwelling-house, or usual Place of Abode, refuse or neglect to make Payment of the respective Sums by him, her, or them so subscribed or agreed to be subscribed, or such Part or Parts thereof as may be required in such Notice, it shall be lawful for the said Trustees to bring or cause to be brought any Action of Debt, or on the Case, Bill, Complaint, or Suit, against any Person or Persons so refusing or neglecting as aforesaid, his, her, or their Heirs, Executors, and Administrators, in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, Privilege, or Wager of Law, nor more than One Imparance shall be allowed; and on Proof of such Person or Persons having so subscribed, and of such Notice being given as aforesaid, the respective Sums so subscribed or agreed to be subscribed, or so much thereof as shall be required to be paid in such Notice, shall be recovered with full Costs of Suit.

XI. And be it further enacted, That it shall be lawful for the several Subscribers to the said Road, his, her, or their respective Executors, Administrators, and Assigns, to transfer his Share or Shares in a Subscription or Subscriptions for and towards the said Road, and his, her, and their Right and Title to any Interest or Dividends due or to become due upon any such Shares or Subscriptions, subject to the Rules and Conditions herein mentioned, the Conveyance of which Shares or Subscriptions shall be in the Form or to the Effect following; (*videlicet*)







*Centum per Annum* upon all such Principal Sum and Sums of Money as shall have been actually subscribed and paid, or undertaken to be paid, for the Purposes aforesaid, at any Time or Times within Twelve Calendar Months after the passing of this Act, which Interest shall commence and be computed from the Time or respective Times of Payment of such Principal Monies, or of the Instalments thereof respectively; and from and after the Time when the said Roads shall be fully made and completed, the said Trustees shall and may, and they are hereby empowered and directed to pay for and during the Continuance of this Act, or until such Sum and Sums of Money shall be returned to the Person or Persons entitled to receive such Interest or Dividends, such further Interest or Dividends, not exceeding in the whole the Rate of Twelve Pounds *per Centum per Annum* upon all Principal Sum and Sums of Money which have been or may be so subscribed and paid, or undertaken to be paid as aforesaid, as shall be from Time to Time resolved and determined by a Majority of the said Trustees at a Meeting to be held for that Purpose: Provided always, that the said further Interest or Dividends shall not be paid or payable on or for any Principal Sum or Sums of Money beyond the Amount of Two hundred thousand Pounds in the whole, nor on or for any Sums or Sums of Money, other than such Sum and Sums as shall have been or shall be actually subscribed and paid, or undertaken to be paid within the Time aforesaid, nor on or for any Sum or Sums of Money whatsoever which shall at any Time be secured by Mortgage of the Tolls under this Act, in Manner herein-after mentioned.

XIV. And it is hereby further enacted, That all and every Sum and Sums of Money which shall, previous to the passing of this Act, have been paid by any Subscriber or Subscribers to the said Undertaking, for or on account of any Share or Shares therein, to any Person or Persons whomsoever, shall be accounted for by such Person or Persons to the said Trustees, or to such Person or Persons, and at such Time or Times as they shall respectively appoint; and in case of Non-payment thereof, the same shall and may be recovered by the said Trustees from the Person or Persons to whom or to whose Account the same shall have been paid, in such and in the like Manner and by such Ways and Means as if such Sum or Sums of Money had been advanced and paid by or received on account of the said Trustees, after the passing of this Act.

Power to the Trustees to recover Money paid on account of any Share or Shares, previous to the passing of this Act.

XV. And be it further enacted, That out of the Monies already subscribed in Manner aforesaid, or which may hereafter be subscribed and already received, or to be received by virtue of this Act, the said Trustees shall pay and discharge all the Expences and Costs relative to procuring and passing this Act, in Preference to any other Payment whatsoever; and that the Treasurer to the said Road shall thenceforth, being first ordered and empowered by the said Trustees, Twice in every Year discharge the Interest or Payments upon all Securities which shall be made by virtue of this Act, if the same shall be demanded, in Preference to all other Payments; and that the Remainder of all and every Sum and Sums of Money whatsoever, which shall and may from Time to Time be raised or received from the Tolls herein-after mentioned, or otherwise howsoever, by virtue of this Act, shall be applied in putting this Act in Execution, and in repaying the Principal Monies by or by virtue of this Act charged, borrowed, or subscribed, and to or for no other Use or Purpose whatsoever.

Application of Money.

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XVI. Pro-



Openings  
may be made  
into the  
Road.

XVI. Provided always, and be it further enacted, That nothing herein contained shall restrain or prevent the Owner or Owners of any Lands or Grounds situate on the Side or Sides of the said intended Roads, from making any Opening or Openings by any cros or branching Streets or Roads, into any Part of the said intended Roads, and for that Purpose may make such cros or branching Streets or Roads over and across the Footway on the Side of the said intended Roads, the Person or Persons so making such Opening or Openings into the said intended Roads paying and defraying all Costs, Charges, and Expences attending the same, and also the Expences of repairing and making good the Ground which may be broken up in the Footway on the Side of the said intended Roads, under the Direction of the said Trustees, in as good and substantial a Manner as the said intended Roads shall be where such Opening or Openings shall be situated.

Trustees em-  
powered to  
survey.

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

Purchasing  
Messuages  
&c. for  
Roads, and  
for opening  
Streets.

XVIII. And be it further enacted, That the said Road and Branch of Road shall not exceed One hundred Feet, nor be less than Seventy Feet in Width, including the Causeways herein-after mentioned; and that for the Purpose of making, widening, and improving the said Road, and of opening, widening, improving and rendering more commodious the Streets and Passages herein-after mentioned, it shall and may be lawful for the said Trustees, and they are hereby fully authorized and empowered, within Five Years after the passing of this Act, to treat and agree for the Purchase of all the Houses, Buildings, Erections, Grounds, Lands, Tenements, and Hereditaments, situated on or along the Line of the said Road which shall be agreed to be made by the said Trustees in consequence of such Survey as aforesaid, and in the Schedule hereunto annexed particularly mentioned and set forth; and also to treat and agree for the Loss or Damage which the Owners and Occupiers of and Persons interested in any such Houses, Buildings, Erections, Grounds, Lands, Tenements, and Hereditaments, shall or may any Way sustain or be put unto by the making, opening, or altering any Part or Parts of the said intended Road; and upon Payment of such Sum or Sums of Money as shall be agreed upon for such Purchase or Purchases, or as a Satisfaction for such Loss or Damage, or as shall be adjudged or assessed in the Manner herein-after mentioned and directed, it shall and may be lawful for the said Trustees to cause all such Houses, Erections, and Buildings whatsoever, or such, or so many, or so much thereof as they shall



deem necessary to be taken down, and the Ground whereon such Houses, Erections, and Buildings now stand, and the other Grounds, Lands, and Hereditaments so to be purchased, or any Part or Parts thereof, to be laid into the said Road; and also to remove or cause to be removed all Stiles, Bars, Gates, or other Obstructions to the free Passage in, through, over or along the said Road, which are now standing and being in the Line of the said Road, making due Satisfaction to such Person or Persons as shall or may be entitled to any Benefit, Profit, or Advantage from the said Stiles, Bars, and Gates, or any of them, from all such Loss or Damage as may accrue by Removal of the same, in Manner herein-after mentioned and directed: Provided always, that if the said Trustees shall have been willing and desirous, and shall have offered to, treat for any such Houses, Buildings, Erections, Grounds, Lands, Tenements, and Hereditaments, within the said Time of Five Years; but shall have been prevented from completing, or delayed in such Treaty and Purchase thereof by the Owner or Owners, Occupier or Occupiers thereof, the said Trustees shall not thereby be prevented from afterwards completing the Purchase of such last-mentioned Houses, Buildings, Erections, Grounds, Lands, Tenements, and Hereditaments; any Thing herein contained to the contrary thereof notwithstanding.

XIX. And whereas the making of the said intended Road and Branch of Road will tend to the Benefit and Advantage of the Owners of the Lands and Grounds on the Sides of the said intended Road, and increase the Value of the said Land and Grounds; be it further enacted, That it shall and may be lawful to and for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and to and for all Tenants for Life, and Tenants in Fee Tail General or Special, or for Years determinable on any Life or Lives, and to and for all Husbands, Guardians, Trustees, and Feoffees in Trust for charitable and other Purposes, Committees, Executors, and Administrators, and all other Trustees and Persons whomsoever, not only for and on Behalf of themselves, their Heirs and Successors, but also for and on Behalf of their Cestuique Trusts, whether Infants, Issue unborn, Lunatics, Idiots, or other Person or Persons, and for all Femes Covert who are or shall be seised, possessed of, or interested in their own Right, or intitled to Dower, and to and for all and every other Person or Persons whomsoever who is, or are, or shall be seised, possessed of, or interested in any Lands or Grounds, or the Scite of any Houses, Buildings, or Erections, Tenements, or Hereditaments, along, over, or across which the Line of the said intended Roads shall pass, in Consideration of the Benefit, Advantage, and Improvement which shall accrue to the Lands and Grounds on the Sides of the said intended Roads, and to the Owner or Owners thereof as aforesaid, to sell, dispose of, convey, assign, transfer, and set over to the said Trustees and their Successors, all the Lands and Grounds, and the Lands or Grounds covered by any Houses, Buildings, or Erections, Tenements, or Hereditaments, which may be requisite for the making and constructing the said intended Road and Branch of Road; and such Conveyance, Assignment, and Transfer to the said Trustees shall be good, valid, and effectual in the Law to all Intents and Purposes whatsoever, and shall immediately and absolutely vest such Lands and Grounds, and the Scite of such Houses, Buildings, or Erections, Tenements, or Hereditaments, in the said Trustees and their Successors; and such Roads when made shall be deemed a public common Road or Highway for the Use of His Majesty's

Owners of  
Land may  
convey to  
Trustees.

Subjects,



Subjects, upon Payment nevertheless of such Tolls as are by this Act allowed to be taken for the Use thereof, any Thing herein contained to the contrary thereof in anywise notwithstanding.

Corporations  
and Trustees  
may contract.

XX. And be it further enacted, That it shall and may be lawful for any Bodies Politic, Corporate or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Guardians, Committees, or other Trustees whatsoever, not only for or on Behalf of any Infants, Wards, Femes Covert, Cestuique Trusts, Lunatics, Idiots, or other incapacitated Persons, and to and for all and every Person or Persons whomsoever, who are or shall be seised or possessed of or interested in any such Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, to contract and agree with the said Trustees for the Satisfaction to be made for all or any such Loss or Damage as aforesaid, or sell to them all or any of such Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, and to convey the same as Occasion shall be and require; and all Contracts, Agreements, Sales, and Conveyances which shall be so made, shall be valid and effectual to all Intents and Purposes whatsoever, any Law, Statute, Usage, Custom, or any other Matter or Thing to the contrary notwithstanding; and all such Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, Feoffees in Trust, Executors, Administrators, Guardians, Trustees, Committees, Femes Covert, and all and every other Person and Persons, shall be and are hereby indemnified for what they shall do by virtue and in pursuance of this Act.

How Damages to be  
assessed, in  
case of Dis-  
agreement.

XXI. And be it further enacted, That if any Owners, Proprietors, Occupiers, Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, Trustees, Femes Covert, or any other Person or Persons interested in any Lands, Tenements, Houses, Buildings, Grounds or Hereditaments, which the said Trustees are hereby empowered to purchase, take, and use for the Purposes of this Act, upon Notice in Writing under the Hands of Three or more of the said Trustees for the Time being, to him, her, or them given, or left at the respective Dwelling Houses or Places of Abode of such Person or Persons, or at the Head Office or Offices of such Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, or at the House of the Tenant in Possession of such Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, shall for the Space of Fourteen Days after such Notice so given or left as aforesaid, neglect or refuse to treat, or shall not agree in the Premises, or by reason of Absence shall be prevented from treating, then and in every such Case the Sheriff of the said County of *Kent* or *Surrey*, according as the Lands may be situated in *Kent* or *Surrey* respectively, or his Under Sheriff, or in case such Sheriff or Under-Sheriff shall be any Ways interested in the Matter in Question, then some One of the Coroners of the said County, not interested therein, shall, upon the Warrant of the said Trustees, in Manner herein-after mentioned, and he and they is and are hereby required and authorized to cause it to be inquired into and ascertained by and upon the Oaths of a Jury of Twelve indifferent Men of the County of *Kent* or *Surrey*, as the Case may be (which Oaths the said Sheriff, Under-Sheriff, or Coroner is and are hereby empowered and required to administer), what Damages will be sustained by, and what Recompence and Satisfaction shall be made to such Owners, Occupiers, or other Person  
or



or Persons interested, for or on account of the taking of such Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, or by reason of any Loss or Damage which such Person or Persons may incur or suffer in his or their Trade or Business in consequence thereof for the Purposes of this Act, or of carrying any Part or Parts of the said Road or Branch of Road into, over, or through the same Lands or Tenements, Houses, Buildings, Grounds, or Hereditaments; and in order thereto, the said Sheriff, Under-Sheriff, or Coroner, is and are hereby empowered and required from Time to Time, as Occasion shall require, to summon and call before the said Jury, and examine upon Oath, all and every Person and Persons whomsoever who shall be thought necessary and proper to be examined as a Witness or Witnesses touching or concerning the Premises (which Oath the said Sheriff, Under-Sheriff, or Coroner, is and are hereby empowered to administer); and such Sheriff, Under-Sheriff, or Coroner respectively, shall also order and cause the said Jury to view the Places in Question, if there be Occasion, and use all other lawful Ways and Means, as well for his and their own as for the said Jury's better Information in the Premises, as the said Sheriff, Under-Sheriff, or Coroner, shall think fit; and after the said Jury shall have inquired of, ascertained, and settled such Damage, Recompence, and Satisfaction, the said Sheriff, Under-Sheriff, or Coroner, shall thereupon order the Sum or Sums of Money so assessed by the said Jury to be paid by the said Trustees to the Owners or Occupiers of or other Persons interested in the said Lands, Grounds, Tenements, Houses, Buildings, or Hereditaments, according to such Verdict or Inquisition of the said Jury; which said Verdict or Inquisition, and Order so had and made, shall be final, binding, and conclusive to all Intents and Purposes against all Parties and Persons whomsoever claiming any Estate in Fee Simple, in Fee Tail, for Life or Lives, in Possession, Reversion, Remainder, or otherwise, their Heirs, Successors, Executors, and Administrators, Infants, Issue unborn, Females Covert, Persons beyond the Seas, and under any other Disability whatsoever, Bodies Politic, Corporate or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, as well as all other Persons whomsoever; and for the summoning and returning of such Jury or Juries, the said Trustees are hereby empowered to issue their Warrant or Warrants to the said Sheriff, Under-Sheriff, or Coroner, thereby commanding and requiring such Sheriff, Under-Sheriff, or Coroner, to summon, impanel, and return, at some convenient Place in the said County, a Jury of Twenty-four honest and indifferent Men, qualified according to Law, to be returned for Trials of Issues in His Majesty's Courts of Record at *Westminster*, to appear before the said Sheriff, Under-Sheriff, or Coroner, at such Time and Place as in such Warrant shall be appointed; and Fourteen Days Notice at the least in Writing under the Hands of the said Trustees is hereby required to be given to such Owners, Proprietors, Occupiers, Corporations, Trustees, or any other Person or Persons interested in any such Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, of the Time and Place of the said Jury being so impanelled, summoned, and returned; and the said Sheriff, Under-Sheriff, or Coroner, is, and are hereby required to impanel, summon, and return such Number accordingly, and out of the Persons so impanelled, summoned, and returned, or out of such of them as shall appear upon such Summons, the said Sheriff, Under-Sheriff, or Coroner, shall swear or cause to be sworn, Twelve, who shall be the Jury for the Purposes afore-

[*Loc. & Per.*]

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said;



said; and in Default of a sufficient Number of Jurymen, the said Sheriff, Under-Sheriff, or Coroner, shall return other honest and indifferent Men of the Standers-by, or that can be speedily procured, to attend that Service, being qualified as last aforesaid, to the Number of Twelve; and it shall be lawful for all Persons concerned, by themselves, their Counsel, and Solicitors, to attend and be heard, and to adduce Evidence before the said Sheriff, Under-Sheriff, or Coroner, respectively; and such Persons shall also have their lawful Challenges against any of the said Jurymen when they come to be sworn, but shall not challenge the Array; and the said Trustees shall have Power from Time to Time to impose any reasonable Fine or Fines on such Sheriff, Under-Sheriff, or Coroner, his or their Bailiffs or Agents, making Default in the Premises, and on any of the Persons who shall be summoned and returned on such Jury and not appear, or shall refuse to be sworn on the said Jury, or being so sworn, shall refuse to give, or shall not give their Verdict, or shall in any other Manner wilfully neglect their Duty therein, contrary to the true Intent and Meaning of this Act, or on any of the Persons who being required to give Evidence before the said Jury touching the Premises shall refuse or neglect to appear, or shall not alledge a sufficient Excuse for not appearing, or appearing, shall refuse to be sworn and give Evidence, provided that any such Fine shall not exceed the Sum of Fifty Pounds upon any such Sheriff, Under-Sheriff, or Coroner, nor the Sum of Twenty Pounds upon any other Person for any other Offence.

Expences of  
Juries how  
to be paid.

XXII. And be it further enacted, That in case any Jury or Juries to be summoned and sworn pursuant to the Authority of this Act, shall give in a Verdict or Assessment for more Money as a Recompence or Satisfaction for the Right, Interest, or Property of any Person or Persons in any such Lands, Tenements, Messuages, Buildings, Grounds, or Hereditaments, or any such Damages as aforesaid, than shall have been agreed to be given and offered for the same by the said Trustees before the summoning and returning of such Jury or Juries, then, and in such Case, the Costs and Expences of summoning and maintaining the Jury and Witnesses for the Purposes aforesaid shall be paid by the said Trustees out of the Monies which shall arise by virtue of this Act; but if any Jury or Juries so summoned and sworn as aforesaid, shall give in a Verdict or Assessment for no more, or for less Money by One-fourth Part in the Whole, as such Recompence and Satisfaction aforesaid, than shall have been agreed to and offered by the said Trustees for the same before the summoning and returning of the said Jury or Juries, then the Costs and Expences of summoning and maintaining such Jury and Witnesses shall be paid by the Person and Persons with whom the said Trustees shall have had such Controversy and Dispute; and in all Cases where the Person or Persons, Party or Parties, interested in any such Lands, Tenements, Messuages, Buildings, Grounds, or Hereditaments, are not to be found, such Costs and Expences of summoning and maintaining such Jury and Witnesses shall be paid by the said Trustees out of the Monies which shall arise by virtue of this Act, which said Costs and Expences having been settled by the said Sheriff, Under-Sheriff, or Coroner, before whom such Verdict shall have been given (which said Sheriff, Under-Sheriff, or Coroner, is, and are hereby empowered and required to examine and settle the same), shall and may be deducted out of the Money so adjudged or assessed, as so much Money advanced to and for the Use of the Person and Persons entitled to such Money



Money so adjudged, and Payment or Tender of the Remainder of such Monies shall be deemed and taken to be a Payment or Tender of the whole Sum or Sums so adjudged or assessed; or otherwise such Costs and Expences may be recovered by such Ways and Means as are herein-after provided for the Recovery of the Penalties, Forfeitures, and Fines, by this Act authorized to be imposed.

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

Costs of Tenants for Life.

XXIV. Provided always, and be it further enacted, That in all Cases wherein any Person or Persons shall by reason of Absence from, or being out of *Great Britain*, or from other Inability, be prevented from treating with the said Trustees, then the Costs and Expences of summoning and maintaining the said Jury, and all other the Expences of the said Trustees in obtaining such Assessment by Jury, shall be paid and discharged by the said Trustees or their Treasurer.

No Costs to be deducted if Claimant prevented by Inability to treat.

XXV. And be it further enacted, That in case such new Trial shall so as aforesaid be ordered and directed to be had before the Lord Chief Justice, or some other Judge of the same Court, at the Sittings for *London* or *Middlesex*, the Record of the Proceedings before such Sheriff, Under-Sheriff, or Coroner, shall be removed into the said Court of King's Bench by Writ of *Certiorari*, and such and the like Proceedings take place thereupon in order to such new Trial as are had in Cases of Indictment found at Sessions, and removed to the Court of King's Bench by *Certiorari*; and after such new Trial shall have taken place, the Record thereof and all other Proceedings in the Premises shall be remitted and sent back to the said Sheriff, Under-Sheriff, or Coroner, who shall thereupon give Judgment upon the Verdict taken on such new Trial, as if the same had been originally given in the first Instance.

Proceedings to be removed.

XXVI. And whereas Questions of Doubt and Difficulty may arise as well in respect of the Title of Parties applying for such Recompence or Satisfaction, as in respect of the Amount of the Compensation or Satisfaction to be recovered; be it further enacted, That it shall and may be lawful for the said Sheriff, Under-Sheriff, Coroner, or other Person who shall sum up the Case to the Jury, to reserve any Point of Law arising from such Enquiry for the Consideration of the Court of King's Bench, upon Motion to be made in the same Court, in the same Manner as if such Point had been reserved by the Lord Chief Justice or any other Judge of the

Points of Law to be referred to the Court of King's Bench.



the same Court sitting at *Nisi Prius*; or in case either the Parties claiming such Recompence or Satisfaction as aforesaid, or the said Trustees, shall be dissatisfied with any Verdict given, except in the Case of a Verdict given upon a new Trial had in Manner herein-after mentioned, and thereupon the said Sheriff, Under-Sheriff, Coroner, or Person who summed up the Case to the Jury, shall certify under his Hand that it is a fit Case to move for a new Trial, it shall and may be lawful either for such Parties so claiming, or the said Trustees, upon producing such Certificate, verified by Affidavit, within the first Four Days of the Term next after such Trial, to move the said Court of King's Bench for a new Trial in such Case; and thereupon it shall and may be lawful for the said Court, in either of the said Cases, upon the Report of such Sheriff, Under-Sheriff, Coroner, or Person aforesaid, to hear and determine the same Point or Points, and the Determination that the said Court shall make thereupon, shall be specified and contained in a Rule of the same Court; which Determination shall be final and conclusive, and the Verdict of the said Jury shall be altered accordingly; or it shall and may be lawful for the said Court of King's Bench to order and direct a new Trial to be had respecting the Premises, before such Sheriff, Under-Sheriff, or Coroner, or before the Lord Chief Justice or some other Judge of the same Court, in case the said Court shall think fit so to allow; such Trial to be had at the Sittings for *London* or *Middlesex*, subject to such Costs of the first Trial and all subsequent Proceedings thereon, as the same Court shall think fit to order and direct in that Behalf.

Directions  
for Proceed-  
ings therein.

XXVII. And be it further enacted, That in case such new Trial shall be ordered and directed to be had, then all Matters and Things herein-before enacted and provided respecting the first Trial had under this Act, shall (except so far as the same may be altered by the Direction and Order of the said Court of King's Bench, and the Judgment given thereon) apply and extend to such second Trial as fully as if the same had been herein repeated and re-enacted.

Compen-  
sation for Land  
to be paid  
within Six  
Months after  
the Verdict.

XXVIII. And be it further enacted, That in case the Sum or Sums of Money so assessed or awarded by any such Jury to be paid to the Owner or Owners, Occupier or Occupiers, or other Persons interested, for their respective Rights and Interest in the Premises the Subject of such Enquiry, shall not be paid, tendered, or deposited, as herein-before directed, within Six Calendar Months next after the same shall have been so assessed, ordered, and adjudged, (unless where the Payment, Tender, or Deposit of the same shall have been delayed by an Application to the Court of King's Bench, or some such good and sufficient Grounds to the contrary), then, and in such Case, the Verdict of the said Jury shall not be binding upon the said Parties, but the same shall be null and void to all Intents and Purposes whatsoever, and thereupon the Persons so interested as aforesaid shall be entitled to all the Costs and Expences by them sustained by reason of such Enquiry; such Costs and Expences to be ascertained in such Manner as Costs and Expences are by this Act directed to be ascertained, and shall be paid by the Trustees appointed or to be appointed for executing of this Act, by the Treasurer or Clerk for the Time being, to the Person or Persons entitled thereto, within Fourteen Days next after the same shall be demanded.

XXIX. Pro-



XXIX. Provided always, and be it further enacted, That if any of the Messuages, Buildings, Grounds, Hereditaments, and Premises mentioned and described in the Schedule hereunto annexed, or any of the Persons in whose Possession or Occupation the same or any Part thereof are or is stated or described to be, shall happen to be misnamed, omitted, or inaccurately described, such Misnomer, Omission, or inaccurate Description, being proved to have arisen merely from Mistake, to the Satisfaction of Two Justices of the Peace for the County of *Kent* or *Surrey*, to be signified under their Hands, shall not prevent or retard the Execution of this Act, but the same Premises and every Part thereof shall and may be purchased and sold, or assessed and valued by a Jury, and conveyed, disposed of, and applied for and to the Purposes of this Act, as fully and effectually as if the same was properly named and described in the same Schedule.

Misnomer, Omission or wrong Description in the Schedule, not to prevent the Execution of this Act.

XXX. Provided always, and be it further enacted, That nothing in this Act contained shall be deemed, construed, or taken to enable the Trustees for putting the same into Execution, their Officers or Servants, or other Persons, to cut through or take any Part of the Lands, Grounds, or Buildings, heretofore the Estate of and belonging to *Sarah West*, late of *Alscot*, in the County of *Gloucester*, Widow, deceased, situate in the Parish of *Bermondsey* aforesaid, on the North Side of the present Turnpike Road leading from *Lillyput Hall Bridge* in the said Parish, to *Jamaica Row* in the said Parish, and lying and being between the said Road and the *River Thames*, except with the Consent, in Writing, of the Heirs and Devisees of the said *Sarah West*.

Mrs. West's Estate not to be taken without Consent.

XXXI. And be it further enacted, That nothing in this Act contained shall authorize or enable the Trustees under this Act to take any Part of the Rope Ground now in the Occupation of *Matthew Boyd* and Company, situate and being in the Parish of *Saint Mary Magdalen, Bermondsey*, in the County of *Surrey*, for the Purposes of this Act, without the Consent of the Person and Persons interested therein.

Saving the Premises of Messrs. Boyd & Co.

XXXII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to authorize or empower the said Trustees, their Agents, Servants, or Workmen, to take down, use, injure, or damage any of the Houses, Warehouses, Buildings, Grounds, or Premises, of and belonging to, or in the Occupation of *Robert Rich*, his Heirs or Assigns, situate at *Dockhead*, in the Parish of *Bermondsey*, in the County of *Surrey*, without the Consent in Writing of the said *Robert Rich*, his Heirs or Assigns, first had and obtained, save and except such Tenements as are mentioned in the Schedule to this Act annexed.

Certain Property of Mr. Rich not to be taken without his Consent.

XXXIII. And be it further enacted, That upon Payment of the Rcompence and Satisfaction, which shall be agreed for or assessed as aforesaid, to the Parties or Persons respectively entitled thereunto, or to their Agents, or upon Payment thereof into the Bank of *England* in Manner directed by this Act, as the Case may be, all Owners and Occupiers of, and all other Persons, or Corporations, interested in such Lands, Tenements, Messuages, Buildings, Grounds, or Hereditaments, shall from thenceforth be divested of all Right, Title, Claim, Interest, and

Lands to vest in Trustees.



Property, of, in, to, or out of the same, and such Houses, Messuages, Tenements, or Buildings, shall and may be forthwith pulled down, carried away, removed, and disposed of by the said Trustees, and the Site thereof, and all such Lands, Grounds, and Hereditaments, as shall be so purchased, or so much and such Part thereof as the said Trustees shall see fit, shall be laid into and made Part of the said Road, in such Manner as the said Trustees shall direct, and shall be by them or by such Person or Persons as they shall appoint, sufficiently fenced and set out for that Purpose, and shall from thenceforth, to all Intents and Purposes whatsoever, become and for ever afterwards be a common Highway, and shall be deemed Part of the Road to be made and maintained by virtue of this Act.

Trustees may  
resell Lands  
not wanted.

XXXIV. And whereas in order to carry into Effect the Purposes of this Act, and to avoid Disputes with the Owners of Lands, Grounds, or Hereditaments, which may be affected by making the said intended Road, the said Trustees may purchase Lands, Buildings or Hereditaments, not necessary to be made use of for the Purposes of this Act; be it therefore enacted, That it shall be lawful for the said Trustees to sell, grant, convey in any Way as to them shall seem most advantageous, such Part or Parts of the Lands or Hereditaments, which shall be so purchased by the said Trustees, and as shall not be wanted for the Purposes of this Act; and that all such Conveyances from the said Trustees shall be valid and effectual, any Law, Statute, or Custom to the contrary notwithstanding; and upon Payment of the Money which shall arise by the Sale or Sales of such Lands, Grounds, or Hereditaments, or any Parts or Parcels thereof, it shall be lawful for the Treasurer or Clerk to the said Trustees to sign and give Receipts for the Money for which the same shall be sold, which Receipts shall be sufficient Discharges to any Person or Persons for the Purchase Money for which such Lands, Grounds, or Hereditaments shall be sold, or for so much thereof as in such Receipt shall be expressed to be received; and such Person or Persons shall not be answerable for any Losses, Misapplication, or Non-application of such Purchase Money, or any Part thereof: Provided always, that the said Trustees before they shall sell and dispose of such Lands, Grounds, and Hereditaments, shall first offer to resell or dispose of such Lands to the Person or Persons from whom the same shall have been purchased; and in case such Person or Persons shall not then and thereupon agree, or shall refuse to re-purchase the same, then, and in every such Case, an Affidavit being sworn before a Master, or Master Extraordinary, of the High Court of Chancery, or before One of His Majesty's Justices of the Peace for the County of Surrey, by some Person or Persons no Way interested in the said Lands and Premises, stating that such Offer was made by or on Behalf of the said Trustees, and was not then and thereupon agreed to, or was refused by the Person or Persons to whom the same Offer was so made, such Affidavit shall in all Courts whatever be sufficient Evidence and Proof that such Offer was made, and was not agreed to, or was refused by the Person or Persons to whom it was made (as the Case may be); and in case such Person or Persons as aforesaid, shall be desirous of purchasing the said Premises, and he, she, or they, and the said Trustees shall differ and not agree with respect to the Price or Prices thereof, in such Case the Price or Prices thereof shall be ascertained by a Jury, in Manner herein before directed with respect to disputed Value of Premises to be purchased by  
the



the said Trustees in pursuance of this Act; and the Expence of hearing and determining such Difference shall be borne and paid in like Manner as is herein directed with respect to such Purchase made by the said Trustees, *mutatis mutandis*; and that all Money which shall arise by any Sale or Sales, or Demise or Demises, which may be made by the said Trustees of such Lands, Grounds, and Premises as aforesaid, shall be applied to the Purposes of this Act.

XXXV. And be it further enacted, That in all Grants, Demises, and Conveyances to be made by the said Trustees, under or by virtue of the several Powers and Authorities to them hereby given, the Words "grant, bargain, and sell," shall amount to and be construed and adjudged in all Courts of Judicature to be express Covenants to the Grantee, or Purchaser, his, her, and their Heirs, Executors, Administrators, and Assigns, from the said Trustees, for themselves and their Successors, that the said Trustees, notwithstanding any Act done by them, were, at the Time of the Execution of every such Grant or Conveyance, seised of the Lands, Hereditaments, and Premises thereby granted, conveyed, and sold of an indefeasible Estate of Inheritance in Fee Simple, free from all Incumbrances, for quiet Enjoyment thereof against the said Trustees and their Successors, and all Persons claiming under them; and all such Purchasers shall be indemnified and saved harmless by the said Trustees and their Successors.

The Words "grant, bargain, and sell," to operate as Covenants for Title.

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

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

XXXVII. And be it further enacted, That if any Money shall be agreed or assessed to be paid for any Lands, Tenements, Messuages, Buildings, Grounds, or Hereditaments purchased, taken, or used by virtue of this Act,

Application of Purchase Money exceeding 200l.



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

Application  
where Purchase Money  
is under 200l.  
and not less  
than 20l.

XXXVIII. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or exceed the Sum of Twenty Pounds, then, and in all such Cases, the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Hereditaments so purchased, taken, or used, or of his, her, or their 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,



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

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

Application where the Money is under 20l.

XL. 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 Trustees, or any Three or more of them, or shall refuse to execute such Conveyance or Conveyances; or in case the 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 entitled to such Lands, Tenements, or Hereditaments, be not known or discovered, then, and in every such Case, it shall and may be lawful for the said Trustees, or any Three or more of them, 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 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 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 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 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.

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.

XLI. 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

Persons in Possession shall be

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deemed well entitled, unless the contrary be shewn.

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, Interest in Lands, Tenements, or Hereditaments, to be purchased in pursuance thereof, 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 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 Dividend or Interest of the Annuities to be purchased with such Money, and also the Capital of such 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 may order reasonable Expences of Purchase to be paid by the Trustees.

XLII. Provided also, and be it further 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 this Act, the Purchase Money for the same shall be required to be paid into the said Court, 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 be lawful for the said Court 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, and of the laying out and Application of the Money so paid into Court, as the said Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Trustees, or any Three or more of them, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

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

XLIII. And be it further enacted, That all such Verdicts, Judgments, Sentences, Decrees, Orders, and other Proceedings of the said Trustees, Sheriff, Under-Sheriff, or Coroner, and Juries, as relate to or concern any of the Cases before mentioned, and all Receipts which the Cashier or Cashiers of the Bank of *England* shall give for any Sum or Sums of Money paid into the Bank as aforesaid, shall be entered among the Records of the Court of General Quarter Sessions of the Peace of the said Counties of *Kent* or *Surrey*, and the said Verdicts, Judgments, Sentences, Decrees, Orders, and other Proceedings, shall be deemed and taken to be Records to all Intents and Purposes whatsoever, and the same or true Copies thereof shall be deemed and taken to be good and sufficient Evidence and Proof in any Court or Courts of Law or Equity whatsoever; and all Persons shall and may have recourse to the same, paying the Sum of One Shilling and no more for each Search, and take Copies thereof, paying for every Copy the accustomed Fee; and immediately after the Entry of such Verdicts, Judgments, Sentences, Decrees, Orders, and other Proceedings of the said Trustees, Sheriff, Under-Sheriff, or Coroner, and Juries, as aforesaid, and Payments as aforesaid, all the Estate, Right, Title, Interest, Use,



Use, Trust, Property, Claim, and Demand in Law and Equity, of the respective Owner or Owners, Corporations, Trustees, or other Person or Persons aforesaid, into and out of the Lands and Hereditaments to be purchased as aforesaid, shall vest in the said Trustees, and they shall be deemed in Law to be in the actual Seisin and Possession thereof to all Intents and Purposes whatsoever, as fully and effectually as if every Person having any Estate in the Premises had actually conveyed the same by Lease and Release, Bargain, and Sale inrolled, Feoffment with Livery of Seisin, Fine, Common Recovery, or any other Conveyance or Assurance whatsoever, and such Verdicts, Judgments, Sentences, Decrees, Orders, and other Proceedings, shall not only bar all Right, Title, Interest, Claim, and Demand of the Person or Persons, Corporation or Corporations, to whom or on whose Account such Payment shall have been made, or for whose Use such Money shall have been left in the Hands of the Treasurer of the said Road, but also shall extend to and be deemed and construed to bar the Dower or Dowers of the Wife and Wives of such Person and Persons, and all Estates Tail, and other Estates in Possession, Reversion, Remainder, or Expectancy, and the Issue and Issues of such Person and Persons, and every Person claiming under them, as effectually as Fines or Common Recoveries would do if levied or suffered by the proper Parties in due Form of Law.

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

Conveyances good by Bargain and Sale.

XLV. Provided always, and be it further enacted, That in case any Tenant, Lessee, or other Person in Possession as aforesaid, shall be compelled to quit Possession of any such Lands, Tenements, or Hereditaments, before the Expiration of their respective Terms therein, the said Trustees shall make Satisfaction to such Tenants, Lessees, or other Person in Possession, for the Determination of their said respective Terms; and in case any Difference or Dispute shall arise concerning the Amount of such Satisfaction, the same shall be determined and settled in such and the like Manner as the Satisfaction to be made for the Purchase of Lands or Hereditaments to be taken or made use of for the Purposes of this Act, is herein directed to be determined and settled.

Compensation to Tenants quitting before their Term.

XLVI. And be it further enacted, That all and every Person and Persons who shall have any Mortgage or Mortgages on such Lands, Tenements, Houses,

Mortgages to be assigned on Tender of the



Principal  
Money, &c.

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

Cashier to  
give a Re-  
ceipt for Pur-  
chase Money  
paid into the  
Bank.

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

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

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

Trustees may  
make the  
Roads  
through  
Lands  
though  
Names not  
in Book of  
Reference.

XLIX. Provided always, and be it further enacted, That it shall and may be lawful for the said Trustees to make the said new Road and Branch of Road into, through, across, or over the several Lands or Grounds of any Person or Persons who is, are, or may be Owner or Owners of Lands over which the same is set out and described in the Maps or Plans herein-after mentioned, although the Name or Names of such Person or Persons may happen to be omitted in the said Books of Reference, or either of them, in case it shall appear to any Two or more Justices of the Peace for the said Counties of *Kent* and *Surrey*, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake.

L. And



L. And whereas a Map or Plan, describing the Line of the said new Road and Branches of Road, and the Lands through which the same is to be carried, together with Books of Reference, containing a List of the Names of the Owners and Occupiers of such Lands, has been deposited in the Offices of the Clerks of the Peace for the said Counties of *Kent* and *Surrey*; be it therefore enacted, That the said Maps or Plans, and Books of Reference, shall remain in the Custody of the said Clerks of the Peace for the said Counties, to the end that all Persons may, at seasonable Times, have Liberty to peruse and inspect the same, and take Copies or Extracts thereof at their Will and Pleasure, paying the Clerk of the Peace the Sum of Two Shillings and Sixpence for every such Inspection, and at the Rate of Eight-pence for every One hundred Words of such Copies or Extracts, of the said Maps or Plans, and Books of Reference; and that the said Trustees in making the said new Road and Branches of Road shall not deviate more than One hundred Yards of Three Feet each from the Line described in the said Maps or Plans, without the Consent and Approbation in Writing of the Person or Persons, Body Politic, Corporate or Collegiate, through or over whose Lands or Grounds such Deviation shall be made.

To prevent Deviation.

LI. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prevent, hinder, or restrain the said Trustees from widening, diverting, turning, shortening, varying, or altering the Course or Path of any Part or Parts of the said Road or Branches of Road beyond the Distance of One hundred Yards through the Lands or Grounds of any Person or Persons whomsoever, in case such Person or Persons shall be consenting thereto, and shall signify his, her, or their Consent in Writing to such Diversion or Alteration being made.

Trustees not restrained from diverting the Roads beyond Two hundred Yards, if Parties consent.

LII. And whereas, under and by virtue of an Act of Parliament, made and passed in the Twenty-second Year of the Reign of His late Majesty King *George the Second*, intituled *An Act for opening and making a new Street from the East End of New Street, in the Parish of Saint John, Southwark, to and through the several Places therein mentioned, and for keeping the said Road in Repair in future*; and also by another Act, passed in the Seventh Year of the Reign of His present Majesty King *George the Third*, intituled *An Act for enlarging the Term and Powers granted by an Act passed in the Twenty-second Year of His late Majesty King George the Second, for opening and making a new Road from the East End of New Street, in the Parish of Saint George, Southwark, to and through the several Places therein mentioned; and for keeping the said Road in Repair for the future; and for repairing several other Roads adjoining thereto*; and also by another Act, made and passed in the Thirty-first Year of the Reign of His present Majesty, intituled *An Act for enlarging the Term, and for explaining, amending, and making more effectual the Power of Two several Acts passed in the Twenty-second Year of the Reign of His late Majesty King George the Second, and the Seventh Year of His present Majesty, for making a new Road from New Street, in the Parish of Saint John, Southwark, to and through the several Places therein mentioned; and for keeping the same and several other Roads adjoining in Repair*; and also by another Act, passed in the Thirty-eighth Year of the Reign of His present Majesty, intituled *An Act for*

Parts of Lands and Buildings purchased by the Trustees of the present Road, near Freeschool Street, to be given to the Trustees, to be used in making the new Road.

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making a new Road or Street from Freeschool Street, Southwark, to Dock Head, and from thence through Hickman's Court, otherwise Rose Court, to Lillyput-hall Bridge, in Bermondsey; and for enlarging, for the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament, the Term and Powers of Three Acts passed in the Twenty-second Year of His late Majesty King George the Second; and in the Seventh and Thirty-first Years of His present Majesty, for making a new Road from New Street, in Southwark, to and through the several Places therein mentioned; and for repairing the same, and other Roads adjoining; and also by another Act, passed in the Forty-third Year of the Reign of His present Majesty, intituled *An Act for enlarging and altering the Term and Powers of several Acts of Parliament for making a Road from New Street, Southwark, to the Places therein mentioned; and from Freeschool Street, Southwark, to Dock Head, and Lillyput-hall Bridge, in Bermondsey, and from the Stones End, in Kent Street, Southwark, to Dartford, so far as respects the Road leading from the Stones End, in Bermondsey Street, towards Saint Thomas-a-Waterings; and also for repairing and maintaining a certain Lane, called Long Lane, in the Parish of Bermondsey, in the County of Surrey; a Road from New Street aforesaid, to the South End of Butt Lane in the Parish of Saint Paul, Deptford, in the County of Kent, together with several other Roads leading to and from the same, have been made in the several Parishes of Saint Mary Magdalen, Bermondsey, and Saint Mary, Rotherhithe, in the County of Surrey, and in the several Parishes of Saint Nicholas, Deptford, and Saint Paul, Deptford, in the County of Kent, and certain Tolls are by the said Acts authorized to be taken thereon: And whereas, for the Purpose of making the said Road from Freeschool Street, Southwark, to Dock Head, divers Messuages and Pieces of Land in the said Parish of Saint John, Southwark, have been purchased by the Trustees for putting into Execution the said Act passed in the Thirty-eighth Year of the Reign of His present Majesty: And whereas the further Execution of the said recited Act of the Thirty-eighth Year of His present Majesty, so far as respects the making a Road from Freeschool Street, Southwark, to Dock Head, and to Lillyput-hall Bridge in Bermondsey, will become unnecessary in consequence of the making of the Roads by this Act authorized to be made from the Junction to Charles Street, Fair Street, and Freeschool Street before mentioned, to the Neckenger Road before mentioned; be it therefore enacted, That for the better and more speedy enabling the Trustees by this Act named, and their Successors, to make and open the said Road by this Act authorized to be made from the Point of Junction of Charles Street, Fair Street, and Freeschool Street, to Dock Head aforesaid, it shall and may be lawful for the Trustees by this Act named, or their Successors, to take and use such Part and Parts of the Lands and Tenements so purchased by the Trustees for putting into Execution the said Act of the Thirty-eighth Year of the Reign of His present Majesty, as may be necessary for the making the said intended Road from the Junction aforesaid to Dock Head aforesaid, which is hereby directed and required to be of the Width of not less than Seventy Feet at the least, including a Pathway for Foot Passengers on each Side thereof, of the Width of Eight Feet at the least, without Payment of any Recompence to the said last-mentioned Trustees for the same, so as such new Road or Street and Footpaths from such Junction aforesaid to Dock Head, be made and completed, and such Footpaths well and sufficiently paved with flat Stones, within Eighteen Calendar Months next after the passing of this*

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Act;



Act; and the Trustees for putting this Act into Execution shall, and they are hereby required within the said Space of Eighteen Months to make and complete the said Road accordingly.

LIII. And be it further enacted, That in case the Trustees under this Act shall and do make, continue, and complete the said new Road from the Junction aforesaid to the *Neckenger Road* aforesaid, as far as the present Road called *Parker's Row*, in *Bermondsey*, then the said Trustees for putting into Execution the said before-mentioned Acts shall, and they are hereby authorized and required, at the Request, Costs, and Charges of the Trustees under this Act, and without any other Consideration than the making of such Roads at the Times and in the Manner aforesaid, to convey and assure to the said Trustees by this Act named, or their Successors, all the Rest and Remainder of the Lands, Tenements, and Hereditaments, so purchased as aforesaid, to the Intent that such Parts thereof as shall not be used in making such Road as aforesaid shall and may be sold and disposed of by them in the like Manner as if the same had been by them purchased or taken, and not wanted for the Purposes of this Act.

The Remainder of such Lands and Buildings to be conveyed to the Trustees under this Act at certain Periods.

LIV. Provided always, and be it further enacted, That it shall be lawful for the Trustees under this Act to widen such Part of the Old Road as shall be taken in lieu of the new Road lying between the *Neckenger Road* and *Dandy's Corner*; and that so much of the Land belonging to *Sarah West*, or any other Person as is on the South Side of the Road from the *Neckenger Road* to the *Spa Road* at *Dandy's Corner*, as is necessary to widen such Part of the Old Road as shall be so taken and used for the Purposes of the New Road, shall be purchased and taken under this Act, for widening the said Old Road, any Thing herein-before contained to the contrary notwithstanding; and that the Part of the present Old Road which leads from the North End of *Parker's Row* to *Dandy's Corner* shall, after the same shall have been so widened under the Provisions of this Act, vest in the Trustees under this Act, for the Purposes thereof.

For the Purchase of Land belonging to Mrs. West.

LV. And be it further enacted, That the Toll-gate now standing at *Lillyput Hall* shall be removed to the End of *Parker's Row*, and no Toll-gate shall be erected; or any Toll taken by the Trustees under this Act, on any Part of the said Road so widened, between the North End of *Parker's Row* and *Dandy's Corner*.

Toll-gate at Lillyput Hall to be removed to the End of Parker's Row.

LVI. And be it further enacted, That so much of the said Road, under the said before-recited Acts, called *The Blue Anchor Road*, as extends from the West End thereof, in the Parish of *Bermondsey*, to a Point Eastward, from the Post marking the Boundaries of the Parishes of *Bermondsey* and *Rotherhithe*, and where the said Road turns Northward, and also so much of the present Road, called *The Plough Road*, as extends from the Junction of Roads at or near the House called *The Half-way House*, and known by the Name or Sign of *The Red Lion*, to the East End of a Bridge over the *Grand Surrey Canal*, called *The Plough Bridge*, shall vest in the Trustees under this Act, and be deemed to be Part of the Road to be made under this Act; and the same and each of them shall be maintained, repaired, and supported by the Trustees under this Act, as Part of such new Road.

Blue Anchor Road and Plough Road to be repaired by the Trustees.

LVII. And



Empowering Trustees to widen, alter, and maintain Plough Bridge:

LVII. And whereas in making and completing the said Roads in the Line laid down in the said Map or Plan, it will be necessary to build a Bridge over and across the *Grand Surrey Canal*, and the Proprietors of the said Canal have already built and erected a Bridge over the same, called *The Plough Bridge*, contiguous to or within a very short Distance of the Place where the said Line of Road crosses the said Canal; and as the building of another Bridge across the said Canal in the said Line of Road would not only be attended with much Expence to the said Trustees, but would be extremely inconvenient to the Navigation of such Canal, the Proprietors thereof have agreed that the said Trustees shall alter the said Line of Road, and widen, enlarge, alter, and maintain the said Bridge, called *The Plough Bridge*, as herein-after mentioned; be it therefore further enacted, That it shall and may be lawful to and for the said Trustees to widen, enlarge, alter, and maintain the said Bridge, called *The Plough Bridge*, with Stones or Bricks, and with good and sound Materials; the same to be done under the Inspection and to the Satisfaction of the Engineer or Surveyor of the said Company of Proprietors for the Time being: Provided nevertheless, that in widening, extending, altering, and maintaining the said Bridge, the said Trustees, their Agents, and Workmen, shall do as little Damage, and cause as little Interruption to the Trade and Navigation of the said Canal as may be.

Satisfaction to be made to the Grand Surrey Canal Company, for the Plough Bridge and for Damages, &c.

LVIII. Provided always, and it is hereby further enacted, That the said Trustees shall pay or cause to be paid unto the said Company of Proprietors, a proper and reasonable Compensation and Satisfaction for all such Loss, Damages, or Expences, which they, their Agents, or Workmen, or any Person or Persons navigating or using the said Canal shall sustain or be put unto for, or by reason, or means of the widening, enlarging, altering, and maintaining the said Bridge; and if any Difference or Dispute shall arise between the said Company of Proprietors or their Committee, and the said Trustees, touching the Amount of the Compensation or Damages so to be made as aforesaid, then and in such Case the same shall be settled and adjusted in the same Manner as herein-before provided in case of Dispute respecting the Purchase of any Lands or Premises under this Act.

Lands cut through, to be fenced off.

LIX. And be it further enacted, That whenever a Part only of any Yard, Rope Ground, Manufactory, Tan Yard, Orchard, Garden Ground, or Premises, in the Occupation of *Samuel Brookes, John Fortune May, Thomas Keeton, Thomas Cook, William Jones, and Bennet Stevenson Morgan, Dominick French, Jonathan Lacy, John Barton, and Joseph Barton, Nicholas Farmer and Son, Matthew Boyd, John Hill, and William Marshall, Thomas King Creak, and James Wade*, shall be taken by the said Trustees for the Purposes of this Act; and before the same is so taken and applied, the Remainder thereof shall, by the said Trustees, be sufficiently fenced off and separated from the Part or Parts so taken, by a good strong and sufficient Fence, with a proper and convenient Gate or Gates, and likewise good and sufficient Passages and Ways for Horses, Carts, and Carriages to pass and repass into, across, and over such Road, without the Payment of any Toll or Duty for or in respect thereof.

Compensation for Land Tax and Poor Rates.

LX. And whereas, by reason of taking down Houses, and making Alterations in pursuance of this Act, there may be Deficiencies in the Produce of the Assessments for Land Tax, and Poor's Rates, Church Rates, Highway



Highway Rates, and Rectors' Rates, within the said several Parishes of *Saint Mary Rotherhithe*, *Saint Mary Magdalen Bermondsey*, *Saint George the Martyr*, and *Saint John Southwark*, all in the said County; and in the Rates for paving, cleansing, lighting, and watching, and opening, widening, and better regulating the several Streets, Lanes, and Places, within the East Division of the Town and Borough of *Southwark*; and also in the Parish of *Saint Mary Rotherhithe*; and also within that Part of the said Parish of *Saint Mary Magdalen Bermondsey*, called the *Water-side Division*; be it therefore further enacted, That the said Trustees, and their Successors, shall from Time to Time, from and after the passing of this Act, be subject and liable to make good to the said Parishes respectively, and to the said several Commissioners, or to such of them as shall claim the same within Six Months next after such Deficiencies shall arise, out of the Monies to arise and be received by the said Trustees, or their Successors, under or by virtue of this Act, all such Sum or Sums of Money as shall from Time to Time be deficient in respect of the Produce or Amount of the said several Assessments within the said Parishes and Districts aforesaid, or any of them, by reason or means of the Alteration arising from or occasioned by the making of the said Roads and Branches of Road, or by opening, and widening, and improving the said Streets, Lanes, and Passages, intended to be opened, widened, and improved, or either of them, according to the Produce or Amount of such several Assessments and Rates respectively, from *Lady Day* One thousand eight hundred and ten, to *Lady Day* One thousand eight hundred and eleven, and shall pay the same from Time to Time accordingly to the several Collectors of the said Rates and Taxes.

LXI. And be it further enacted, That in case Default shall at any Time be made in Payment of the said several Rates herein mentioned and hereby directed and required to be paid by the said Trustees as aforesaid, or of any Part or Parts thereof respectively, for the Space of Twenty-one Days next after the same shall become due and the Payment thereof required, then and in every such Case, it shall and may be lawful for the Collector or Collectors of the said Rates respectively, in his or their own Name or Names, to sue for and recover the Rate or Rates so in Arrear, of and from the said Trustees, their Treasurer or Clerk, by Action of Debt or on the Case, together with full Costs of Suit, and in which Action or Actions no Essoign, Protection, or Wager of Law, or more than One Imparance, shall be allowed.

Power for  
Recovery of  
Rates from  
Trustees, &c.

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

When Com-  
pensation to  
Parishes  
cease.



Compen-  
sation to  
Rectors of  
Bermondsey,  
&c. for Defi-  
ciencies of  
annual Sti-  
pend, Dues,  
&c.

LXIII. And whereas, by reason of taking down Houses, and making Alterations in pursuance of this Act, a Deficiency may arise in the Produce of the annual Stipends, Dues, Oblations, and other Perquisites, and Payments payable to the Rectors of the said Parish of *Saint Mary Magdalen in Bermondsey*, and *Saint Mary Rotherhithe*, otherwise *Redriff*, respectively; be it therefore enacted, That the said Trustees shall from Time to Time, during the Continuance of this Act, yearly and every Year pay and make good unto the Rectors of the said Parish Churches respectively for the Time being, by Two equal Half-yearly Payments, on the Twenty-fifth Day of *March* and the Twenty-ninth Day of *September* yearly, all such Deficiency or Deficiencies which may arise or happen by the pulling down of any Dwelling-houses within the said Parish for the Purposes of this Act, and which the consequent Removal of Inhabitants from such Parishes respectively may occasion; which Deficiency or Deficiencies shall be estimated at and after the Rate of Ten Shillings upon each and every House which shall be pulled down by the said Trustees, for the Purposes or under the Authority of this Act.

Trustees may  
erect Gates.

LXIV. And be it further enacted, That the said Trustees shall and may erect and set up, or cause to be erected and set up, One or more Gate or Gates, Turnpike or Turnpikes in, upon, or across the said intended Road and Branch of Road, with Toll-houses, and proper and necessary Buildings and Fences near to each such Gate or Turnpike, whether across the said intended Road, or Branch of Road, or at the Sides thereof.

No Turnpike  
to be placed  
on the new  
Road, to in-  
terfere with  
the present  
Road.

LXV. Provided also, and be it enacted, That no Gate, Bar, or Turnpike shall be erected or placed upon the said Roads, or Branches of Road, hereby authorized to be made, so as to interrupt or incommode the Passage along the Roads, or any of them, or any Part of any of them, comprized in the said Acts of the Twenty-second Year of the Reign of His late Majesty, or of the Thirty-eighth Year of the Reign of His present Majesty, or in any Act subsequent thereto, or to either of them.

No Turnpike  
to be erected  
in the New  
Road be-  
tween  
Charles-  
street and the  
Neckenger  
Road.

LXVI. Provided always, and it is hereby enacted, That no Turnpike, Bar, or Toll Gate, shall at any Time be erected or set up in, upon, across, or on the Side of any Part of the Road by this Act authorized to be made, between the Junction herein before mentioned at *Charles Street*, *Fair Street*, and *Freeschool Street*, in the said Parish of *Saint John Southwark*, and the present Gate called *Lillyput-ball Gate*, in the present Road, in the said Parish of *Saint Mary Magdalen Bermondsey*, or upon any Part of the present Road; any Thing in this Act contained to the contrary notwithstanding.

Tolls.

LXVII. And be it further enacted, That the respective Tolls following shall and may, once in every Day, be demanded and taken of and from all and every or any Person or Persons passing with or attending any Cattle or Carriage, by such Person or Persons as the said Trustees shall from Time to Time appoint, at each or any of the said Gates or Turnpikes; (that is to say)

For every Coach, Berlin, Landau, Vis-à-vis, Chariot, Chaise and Pleasure Carriage, and for every Hearse, Litter, or other such Carriage, having Four or Three Wheels, and drawn by Six Horses, or Beasts of Draught, the Sum of Three Shillings; and drawn by Four Horses, or

Beasts



Beasts of Draught, the Sum of Two Shillings; and drawn by Three Horses, or Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by Two Horses, or Beasts of Draught, the Sum of One Shilling; and drawn by One Horse, or Beast of Draught, the Sum of Sixpence:

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

For every Waggon, Wain, or such other Four-wheeled Carriage, laden with Hay or Straw, or having Wheels of the Breadth of Six Inches at the least on the Bottom or Sole thereof, drawn by Six or more Horses, or Beasts of Draught, the Sum of Two Shillings; and drawn by Five Horses or Beasts of Draught, the Sum of One Shilling and Eight-pence; and drawn by Four Horses, or Beasts of Draught, the Sum of One Shilling and Four-pence; and drawn by Three Horses, or Beasts of Draught, the Sum of One Shilling; and drawn by Two Horses, or Beasts of Draught, the Sum of Eight-pence; and drawn by One Horse, or Beast of Draught, the Sum of Four-pence:

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

For every Cart or other such Two-wheeled Carriage drawn by Four or more Horses, or Beasts of Draught, the Sum of Two Shillings; and drawn by Three Horses or Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by Two Horses, or Beasts of Draught, the Sum of One Shilling; and drawn by One Horse, or Beast of Draught, the Sum of Sixpence:

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

For every Drove of Oxen or Neat Cattle, One Shilling *per* Score, and so in Proportion for any less Number: And,

For every Drove of Swine, Sheep, or Lambs, the Sum of Sixpence *per* Score, and so in Proportion for any less Number:

Which said respective Sums of Money shall be demanded and taken as Toll; and if any Person or Persons subject to the Payment of any of the said Tolls shall, after Demand thereof made, neglect or refuse to pay the same or any Part thereof, it shall be lawful for the Person or Persons appointed to collect the said Tolls, or for any Surveyor or Surveyors of the said Road, or any other Person or Persons duly authorized by the said Trustees, by himself, herself, or themselves, or taking such Assistance as he, she, or they shall think necessary, to stop, seize, and distrain any Horse or Horses, or other Beast or Cattle, upon which such Toll is by this Act imposed, together with their Bridles, Saddles, Gears, Harness, or Accoutrements, or any other Part thereof, except the Bridles or Reins of such Horses or other Beasts, separate from such Horses or other Beasts; and

if



if such Tolls, and the reasonable Charges of such Seizure and Distress shall not be paid within the Space of Five Days next after such Seizure and Distress made, the Person or Persons so seizing and distraining shall and may sell the Horse or Horses, Beast, Cattle, or Thing so seized and distrained, or a sufficient Part thereof, returning the Overplus, if any be, and what still remains unfold, on Demand, to the Owner thereof, after such Tolls and the reasonable Charges occasioned by such Seizure, Distress, and Sale shall be deducted and paid; and that all the Tolls and Monies so to be collected and levied, and the Money borrowed or to be borrowed on the Credit thereof, shall be, and the same are hereby vested in the said Trustees, and shall be paid, applied, and disposed of, to and for the Uses, Intents, and Purposes, and in such Manner as is herein mentioned.

Breadth of  
Wheels.

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

Payment  
of Toll at one  
Gate to clear  
the other  
Gates.

LXIX. Provided always, and be it further enacted, That the Person or Persons passing with or attending any Horse, Cattle, or Carriage, along the said intended Roads or Branches of Road, who shall have paid the Toll hereby authorized to be taken in respect of such Horse, Cattle, or Carriage, at any Turnpike or Toll Gate to be erected across the said intended Roads or Branches of Road, shall, on producing the Ticket of that Day, be exempt from the Payment of such Toll at any other such Turnpikes or Toll Gates; any Thing herein contained to the contrary thereof in anywise notwithstanding.

Exemptions.

LXX. Provided always, and be it further enacted, That all Horses, Cattle, or Carriages, which shall pass the same Day through any Side-bar or Gate to be erected on the Side or Sides of the said Road or Branch of Road, authorized to be made by this Act, across any Lane or Way leading into or out of the same, and through the next Turnpike Gate or Bar on the said Roads, shall, on producing a Ticket, in like Manner be exempt at the other of the same last-mentioned Gates or Bars, from so much Toll as shall have been respectively paid for such Horses, Cattle, or Carriages, at the other of the same Gates or Bars which they shall have so previously passed through: Provided also, that no Toll shall be taken in respect of any Horse, Beast, Cattle or Carriage, which only crosses the said Roads, or which shall not travel above One hundred Yards thereon.

General Ex-  
emptions  
from Toll.

LXXI. Provided also, and be it further declared and enacted, That no Toll shall be demanded or taken for any Cattle or Carriages, laden only with Stone, Brick, Gravel, Rubbish, or other Materials for making or repairing the said Roads, or for repairing the Highways in any Parish or Place through which any Part of the said Roads lead, or laden only with Dung, Compost, Marl, Soil, Mould, or other Manure, of what Nature  
or



or Kindsoever, to be used in manuring or improving of Land ; or for any Cattle or Carriage laden only with Hay, Hay-grass, Saintfoin, Fodder, Straw, or Corn in the Straw (except Carts or Carriages laden with Hay or Straw for Sale, or with Hay or Straw which shall have been bought and shall be then drawing Home to the Purchasers thereof); or for any Ploughs, Harrows, or other Implements of Husbandry, belonging to any of the Inhabitants in any of the said Parishes or Places passing in order to the using or repairing of the same ; or for Cattle or Carriage going empty and unladen, after having carried such Stone, Bricks, Gravel, Rubbish, or other Materials for repairing the said Roads, or for repairing the Highways in any Parish or Place through which the said Roads lead, or such Dung, Compost, Marl, Soil, Mould, or other Manure, of any Nature or Kind whatsoever, to be used in manuring and improving Land, or any Hay or Corn in the Straw, or any Ploughs, Harrows or other Implements of Husbandry belonging to any of the said Inhabitants, or for any Cattle belonging to any of the said Inhabitants which shall be only going or returning from Pasture, Water, or drawing any Plough or Harrow ; or for any Cattle or Carriage belonging to any Inhabitant of any Parish or Place wherein any such Turnpike shall be erected, which shall be only passing to the Smith's Shop in order to be shod or farried, or for the Return of any such Cattle or Carriage unladen ; or for any Horses or Carriages, of whatsoever Description, employed or to be employed in fetching, conveying, or guarding Mails of Letters and Expresses, under the Authority of His Majesty's Postmaster General, or in returning back from conveying or guarding the same ; or for the Horses of Soldiers upon their March, or upon Duty, or for Cattle or Carriages attending them, or laden only with their Arms or Baggage, or returning after having been so-employed, nor for any Waggon, Wain, Cart, or other Carriage whatsoever, or the Horse or Horses, or other Cattle drawing the same, which shall be employed in conveying any Ordnance, Barrack, or Commissariat, or other public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces ; or for Horses or Carriages travelling with Vagrants sent with Passes, or for any Coaches, Berlins, Landaus, Chariots, Calashes, Chairs, or Passengers on Horseback, going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the Counties of *Kent* or *Surrey*, or Members for the Borough of *Southwark*, on the Day or Days of such Election, or on the Day before or Day after such Election shall begin or be concluded ; and that no Toll shall be demanded or taken for any Horse, Mare, or Gelding, furnished by or for any Persons belonging to any Corps of Yeomanry, or Volunteer Cavalry, and rode by them in going to or returning from the Place appointed for and on the Days of Exercise, provided that such Persons shall be dressed in the Uniform of their respective Corps, and have their Arms, Furniture, and Accoutrements, according to the Regulations provided for such Corps respectively at the Time of claiming such Exemption as aforesaid ; and if any Person shall claim and take the Benefit of any of the Exemptions by this Act granted from the Whole or any Part of the several Tolls hereby authorized to be taken, not being entitled to the same, such Person for every such Offence shall forfeit and pay any Sum not exceeding Five Pounds, to be recovered and applied as other Penalties are by this Act directed to be recovered and applied.



Toll Gatherers to put up their Names.

LXXII. And be it further enacted, That any Gate-keeper, Toll-gatherer, or Collector, or Receiver, of the Tolls on the said Road, or Branch of Road, shall, and he and they is and are hereby required to place his Christian and Surname painted on a Board in White Letters on a Black Ground in fair and legible Characters, of such Size as the said Trustees shall direct, in Front of the Toll-house where he shall be stationed to collect the said Tolls, immediately on his coming on Duty, and shall continue the same so placed, during the whole Time he shall be upon such Duty; and if any Collector or Receiver of the said Tolls shall not place such Board as aforesaid in the Manner and during the Time aforesaid, or shall demand or take a greater or less Toll from any Person than he shall be authorized to do by virtue of this Act, or shall refuse to permit, or suffer, or shall in anywise hinder any Person or Persons from reading such Christian or Surname (such Person or Persons who shall demand the same having paid the said Tolls), or shall give a false Name on such Demand, every such Collector or Receiver shall forfeit and pay any Sum not exceeding Two Pounds for every such Offence.

Penalty on evading the Tolls.

LXXIII. And be it further enacted, That if any Person or Persons shall go or pass with, or ride or drive any Horse or Beast, or ride in or drive any Carriage through or over any Land, Ground, or Place lying by the Side or near to any Part of the said Road or Branch of Road; or if any Person or Persons owning or occupying any Land or Ground, the same not being a Highway, shall knowingly permit or suffer any other Person or Persons to go or pass with any Cattle or Carriage through or over such Land, Ground, or Place in order or with the Intent that thereby the Payment of any Tolls by this Act granted, or any Part thereof, may be avoided; or if any Person shall forge, counterfeit or alter, or shall deliver to or receive of any other Person or Persons any Note or Ticket with Intent to avoid the Payment of any or any Part of the said Tolls; or if any Person or Persons shall unload or cause to be unladen any Goods or Merchandize, or shall take off, or cause to be taken off, any Horse, or other Beast, from any Carriage, or having passed through any Turnpike, shall afterwards add or put on any Horse or other Beast to any Carriage, and draw therewith upon any Part of the said Road or Branch of Road, so as to increase the Number of Horses, or other Beasts drawing the said Carriage after the same shall have passed through the said Turnpike with Intent to avoid, or shall by any such Means have avoided the Payment of any Tolls; or if any Person or Persons shall do any other Act in order or with Intent to avoid the Payment of the said Tolls or any Part thereof; or if any other Person or Persons shall ride, lead or drive any Horse or other Cattle, or any Carriage upon any Foot Causeway or Path on the Side or Sides of any Part or Parts of the said Road or Branch of Road, such Persons, and every of them, shall for each respective Offence forfeit a Sum not exceeding Forty Shillings, to be recovered in such Manner as herein-after mentioned and provided for the Recovery of Penalties and Forfeitures, One Moiety whereof, when raised, shall be paid to the Informer, and the other Moiety shall be applied in such Manner as the other Penalties and Forfeitures are herein-after directed to be applied.

Justice may settle any Dispute about Tolls.

LXXIV. Provided always, and be it further enacted, That if any Dispute shall happen about the Quantity of Tolls due, or the Charges of keeping



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

LXXV. And be it further enacted, That in case any Dispute or Litigation shall arise, touching or in anywise relating to the said Tolls, or in case of any Proceeding or Prosecution for the obtaining any of the Penalties imposed by this Act, the Person or Persons appointed to collect the said Tolls, or any other Person or Persons acting by or under the Authority of the said Trustees, shall not be incompetent to give Evidence in any such Dispute, Suit or Litigation, by reason of his, her, or their being so appointed, or acting under the Authority of the said Trustees.

Toll Gatherers may be Witnesses.

LXXVI. Provided always, and be it further enacted, That it shall and may be lawful for the several and respective Receivers and Collectors, and other Persons to be appointed under or by virtue of the said Act made and passed in the Sixth Year of the Reign of His present Majesty, to receive and collect the several Tolls thereby made payable, and they are hereby authorized and empowered for the Purposes of the said Act, without the Let, Hindrance, or Molestation of the said Trustees of the said new intended Road or Branches of Road, or any Person or Persons whatsoever, to make use of all or any of the present Gates, or Turnpikes, and Toll-houses, or any other Gate, or Turnpike, or Toll-house to be erected by virtue and in pursuance of this Act, so as such respective Receiver, Collector, or other Person, do in no wise hinder or interrupt the transacting of any Business or Purpose for which such Gates, Turnpikes, and Toll-houses shall be erected or provided.

Certain Gates to remain to former Uses.

LXXVII. And be it further enacted, That it shall be lawful for the said Trustees at any public Meeting, if they shall think proper, to order and cause to be built and erected, at any of the Turnpike Bars, or Toll-Gates to be erected by virtue of this Act upon any Part of the said Road, or Branch of Road, or at such Distance from such Turnpike Bars, or Toll-gates, as they shall think requisite and expedient, a Crane, Machine, or Engine, with a suitable House or other Building thereto, proper for the weighing of Carts, Waggon, or Carriages, conveying any Goods or Merchandize whatsoever, and to each such Crane, Machine, or Engine, to order and cause to be erected a Turnpike-gate, or Toll-gate, across the said Road or Branch of Road, and by Writing to order all, and every, or any such Carriage or Carriages, which shall pass loaded through any such Gate or Bar, or shall come upon the said Road, or Branch of Road, within the Distance of One hundred and fifty Yards from any such Crane, Machine, or Engine, although the same Carriage or Carriages shall not have passed through any Toll-gate, or Turnpike-gate, to be weighed,

Weighing Machines.



together with the Loading thereof; and it shall be lawful for the said Trustees to order any Person or Persons to receive and take, over and above the Tolls hereby granted, the following Sums of Money, as additional Tolls :

Increased  
Toll for  
Overweight.

For every Hundred-weight, of One hundred and twelve Pounds to the Hundred-weight, which any Waggon, Cart, or Carriage, together with the Loading thereof, shall weigh at any Weighing Machine erected or to be erected by virtue of this Act, over and above the Weights herein-after allowed to each of them respectively; (that is to say),

For the First and Second Hundred-weight of such Overweight, the Sum of Four-pence for each Hundred-weight :

For every Hundred-weight of such Overweight above Two hundred weight, and not exceeding Five hundred-weight, the Sum of Eight-pence :

For every Hundred-weight of such Overweight, above Five hundred-weight, and not exceeding Ten hundred-weight, the Sum of Three Shillings :

For every Hundred-weight of such Overweight above Ten hundred-weight, and not exceeding Fifteen hundred-weight, the Sum of Seven Shillings : And

For every Hundred-weight of such Overweight above Fifteen hundred-weight, the Sum of Twenty Shillings :

Which said additional Tolls or Dues, hereby granted and made payable, shall and may be levied and recovered in any of the Cases afore said upon any Person liable thereto, or upon his or her Goods and Chattels, who shall, after such Demand made thereof, refuse or neglect to pay the same, in such Manner as any other Toll or Duty is by this Act directed to be levied and recovered, and the Money arising from such additional Toll and Duty shall be applied to the Purposes of this Act : Provided always, that no Waggon with Wheels not less than Six Inches in Breadth, and which together with its Loading shall not exceed the Weight of Five Tons ; nor any Cart with Wheels not less than Six Inches in Breadth, and which with its Loading shall not exceed the Weight of Three Tons and Half a Ton ; nor any Waggon with Wheels less than Six Inches in Breadth and which with its Loading shall not exceed the Weight of Three Tons Ten hundred-weight ; nor any Cart with Wheels less than Six Inches in Width, and which with its Loading shall not exceed the Weight of Two Tons, shall be liable to any of the said last-mentioned Tolls ; but that the same shall be payable by such Waggons and Carts respectively, only for any Weight over and above the said Weight so allowed to each of them respectively.

Carriages con-  
veying Mili-  
tary Stores,  
not to be  
subject to  
Penalties for  
Overweight,  
&c.

LXXVIII. And be it further enacted, That no Person owning or driving, or causing to be driven any Waggon, Wain, Cart, or other Carriage, provided for the Service of His Majesty's Forces, or conveying any Ordnance, Barrack, Commissariat, or other public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, shall be subject to any Penalty or Forfeiture for Overweight ; nor shall any such Waggon, Wain, Cart, or other Carriage be stopped or detained by reason of any Weight in any such Waggon, Wain, Cart, or other Carriage, or of being drawn by any Number of Horses or Oxen, but it shall be lawful for any Owner or Driver of any such Waggon, Wain, Cart, or other Carriage,  
to



to put any Number of Horses or Oxen to such Waggon, Wain, Cart, or other Carriage; any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in this Act contained to the contrary notwithstanding.

LXXIX. And be it further enacted, That the Keeper of every such Toll-gate or Bar where any such Weighing Engine shall be erected, or any other Person appointed or to be appointed by the said Trustees to the Bar of such Machine or Engine, shall, and is hereby required to weigh all such Waggons and Carts liable to be weighed by virtue of this Act, which shall pass laden through such Gates or Bars respectively, or shall come upon any Part of the said Road, or Branch of Road, within the Distance of One hundred and fifty Yards from any such Crane, Machine, or Engine, without passing through any such Turnpikes, or Toll-gates, or Toll-bars respectively, and which he shall have reason to believe carry greater Weight than are allowed to pass without paying such additional Toll; and if any Gate-keeper or Persons so appointed shall permit any such Waggon or Cart to pass through any such Toll-gate with any greater Weight than is allowed as aforesaid, without weighing the same, and receiving such additional Tolls as aforesaid; and every Owner or Driver of any such Waggon or Cart, which shall pass loaded through any such Gates or Bars respectively, or shall come upon any Part of the said Road, or Branch of Road, within the Distance of One hundred and fifty Yards from any such Crane, Machine, or Engine, who shall refuse to suffer his Carriage to be weighed, or shall refuse to drive his Carriage upon the Engine upon being required so to do by the Collector or Receiver of such additional Tolls, although such Waggon or Cart shall have passed beyond the Distance of One hundred and fifty Yards from any such Gates or Bars respectively, or beyond any such Crane or Engine as aforesaid, or shall not drive his Cart upon the said Weighing Engine, for the Purpose of being weighed, being required so to do, every such Gate-keeper or Person so appointed as aforesaid shall for every such Offence forfeit any Sum not exceeding Fifty Pounds; and the Driver, being the Owner of every such Waggon or Cart, shall for every such Offence, forfeit any Sum not exceeding Twenty Pounds, and the Driver of every such Waggon or Cart, not being the Owner, shall for every such Offence forfeit any Sum not exceeding Ten Pounds.

Engine  
Keepers to  
weigh Wag-  
gons.

Penalty on  
Persons re-  
fusing.

LXXX. And in order to detect the said Collector or Receiver in any fraudulent Connivance, or Neglect of Duty in the Matters aforesaid, be it further enacted, That it shall and may be lawful for any Trustee, Creditor, Clerk, Treasurer, or Surveyor of the said intended Road and Branch of Road, if he shall suspect any such Connivance or Neglect as aforesaid, to cause any Carriage liable to be weighed by virtue of this Act, which shall have passed through any Toll-gate, or shall come upon any Part of the said Road, or Branch of Road, within the Distance of One hundred and fifty Yards from the Place where such Crane, Machine, or Engine shall be erected and shall not have passed, or be above Five hundred Yards beyond or from such Toll-gate or Weighing Engine, to return to such Weighing Engine, and be then weighed with the Loading thereof, in the Presence of such Trustee, Creditor, Clerk, Treasurer, or Surveyor, upon requiring the Driver thereof to drive such Carriage back to such Weighing Engine, and upon paying or tendering to him the Sum of Five Shillings for so doing, which Sum of Five Shillings shall be returned to the Person

If Fraud sus-  
pected, Car-  
riages which  
have passed  
the Gate  
may be  
brought back  
and weighed;

the Person  
requiring it  
to pay the  
Driver

[Loc. & Per.]

54 Z

weighing



Such Sum to be returned if the Carriage found above Weight.

Cranes may be erected. List of Trustees and other Officers to be put up in the Weighing House.

If Driver refuse to return to be weighed to forfeit 50l. Persons present may, in case of Refusal, take the Carriage back.

Penalty on driving Barrows, &c. on Footway.

Trustees may remove Toll Gates, &c.

Not to be removed but by Order of the Trustees.

Trustees may lease Tolls.

weighing the same, if upon weighing such Carriage and the Loading, the same shall be found above the Weight hereby allowed; and the said Trustees shall, and are hereby authorized and required to inclose from the Lands adjoining thereto, sufficient Ground for the Purpose of erecting such Cranes, Machines, or Engines, and Houses and other Buildings and Conveniences thereto, and for the Purpose of making convenient Places for turning such Carriages upon every such Road where any such Weighing Engine shall be erected on each Side thereof, if the Ground will admit of the same; and there shall be a List of the Names of all the Trustees, and also of the Clerk, Treasurer, and Surveyor of such Road, put up in the House or Building where any Weighing Engine shall be placed, to be inspected by the Owner or Driver of every such Carriage; and if the Driver of any such Carriage, being so requested to return with his Carriage to any such Weighing Engine, shall neglect or refuse so to do, he shall forfeit a Sum not exceeding Fifty Pounds; and it shall be lawful for any Peace Officer, or any Person or Persons then being present, upon such Neglect or Refusal, to drive and take such Carriage back to any such Weighing Engine, in order that the same may be weighed as aforesaid.

LXXXI. And be it further enacted, That if any Person or Persons shall run, drive, draw, or cause to be run, driven, or drawn, on any Part of the Footpaths of the said intended Road, or Branch of Road, any Wheel, or Wheels, Sledge, Wheelbarrow, Truck, or any Carriage whatsoever, or shall drive or ride any Horse, or other Beast upon such Footpath, such Person or Persons shall forfeit for the first Offence any Sum not exceeding Forty Shillings, and for any other or subsequent Offence a Sum not exceeding Five Pounds.

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

LXXXIII. And be it further enacted, That it shall and may be lawful for the said Trustees, after giving Fourteen Days Notice in Writing to be affixed on all the Turnpike Gates which shall then be erected upon the said Roads, and advertising the same Three Times at least in some Newspaper published or circulated in the Counties of *Kent* or *Surrey*, from Time to Time, to lease and demise the Tolls granted by this Act, or any Part or Parts thereof, for any Term of Years, not exceeding Three Years at any One Time, for the best Price that shall be gotten for the same, payable at such Times, and under such Covenants as the said Trustees shall think fit, they



they the said Trustees having a Counterpart of such Lease or Leases, and taking such other sufficient Security from the Person or Persons to whom any such Tolls shall be leased or demised, for Payment of the Rents and Performance of the Covenants to be reserved and comprised in such Lease or Leases, as the said Trustees shall think fit.

LXXXIV. And be it further enacted, That it shall be lawful for the said Trustees, from Time to Time, to compound for any Term, not exceeding Twelve Calendar Months at any Time, with any Person or Persons, or Bodies Politic or Corporate, for any Carriages, Horses, Beasts, or Cattle, travelling on the said Roads, for all or any of the Tolls to be paid in respect of such Carriages, Horses, Beasts, or Cattle, and all such Composition Money shall be paid in advance Half-yearly or otherwise, as the said Trustees shall think fit, and in Default the Composition shall be void. Compound-  
ing for Tolls.

LXXXV. And be it further enacted, That the said Trustees, at any Meeting to be held for that Purpose, whereof Twenty-one Days Notice shall be given in Writing, to be affixed upon all the Turnpike Gates which shall be then erected in pursuance of this Act, and inserted Three Times at the least in One or more of the Newspapers published or circulated within the Counties of *Kent* and *Surrey*, shall and may, and they are hereby empowered, from Time to Time, to borrow and take up at Interest, or by Way of Annuity, for and during the Continuance of this Act, in Manner herein-after mentioned, or in any other Manner that may be from Time to Time agreed on at a General Meeting of the Subscribers and Creditors under this Act, of which Meeting like Notice shall be given, and at which Meeting Two Thirds at least in Value of all the said Subscribers and Creditors shall give their Assent to the Manner proposed, such Sum and Sums of Money as they shall think needful for the Execution of this Act; and for that Purpose, by any Writing or Instrument under their Hands and Seals, to assign over or mortgage the Tolls to be collected and levied at any of the said Turnpikes, or Weighing Engines, or any Part thereof respectively, and also the respective Toll-houses, Weighing Engines, and Appurtenances (the Charges of assigning or mortgaging the same to be paid out of such Tolls) for any Term during the Continuance of this Act, as a Security or Securities for any Sum or Sums of Money to be borrowed by the said Trustees upon the Credit of such respective Tolls, to such Person or Persons, or his or their Trustee or Trustees, who shall advance and lend the same, to secure the Payment thereof, with Interest, or to secure the Payment of such Annuity or Annuities (as the Case may be) as the said Trustees shall think proper, which said Money so borrowed shall be applied and disposed of for the Purposes of this Act. Trustees may  
raise Money  
by Mortgage  
or Annuity  
secured on  
the Tolls.

LXXXVI. And whereas many Persons may chuse to advance Money for the Purchase of Annuities to be secured upon and payable out of the said Tolls and Rates; be it therefore further enacted, That it shall and may be lawful for any Person or Persons to contribute, advance, and pay into the Hands of the said Trustees, or their Treasurer, for the Purposes of this Act, any Sum or Sums of Money for the absolute Purchase of One or more Annuity or Annuities, to be paid and payable for and during the Continuance of this Act, and determinable with such Life or Lives, as shall be nominated by the said Contributors on Payment of their Contributions, or otherwise, at any earlier Period than the Expiration of the said Term; May grant  
Annuities.



Term; all which Annuities so to be purchased shall be payable and paid by the said Trustees out of the Monies to arise by or from the said Tolls and Rates, by Half-yearly Payments; the First Payment to be made to the respective Purchasers, or their Assigns, at the Expiration of Six Calendar Months after the Payment of their respective Purchase Money.

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

Form of  
Mortgages.

‘ **BY** virtue of an Act made in the Fifty-first Year of the Reign of His  
 ‘ Majesty King *George* the Third, intituled, [*here set forth the Title of*  
 ‘ *this Act*] We of the Trustees for putting the said Act  
 ‘ in Execution, in Consideration of the Sum of to  
 ‘ the Treasurer of the said Road in Hand paid, do grant, bargain, sell, and  
 ‘ demise unto *A. B.* his Executors, Administrators, and Assigns, such  
 ‘ Proportion of the Tolls arising from the said Road, and of the Turn-  
 ‘ pikes, Toll-houses, and Weighing Engines, for collecting the same, as  
 ‘ the said Sum of doth or shall bear  
 ‘ to the whole Sum due and owing on the Credit thereof, to be had and  
 ‘ holden from this Day of in the Year  
 ‘ of our Lord for and during  
 ‘ the Continuance of the said Act, unless the said Sum of  
 ‘ with Interest at the Rate of *per Centum per Annum*  
 ‘ shall be sooner paid and satisfied.’

Form of An-  
nuity.

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

To be en-  
tered.

And Copies of all such Mortgages and Grants shall be entered in a Book or Books to be kept for that Purpose by the Clerk or Treasurer to the said Trustees; and which Book and Books shall and may at all seasonable Times be perused and inspected by the said Trustees, Mortgagees, or Annuity-tants,



tants, or any of them, or any Person or Persons in their Behalf, without Fee or Reward: And every Person to whom any Mortgage shall be made, or Annuity granted as aforesaid, or shall be entitled to the Money thereby secured; may from Time to Time transfer his or her Right, Title, Interest, or Benefit to the said Mortgage, and the Principal and Interest, thereby secured, or to such Annuity respectively, to any Person or Persons whomsoever, by Indorsement on the Back of such Security, or by any other Writing under his or her Hands, before Two credible Witnesses, in the following Words, or Words to the like Effect; (that is to say,)

Mortgages and Annuities may be transferred.

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

Form of Transfer.

A. B.’

Which Transfer shall be produced and notified to the said Clerk or Treasurer within Fourteen Days after the Date thereof, who shall cause an Entry or Memorial to be made thereof in the before-mentioned Book or Books, containing the Numbers, Dates, and Names of the Parties, and Sums of Money or Amount of Annuity therein transferred, for which the said Clerk or Treasurer shall be paid the Sum of Five Shillings, and such Transfer shall then entitle such Assignee, his or her Executors, Administrators, and Assigns, to the Benefit thereof, and the Payment thereon; and such Assignee may in like Manner assign or transfer the same again, and so *toties quoties*; and it shall not be in the Power of any Person or Persons (except the Person to whom the same shall be last transferred) to make void, release, or discharge the original Securities or Money thereby due, or any Part thereof; and all Persons to whom any such Mortgage, Grant of Annuity, or Transfer, shall be made by virtue of this Act, shall be, in Proportion to the Sum or Sums of Money therein mentioned, Creditors on the Tolls by this Act granted, in equal Degree one with another, and shall have no Preference in respect to the Priority of the Time of advance of any Sum or Sums of Money in such Mortgage or Mortgages, or Grant or Grants of Annuity, or of the Dates thereof respectively.

To be entered.

LXXXVIII. And be it further enacted, That it shall and may be lawful for the Surveyor or Surveyors, appointed or to be appointed by the said Trustees, to make or cause to be made Causeways or Footways (such Causeways or Footways not to exceed Fifteen Feet in Width) in and upon each Side of the said Road, and cut and make Drains through any Lands lying contiguous to the said Road and Branch of Road, and also to make or cause to be made a Road, Path, Passage, or Footway, through the Grounds adjoining any narrow or ruinous Part or Parts of the said Road, or Bridge or Bridges, to be made use of by all Passengers, Cattle, and Carriages, and otherwise as a public Highway, whilst the said intended Road, or Bridge or Bridges, or any Part thereof, is making or repairing, and until it shall be convenient and safe for Passengers and Carriages to pass thereon, making such Satisfaction to the Owners and Occupiers of such Grounds respectively, whereon any Arches shall be erected, or through which any such tempo-

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

[*Loc. & Per.*]

55 A

rary



rary Road, Path, Passage, or Footway, shall be made, for the Damages: which such Owners or Occupiers respectively shall or may sustain thereby, as shall be adjudged reasonable by the said Trustees; and in case of any Difference concerning the same between such Owners and Occupiers and the said Trustees, then the same shall be settled and adjusted by a Jury of Twelve indifferent Men of the said Counties of *Kent* or *Surrey*, in whichever County the Grounds concerning which the Question arises may be situated, in like Manner as is herein-before provided in respect of Lands, Tenements, or Hereditaments, to be purchased or employed for the Purposes of this Act.

Proviso to prevent Drains or Water through Garden Grounds, &c.

LXXXIX. Provided always, and be it further enacted, That nothing in this Act contained shall be deemed, construed, or taken, to permit the said Trustees, their Workmen or Servants, to make or turn any Drain or Watercourse into or through any of the Garden Grounds, Rope Grounds, Tan Yard, or Manufactories, or Premises of the Persons last mentioned; or to vent the Water from the said Road into or upon the same, or to stop up, prevent, or injure, any Well or Watercourse on or leading through or into such Garden Ground, Rope Ground, Tan Yard, or Manufactory, without the Licence and Consent in Writing of the Owner and Owners, Occupier and Occupiers of the same, first obtained for that Purpose.

No Passage to be permitted, until the Road to Grove-street complete.

XC. And be it enacted, That no Passage or Way shall be permitted upon or across any Road or Branch of Road, intended and authorized by this Act to be made, or any Part or Parts thereof, except for the Purposes of making or completing the same, so as that the Tolls payable to the Trustees for putting into Execution the Acts of Parliament before mentioned shall or may be in anywise evaded, until the whole of the said Road from the Junction before mentioned to *Grove Street* aforesaid shall be completely finished; and in case any Person or Persons shall in anywise evade Payment of any of the said Tolls, by Means of any such Passage or Way until such Road shall be made and completed, he, she, or they shall be subject and liable to forfeit and pay to the Trustees of the above-mentioned Roads, or the Treasurer, or the Person acting as their Treasurer, any Sum not exceeding Five Pounds for each and every such Offence; which Penalty shall be adjudged, levied, and recovered, by the same Form of Proceeding as is by this Act directed and provided for the Adjudication and Recovery of other Penalties imposed under and by virtue of this Act.

Boundary Marks to be placed on the Roads.

XCI. And be it further enacted, That before any Part or Parts of the Road or Roads by this Act authorized to be made, shall open or join unto any of the Roads under the Management and Jurisdiction of the said Trustees for putting into Execution the before-mentioned Acts, the Trustees under this Act shall, and they are hereby required to put down and affix proper Boundary Marks of Stone, Iron, or good sound Oak, to ascertain and determine the several Boundaries and Extents of each and every Road, or Part thereof, by them made or taken, under the Authority of this Act, and also from Time to Time, and at all Times, during the Continuance of this Act, to keep, replace, and maintain the same, and from Time to Time as often as the Occasion shall require; and in case the Trustees under this Act shall omit or neglect so to do, for the Space of Fourteen Days next after Notice in Writing to that Effect given to the Treasurer or Clerk, or Persons



Persons acting as such, to the Trustees under this Act, which Notice shall be signed by the Treasurer or Clerk, or Person or Persons acting as Treasurer or Clerk to the Trustees for executing the above-mentioned Acts, then, and in every such Case, it shall and may be lawful for the Trustees for putting into Execution the above-mentioned Acts, or their Surveyor for the Time being, to put down, replace, sustain, or amend such Boundary Marks, and the Charges and Expences to be incurred thereby, and of ascertaining the same, together with all Expences attending the same, and also a Forfeiture or Penalty not exceeding Five Pounds for every such Neglect or Refusal, shall be paid by the Treasurer, Clerk, or Agent of the Trustees under this Act, to the Treasurer, or Person acting as Treasurer to the Trustees for putting into Execution the before-mentioned Acts, together with the same; to be ascertained and adjudged by any Two or more Justices of the Peace in or for the County of *Surrey*, and to be recovered by the Treasurer for the Time being to the Trustees under the above-mentioned Acts, by Action of Debt or on the Case, or by Bill, Plaint, or Information, in any of His Majesty's Courts at *Westminster*, together with full Costs of Suit, in which no Essoign, Privilege, or Wager of Law, or more than One Imparance shall be allowed.

XCII. And be it further enacted, That it shall and may be lawful for the said Trustees, at their own proper Costs and Charges, to cause all or any Sewers or Drains, which shall lie or be in or near the intended Line of the said Road and Branches of Road, to be filled or stopped up, arched over, widened, or otherwise altered, as they shall think necessary for making and completing the said Road, or Branches of Road, so as they the said Trustees do and shall, previous to their stopping up the same, make and build, and they are hereby authorized and required to make and build, in lieu of the said Sewers and Drains so to be filled or stopped up, other good Sewers and Drains of sufficient Depth and Width for carrying off the Water from the Land and Premises adjoining or near to the said Road, or Branches of Road, and as serviceable and convenient in all Respects as the Sewers or Drains so to be filled or stopped up; and so that all such widening, stopping up, altering, and building of Sewers and Drains by them as aforesaid, shall be done with the Consent of and under the immediate Direction and Inspection of His Majesty's Justices and Commissioners of Sewers for the Limits extending from *East Mouldsey*, in the County of *Surrey*, to *Ravenborne*, in the County of *Kent*, to whom the said Trustees shall give Ten Days' Notice before they shall begin to do the same respectively; and all such and so much of the said Sewers and Drains as shall be so made, shall immediately on their being made become vested, and be and remain under the immediate Direction of the said Commissioners of Sewers, who shall have and exercise the Powers and Authorities already vested in them as Commissioners, upon and over the same: Provided always, that nothing in this Act contained shall extend, or be construed to extend to alter, restrain, enlarge, or make void the Powers and Authorities of His Majesty's Justices and Commissioners of Sewers as aforesaid, and that their Powers and Authorities shall remain and extend the same as they would have been in case this Act had not been made.

XCIII. And be it further enacted, That the Trustees, their Servants, and Officers, to be appointed by virtue of this Act, is and are hereby empowered to cut, dig, gather, and take away any Furze, Heath, Gravel, Sand, Trustees, &c. to take Gravel, &c.



Sand, or other Materials proper for the making and repairing of the said Road, Bridges, Arches, and Fences, in or upon the same, or in, upon or out of, or from any Waste Grounds, Commons, or uncultivated Lands, Rivers, or Brooks, in any Parish, Hamlet, or Place in which any Part of the said Road lies, or in any adjoining Parish, Hamlet, or Place, to be used in the making and repairing the said Road, without paying any Thing for the same; and provided there shall be no other safe and convenient Way to carry such Materials, to cart and carry away the same over the Lands and Grounds of any Person or Persons in any such Parish, Hamlet, or Place as aforesaid, (not being a Yard, Garden, Orchard, Park, Paddock, planted Walk, or Avenue to a House, or any inclosed Ground planted and set apart as a Nursery for Trees), making such Satisfaction as herein-after mentioned, such Trustees, or other Person or Persons filling up the Pits, and levelling the Ground from which such Materials shall be taken, or railing or fencing off such Pits, so that the same may not be dangerous to Passengers or Cattle; and if such Quantities of Furze, Heath, Gravel, Sand, or other Materials, proper and sufficient for that Purpose, cannot be had or found in or upon such Waste Grounds, Commons, or uncultivated Lands, Rivers, or Brooks contiguous to that Part of the said Road therewith to be made and repaired, then, and in such Case, the said Trustees, their Officers, and Servants, may, and they are hereby empowered to cut, dig, and make Pits, and get, gather, take, and carry away any such Materials as aforesaid, in, upon, or out of, or from and over the Lands or Grounds of any Person or Persons in any such Parish, Hamlet, or Place, or adjoining Parish, Hamlet, or Place as aforesaid (not being a Yard, Garden, Orchard, Park, Paddock, planted Walk, or Avenue to a House, or any inclosed Ground planted and set apart as a Nursery for Trees), paying or tendering Payment to the respective Owners or Occupiers of such Lands or Grounds for such Damages, for the cutting, digging, gathering, taking, and carrying away the said Furze, Heath, Gravel, Sand, and Materials, and for carrying the same, or the Materials gotten in any Waste Grounds, Commons, or uncultivated Lands, Rivers, or Brooks as aforesaid, over their Lands or Grounds, as the said Trustees, or any Three or more of them, shall think reasonable; and in case of any Difference between the said Trustees or any of them, or the Surveyor or Surveyors, or other Person or Persons by them appointed or employed as aforesaid, and the said Owners or Occupiers, or any or either of them, concerning the said Damages, the Justices of the Peace for the County wherein such Lands or Grounds shall lie, at their General Quarter Sessions of the Peace to be held in and for the same County next after such Difference shall arise, and on Twenty clear Days' Notice thereof to be given by the said Surveyor or Surveyors to such Owner or Owners, Occupier or Occupiers, or to be left at his, her, or their respective Places of Abode, or *vice versa*, shall hear, settle, and determine the Matter of the said Damage, and the Costs attending the hearing and determining the same, whose Judgment and Order therein shall be final and conclusive to all Parties.

For removing  
Annoyances.

XCIV. And be it further enacted, That it shall be lawful for the said Surveyor or Surveyors, appointed or to be appointed by the said Trustees, to remove all Obstructions, Annoyances, and Encroachments, on or by the Side or Sides of any Part of the said Road or Branch of Road, by any Erection whatsoever within Forty Feet of the Middle of the said Roads,



Roads, either by Timber, Stone, or Carriages, or by any Water Troughs, Tubs, or other Things for watering Horses or Cattle, or for any other Purpose, or by Sawpits, Hovels, Ashes, Rubbish, Straw, or otherwise, or by the laying or placing Goods, Wares, or Merchandize, or other Matters or Things, in front of any Houses, and within Forty Feet of the Middle of the said Roads, so as to obstruct the free Passage along the Footpaths along the Sides of the said Roads, and to turn any Watercourses, Sinks, or Drains, running along, into, or out of the said Roads, to the Prejudice thereof, and to open, scour, cleanse, widen, or make deeper any Watercourses or Ditches adjoining or near thereto, and make the same as deep and large as they shall think necessary, and at proper Seasons of the Year to cut down, lop, or top any Trees, Branches, or Bushes (Timber Trees excepted), growing on the said Roads, or in the Hedges or Banks adjacent thereto, and to take and carry away the same respectively, and dispose thereof for the Purposes of this Act, and to cut and reduce all such Hedges to the Height of Eight Feet.

XCV. And for the more effectually preventing the Commission of Nuisances in or near to the said Roads, by the casting or throwing Nightsoil thereon, or within One hundred Yards thereof, be it further enacted, That if any Person or Persons whatsoever (save and except Persons who have before used and followed the Business of Nightmen, and continuing to use any Place or Places which they have heretofore used for that Purpose, not being within Fifty Yards of the Centre of the said intended Roads) shall, from and after One Calendar Month from the passing of this Act, throw, cast, lay, or permit, or suffer to be thrown, cast, or laid, any Nightsoil in or upon the said intended Road or any Part thereof, or into the Drains and Watercourses belonging thereto, every such Person being thereof convicted upon the Oath of One or more Witness or Witnesses, or by his, her, or their own Confession, before One or more Justice or Justices of the Peace for the Counties of *Kent* or *Surrey* (as the Case may be), shall forfeit and pay for every such Offence a Sum not exceeding Ten Pounds, over and above the Charge of removing such Nuisance; and the said Surveyor or Surveyors is and are hereby authorized to remove all such Nightsoil, and to procure a proper and suitable Place and Laystall for casting and depositing the same.

Penalty on Persons throwing Nightsoil, &c. on the Road.

XCVI. And, for the more easily discovering and effectually punishing the Offender or Offenders so throwing, casting, or laying such Nightsoil on the said Roads as aforesaid; be it further enacted, That in all such Cases the Owner or Owners of the Cart, Carriage, or other Vehicle whatsoever, which shall be used by any Servant or other Person in the Employ of such Owner or Owners, or by any Person to whom such Owner or Owners shall have lent any such Cart, Carriage, or other Vehicle for bringing and casting such Nightsoil, shall be deemed and considered to be a Person or Persons throwing, casting, and laying the same, and, as well as the Person or Persons who shall actually drive or carry the Cart, Carriage, or other Vehicle so bringing or casting such Nightsoil, shall be subject and liable to the Penalty hereby imposed.

Owners of Carts conveying Nightsoil, liable to Penalties.

XCVII. And be it further enacted, That if any Person or Persons shall, from and after the passing of this Act, make, sink, or dig, or cause to be made, sunk, or dug any new Sinks or Drains, and shall suffer or permit

Penalty on suffering new Sinks, &c. to be run into such

[Loc. & Per.]

55 B



the Road or  
laying Rub-  
bish thereon.

such Sinks or Drains to run into the said Road, or Branch of Road, or shall throw, cast, or lay any Dirt, Dust, Ashes, Rubbish, Dung, or other Filth, or Annoyances in or upon the said Roads, or into the Drains and Water-courses belonging thereto, every such Person or Persons being thereof convicted upon the Oath of One Witness, or by his, her, or their own Confession before One or more Justice or Justices of the Peace for the Counties of *Kent* or *Surrey*, as the Case may be, shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence, over and above the Charges of stopping up such new-made Sinks or Drains, and removing such Filth or Annoyances, which the said Surveyor or Surveyors is and are hereby authorized to stop up and remove.

Penalty  
against draw-  
ing Timber.

XCVIII. And be it further enacted, That if any Person or Persons shall draw or cause to be drawn upon any Part of the said Roads any Tree or Piece of Timber, or any Stone, otherwise than upon Wheel Carriages, or shall suffer any Part of any Tree or Piece of Timber which shall be conveyed upon any Wheel Carriage to drag or trail upon any Part of the said Roads to the Prejudice thereof, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Power to  
Collectors to  
detain tran-  
sient Persons.

XCIX. And whereas Persons guilty of Offences against this Act may be transient Persons unknown to the Collectors, Surveyors, or other Officers under this Act; be it further enacted, That it shall be lawful for the said Collectors, Surveyors, or other Officers respectively, to seize and detain any such unknown Person or Persons guilty of any Offence against this Act, and to convey him, her, or them before any Justice or Justices of the Peace for the County or Place where any such Offence or Offences shall be committed, without any other Warrant or Authority than this Act for so doing; and such Justice or Justices of the Peace respectively, is and are hereby empowered and directed to proceed immediately to the Conviction or Acquittal of such Offender or Offenders, or to oblige such Person or Persons so offending, to give Security for his, her, or their Appearance at the next General or Quarter Sessions to be holden for the County or Place where such Offence or Offences shall be committed; and on such Conviction, or for Want of such sufficient Security, to commit the Person or Persons so offending to the House of Correction for the County or Place where the Offence or Offences shall be committed, until he, she, or they shall pay the respective Penalty by him, her, or them incurred for such respective Offence or Offences, or shall give such Security as aforesaid: Provided always, that no Person shall be detained in Prison for any such Offence, or for the Want of any such Security, for a longer Space of Time than Three Calendar Months.

Persons liable  
to repair  
Bridges, to  
continue so.

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



same were respectively maintained and kept in Repair before the passing of this Act, except in Cases where it is otherwise provided by this Act.

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

Fixing Mile  
Stones,  
Lamps, &c.

CII. And be it further enacted, That the said Trustees shall be empowered, and they are hereby required from Time to Time, as they shall judge proper, to appoint such Number of able-bodied Men to be armed and clothed in such Manner as the said Trustees shall direct, to be employed as Watchmen or Patroles upon the said Roads, and within One hundred Yards of any Part or Parts of the said Roads, and every or any Part thereof, which Watchmen and Patroles shall attend at such Times and Places, and perform such Duty as the said Trustees shall direct and appoint; and the said Trustees shall and may cause to be erected or provided Watch-boxes, Benches or other Requisites, for such Watchmen and Patroles, at such Places upon the said Roads, and within One hundred Yards of any Part or Parts of the said Roads, as they shall judge necessary; and the said Trustees shall and may also appoint a Person or Persons to be Night Constable or Constables, who shall attend and go along the said Roads, and within One hundred Yards of any Part or Parts of the said Roads, at such Time or Times, and in such Manner as the said Trustees shall direct; and the said Trustees may from Time to Time remove any of the said Night Constables, and Watchmen, and Patroles, and appoint others in their Room, or in the Room of such as shall die or refuse to serve in such respective Capacities; and the said Trustees are hereby empowered from Time to Time to make such Rules, Orders, and Regulations, for the better governing of the Watchmen and Patroles, and Night Constables, as they the said Trustees shall think proper.

Watchmen.

CIII. And be it further enacted, That the Right and Property of all and every the Gates, Bars, Turnpikes, Toll-houses, Milestones, and Measuring Stones, and Posts, Store-houses, Rooms, Sheds, Carts, Engines, Materials for repairing Pavements, Posts, Rails, Implements, Utensils, and

Turnpikes,  
&c. vested in  
Trustees.

Things



Things whatsoever, which may hereafter belong to the said Roads, or which shall be continued, erected, and set up or provided by the said Trustees, or by their Order, or otherwise belonging to and used by them for putting this Act in Execution, and also the Right and Property of all such Lamps, as shall be erected or fixed in pursuance of this Act, with the Posts, Iron and other Furniture and Materials of such Lamps; and also the Right and Property of all the Arms and Accoutrements of the Watchmen and Patroles, and of all Watch-houses or Boxes, Benches, Implements, and Things to be provided for the said Watchmen and Patroles, shall be vested in the said Trustees; and they are hereby empowered to dispose of the same for the Use and Benefit of the said Roads as they shall think fit, and to bring Actions, and to prefer and prosecute with Effect Bills of Indictment against any Person or Persons who shall secrete, injure, damage, or dispose of the same or any of them respectively, to their own Use or Uses, or shall disturb them the said Trustees or their Surveyors, or other Persons acting under them, in the Possession of the Property thereof; and if any Person or Persons shall wilfully break, throw down, deface or damage any of the said Milestones or Measuring Stones, or Posts, or any of the Watch-houses, Boxes, Benches, or other Requisites to be provided as aforesaid for the Purpose of watching the said Road, it shall be lawful for any Person or Persons whatever who shall see such Offence committed, to apprehend, and also for any other Person or Persons to assist in apprehending the Offender or Offenders, and by the Authority of this Act, without any other Warrant, to cause him, her, or them to be conveyed before some Justice of the Peace for the Counties of *Kent* or *Surrey*, and such Justice shall proceed to examine upon Oath any Witness or Witnesses who shall appear or be produced, to give Information touching such Offence; and if the Party or Parties accused shall be convicted of all or any of the Offences aforesaid, either by his, her, or their own Confession, or upon such Information as aforesaid, he, she, or they so convicted shall forfeit and pay for every such Offence to the Trustees for the Time being, a Sum not exceeding the Sum of Five Pounds, and shall also make Satisfaction to the said Trustees, or to such Person or Persons as they shall appoint to receive the same, for the Damage so by him, her, or them done as aforesaid; and in case such Offender or Offenders shall not upon Conviction pay such Forfeitures, and make Satisfaction as aforesaid, such Justice is hereby required to commit him, her, or them to the nearest Bridewell or House of Correction for the said Counties of *Kent* or *Surrey*, there to be kept to hard Labour for any Space of Time not exceeding Twenty-eight Days.

Penalty for  
wilfully da-  
maging  
Lamps, &c.

CIV. And be it further enacted, That if any Person or Persons shall wilfully break, throw down, or otherwise damage or destroy any of the said Lamps which shall be so continued or erected by the said Trustees, or any of the Posts, Irons, or other Furniture thereof, or take away, or throw any of the Oil from or out of the said Lamps, or extinguish any of the said Lamps when lighted, it shall be lawful for any One or more Justices of the Peace for the said Counties of *Kent* or *Surrey*, within his or their Jurisdiction, and he and they is and are hereby directed, upon Oath made of the committing of any such Offence, to issue a Warrant or Warrants for apprehending the Party or Parties accused; or it shall be lawful for any Person or Persons whomsoever, who shall see such Offence committed, to apprehend, as also for any other Person or Persons to assist  
in







committed, until he or she shall pay the Sum so awarded, or for any Time not exceeding the Space of One Calendar Month.

For watering  
the Road.

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

Rates for  
watching,  
watering, &c.

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

Value of  
Lands, Build-  
ings, &c. to  
be ascertained  
according to  
the Rack  
Rents.

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

Hands



Hands of the Treasurer to the said Trustees, or as the said Trustees shall from Time to Time order and direct.

CVIII. And whereas there are or may be many Persons who occupy Houses, Buildings, and other Premises, the Whole or some Part whereof may be within the said Distance of One hundred Yards from the said Road and Branches of Road, who are now liable to contribute and pay certain Rates for lighting, watching, cleansing, or watering, or some of them, under or by virtue of some Act or Acts of Parliament now in force, within the respective Limits through which the said Road and Branches of Road are intended to pass; be it therefore further enacted, That from and after the passing of this Act all and every such Occupier and Occupiers of Houses, Buildings, and other Premises, any Part of which shall be within the Distance of One hundred Yards of the said intended Road and Branches of Road, shall be, and they are hereby exempted from being rated, taxed, or assessed as to such Part of the said Premises as shall be within One hundred Yards of the said intended Road or Branches of Road, under or by virtue of such former Act or Acts: Provided always, that if any House and Premises within the Limits of this Act shall be partly within and partly without the said Distance of One hundred Yards from the said intended Road or Branches of Road, or shall be or shall have been rated jointly with any other Messuage or Premises not within the said Distance of One hundred Yards, it shall and may be lawful for the said Trustees, or any Person appointed by them, at some Meeting to be holden for that Purpose, and they or he are or is hereby respectively authorized and required to apportion and ascertain the respective Rents at which such Houses or Premises, or Parts thereof, shall be understood to have been or shall be rated; and if any Person or Persons shall be dissatisfied therewith, he, she, or they may appeal to the Justices assembled at the Quarter Sessions of the Peace for the Counties of *Surrey* or *Kent*, within the Time and in the Manner herein-after mentioned; and the Determination of the Quarter Sessions therein shall be final.

CIX. Provided always, and be it enacted, That nothing in this Act contained shall authorize the said Trustees to make any Rate or Assessments upon any Premises, over which the Jurisdiction of the several Commissioners herein named has been saved and excepted by this Act, or to any Premises already assessed towards any Rate or Rates for paving, lighting, or watching, opening, widening, or improving any Streets, Lanes, or Places, under any Act or Acts of Parliament already passed.

Trustees not to make any Rate over the Jurisdiction of the Commissioners.

CX. And for the avoiding of Accidents and Inconveniences by the irregular Standing of Coaches and other Carriages in, upon, or near the said intended Roads; be it further enacted, That it shall and may be lawful for the said Trustees, from Time to Time as they shall see Occasion, with the Approbation of the Commissioners for licensing Hackney Coaches, to make such Orders for regulating the Standing of Coaches in, upon, or near the said intended Road, and for the ascertaining and fixing, altering and removing the Standing of Coaches and other Carriages in or near the said intended Road, or any Part thereof, as to the said Trustees, with such Approbation as aforesaid, shall seem meet and proper, for the Safety and Convenience of all Persons passing and repassing thereon; and if any Person driving or having the Care of any Hackney Coach, or of any other

Coach Stands.



other Coach or Carriage, shall refuse or neglect to conform to such Orders and Regulations, and be thereof convicted, he or they shall for every such Offence forfeit and pay a Sum not exceeding Five Pounds, at the Discretion of the Justice or Justices by or before whom such Offender shall be convicted.

Trustees may  
make Con-  
tracts.

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

The Trustees  
for the New  
Road to take  
the Tolls on  
the Lower  
Deptford  
Road at a  
Rental, after  
any Opening  
made into  
the same.

CXII. And whereas the Roads hereby authorized to be made will in various Parts intersect the Roads comprized in the before-mentioned Acts, and may in a considerable Degree diminish the Tolls to be taken upon the same; be it therefore further enacted, That from and after the Trustees by this Act appointed, or their Successors, shall have completely made the Road from the Junction aforesaid to the said Street called *Grove Street*, in the Parish of *Saint Paul Deptford*, in the County of *Kent*, or sooner, if required, in Writing, by the Trustees of the present Road, after the Erection of any Toll-gate, for the Purpose of taking Toll under this Act, and after the Expiration of any then subsisting Lease (if any), Fourteen Days' Notice being given thereof, the said Trustees shall be deemed and taken to be the Farmers, Lessees, or Takers of and from the Trustees under the said several before-mentioned Acts, of the Tolls payable, or to be collected or received at the several Turnpike-gates or Bars erected or to be erected on the several Roads comprized in the said several before-mentioned Acts by virtue thereof; but subject nevertheless to the several Exemptions and Conditions to which the same are now liable, and to any Lease or Leases thereof which shall be then subsisting; and shall and may, as such Farmers or Lessees, hold and take such Tolls, or the Rent reserved on any then subsisting Lease, from Twelve of the Clock of the Night on which such Road  
from



from the Junction aforesaid shall be completed and opened for the Public to pass and repass thereon, or on which any such subsisting Lease shall expire, for and during the Remainder of the Term of this Act then to come, such Notice being given as aforesaid, at the yearly Rent of Three thousand Pounds; the same to be paid at all Times, free and clear of all Charges and Déductions whatsoever, in Manner following (that is to say) the Sum of Seven hundred and fifty Pounds, being One full and equal Fourth Part thereof, to be paid on the Day such Opening shall be made, or such subsisting Lease or such Notice expire; and from and after such Payment the same shall be paid by Monthly Instalments of Two hundred and fifty Pounds, on the First *Monday* of every Calendar Month throughout the Year, so as and to the Intent that the said Sum of Seven hundred and fifty Pounds, at the least, shall always be and remain so paid in Advance as aforesaid; and all such Payments shall be made by the Treasurer or Receiver of the Tolls hereby granted unto the Treasurer of the Trustees for putting into Execution the several before-mentioned Acts, or to such Person as may act as Treasurer or Receiver of the Tolls and Sums of Money payable to the Trustees for putting the said Acts into Execution, on the several Days before appointed for Payment thereof; and that the First of the said Monthly Payments shall be so made on the First *Monday* of the Calendar Month next following the Day such Road shall be opened as aforesaid.

CXIII. And be it further enacted, That for the further and better securing the Payment of the said yearly Rent of Three thousand Pounds, by the Payments and at the Times herein-before appointed, the Trustees for putting this Act into Execution shall, and they are hereby required, within One Month next after they shall become the Farmers of the Tolls of the Old Roads under the Provisions of this Act, lay out and invest the full Sum of Six thousand Pounds in the Purchase of *Three per Cent.* Consolidated, or *Three per Cent.* Reduced Bank Annuities, in the joint Names of Sir *Charles Price* Baronet, *George Holme Sumner* Esquire, and of any Three of the Trustees for putting the said before-mentioned Acts into Execution, to be appointed by the said Trustees, or the major Part of them, at some General Meeting, to the Intent that, in case of Default in the due and regular Payment of the said Monthly Sums of Two hundred and fifty Pounds, or any of them, the said Annuities, or a sufficient Part or Parts thereof, shall from Time to Time be sold, and the Monies arising therefrom paid over to the Treasurer, or such Person as shall act as Treasurer or Receiver to the Trustees for putting into Execution the said Acts; and all Persons in whose Names the said Stocks or Securities shall at any Time stand or be invested under and by virtue of this Act, or so many of them as shall be living, shall, and they are hereby required, upon Request made in Writing under the Hands of any Five or more of the Trustees appointed for putting the said before-mentioned Acts into Execution, and with all convenient Speed, from Time to Time to sell and dispose of the said Annuities, or so much thereof as may be necessary; and pay over the Monies arising therefrom in Manner aforesaid: Provided always, that in the Meantime and until Default shall be made in Payment of the said Monthly Sums of Two hundred and fifty Pounds, some or one of them, all the Interest or Dividends arising from the said Annuities shall belong to and be the Property of the Trustees for putting this Act into Execution, and the said Sir *Charles Price*, *George Holme Sumner*, and the Persons in whose Names

A Sum of 6,000l. to be invested for better securing the Rent.

Until Default, Dividends of Bank Annuities to belong to the Trustees of this Act.

[*Loc. & Per.*]

55 D.

the



the same may be invested, shall, at the Request in Writing of any Three or more of the said Trustees, pay unto, or authorize and empower the said Treasurer, or any other Person or Persons to be by them named, to receive the same.

Appointment  
of Trustees,  
&c. for Sum  
invested.

CXIV. And be it further enacted, That in case of the Death of the said Sir Charles Price, and George Holme Sumner, or either of them, during the Continuance of this Act, or of any Person or Persons nominated in their Place or Stead, in Manner herein-after provided, either before or after the said Bank Annuities shall be invested, then it shall be lawful for the Trustees for putting this Act into Execution, or any Three or more of them assembled at any General Meeting, and they are hereby required from Time to Time to nominate and appoint some other Person or Persons in the Room or Stead of the Person or Persons so dying, into whose Names or Name the said Annuity shall or may be transferred or invested; and that in case of the Death of any Persons to be named by the Trustees for putting into Execution the said several Acts, passed in the Reigns of his late Majesty and His present Majesty, during the Continuance of this Act, or of any Person or Persons nominated in their Place or Stead in Manner hereinafter provided, then it shall and may be lawful to and for the said Trustees, or any Five or more of them assembled at any General or Special Meeting, and they are hereby required, from Time to Time to nominate and appoint some other Person or Persons in the Room or Stead of such Person or Persons so dying, into whose Names or Name the said Bank Annuities shall or may be transferred or invested: Provided always, that in case any Person or Persons in whose Names the said Annuities shall be at any Time invested, shall be desirous of being discharged from the Trusts by this Act in them reposed, or shall, by reason of Sicknes, Infirmity, or Absence out of the Kingdom, become incapable of acting, then, and in every such Case, such Nomination of any other Person or Persons in whom the said Annuities shall be invested, and such Transfer thereof shall be respectively made as herein-before is directed in case of Death, and the Person so desirous of being discharged, shall join in the necessary Transfer of the said Bank Annuities accordingly; and in case of any Person or Persons becoming incapable of acting, then the said Annuities shall be and the Governor and Company of the Bank of *England* are hereby required and authorized to permit the said Bank Annuities to be transferred by the several other Persons in whose Names the same may stand invested, unto themselves and the other Person or Persons to be named in Manner as herein-before mentioned: Provided also, that the Survivors or Survivor of the several Persons, or the Persons or Person in whose Names or Name the said Bank Annuities may be invested, shall, and they are hereby required, on the several Nominations herein-before mentioned, to transfer the said Annuities into the joint Names of the said Survivors, and of the Persons or Person so nominated.

Power of Re-  
entry in Toll  
Houses, on  
Default of  
Payment.

CXV. And be it further enacted, That in case Default shall be made in Payment of the said Sum of Seven hundred and fifty Pounds herein-before mentioned, or of any of the said Sums of Two hundred and fifty Pounds, to be paid Monthly, as herein-before required, for the Space of Fourteen Days next after the same shall respectively become payable, then, and in every such Case, on an Affidavit made and sworn before a Master of the High Court of Chancery, or before One of His Majesty's Justices of the  
Peace



Peace for the County of *Surrey*, by the Treasurer or Clerk to the Trustees for putting into Execution the said before-mentioned Acts, or by any Person acting in either of such Capacities, stating such Default, and filed with the Clerk of the Peace for the County of *Surrey* (who is hereby required to file the same accordingly), it shall and may be lawful for the Trustees under the said before-mentioned Acts, or any Five or more of them, and they are hereby authorized and required to issue their Precept to the Sheriffs of the said Counties of *Surrey* and *Kent*, and each of them, requiring such Sheriffs and each of them to deliver Possession to the said Trustees, or to any Person or Persons on their Behalf to be by them in such Precept or Precepts named, of all Toll Gates, Toll Bars, and Toll Houses, and of all Toll and Tolls due or receivable for passing and repassing on the same by virtue thereof, as also of the several Tolls by the said Trustees under this present Act farmed or taken of and from the Trustees under the said several before-mentioned Acts; and the said Sheriffs are and each of them is hereby required to deliver Possession thereof within their respective Counties accordingly, and all and every Person or Persons whomsoever, from all and every the said Premises, to put out, expel, and remove, and also to admit the said Trustees, and all Person and Persons so by them on their Behalf in the said Precept named, into the Receipt of all Tolls, Rents, Impositions, Profits, Emoluments, and Advantages whatsoever, arising, or by any Means accruing or receivable, under the Authority of this present Act, or of the said recited Acts, or any Agreement or Agreements made in pursuance or by reason thereof; and that from and after such Possession and Admission it shall be lawful for the said Trustees for putting into Execution the Acts before mentioned, and for all and every Person and Persons by them then or thereafter named or appointed, to receive and take all and every the said Tolls, Duties, Impositions, Profits, Emoluments, and Advantages, where-soever or howsoever the same shall become due and payable, until thereby or therewith, or by the Sale of the Stocks or Securities herein-before mentioned, the said Sum of Seven hundred and fifty Pounds, and the said monthly Rent of Two hundred and fifty Pounds, together with all Arrears thereof, and all Costs, Charges, and Expences incident to and attending upon the obtaining such Possession, as also of collecting and receiving such Tolls and Duties, together with all Costs and Damages sustained by the Trustees under the above-mentioned Acts, by the reason of the Non-payment of the Sum aforesaid, shall be fully discharged and satisfied: Provided always, that upon such Payment the Person or Persons so in Possession of such Toll Gate or Gates, and Bars, shall forth-with deliver up the same to the Trustees under this Act, or to any Person or Persons authorized by them to receive the same.

CXVI. Provided always, and be it further enacted, That all Tolls taken or received on the present Road from any Persons exempted from the Payment of Toll upon any Part of the present Roads shall, from the Time the Trustees under this Act shall become the Farmers or Receivers of the Tolls, be returned to such Persons, as the same are now returnable by any of the former recited Acts.

Exemption  
from Tolls  
continued.

CXVII. Provided always, and it is hereby further enacted and declared, That nothing in this Act contained shall extend or be construed to extend to alter, prejudice, affect or in anywise interfere with or derogate from the Powers

Powers of the  
Act not to  
alter Powers  
and Provisions



of 22 G. 2.  
and 7, 31,  
38 and 43  
G. 3.

Powers and Provisions of the said Act of the Twenty-second Year of the Reign of his late Majesty, and of the Seventh, Thirty-first, Thirty-eighth, and Forty-third Years of the Reign of His present Majesty, or of any other Act of Parliament relating to the Roads therein comprized, except as herein-before is expressly declared and provided.

Penalty on  
assaulting  
Officers, &c.

CXVIII. And be it further enacted, That if any Person or Persons shall assault, interrupt, hinder, or disturb the Collectors of the Tolls, or any of them, or the Turnpike Surveyor or Surveyors, or any Person or Persons employed by him or them, or any other Person or Persons whomsoever, employed by the said Trustees in the Execution of any Part of this Act, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Recovery  
and Applica-  
tion of Pe-  
nalties and  
Forfeitures.

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

Power to give  
Informers Part  
of Penalties.

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

Distress shall  
be kept Five  
Days and  
then sold.

CXXI. And be it further enacted, That in all Cases of Distress which shall be taken by virtue of this Act, for any Sum or Sums of Money which shall be due and unpaid for or in respect of any Tolls, Duties, Compositions, Rates, Charges, or otherwise (except for Penalties and Forfeitures,



feitures, as aforesaid) every such Distress shall and may be kept and detained for the Space of Five Days from the Time of taking thereof, unless the Sum, or Sums for which such Distress shall be so taken, together with the reasonable Charges and Expences of taking and keeping the same, be sooner paid; and after the Expiration of the said Five Days, it shall be lawful for the said Person or Persons making such Distress, to sell and dispose of the same, returning the Overplus (if any be) to the Owner or Owners thereof on Demand, after such Sum or Sums of Money for which such Distress had been so made, with the reasonable Charges and Expences of taking, keeping, and selling such Distress shall be deducted and paid.

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

Power to follow Defaulters into other Counties.

CXXIII. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Thing done in pursuance of this Act, and for which no particular Mode of Relief hath been already appointed, such Person or Persons may appeal to the Justices of the Peace at their General Quarter Sessions to be holden for the Counties of *Kent* or *Surrey* (as the Case may be) next after such Cause of Complaint shall arise, unless the same shall arise within Fourteen Days preceding such Sessions, in which Case such Appeal may be brought at the Sessions after such Cause shall arise; and the said Justices are hereby authorized and required to take Cognizance thereof, and to hear and determine such Complaint or Complaints, and shall and may, if they see Cause, by Order of such Sessions, mitigate at their Discretion all or any Part of the Penalties or Forfeitures laid upon or incurred by the Party or Parties complaining, or vacate or set aside the Conviction or Convictions and set the Parties at Liberty, or otherwise may ratify and confirm the same, with such Costs as to them in their Discretion shall seem reasonable, and to levy by their Order or Warrant such Costs so awarded by Distress and Sale of the Goods and Chattels of the Person or Persons who shall refuse to pay the same, and for want of sufficient Distress to commit such Person or Persons to some Common Gaol in or for either of the said Counties of *Kent* or *Surrey* (as the Case may be) for any Time not exceeding Three Calendar Months, or until Payment of such Costs:

Persons aggrieved may appeal to the Sessions.

[*Loc. & Per.*]

55 E

Provided



Notice of Appeal and Recognizance to prosecute the same.

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

For compelling Witnesses to attend.

CXXIV. And be it further enacted, That if any Person or Persons who shall be summoned as a Witness or Witnesses to give Evidence before any Justice of the Peace, touching any Matter of Fact contained in any Information or Complaint for any Offence against this Act, either on the Part of the Prosecutor or the Person or Persons accused, after having been tendered a reasonable Sum for his Costs and Charges, shall refuse or neglect to appear at the Time and Place to be for that Purpose appointed, without a reasonable Excuse for his, her, or their Refusal or Neglect, or if appearing shall refuse to be examined upon Oath (or, in case of a Quaker, upon solemn Affirmation), and to give Evidence before such Justice of the Peace, then, and in either of the said Cases, every such Person shall forfeit for every such Offence any Sum not exceeding Five Pounds.

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

Form of Conviction.

BE it remembered, That on the \_\_\_\_\_ Day of \_\_\_\_\_  
 in the Year \_\_\_\_\_ A. B.  
 is convicted before C. D. One of the Justices of the Peace for the County  
 of \_\_\_\_\_ [specifying the Offence, and Time, and Place when and  
 where the same was committed, as the Case shall be]. Given under my  
 Hand and Seal, the Day and Year first abovementioned.

Distress not to be unlawful for Want of Form.

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

Plaintiff not to recover if Tender of

CXXVII. Provided nevertheless, and be it further enacted, That no Plaintiff shall recover in any Action for any Irregularity as aforesaid, if  
 6 Tender



Tender of good and sufficient Amends shall have been made by or on the Behalf of the Party or Parties distraining before such Action brought, nor if such Tender of Amends shall be made at any Time after the said Action brought, and before the Trial thereof, together with Costs of Suit, to the Time of such last-mentioned Tender; but on Proof made of any such Tender on any Trial to be had in such Action, the Plaintiff or Plaintiffs shall suffer Judgment as in Cases of Nonsuit, with Treble Costs, to be recovered in the same Manner as any Defendant or Defendants may recover Costs in any other Case by Law.

Amends  
made.

CXXVIII. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby required to make, maintain, and keep in repair a Road not less than Fifty Feet in Width, leading in a straight Line from the East End of a certain Street called *Paradise Row*, in the Parish of *Rotherhithe*, to a certain Bridge called *Brimble's Bridge*, over the Grand *Surrey Canal*, in the said Parish; and that all and every the Powers and Authorities, Matters, and Things by this Act given to or directed to be done by the said Trustees, or by any Quorum of them, shall apply and be taken and held to apply to the said last-mentioned Road: Provided always, that no Person or Persons who shall use so much only of the said Roads as leads from *Paradise Row* to *Brimble's Bridge* aforesaid, shall pay any other or greater Toll or Tolls for themselves, or in respect of any Horses, Cattle, or Carriages whatsoever, travelling or passing on or along the said last-mentioned Road, than One Moiety of the Toll or Tolls to be raised by virtue of this Act: Provided always, that nothing in this Act contained shall be deemed or construed to extend to exempt any Person or Persons, Horses, Cattle, or Carriages whatsoever from the Payment of any Toll or Tolls whatsoever heretofore or still due and payable by virtue of any of the herein-before recited Acts, and to which he or they would have been liable in case this Act had not passed: Provided also, that it shall not be lawful for the said Trustees to enter into or upon any Lands, Tenements, or Hereditaments for the Purpose of making the last-mentioned Road, until the Consents in Writing of all and every the Owner and Owners, Occupier and Occupiers of, and all other Persons interested in all or any of the Lands, Tenements, and Hereditaments, over which the said last-mentioned Road will pass, shall be obtained, and shall have been deposited with the Clerk of the Peace of the said County of *Surrey*.

Road to be  
made from  
*Paradise Row*  
to *Brimble's*  
Bridge.

CXXIX. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be deemed, taken, or construed to extend to give to or invest the said Trustees with any Right, Power, or Authority that may interfere with, injure, or obstruct the Works of the Company of Proprietors of the *Kent Waterworks*; or in any Manner whatsoever to invade, affect, or prejudice any of the Rights, Powers, Privileges, or Authorities to them given and granted in and by an Act of Parliament passed in the Forty-ninth Year of the Reign of His present Majesty, intituled *An Act for supplying with Water the Inhabitants of Deptford and Greenwich, and several other Parishes and Places in the Counties of Kent and Surrey*.

Saving the  
Rights of the  
*Kent Water*  
Company.

CXXX. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to limit, take away, restrict, or interfere with any of the Powers, Privileges, Authorities,

This Act not  
to affect  
Powers of  
Commission-  
or



ers of Paving,  
&c.

or Jurisdiction given or granted to or exercised by the Commissioners for carrying into Effect any Act or Acts of Parliament already passed for paving, cleansing, lighting, and watching, or opening, widening, and better regulating the Streets, Lanes, Courts, Yards, Alleys, Passages, and Places within the Town and Borough of *Southwark*, and certain Parts adjacent, in the County of *Surrey*, or the East Division thereof, further than may be necessary for making the said Road or Branches of Road; and when and so soon as the said Roads or such Parts thereof as shall run into or through the Jurisdiction of the said Commissioners shall be completed, all such Parts shall be under the Jurisdiction, Authority, and Controul of the said Commissioners to all Intents and Purposes in like Manner as if this Act had not been made or passed.

CXXXI. Provided also, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to give to or invest the Trustees in this Act named, or their Successors or any other Person or Persons whomsoever, with any Right, Power, or Authority which may in any Manner interfere with the Rights, Powers, Authorities, or Provisions granted by an Act passed in the Twenty-fifth Year of the Reign of His present Majesty, intituled *An Act for better paving, cleansing, lighting, and watching the Streets, Lanes, Yards, Courts, Alleys, and Passages within that Part of the Parish of Saint Mary Magdalen, Bermondsey, in the County of Surrey, called the Waterside Division, and for removing and preventing Nuisances and Annoyances therein, and for lighting and watching certain Parts of and belonging to the Turnpike Road leading from the East End of New-Street in Southwark to Deptford in the County of Kent, within the said Waterside Division of the said Parish therein mentioned.*

Saving the  
Rights of the  
High Bailiff  
and City of  
London, in  
the Borough  
of Southwark.

CXXXII. And be it further enacted; That nothing in this Act contained shall extend or be construed to extend to prejudice or in any Manner to alter or affect the Powers, Authorities, or Privileges of the High Bailiff of the Borough of *Southwark* within his Bailiwick, or the Jurisdiction of the City of *London* within the Borough of *Southwark*.

No Lands or  
Building to  
be taken  
which may  
not be wanted  
for the Road.

CXXXIII. Provided always, and be it further enacted, That this Act, or any Thing herein contained, shall not extend or be construed to extend to authorize or permit the said Trustees to hold, take, or purchase any Lands, Grounds, Tenements, Houses, Buildings, Erections, or Hereditaments, or any Part or Parts of any Lands, Grounds, Tenements, Houses, Buildings, Erections, or Hereditaments, other than what may be necessary to make the said Road and Branches of Road, and Side Ditches when necessary, except such Lands, Grounds, Tenements, Houses, Buildings, Erections, or Hereditaments, whereof Part may be required by the said Trustees, and which shall by the Owners thereof be required to be wholly taken and purchased.

Saving the  
Rights of the  
Grand Surrey  
Canal Com-  
pany.

CXXXIV. And be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to give to or invest the said Trustees with any Right, Power, or Authority that may injure or obstruct the Works or Business of the said Company of Proprietors of the *Grand Surrey Canal*, or in any Manner whatsoever to affect the Rights, Powers, Privileges, or Authorities to them given and granted in and by an Act of Parliament made and passed in the Forty-first Year of the Reign of His present



present Majesty King George the Third, intituled *An Act for making and maintaining a navigable Canal from the River Thames, at or near a Place called Wilkinson's Green Wharf, in the Parish of Saint Mary Rotherhithe, in the County of Surrey, to the Town of Mitcham, in the Parish of Mitcham, in the said County; and also divers collateral Cuts or Branches communicating from the same to certain Parishes and Places within the Counties of Surrey and Kent*; and also by an Act, made and passed in the Forty-seventh Year of the Reign of His present Majesty, intituled *An Act for better enabling the Company of Proprietors of the Grand Surrey Canal to complete the making and maintaining a navigable Canal from the River Thames, at or near a Place called Wilkinson's Green Wharf, in the Parish of Saint Mary Rotherhithe, in the County of Surrey, to the Town of Mitcham, in the Parish of Mitcham, in the said County; and also divers collateral Cuts or Branches communicating from the same to certain Parishes and Places within the Counties of Surrey and Kent*; and also by an Act of Parliament, made and passed in the Forty-eighth Year of His present Majesty King George the Third, intituled *An Act to enable the Company of Proprietors of the Grand Surrey Canal to supply with Water the several Towns, Districts, and Places therein mentioned, and to amend the several Acts relating to the said Canal*.

CXXXV. And be it further enacted, That all Orders and Proceedings of the Trustees at their several Meetings shall be entered in a Book or Books to be kept for that Purpose; and such Orders and Proceedings so entered, and signed by Three or more of the said Trustees, shall be deemed to be Originals, and which said Book or Books shall be admitted as Evidence in all Courts whatsoever.

All Proceedings to be entered in a Book.

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

Limitation of Actions.

General Issue.

Treble Costs.



Act not to affect the Power of the Commissioners of Pavements of Rotherhithe.

CXXXVII. Provided also, and be it further enacted, That nothing in this Act contained shall extend to give or to invest the Trustees in this Act named, or their Successors, or any other Person or Persons whomsoever, with any Right, Power, or Authority which may in any Manner interfere with the Rights, Powers, Authorities, or Provisions granted by an Act passed in the Twenty-third Year of His present Majesty's Reign, intituled *An Act for better paving, cleansing, lighting, and watching the Streets, Lanes, Yards, Courts, Alleys, and Passages, within the Parish of Saint Mary, at Rotherhithe, otherwise Redriffe, in the County of Surrey, and for removing and preventing Nuisances and Annoyances therein*, except upon such Parts of the Roads and Branches of Road hereby authorized to be made, as shall run through any Land not heretofore used as a Road or Street.

If Roads are not completed in a certain Time, the Act to be void.

CXXXVIII. Provided always, and be it further enacted, That unless the Trustees by this Act named, or their Successors, shall and do, within the Space of Eighteen Calendar Months next after the passing of this Act, make and complete the said new Road from the Junction at *Charles Street* to *Dock Head*, and within the Space of Five Years, to be computed from the passing of this Act, complete the whole of the said Road and Roads by this Act authorized to be made, so as to make the same passable for Horses, Beasts, and Carriages, and such Completion shall be certified by Two or more of His Majesty's Justices of the Peace for the said County of *Surrey*, and such Certificate filed with the Clerk of the Peace for the said County, within Fourteen Days next after such respective Roads shall be so completed, then, and in either of such Cases, all and singular the Powers, Authorities, Clauses, and Provisions, in this Act contained shall cease and determine to all Intents and Purposes whatsoever.

Public Act.

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

Term of the Act.

CXL. And be it further enacted, That this Act shall commence and take Effect upon the Day of the passing thereof, and shall continue in force, and be executed for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.



## The SCHEDULE to which the Act refers.

## Saint John's Parish, Borough of Southwark.

No. on Plan.	Description.	Owners.	Occupiers.
1.	Vacant Ground	Trustees of the Road	Thomas Bristow.
2.	Ditto	Ditto	Thomas Deacon.
3.	House	John Gopfell	Thomas Beal.
4.	House and Yard	Ditto	Jamefon.
<i>North Side New Street.</i>			
5.	House and Yard	John Gopfell	Joseph Bull.
6.	Ditto	Ditto	John Bailey.
7.	Ditto	Ditto	George Payne.
8.	Ditto	John Jackson	Robert Hayward.
9.	Ditto	Thomas Jackson	Charles Warner.
10.	Ditto	Blyderstine	James Cummings.
11.	Ditto	Ditto	James Cartwright.
12.	Ditto	Ditto	James Burgefs.
13.	Ditto	Ditto	Widow Bailey.
14.	Ditto	Ditto	Sarah Martin.
15.	Ditto	William Benton	John Fermester.
16.	Ditto	-	Charles Rowborton.
17.	Ditto	-	Samuel Moody.
18.	Ditto	-	John Maffeder.
19.	Ditto	Blyderstine	John Yell.
20.	Ditto	Ditto	William Barkland.
<i>Fountain Court.</i>			
21.	House and Shed	Clarkfon	Benjn Carbutt.
22.	Ditto	Ditto	J. Clark.
23.	Ditto	Ditto	Ja <sup>s</sup> Wright.
24.	Ditto	Ditto	Jn <sup>o</sup> Clare.
25.	Ditto	Ditto	W <sup>m</sup> Mills.
26.	Old Fountain Public house	Blyderstine.	John Mainab.
27.	House and Shed	Ditto	Thos Hopkins.
28.	Ditto	Ditto	Geo. Philipson.
29.	Ditto	Ditto	Robt Hardy.
30.	Ditto	Ditto	Benj <sup>n</sup> Pool.
31.	Ship Public House	Christie	Will <sup>m</sup> Palmer.
32.	House, &c.	Ditto	Will <sup>m</sup> Anderson.
33.	House and Yard	William Carter	Sarah Vincent.
34.	Ditto	Rich <sup>d</sup> Sutcliff	John Pearson.
35.	Ditto	Ditto	Rich. Sutcliff.



*North Side, Dock Head Way.*

No. on Plan.	Description.	Owners.	Occupiers.
36.	House, Yard, and Shed	Maltby	Sam <sup>l</sup> Stevens.
37.	Ditto	Ditto	Jn <sup>o</sup> Cridge.
38.	Ditto	Ditto	Sunday School.
39.	House and Yard	Ditto	Bowkett.
40.	House — Bakehouse	Thos Harris	Thomas Haines.
41.	Garden, &c.	Mrs. Hollingworth	John Webb.
42.	House and Garden	Trustees of Road	John White.
43.	Ditto	Ditto	Vacant Ground.

*South Side Dock Head.*

44.	Yard	City of London	Swain.
45.	House	Ditto	Job Fuller.
46.	Ditto	Ditto	Bower.
47.	Ditto	Ditto	Watkins.
48.	Ditto	Christ's Hospital	Brice Smith.
49.	Ditto	Ditto	W <sup>m</sup> Juberfcott.

*Meeting-house Court.*

50.	House	Christ's Hospital	James Wilkinson.
51.	Ditto	Ditto	W <sup>m</sup> Hazle.
52.	Ditto	Ditto	Mary Mead.
53.	Ditto	Ditto	Mary Steward.
54.	Ditto	Ditto	Thos <sup>s</sup> Todd.
55.	Ditto	Ditto	Thos <sup>s</sup> Hockway.
56.	Ditto	Ditto	Widow Carter.
57.	Ditto	Ditto	Rev <sup>d</sup> Boxwell.
58.	Ditto	Ditto	Josh <sup>h</sup> Brown.
59.	Ditto	Ditto	Ja <sup>s</sup> Walter.

*South Side Dock Head.*

60.	House	Christ's Hospital	Phil. Hixtable.
61.	Ditto	Southerby	Ann Golding.
62.	Ditto	Ditto	Joseph Westerman.
63.	Ditto	Ditto	David Allen.
64.	Ditto	Ditto	Chas <sup>s</sup> Roberts.
65.	Ditto	Ditto	Josh. Woodward.
66.	Ditto	Ditto	James Daniel.
67.	Ditto	Ditto	Chas <sup>s</sup> Pigman.
68.	Ditto	Ditto	M <sup>l</sup> Roberts.
69.	Ditto	Ditto	W <sup>m</sup> Mahoney.
70.	Yard	Ditto	John Pluskett.
71.	House	Ditto	Thos <sup>s</sup> Habgood.
72.	Red Lion Public-house	Ditto	Dan <sup>l</sup> Rogers.
73.	House	Ditto	Rob <sup>t</sup> Sargeant.
74.	Ditto	Ditto	John Cole.
75.	Ditto	Ditto	Rich <sup>d</sup> Pickman.
76.	Ditto	Ditto	Ja <sup>s</sup> Pearce.
77.	Ditto	Jesse Curling	Henry Smith.



*Dock-head Place.*

No. on Plan.	Description.	Owners.	Occupiers.
79.	Yard and Shed	Jesse Curling	Curling and Nelson.
80.	House	Rob <sup>t</sup> Rich	G. Martin.
81.	Ditto	Ditto	Rich <sup>d</sup> Coomb.
82.	Ditto	Ditto	Tho <sup>s</sup> Kellick.

*Rose Court, West Side.*

83.	Shed, &c.	Thomas Carroll	Edw <sup>d</sup> Dodd.
84.	House	Ditto	Richard Martin.
85.	Ditto	Ditto	Tho <sup>s</sup> Edwards.
86.	Ditto	Ditto	W <sup>m</sup> Ward.
87.	Ditto	Ditto	Chillingsworth.
88.	Ditto	Ditto	Eliz <sup>th</sup> Doughty.
89.	Ditto	Ditto	Widow Savage.
90.	Ditto	Ditto	W <sup>m</sup> Offer.
91.	Ditto	Ditto	W <sup>m</sup> Harding.
92.	Ditto	Ditto	Rob <sup>t</sup> Pearce.
93.	Ditto	Ditto	Cha <sup>s</sup> Coward.

*Rose Court, East Side.*

94.	House	Thomas Carrol	Rich <sup>d</sup> Groves.
95.	Ditto	Ditto	John Fullman.
96.	Ditto	Ditto	Geo. Baker.
97.	Ditto	Ditto	Tho <sup>s</sup> Donaldson.
98.	Ditto	Ditto	W <sup>m</sup> Mason.
99.	Ditto	Ditto	Fra <sup>s</sup> Upsdale.
100.	Ditto	Ditto	John Croker.

*Whiting's Rents.*

101.	Land	Ditto	Sparks.
102.	Shed	Tho <sup>s</sup> Cope	John Piggott.
103.	Garden	Ditto	Dan <sup>l</sup> Pike.
104.	Cottage and Garden	Ditto	Jo <sup>sh</sup> Baker.
105.	Shed and Yard	Ditto	Rich <sup>d</sup> Goon.

*West Side Parker's Row.*

106.	House	Tho <sup>s</sup> Clarkson	Tho <sup>s</sup> Clarkson.
107.	Ditto	Ditto	H. Wolcott.
108.	Ditto	Ditto	Hamilton.
109.	Ditto	Ditto	Munton.
110.	Ditto	Pool	Isaac Davis.
111.	Ditto	Ditto	Ja <sup>s</sup> Woodey.
112.	Ditto	Ditto	Eliz <sup>th</sup> Spinks.
113.	Ditto	Ditto	Cha <sup>s</sup> Scott.
114.	Ditto	Tho <sup>s</sup> T. Benson	A. Cummings.
115.	Ditto	Ditto	Rich <sup>d</sup> Taylor.
116.	Ditto	Ditto	Jn <sup>o</sup> Scrimson.

[Loc. & Per.]



*West Side Parker's Row—continued.*

No. on Plan.	Description.	Owners.	Occupiers.
117.	House	Tho <sup>s</sup> F. Benson.	Mumford.
118.	Ditto	Ditto	W <sup>m</sup> Page.
119.	Ditto	Ditto	Mary Watts.
120.	Ditto	Ditto	Dennis Drifole.
121.	Ditto	Medhurst	John Cranfield.
122.	Ditto	Ditto	John Jackson.
123.	Ditto	John Johnson	Ja <sup>s</sup> East.
124.	Ditto	Ditto	Tho <sup>s</sup> Burgery.
125.	Ditto	Ditto	Ann Bateman.
126.	Ditto	Ditto	Geo. Watson.
127.	Ditto	Matthews	Cha <sup>s</sup> Cheeseman.

*East Side Parker's Row.*

128.	Cooperage	Oxley Parker	Maskell.
129.	House	Ditto	W <sup>m</sup> Groombridge.
130.	Ditto	Ditto	Zebedee Dunkin.

*Thomas Place.*

131.	House	Oxley Parker	John Wright.
132.	Ditto	Ditto	Rob <sup>t</sup> Sargeant.
133.	Ditto	Ditto	Tho <sup>s</sup> Boxall.
134.	Shed	Ditto	Kidner.

*John Street.*

135.	House	John Sargeant	Richard Hough
136.	Ditto	Ditto	Halls.
137.	Ditto	Ditto	Ja <sup>s</sup> Jacobs.
138.	Ditto	Ditto	Rob <sup>t</sup> Alford.
139.	Ditto	Ditto	Tho <sup>s</sup> Lindsey.
140.	Ditto	Ditto	W <sup>m</sup> Moffatt.
141.	Ditto	Ditto	John Edwards.

*East Side Parker's Row.*

142.	House	John Sargeant	W <sup>m</sup> Vette.
143.	Ditto	Ditto	Joseph Knight.
144.	Ditto	Ditto	John Salmon.
145.	Ditto	Ditto	John Higham.
146.	Ditto	Oxley Parker	Francis Johnson.
147.	Ditto	Ditto	W <sup>m</sup> Moor.
148.	Ditto	Ditto	Sam <sup>l</sup> Kidner.
149.	Ditto	Ditto	Henry Swain.
150.	Ditto	Ditto	Widow Goodwin
151.	Ditto	Ditto	John Linch.
152.	Ditto	Ditto	Tho <sup>s</sup> Witchelo.
153.	Ditto	Ditto	Edw <sup>d</sup> Hopkins.
154.	Ditto	Ditto	Ingold.
155.	Ditto	Ditto	Hassill.



*East Side Parker's Row—continued.*

No. on Plan.	Description.	Owners.	Occupiers.
156.	House - -	Oxley Parker - -	Widow Mortice.
157.	Shed - -	Ditto - -	Josh Davis.
158.	Garden - -	Mrs. Western - -	White.
159.	Ditto - -	Ditto - -	
160.	Ditto - -	Ditto - -	Surver.
161.	Ditto - -	Ditto - -	F. Kidner.
162.	Land - -	Ditto - -	M <sup>r</sup> Roberts.

*Marine Crescent.*

164.	House and Shop - -	Mrs. Western - -	John Baker.
165.	Land - -	Ditto - -	Booth.
166.	Building Ground - -	Henrietta West - -	French.
167.	Ditto - -	Ditto - -	Lacy.
168.	Field - -	Ditto - -	Fretwell.
169.	Rope Ground - -	Ditto - -	Jones and Morgan.
170.	Ditto - -	Ditto - -	Nicholas Farmer.
171.	Ditto - -	Ditto - -	Boyd.
172.	Tenement and Garden - -	Ditto - -	Herman.
173.	Ditto - -	Ditto - -	Surridge.
174.	Ditto - -	Ditto - -	Wood.
175.	Ditto - -	Ditto - -	Turner.
176.	Tenement - -	Ditto - -	White.
177.	Gre <sup>n</sup> Arms - -	Ditto - -	James Gaul.
178.	Garden - -	Ditto - -	Godwin.
179.	Ditto - -	Ditto - -	Bratt.
180.	Ditto - -	Ditto - -	Wood.
181.	Ditto - -	Ditto - -	Smith.
182.	Ditto - -	Ditto - -	Carpenter.
183.	Ditto - -	Ditto - -	Thorpe.
184.	Ditto - -	Ditto - -	Poole.
185.	Ditto - -	Ditto - -	Tarrant.
186.	Ditto - -	Ditto - -	Jameson.
187.	Ditto - -	Ditto - -	Bothero.
188.	Ditto - -	Ditto - -	Williams.

*Charlotte Row.*

189.	Garden - -	Thomas Martin - -	Wade.
190.	Ditto - -	Ditto - -	Rob <sup>t</sup> Hill.
191.	Ditto - -	Ditto - -	Harman.
192.	Ditto - -	Ditto - -	Butler.
193.	Garden Ground - -	Ditto - -	Tho <sup>s</sup> Keeton.
194.	Ditto - -	Ditto - -	Reed.
195.	Ditto - -	Ditto - -	John Stacey.
196.	Ditto - -	Ditto - -	Edw. Curtis.
197.	Garden and Tenement - -	Ditto - -	Will <sup>m</sup> Edward.
198.	Garden - -	Ditto - -	W <sup>m</sup> Marth.
199.	Garden and Tenement - -	Ditto - -	John Pace.
200.	Garden - -	Ditto - -	Zebedee Hubbard.
201.	Garden Ground - -	Ditto - -	Wall.



*Junction at the Blue Anchor Road.*

No. on Plan.	Description.	Owners.	Occupiers.
202.	Garden Ground	Dr Middleton	Crouch.
203.	Land	Lady Goldsworthy	Bone.
204.	Ditto	Ditto	W <sup>m</sup> Roberts,
205.	Ditto	Ditto	Bone.
206.	Morafs or Flags	Ditto	Bone.
207.	Land	Ditto	Evans.
208.	Ditto	Ditto	Bone.
209.	Ditto	Ditto	Sarah Vincent.
210.	Ditto	Ditto	Sarah Skinner.
211.	Ditto	Ditto	Dudman and Jordan.
212.	Bridge and Land	Grand Surrey	
213.	Land	Ditto	Joseph Lines.
214.	Ditto	Ditto	Unoccupied.
215.	Ditto	Lady Hambly	E. C. D. Company.
216.	Plough Street	City of London	Joseph Harris.
217.	Shop	Ditto	Joseph Lines.
218.	Hut	Joseph Harris	Rich <sup>d</sup> Lindsey.
219.	Land	City of London	In Hand.

*Deptford.*

220.	Land	City of London	W. and C. Hobman.
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*West Side of Dudman's Court.*

221.	Tenement	Sir Frederick Evelyn	John Goodman.
222.	Ditto	Ditto	W <sup>m</sup> Baggott.
223.	Ditto	Ditto	Dan <sup>l</sup> Rofs.
224.	Ditto	Ditto	G. Sineby.
225.	Ditto	Ditto	Hester Powers.
226.	Ditto	Ditto	Sarah Gore.

*East Side of Dudman's Court.*

227.	Tenement	Sir Frederick Evelyn	Rob <sup>t</sup> Chilman.
228.	Ditto	Ditto	Geo. Abbott.
229.	Ditto	Ditto	Rob <sup>t</sup> Angell.
230.	Ditto	Ditto	Mich <sup>l</sup> Stray.
231.	Ditto	Ditto	Tho <sup>s</sup> Adden.
232.	Ditto	Ditto	Timothy Griffin.
233.	Land	Ditto	W. C. Hobman.
234.	Garden	Ditto	Sarah Vincent.
235.	House	Ditto	Sarah Dry.
236.	Ditto	Ditto	Mildred Gowen.
237.	Tenement	Ditto	Unoccupied.



*Air Baloon Row.*

No. on Plan.	Description.	Owners.	Occupiers.
238.	Tenement - -	City of London -	John Anderfon.
239.	Ditto - -	Ditto - -	James Newfon.
240.	Ditto - -	Ditto - -	Thomas Webfter.
241.	Ditto - -	Ditto - -	George Newhouſe.
242.	Ditto - -	Ditto - -	Ann Huffey.
243.	Ditto - -	Ditto - -	Edward Hawkins.
244.	Ditto - -	Ditto - -	Ann Turnage.

*Deptford.*

245.	Cow Sheds - -	City of London -	Sarah Skinner.
246.	Tenement - -	Ditto - -	Thomas Wittingham.
247.	Ditto - -	Ditto - -	John Willis.
248.	Ditto - -	Ditto - -	Thomas Cookfon.
249.	Ditto - -	Ditto - -	John Gavey.
250.	Ditto - -	Ditto - -	John Walker.
251.	Ditto - -	Ditto - -	Tho <sup>s</sup> Price.
252.	Ditto - -	Ditto - -	Edw <sup>d</sup> Sheldrake.
253.	Ditto - -	Ditto - -	Outham.
254.	Ditto - -	Ditto - -	Mac Carthy.
255.	Ditto - -	Ditto - -	Ann Uſher.
256.	Ditto - -	Ditto - -	Mary Baggott.
257.	Ditto - -	Ditto - -	Cha <sup>s</sup> Johnfon.
258.	Ditto - -	Ditto - -	John Davis.
259.	Ditto - -	Ditto - -	Dan <sup>l</sup> Donovan.
260.	Ditto - -	Ditto - -	Amb <sup>se</sup> Fitzgerald.
261.	Ditto - -	Ditto - -	Rich <sup>d</sup> Lampton.
262.	Ditto - -	Ditto - -	Mary Clewer.

*South Side Hunt's Row.*

263.	Tenement - -	Sir Frederick Evelyn -	Thomas Strut.
264.	Ditto - -	Ditto - -	Thomas Giles.
265.	Ditto - -	Ditto - -	Samuel Baker.
266.	Ditto - -	Ditto - -	John Grant.
267.	Ditto - -	Ditto - -	John Leake.
268.	Ditto - -	Ditto - -	Rich <sup>d</sup> Siminons.
269.	Ditto - -	Ditto - -	Tho <sup>s</sup> Bartner.

*Grove Street.*

270.	White Hart - -	Sir Frederick Evelyn -	George Webb.
271.	House - -	Ditto - -	William Adams.
272.	Ditto and Ground - -	Ditto - -	Sarah Vincent.
273.	Ship Defiance - -	Ditto - -	Charles Powis.
274.	Ditto - -	Ditto - -	Charles Powers.
275.	Tenement - -	Ditto - -	Hugh Whitelock.
276.	Ditto - -	Ditto - -	Mich <sup>l</sup> Babel.
277.	Ditto - -	Ditto - -	Ann Eden.
278.	Ditto - -	Ditto - -	Mary Foſter.

[Loc. &amp; Per.]

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*Grove Street—continued.*

No. on Plan.	Description.	Owners.	Occupiers.
279.	Tenement	Sir Frederick Evelyn	M <sup>c</sup> Fee.
280.	Ditto	Ditto	William Giffard.
281.	Ditto	Ditto	Rob <sup>t</sup> Palmer.
282.	Ditto	Ditto	John Simmonds.
283.	Ditto	Ditto	William King.
284.	Ditto	Ditto	Josiah Robson.
285.	Ditto	Ditto	Joseph Dawkins.
286.	Ditto	Ditto	Mac Murley.
287.	Ditto	Ditto	John Butt.
288.	Ditto	Ditto	James Berry.
289.	Ditto	Ditto	Eliz <sup>th</sup> Marshall.
290.	Ditto	Ditto	John Crisp.
291.	Ditto	Ditto	Sewell.
292.	Ditto	Ditto	John Oliver.
293.	Ditto	Ditto	Rich <sup>d</sup> Warmingham.
294.	Ditto	Ditto	Hannah Reynolds.
295.	Ditto	Ditto	Will <sup>m</sup> Stainsford.
296.	Ditto	Ditto	William Arnblith.
297.	Ditto	Ditto	Tho <sup>s</sup> Corder.
298.	Ditto	Ditto	James Bragger.
299.	Ditto	Ditto	James Jeffon.

*Hobman's Row.*

300.	Tenement	Sir Frederick Evelyn	Hobman.
301.	Ditto	Ditto	Webster.
302.	Ditto	Ditto	Sheppard.
303.	Ditto	Ditto	Mary King.

*Saint George's the Martyr.*

1.	House and Stable Bricklayer's Arms	City of London	H. Fassett.
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*Bermondsey New Road.*

2.	Tenement	City of London	Evershed.
3.	Ditto	Ditto	Weaving.
4.	Ditto	Ditto	Youns.
5.	Ditto	Ditto	Crate.
6.	Ditto	Ditto	Watts.
7.	Ditto	Ditto	Bassett.
8.	Ditto	Ditto	Kingston.
9.	Ditto	Ditto	Parker.

*Bottom of Standage's Buildings, Bermondsey.*

10.	Tenement	City of London	Simpkin.
11.	Ditto	Ditto	Watkins.
12.	Ditto	Ditto	Lloyd.
13.	Ditto	Ditto	Standage.
14.	Ditto	Ditto	Occupier.
15.	Ditto	Ditto	Ruffell.



*Saint George's, Kent Road.*

No. on Plan.	Description.	Owners.	Occupiers.
16.	House and Garden -	City of London -	Moore.
17.	Ditto -	Ditto -	Pummell.
18.	Ditto -	Ditto -	R. Gee.

*Street contiguous.*

19.	Tenement -	City of London -	Whitehead.
20.	Ditto -	Ditto -	Thorn.
21.	Ditto -	Ditto -	Trott.
22.	Ditto -	Ditto -	Vitier.
23.	Ditto -	Ditto -	Tho <sup>s</sup> Davis.
24.	Yard, &c. -	Ditto -	Wilson.
25.	Tenement -	Ditto -	Cock.

*John Street.*

26.	Tenement, &c. -	City of London -	Curtis.
27.	Ditto -	Ditto -	Bloomfield.
28.	Ditto -	Ditto -	Hawkins.

*Bermondsey.*

29.	House and Garden -	John Barton -	Good.
30.	Ditto -	Ditto -	Brumning.
31.	Ditto -	Ditto -	Johnson.
32.	Ditto -	Ditto -	W <sup>m</sup> Grizzle.
33.	Garden -	Ditto -	Good.
34.	Tenement -	Ditto -	Bellis.
35.	Ditto -	Ditto -	Smith.
36.	Ditto -	Ditto -	Owens.
37.	Ditto -	Ditto -	Bristow.
38.	Ground -	Ditto -	Vincent.
39.	House and Garden -	Ditto -	Mawbey.
40.	Ditto -	Ditto -	Stewart.

*Between Kent Road and Page's Walk.*

41.	Glue House -	John Rolls -	Jones and Gore.
42.	Fishmonger's Yard -	Ditto -	Furnell and Spencer.
43.	Garden Ground -	Ditto -	Button and Curli.
44.	Twine Ground -	Ditto -	Dodds.
45.	Tenement -	Ditto -	

*Page's Walk.*

46.	Tenement -	John Rolls -	Wright.
47.	Ditto -	Ditto -	Button.
48.	Ditto -	Ditto -	File.
49.	Ditto -	Ditto -	Margoram.



*Willow Walk.*

No. on Plan.	Description.	Owners.	Occupiers.
50.	Fishmonger's Yard	Mrs. West.	Furnell and Spencer.
51.	Rope Ground	Ditto	Onion and others.
52.	Tannery	Ditto	Jordain.
53.	Ditto	Ditto	
54.	Ditto	Ditto	Copland.
55.	Ditto	Ditto	Morris.
56.	Ditto	Ditto	Widow Mathews.
57.	House	Ditto	Street.
58.	Ditto	Ditto	Hubbard.
59.	Ditto	Ditto	Beedle.
60.	Ditto	Ditto	Furnell.
61.	Ditto	Ditto	Collier.
62.	House and Yard	Ditto	Clark.
63.	Field and Tannery	Ditto	Brookes.
64.	Garden Ground	John Rolls	James Pitcher.
65.	Nursery Ground	Ditto	Alex <sup>r</sup> Youll.

*Grange Road.*

66.	House and Cow Yard	John Rolls	John Davis.
67.	Ditto	Ditto	Ellwell.
68.	Ditto	Ditto	Bell.
69.	Ditto	Ditto	Hunt.
70.	Ditto	Ditto	Jarman.
71.	Ground	Ditto	Vincent.
72.	House and Garden	Ditto	Barton.
73.	Ditto	Ditto	Ashlin.
74.	Ditto	Ditto	Empty.
75.	Ditto	Mrs. West	Geary.
76.	Ditto	Ditto	
77.	Ditto	Ditto	Moore.
78.	Ditto	Ditto	Occupier.
79.	Ditto	Ditto	Occupier.
80.	Ditto	Ditto	Occupier.
81.	Ditto	Ditto	Occupier.
82.	Ditto	Ditto	Philanthropic Reform.
83.	Garden Ground	John Hexley	May.
84.	Glue Yard	Ditto	J. J. Barton.
85.	Manufactory	John Rolls	Donkin.
86.	Garden Ground	Ditto	Batty.
87.	Field	Ditto	Tho <sup>s</sup> and D. Asquith.
88.	Garden Ground	Ditto	Benj <sup>n</sup> Baker.
89.	Field	Ditto	Barth <sup>w</sup> Harris.
90.	Garden Ground	Ditto	Tho <sup>s</sup> Weston.

*Cross Blue Anchor Lane.*

91.	Garden Ground	Thomas Martin	Thomas Cook.
92.	Ditto	Ditto	John Stacy.
93.	Ditto	Ditto	Wall.
94.	Ditto	Ditto	W <sup>m</sup> Marth.
95.	Ditto	Ditto	John Pace.
96.	Ditto	Ditto	Zebedee Hubbard.