



ANNO QUINQUAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 185.

An Act for inclosing, lighting, and improving *Fitzwilliam Square*, in the County of the City of *Dublin*.
[2d July 1813.]

WHEREAS the Space of Ground lying within the Square called *Fitzwilliam Square*, in the County of the City of *Dublin*, is become and must continue to be a very great Nuisance to the Inhabitants surrounding it, unless a proper Inclosure round the same be made and supported: And whereas a considerable Number of the Inhabitants and Proprietors of the several Houses and Grounds surrounding the said Square have signified their earnest Wish and Desire that the said Square shall be properly enclosed and lighted, and the Inside thereof improved and ornamented for the Convenience and Comfort of the several Inhabitants thereof: 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 *Richard Verfeboyle*, *Peter Latouche junior*, *Charles Burton*, the Honourable *Price Blackwood*, the Reverend *Bartholomew Lloyd F. T. C. D.* *Thomas Orde Lees*, *Peter Roe*, *James Donovan*, *George Tutbill*, *Joseph Atkinson*, *Thomas Leland*, *Nathaniel Caldwell*, *Joshua Dixon*, and *John Smith Fleming*, be and are hereby constituted and appointed Commissioners for making, inclosing, completing, improving, and ornamenting

Commis-
sioners.

[*Loc. & Per.*]

37 Z

ornamenting

ornamenting the said Square, and for otherwise carrying this Act into Execution.

Upon the Death or Resignation of a Commissioner, another to be appointed within Six Months.

II. And be it enacted, That upon the Death or Resignation of any Person or Persons herein-before named as a Commissioner, or upon any of them, or their Successors, ceasing to be an Inhabitant or Proprietor of a House in the said Square, that then the surviving Commissioners, Five of them at least being present, shall, within Six Calendar Months next after the Death or Resignation of such Person, elect and appoint some other fit Person, at the Time being the Owner, Proprietor or Inhabitant, of any House or Houses of said Square, to be a Commissioner in the Place and Stead of every such Person so dying or resigning, or ceasing to be an Inhabitant or Proprietor as aforesaid, or as often as any Vacancy shall happen by the Death or Resignation of the Person or Persons so to be hereafter elected to succeed them, or by such Person ceasing to be an Inhabitant or Proprietor as aforesaid, that some such other Person or Persons shall in like Manner from Time to Time be elected, during the Term of One hundred and fifty Years, which said Person and Persons so from Time to Time to be elected shall, to all Intents and Purposes, be deemed and taken to be a Commissioner for the Purposes aforesaid, as if his and their Name and Names were herein particularly inserted: Provided nevertheless, that before every such Election Ten Days Notice be first given for that Purpose in *The Dublin Gazette*, and also in such of the public Papers in the City of *Dublin*, as the said Commissioners, or any Five of them, shall think proper, and by Writing to be left at the usual Place of Abode of the surviving Commissioners in the City of *Dublin*, or the Suburbs or Liberties thereof.

Ten Days Notice of Election to be given as herein.

Commissioners to have Quarterly and other Meetings.

III. And be it enacted, That it shall and may be lawful for the said Commissioners, and their Successors, if need be, to have Two General Half-yearly Meetings of the Members thereof yearly in *Dublin*, at such Place or Places, and at such Time or Times, as they shall think proper, to wit, on every First *Monday* in *May*, and First *Monday* in *November* in every Year, and as many other General Meetings, at such Place or Places in the City of *Dublin*, as the said Commissioners, or any Five or more of them, shall appoint.

Commissioners may contract for completing Fitzwilliam Square.

IV. And be it further enacted, That from and after the passing of this Act, it shall and may be lawful to and for the said Commissioners, or any Five of them, forthwith to contract for the making, finishing, completing, improving, lighting, ornamenting, and enclosing the said Square, called *Fitzwilliam Square*, in such Manner as they shall think most proper.

Commissioners to appoint Officers.

V. And be it enacted, That the said Commissioners, or any Five or more of them, shall from Time to Time choose a Treasurer, who shall act without Fee or Reward, and who shall give sufficient Security for the faithful Execution of his Office, and into whose Hands every Person who shall be authorized to collect and levy the Rates herein-after mentioned shall from Time to Time pay all Monies which shall have been received by him; and the said Commissioners are hereby authorized to appoint a Collector of the said Rates, and to make such Allowance to such Collector as they shall think proper, not exceeding One Shilling in the

Pound of all Monies for which he shall duly account and pay to such Treasurer; and the said Commissioners, or any Five or more of them, may from Time to Time choose a proper Person to be an Inspector of the Works to be carried on under their Direction, and to conduct the Execution thereof, for which an Allowance may be made, not exceeding One Shilling in the Pound on the Money expended on the Works which shall be put under his Management.

VI. And be it enacted, That towards making, completing, and finishing the said intended Inclosure and Improvements in Manner aforesaid, and keeping up, and repairing the same from Time to Time; and in order to create a permanent Fund for that Purpose, and for lighting the said Square, and for the Expences of obtaining this Act, all and every the Houses, Tenements, and Plots of Ground on the North Side of the said Square, beginning at the House now in the Occupation of *Charles Quin* Esquire, to the Plot of Ground now in the Occupation of *Nathaniel Calwell* Esquire, both inclusive; also all and every the Houses and Grounds on the East Side of the said Square, beginning at the Plot of Ground in the Possession of the Honourable *Price Blackwood*, and to and including the Plot of Ground in the Possession of the said *Price Blackwood*, and likewise all and every the Plots of Ground on the South Side of the said Square, beginning at the East Corner, now in the Possession of the Right Honourable *Richard Viscount Fitzwilliam*, and ending at the West Corner of the said South Side, also in his Possession, both inclusive; as also the several Houses and Tenements on the West Side of the said Square, beginning at the House belonging to Alderman *Thomas Andrews*, and ending at the Plot of Ground in Possession of *William Dixon* Esquire, both inclusive, as set forth in a Schedule hereunto annexed, with the several Buildings now made, and hereafter to be erected and made thereon, shall hereafter be chargeable with and liable to the annual Payment of such Sum as the said Commissioners, or their Successors for the Time being, or any Five of them, shall from Time to Time, by Writing under their Hands and Seals, direct and appoint, not exceeding the Rate of Five Shillings for each Foot, running Measure, or for any less Proportion of a Foot, which the Fronts of the said several Houses or Plots of Ground shall contain, as the Admeasurement of them respectively are specified in the said Schedule, to be paid and payable to the said several Commissioners, and their Successors for the Time being, or their lawful Attorney or Assigns, for the Purpose of paying and defraying the Expences of this Act, and of making, finishing, and completing a good and sufficient Inclosure round the said Square, with proper Gateways thereto, in such Manner and Form as the said Commissioners, or any Five of them, shall think most proper; and of lighting the same, and of improving and ornamenting the Inside of the said Square, and of providing for and paying all such other necessary Expences as shall be attendant thereon or incident thereto; such several Sums to be paid and payable during the said Term of One hundred and fifty Years by yearly Payments, that is to say, on every First Day of *August* in each and every Year of the said Term, the First Payment thereof to begin and be made on the First Day of *August* One thousand eight hundred and thirteen.

All Houses, &c. on each Side of Fitzwilliam Square to be chargeable with annual Payments as herein.

Sums payable for 150 Years by yearly Payments.

VII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, or any Person or Persons by them, or any

Commissioners may levy by Distress, &c. Five

Where there shall be no House, &c. Sums to be paid by the Lessee of Lord Fitzwilliam.

Five of them, duly authorised and appointed, on Default of Payment of any of the Sums herein-before enacted and directed to be raised, levied, and paid to them respectively, to enter into and upon each and every or any of the Houses now built or hereafter to be built, on the said several Grounds herein-before mentioned, and hereby severally charged or chargeable therewith, and to levy the same by Distress and Sale of the Goods of every or any Inhabitant, Occupier or Proprietor of such Houses or Grounds, refusing or neglecting to pay the same, rendering the Overplus (if any) to such Inhabitant, Occupier or Proprietor, after deducting thereout the Sum of One Shilling in the Pound, for the Expence incurred in collecting the same; or in case there shall be no such House or Building erected or standing on any Part or Parts of the said Ground, every such Sum or Sums shall be paid by the immediate Lessee of such Ground, under *Richard Viscount Fitzwilliam*, his or their Heirs, Executors, Administrators or Assigns, and shall be recovered by Action of Debt, by Distress or otherwise, as the Rent of the said Ground is recoverable.

Double Costs against Plaintiffs in Replevin.

VIII. And be it further enacted, That if any of the Distress or Distresses made or taken for the Rents or Sums payable to the said Commissioners by virtue of this Act shall at any Time or Times hereafter be replevied, that the said Commissioners, or their Bailiff or Bailiffs, may avow or make Cognizance generally that such Distress was made for Rent due to them by virtue of this Act, without setting forth their Right or Title to the same at large; and if thereon Judgment shall be obtained against the Plaintiffs in Replevin, such Plaintiffs shall pay Double Costs.

Commissioners may raise Money by Sale, Mortgage, or Debentures, for Purposes herein.

IX. And be it further enacted, That in order to raise a sufficient Sum for the immediate Purposes of the said intended Inclosure for lighting the said Square, for the ornamenting and improving the Inside thereof, and for defraying the Expences of obtaining this Act, it shall and may be lawful to and for the said Commissioners and their Successors, or any Five or more of them, being present at any General Half-yearly Meeting, by Writing under their Hands and Seals, to raise by Sale or Mortgage of all or any Part of the said Fund, or by issuing One or more Debenture or Debentures thereon, bearing Interest at the Rate of Six Pounds by the Hundred Pounds by the Year, such Interest to be payable out of and chargeable on the said yearly Tax, or by the yearly Appropriation of any Part of the said annual Tax, such Sum or Sums of Money as shall or may be sufficient for the Purpose of defraying the Expences of this Act, and paying for the said Railing, Gateways, Locks, Keys, Chains, Lamps and Lamp Posts, and for the putting up the same, and for improving the Inside of the said Square, or for any other useful or ornamental Purpose withinside the said Square, or for the Expences incident to the erecting, making, preserving, and continuing the same, and for the lighting of the said Square.

Power to Commissioners to apply Surplus of Tax.

X. And be it further enacted, That it shall and may be lawful for the said Commissioners and their Successors, or any Five of them, from Time to Time, and at all Times hereafter, whenever any overplus Fund shall remain in the Hands of the Treasurer after Payment of the annual Interest of the Money to be raised, and Expenditures be paid agreeable
to

to this Act, to direct and apply such Overplus, or such Part thereof as they shall think proper, either to the Reduction of the said annual Tax in such Way as may be found expedient, or to the defraying the Expence of all and every such other Improvements or Purposes relating thereto, as they may think necessary for the Comfort and Convenience of the Inhabitants of the said Square.

XI. And, to prevent all Doubts concerning the Number of Feet contained in the Front of the Houses or Grounds around the said Square, be it enacted by the Authority aforesaid, That the said Houses and Grounds shall be rated, and pay according to the Number of Feet and Parts of Feet respectively stated opposite to each in the Schedule hereunto annexed, and that the same be deemed and taken to be the Mensuration of such Houses and Grounds within the Meaning of this Act, unless some material Error shall hereafter appear therein, in which Case the same shall be finally rectified by the said Commissioners, or any Five or more of them.

Houses and Grounds rated according to the annexed Schedule, unless a material Error shall appear.

XII. And be it enacted, That any Person or Persons who shall wilfully or maliciously destroy or injure the Iron Railing surrounding the said Inclosure, or any Gate or Gates, or the Lock or Locks, Chain or Chains, belonging thereto, or any Lamps, Globes, or Lights erected thereon, or the Stone Base supporting the same, or such Buildings as are now or shall be hereafter erected on any Part of the said Square, or destroy any of the Trees or Shrubs which shall be planted in the Inside of the said Square, or any Ornament or Improvement to be put up, erected, or made therein, or any of the Railing, or who shall climb over the Railing surrounding the said Square, every such Person shall, on due Conviction thereof in a summary Way, by the Testimony of One or more credible Witnesses or Witnesses, or by Confession of the Party accused, or other sufficient Proof upon Oath, before any Two of His Majesty's Justices of the Peace for the County of the City of *Dublin*, forfeit such Sum as the said Justices shall think fit to order, not exceeding the Sum of Five Pounds Sterling; and on Default of Payment thereof, be imprisoned for Two Months without Bail or Mainprize, which said Conviction shall be final and conclusive to all Parties.

Penalty on destroying, injuring, or climbing.

XIII. And be it further enacted, That in all Cases where any Conviction shall be had for any Offence or Offences committed against this Act, the Form of Conviction shall be in Words or to the Effect following; (that is to say),

Form of Conviction.

‘ **B**E it remembered, That on this Day of in the
 ‘ Year of the Reign of *A. B.* is convicted
 ‘ before of His Majesty's Justices of the Peace, for the
 ‘ of having [*as the Offence shall be*], and I [*or, we*] the said
 ‘ do adjudge him [*her or them*] to forfeit and pay for the same the Sum
 ‘ of Given under my Hand and Seal [*or, our*
 ‘ Hands and Seals] the Day and Year aforesaid.’

XIV. 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, such Person or Persons shall appeal to the Justices

Allowing an Appeal to the Quarter Sessions.

of the Peace at the First General or Quarter Sessions of the Peace, to be holden for the County of the City of *Dublin*, next after the Expiration of One Calendar Month from the Time such Matter of Appeal shall have arisen, the Person or Persons appealing having first given Ten Days Notice at least of his, her, or their Intention to bring such Appeal, and of the Matter thereof, to the Treasurer or Clerk to the said Commissioners, and within Four Days after such Notice entering into a Recognizance before some Justice of the Peace for such County, with sufficient Securities conditioned to try such Appeal, and abide the Order and Award of the said Court thereon; and the said Justices at such Sessions, upon due Proof of such Recognizance having been given and entered into, are hereby authorised and required to hear and determine the Matter of such Appeal in a summary Way, and to make such Determination therein, and to award such Costs to either of the Parties, or otherwise, as they shall judge proper; and all such Determinations shall be final, binding, and conclusive to all Parties to all Intents and Purposes whatsoever.

Action to be commenced within Two Months of the Cause.

XV. And be it further enacted, That if any Action shall be commenced against the said Commissioners, or any of them, or against any Person employed by them or acting under their Authority in the Premises, for or by reason of any Act, Matter, or Thing done in pursuance of or by the Authority of this Act, that such Action shall not be maintainable unless the same shall be commenced within Two Calendar Months next after such Cause of Action shall have accrued, and unless One Month's Notice in Writing of the Intention to bring such Action shall be given by the Attorney of the Party who shall bring the same to the Person against whom the same shall be brought, specifying the Cause for which the same is intended to be brought; and that it shall be lawful for the Defendant or Defendants in such Action or Actions to plead the General Issue, and give the special Matter in Evidence.

Saving the Rights of Lord Fitzwilliam.

XVI. Provided always, and be it enacted, That nothing herein contained shall be deemed, construed, or taken in any Manner to abridge or interfere with the Rights of the Right Honourable *Richard* Lord Viscount *Fitzwilliam*, the Proprietor of the said Square, his Heirs or Assigns, in the Collection or receiving of the Rents, payable to him and them by the Lessees of the Ground surrounding the said Square, or with his Property in the said Square.

Public Act.

XVII. And be it 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.

SCHEDULE of the several HOUSES and GROUNDS around FITZ-
WILLIAM SQUARE, specifying by whom inhabited, occupied,
or taken, his, her, or their Representatives and Assigns; as also the
Number of Feet contained in their several Fronts respectively.

	Feet.
North Side, Corner House, Charles Quin, Esquire	19
No. 1. Doctor Lloyd	25
2. Joseph Atkinson, Esquire	27
3. ——— Boileau, Esquire	27
4. Charles Burton, Esquire	25
5. James Donovan, Esquire	25
6. Peter Roe, Esquire	25
7. Edward Carroll, Esquire	25
8. George Tuthill, Esquire	25
9. Mrs. Doyle	55
10. Nathaniel Caldwell, Richard Williamson, and Richard Knight, Esquires	200
South Side Ground, the Right Honourable Richard Lord Viscount Fitzwilliam	469
East Side, No. 1. The Honourable Pryce Blackwood	25
2. Same	25
3. Same	25
4. Lord Fitzwilliam	170
5. P. Nolan, Esquire	50
6. The Reverend B. Lloyd	50
7. Pryce Blackwood, Esquire	50
West Side, No. 1. Alderman Andrews	25
2. Mrs. Faviere	25
3. George Gibson, Esquire	25
4. Thomas Ord Lees, Esquire	25
5. Mrs. Sarah Medicott	25
6. Thomas Leland, Esquire	25
7. William Dixon, Esquire	25
8. William Dixon, Esquire	25
9. I. S. Fleming, Esquire	25
10. Joshua Dixon, Esquire	25
11. Mrs. Doyle	25
12. Same	25
13. Joseph Dixon, Esquire	25
14. Same	25
15. William Dixon, Esquire	25
16. Same	25

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1813.

THE UNIVERSITY OF CHICAGO
DEPARTMENT OF CHEMISTRY
RECORDS

RECORDS OF THE DEPARTMENT OF CHEMISTRY
FROM 1892 TO 1950

1892
1893
1894
1895
1896
1897
1898
1899
1900
1901
1902
1903
1904
1905
1906
1907
1908
1909
1910
1911
1912
1913
1914
1915
1916
1917
1918
1919
1920
1921
1922
1923
1924
1925
1926
1927
1928
1929
1930
1931
1932
1933
1934
1935
1936
1937
1938
1939
1940
1941
1942
1943
1944
1945
1946
1947
1948
1949
1950

1951
1952
1953
1954
1955
1956
1957
1958
1959
1960