



ANNO DECIMO

GEORGIIV. REGIS.

Cap. v.

An Act for more effectually supplying the Inhabitants of the Borough of *King's Lynn* with Water, and for regulating the Markets, and Vessels using the Port thereof.

[13th April 1829.]

WHEREAS the Inhabitants of the Borough of *King's Lynn* in the County of *Norfolk* for many Years past have been and still are supplied with Water from an Aqueduct called the *Gaywood River*, belonging to the Mayor and Burgesses of the said Borough, by means of Engines, Pipes, and Works constructed at their Expence on Part of their Lands within the same Borough; and the said Aqueduct receives the Waters of a Stream called the *Grimstone River*, at or near a Place called *Double Bridge*, in the Parish of *Gaywood* in the said County; but the said Works are very inadequate to the present Wants of the Inhabitants of the same Borough, and the said Mayor and Burgesses are desirous, at their own Expence, to render the said Works effective: And whereas it is expedient that the Limits of the Place now used for holding the Weekly Market on *Tuesdays* in the said Borough should be enlarged, and a new Market House constructed, and proper Regulations made for the good Government of the same respectively: And whereas it would be of public Utility

[*Local.*] M if

The Mayor,
&c. autho-
rized to con-
struct and
continue the
necessary
Works for
supplying the
Inhabitants
with Water.

if further and more effectual Powers were granted for the Direction and Regulation of Ships and Vessels coming into and going out of the Port of *King's Lynn* aforesaid; but the several beneficial Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and immediately after the passing of this Act the said Mayor and Burgesses shall and they are hereby authorized to construct and continue all such Works as may be necessary for supplying the said Inhabitants with Water, within the several Parishes of *Saint Margaret* and *South Lynn* otherwise *All Saints*, in the said Borough, and from Time to Time to regulate, conduct, continue, cleanse, open, widen, enlarge, amend, and use the same, and to discontinue the same, and make and maintain other Works of the like or of different Natures, as the said Mayor and Burgesses, or their Successors, shall think fit, and also to do and perform all other Matters or Things which shall be deemed necessary and convenient for making, completing, improving, and continuing the said Waterworks, and for conveying a sufficient Supply of Water to and through the several Streets, Lanes, Passages, and Courts of and in the said Borough, for the Use of the Inhabitants thereof respectively; and for the more efficient Supply of Water for the Purposes aforesaid it shall be lawful for the said Mayor and Burgesses, and their Successors, and they are hereby fully authorized and empowered, to supply the said Waterworks with Water from the said River called the *Grimstone River*, and every Part thereof, as heretofore, and to conduct the Waters thereby obtained by and through Under-drains, Pipes, or otherwise, into the Reservoirs, Aqueducts, and other Works of the said Mayor and Burgesses, as they shall from Time to Time think proper and expedient, the said Mayor and Burgesses, and their Successors, their Deputies, Agents, Servants, and Workmen, doing as little Damage as may be in the Execution of the several Powers to them by this Act granted in relation to the Waterworks; and this Act shall be sufficient to indemnify the said Mayor and Burgesses, and their Successors, and their Deputies, Servants, Agents, and Workmen; and all other Persons whomsoever, for what they or any of them shall do by virtue of the Powers hereby granted in relation to the Waterworks, subject nevertheless to such Provisions and Restrictions as are herein-after contained.

No Person
to cut any
Drain into
the Aque-
duct without
Consent.

II. Provided always, and it is hereby declared, That no Person shall, without the previous Consent in Writing of the said Mayor and Burgesses, or their Successors, cut any Course, Drain, or Channel in or through the Banks or Sides of the said Aqueduct called *Gaywood River*, or place any Tunnel or Pipe communicating therewith, or in or through the Banks or Sides of any Stream or Watercourse running from the said Waterworks, or raise or draw Water therefrom by Pumps or Engines, under the Penalty or Forfeiture to the said Mayor and Burgesses, and their Successors, of Five Pounds for every Offence.

III. Pro-

III. Provided always, and be it further enacted, That it shall be lawful for the said Mayor and Burgesses, and their Successors, from Time to Time to enter into such Arrangements as they may think proper with the Owners or Occupiers of Lands adjoining to or in the Neighbourhood of the said Aqueduct and the River called the *Grimstone River*, for promoting and facilitating the Drainage of any such Lands by or through the said Aqueduct and River, not inconsistent with the due and regular Supply of fresh Water for the Use of the Inhabitants of the Town and Borough aforesaid.

Mayor, &c. may make Arrangements with the Owners of adjoining Lands for promoting the Drainage thereof.

IV. And for enabling the said Mayor and Burgesses, and their Successors, to execute the several Purposes of this Act in relation to the Waterworks, be it enacted, That it shall be lawful for the said Mayor and Burgesses, and their Successors, and they are hereby authorized and empowered, from Time to Time, when and so often as they shall think it expedient, to borrow and take up at Interest any Sum or Sums of Money, not exceeding in the whole the Sum of Ten thousand Pounds, upon the Credit of the Water-rents by this Act authorized to be collected, and by any Writing under their Common Seal to mortgage or assign the same Waterworks and Water-rents, or any Part or Parts thereof, to the Person or Persons who shall advance or lend such Money, or to his, her, or their Trustee or Trustees, as a Security or Securities for the Money so to be borrowed, together with lawful Interest for the same; and the Charges and Expences of such Mortgages or Assignments respectively shall be from Time to Time defrayed by the said Mayor and Burgesses, or their Successors, out of the said Water-rents; and every such Mortgage or Assignment shall be in the Words or to the Effect following; (that is to say,)

Power to borrow Money on Mortgage of the Works and Rates.

‘ **BY** virtue of an Act passed in the Tenth Year of the Reign of
 ‘ King *George* the Fourth, intituled [*here set forth the Title of*
 ‘ *this Act*], We, the Mayor and Burgesses of the Borough of *King’s*
 ‘ *Lynn* in the County of *Norfolk*, pursuant to the Power in this
 ‘ Behalf contained in the said Act, in consideration of the Sum of
 ‘ advanced and lent by
 ‘ upon the Credit and for the Purposes of the
 ‘ said Act in relation to the Waterworks, do hereby grant and assign
 ‘ unto the said his [*or her or their*] Exe-
 ‘ cutors, Administrators, or Assigns, [*or to his or her or their Trustee*
 ‘ or Trustees, *as the Case may require,*] such Proportion of the Water-
 ‘ rents authorized by the said Act to be raised, levied, and collected
 ‘ as the said Sum of doth or shall bear to
 ‘ the whole Sum which may at any Time be borrowed, or become
 ‘ due and owing, or charged upon the Credit of the same Works and
 ‘ Water-rents; to be had and holden from the Day of
 ‘ until the said Sum of , with
 ‘ Interest for the same after the Rate of *per Centum*
 ‘ *per Annum*, shall be fully repaid and satisfied. In witness whereof
 ‘ we have caused our Common Seal to be hereunto affixed, the
 ‘ Day of in the Year of our
 ‘ Lord

Form of Mortgage.

And

And every such Mortgage or Assignment shall be numbered, commencing with Number One, and so proceeding in an Arithmetical Progression ascending, whereof the common Excess or Difference shall always be One; and every such Security shall be good, valid, and effectual in the Law, and shall entitle the Person or Persons to whom the same shall be granted, his, her, or their Executors, Administrators, and Assigns, to the Payment of the Sum of Money therein mentioned, and of the Interest thereon, and to all Profit and Advantage therefrom, according to the true Intent and Meaning of this Act.

Mortgages
may be trans-
ferred.

V. And be it further enacted, That it shall be lawful for the Persons entitled to any of the Securities for the Money borrowed as lastly aforesaid, and their respective Executors, Administrators, and Assigns (as the Case may be), at any Time or Times, by Writing under their respective Hands and Seals, to transfer such Securities to any Person or Persons whomsoever; and every such Transfer shall be in the Words or to the Effect following; (that is to say,)

Form of
Transfer.

‘ I [or We] being
‘ entitled to the Sum of by virtue of a
‘ Mortgage bearing Date the Day of
‘ under the Common Seal of the Mayor and Burgesses of *King's Lynn*
‘ in the County of *Norfolk*, acting in execution of an Act passed in
‘ the Tenth Year of the Reign of King *George* the Fourth, and
‘ intituled [*here set forth the Title of this Act*], upon the Credit of
‘ the Waterworks and of the Water-rents authorized to be raised
‘ and collected by virtue of the said Act, do hereby transfer all my
‘ [or our] Right and Title in and to the same Sum, and all Interest
‘ and other Money now due and arising thereon, and all Benefit and
‘ Advantage to be had or made thereby, unto
‘ his [her or their] Executors, Administrators, and Assigns. In
‘ witness whereof I [or we] have hereunto subscribed my [or our]
‘ Name [or Names], and affixed my Seal [or our Seals], the
‘ Day of in the Year of our Lord

And a Book shall be provided by the said Mayor and Burgesses, and their Successors, in which Book Entries or Memorials of all such Mortgages or Assignments, and of all Transfers thereof, shall be made, expressing the Names and Places of Abode, and other necessary Descriptions, of all such Persons as shall from Time to Time be entitled to the Principal Money and Interest, and the Dates of all such Securities of the Parties, and the Sums thereby secured; to which Book any Person interested shall at all reasonable Times have Access and free Liberty to inspect the same without Fee or Reward; and for the entering of every such Transfer the Town Clerk shall be paid by the Person or Persons to whom such Transfer shall be made the Sum of Two Shillings and Sixpence, and no more; and every such Transfer, after the entering thereof as aforesaid, and not till then, shall entitle the Person to whom such Transfer shall be made, and his and her Executors, Administrators, or Assigns, to the Benefit of the Security thereby transferred, and it shall not be in the Power of the Person or Persons who shall have made such Transfer

to make void, release, or discharge the same, or any Money due thereon.

VI. And, in order that no undue Preference may be given in paying off the said Mortgages, be it further enacted, That when and so often as the said Mayor and Burgesses, or their Successors, shall think it expedient to pay off One or more of the Mortgages granted by virtue of the Provisions of this Act in relation to the Waterworks, they shall cause the several Numbers or other Descriptions of all such Mortgages then in force to be written upon distinct Pieces of Paper of an equal Size, and each of such Papers shall be rolled up in the same Form and be put into a Box, and the Town Clerk for the Time being of the said Borough shall draw separately out of the said Box One of the said Pieces of Paper for each Mortgage then intended to be paid off by the said Mayor and Burgesses, or their Successors, and thereupon the Mortgage or Mortgages corresponding with the Number or Numbers or other Description on the Piece or Pieces of Paper which shall be so drawn shall be accordingly paid off by the said Mayor and Burgesses, and their Successors; and after every such Ballot the said Mayor and Burgesses, and their Successors, shall cause Notice, signed by the Town Clerk for the Time being, to be given to the Person or Persons who shall be entitled to the Money to be paid off pursuant to such Ballot, which Notice shall express the Principal Sum to be paid off, and that the same will be paid, together with the Interest due thereon, at a Place to be specified in such Notice, at the Expiration of Six Calendar Months from the Date of giving such Notice; and the Interest of the Principal Money to be paid off shall from and after the End of the said Six Calendar Months cease and be no longer paid or payable, unless the Money shall be demanded pursuant to such Notice, and not paid; but the Principal Money in respect whereof such Notice shall be given, and also the Interest thereof to the End of the said Six Calendar Months, shall nevertheless be payable on Demand.

No Preference in Payment of Mortgages.

VII. And be it further enacted, That the several Persons to whom any such Mortgages or Assignments shall be made as lastly aforesaid, or who shall be entitled to the Monies thereby secured, shall be, in proportion to the Sums therein respectively mentioned, Creditors on the said Waterworks and Water-rents equally one with another, without any Preference by reason of the Priority of advancing such Money at the Date of any such Mortgages or Assignments.

Mortgages to be equally entitled without Preference by reason of Priority of Date.

VIII. And be it further enacted, That in case the said Mayor and Burgesses, or their Successors, can at any Time borrow or take up any Sum of Money at a lower Rate of Interest than the Mortgages or Assignments which shall then be in force under the Provisions herein contained in relation to the Waterworks shall bear, it shall be lawful for the said Mayor and Burgesses, and their Successors, from Time to Time to charge the said Waterworks and Water-rents in manner aforesaid with such Sum or Sums of Money as they shall think proper to be borrowed at such lower Rate of Interest, and the Interest thereof at such lower Rate as aforesaid, and to pay off and discharge any of the Mortgages or Assignments bearing a higher Rate of

Power to borrow Money at a lower Interest, to pay off Securities at a higher.

[Local.]

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Interest

Interest by Ballot, according to the Directions herein-before contained for paying off by Ballot other Mortgages or Assignments made under the Provisions of this Act in relation to the Waterworks.

Money may be raised by other Securities.

IX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prevent the said Mayor and Burgesses, and their Successors, from raising from any Person or Persons any Sum or Sums of Money towards carrying into effect the Purposes of this Act in relation to the Waterworks, on Bond or Mortgage, or on Security of the Lands, Tenements, and Hereditaments vested in or belonging to the said Mayor and Burgesses, and their Successors.

Officers to account.

X. And be it further enacted, That every Officer and Person who may be employed by virtue of the Provisions of this Act in relation to the Waterworks shall and may from Time to Time, when thereunto required by the said Mayor and Burgesses, and their Successors, make out and deliver to the said Mayor and Burgesses, and their Successors, or to such Person or Persons as they shall for that Purpose appoint, a true and perfect Account, in Writing under his or her Hand, of all Monies which shall have been by him or her had, collected, or received, and how and to whom and for what Purpose the same and every Part thereof hath or have been disposed of, together with Vouchers and Receipts for such Payments; and every such Officer or Person shall and is hereby required to pay all such Monies as upon the Balance of such Account shall appear to be owing from him or her to such Person or Persons as the said Mayor and Burgesses, or their Successors, shall appoint to receive the same; and if any such Officer or Person shall refuse or neglect to render and deliver such Account, or to produce and deliver up the Vouchers and Receipts relating to the same, or to pay the Balance thereof, when thereunto required in manner aforesaid, or shall refuse or neglect to deliver up to the said Mayor and Burgesses, or their Successors, or to such Person or Persons as they shall appoint, within Ten Days after being thereunto required by the said Mayor and Burgesses, or their Successors, or by such Person or Persons, all Books, Papers, and Writings in his or her Custody or Power relating to the Execution of the Provisions of this Act in relation to the Waterworks, then and in every such Case, Complaint being made thereof by the said Mayor and Burgesses, or their Successors, or by any Person on their Behalf, to any Justice of the Peace for the County of *Norfolk*, such Justice may and he is hereby authorized and required, by Warrant under his Hand and Seal, to cause such Officer or Person to be brought before him, and upon his or her appearing, or not being to be found, to hear and determine the Matter of such Complaint in a summary Way, and to settle the said Account, if produced, in such Manner as the said Mayor and Burgesses, and their Successors, might have done; and if upon the Confession of the Officer or Person against whom such Complaint shall be made, or by the Oath of any credible Witness, it shall appear to such Justice that any of the Monies which shall have been collected or received shall be in the Hands of or owing from such Officer or Person, such Justice may and he is hereby empowered, upon Nonpayment thereof, by Warrant under his Hand and Seal, to cause such

Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Person ; and if no Goods or Chattels shall be found sufficient to answer and satisfy the said Monies, and the Charges of taking and making such Distress and of selling the same, or if such Officer or Person shall not appear before such Justice at the Time and Place appointed for that Purpose, or if appearing shall refuse or neglect to make out and deliver to such Justice such Account in Writing as aforesaid, or to produce and deliver to the said Justice the several Vouchers and Receipts relating to such Accounts, or to deliver up such Books, Papers, and Writings as aforesaid, then and in any of the Cases aforesaid the said Justice may and he is hereby authorized and required, by Warrant under his Hand, to commit such Officer or Person to the Common Gaol or House of Correction for the said Borough, there to remain without Bail or Mainprize until he or she shall have delivered up the Vouchers and Receipts relating thereto, and shall have paid all the Money which shall appear to be in the Hands of or owing from him or her, and the reasonable Charges of such Distress and Sale (if any) as shall in that respect have been made, or until he or she shall have compounded with the said Mayor and Burgesses, or their Successors, for such Money and Charges, and paid the Composition Money to the said Mayor and Burgesses, or their Successors, (and which Composition the said Mayor and Burgesses, and their Successors, are hereby empowered to make,) and shall have delivered up all such Books, Papers, and Writings as aforesaid, or have given Satisfaction in respect thereof to the said Mayor and Burgesses, or their Successors: Provided always, that no Person who shall be committed for Want of sufficient Distress shall be detained in Prison for any longer Space of Time than Three Calendar Months.

XI. And be it further enacted, That for better and more effectually and advantageously carrying into execution the several Powers and Provisions contained in this Act in relation to the Waterworks, it shall be lawful for the said Mayor and Burgesses, and their Successors, in Common Hall assembled, in their Character of Mayor, Aldermen, and Common Council, and they are hereby authorized, from Time to Time and at any Time or Times, to nominate, elect, and appoint, from and amongst the said Mayor and Burgesses of the said Borough, Five fit, proper, and discreet Persons (of whom the Mayor for the Time being, or his Deputy, of the said Borough shall always be One,) to be a Committee for carrying into execution all and every or any of the Powers and Provisions contained in this Act, in relation to the Waterworks, and every Matter and Thing appertaining thereto, to be designated "The Waterworks Committee;" and the Majority of the said Committee in Meeting assembled (the whole Number present not being less than Three, and whereof the Mayor for the Time being, or his Deputy, shall always be One,) shall and may have and are hereby invested with full Power and Authority to execute and perform all and every or any of the Powers and Provisions contained in this Act, in relation to the Waterworks, or any Matter or Thing appertaining thereto, in as ample a Manner, and as fully and effectually to all Intents and Purposes, as the said Mayor and Burgesses, and their Successors, in Common Hall assembled

Power to appoint a Committee to be designated the Waterworks Committee.

assembled as aforesaid, are authorized and empowered to or could or might do the same; and at every Meeting of the Committee the Mayor shall be Chairman, and preside at the same; and in case he shall not be present, then the Burgesses present shall, before they proceed to Business, elect one of themselves to be the Chairman at such Meeting; and when and so often as it shall happen that there shall be an Equality of Votes at any such Meeting, including the Vote of the Chairman, then and in every such Case it shall be lawful for such Chairman to give the decisive or casting Vote: Provided always, that it shall be lawful for the said Mayor and Burgesses, and their Successors, from Time to Time to revoke all or any of the Powers delegated to any such Committee, and notwithstanding the Existence, and during the Vacancy or Non-existence of any such Committee, to exercise and carry into execution all or any of the Powers and Provisions of this Act, in relation to the Waterworks.

Same Person
not to be
Clerk and
Treasurer.

XII. Provided always, and be it further enacted, That it shall not be lawful for the said Mayor and Burgesses to appoint the Person who may be appointed to act as their Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, the Treasurer for the Purposes of this Act, or to appoint any Person who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, the Clerk for the Purposes of this Act; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, shall accept the Office of Treasurer, or shall act as Deputy of the Treasurer, or in any Manner officiate for the Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, shall accept the Office of Clerk in the Execution of this Act, or shall act as Deputy of such Clerk, or in any Manner officiate for such Clerk, or if any such Treasurer shall hold any Place of Profit or Trust under the said Mayor and Burgesses other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person 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 Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, Wager of Law, nor more than One Imparlance, shall be allowed.

Directing
how Pipes
shall be laid
down.

XIII. And be it further enacted, That no Water Pipes belonging to the said Mayor and Burgesses, or their Successors, shall be laid down at a less Depth than Twenty Inches, to be measured from the upper Surface of the said Pipes, beneath the Pavement in any of the Streets or Places within the said Parishes of *Saint Margaret* and *South Lynn* otherwise *All Saints* (except in passing over or by the Side of or under Bridges and Vaults); and the said Mayor and Burgesses, and their Successors, shall be subject and liable to the Payment and Discharge of all Costs and Expences to be incurred by the breaking, taking

taking up, relaying, reinstating, and making good all such Ground and Pavement in any of the said Streets and Places within the said Parishes of *Saint Margaret* and *South Lynn* otherwise *All Saints*, as shall be broken or taken up, either for the Purpose of laying down or for repairing, relaying, and amending any Mains, Pipes, Cocks, or Plugs to be laid down by the said Mayor and Burgesses, or their Successors, by virtue and in pursuance of this Act, or afterwards repaired, relaid, or amended; and if the said Mayor and Burgesses, or their Successors, shall neglect to repair, reinstate, and make good such Ground and Pavement, with all convenient Speed, they shall for every such Offence forfeit and pay the Sum of Five Pounds, one Moiety whereof to be paid to the Informer, and the other Moiety to the Poor of the Parish where any such Neglect shall happen, to be recovered by Action of Debt or on the Case in any Court of Law.

XIV. And be it further enacted, That all the Materials of which the said Reservoirs, Aqueducts, and other Works are or shall be constructed, as well as the Pipes, Cocks, Conduits, and other Utensils, Matters, and Things furnished and provided for the Purposes aforesaid, in relation to the Waterworks, by the said Mayor and Burgesses, or their Successors, at their Expence, and all the Profits, Benefit, and Advantages to arise from the said Concern, or under or by virtue of this Act or the Powers herein contained, in relation to the Waterworks, shall continue and be considered to all Intents and Purposes vested in and be the Personal Property of the said Mayor and Burgesses, and their Successors, for the Uses and Purposes in this Act expressed in relation to the said Waterworks; and the Site of the said Aqueduct called *Gaywood River*, and of the Banks thereof, from a Place called *Kettle Mills* to a Point One hundred and ninety-nine Feet above the said Bridge called *Double Bridge*, shall be and remain vested in the said Mayor and Burgesses, and their Successors.

Materials, &c.
to continue
the Property
of the Mayor
and Bur-
gesses.

XV. Provided always, and be it further enacted, That whenever any Highway or Pavement shall be opened or taken up, either by the said Mayor and Burgesses, or their Successors, or by any other Person or Persons, for laying, taking up, or repairing any Aqueduct or Pipe, by virtue of this Act, the Workmen employed in laying, taking up, or repairing any such Aqueduct or Pipe shall do as little Damage as may be, and shall forthwith fill in the Trenches, and make good the Ground, Pavements, and Roads, and carry away the Rubbish occasioned thereby, without any Delay, and shall in the meantime fence or guard and affix Lamps or Lights during the Night, and all Night, at or near the Place or Places where the Ground shall be opened, in such Manner as to prevent Accidents to Passengers, Cattle, and Carriages: Provided also, that if there be any wilful or negligent Delay in the said Mayor and Burgesses, or their Successors, or in any of their Agents or Servants, or any other Person or Persons, in filling in any such Ground, or removing Rubbish, or making good such Ground, Pavement, or Roads, then and in every such Case it shall be lawful for any Owner or Occupier of the Ground, or the Trustees or Commissioners under whose Jurisdiction, Care, or Management such Pavement or Roads now are or hereafter shall be respectively, or their Surveyor or Surveyors, or any other Person or Persons acting by or

Workmen
laying Pipes
to make good
the Pavement.

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under

under the Authority of the said Owners, Occupiers, Commissioners, or Trustees respectively, to fill in such Ground and remove such Rubbish, and to repair and make good such Ground or Pavement so broken up, and properly to fence or guard any such Trench or Excavation, and to place and maintain such Light or Lights as to them shall seem necessary, and the reasonable Costs and Charges thereof shall be paid by the said Mayor and Burgesses, or such other Person or Persons; and in default of Payment thereof for Three Days next after Demand shall be made by such Owner or Occupier, Commissioners, Trustees, or other Person or Persons acting by or under his or their Authority, (Proof of such Demand being made by the Oath of One credible Witness before One or more Justice or Justices of Peace for the said County of *Norfolk*.) all such reasonable Costs and Charges, together with any Sum, not exceeding Five Pounds, by way of Penalty, shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the said Mayor and Burgesses, or their Successors, or such other Person or Persons, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal or Hands and Seals of any such Justice or Justices (and which Warrant such Justice or Justices is and are hereby empowered to grant); and such Costs, Charges, and Expences shall be paid to such Owner or Occupier, Commissioners or Trustees, or to their Treasurer, respectively.

If the Depths of Pipes under Ground are lessened by the Removal of Ground, the same to be altered.

XVI. And be it further enacted, That if at any Time hereafter the Ground over any Pipe or Pipes laid down or belonging to the said Mayor and Burgesses, or their Successors, shall be removed so as to lessen the Depth thereof, the Trustees, Commissioners, Surveyor or Surveyors, Person or Persons, so removing or causing the same to be removed, shall re-lay so much of the said Pipe or Pipes as shall be necessary to replace them at the Depth of Twenty Inches below the Surface of the Ground, to be measured from the upper Surface of such Pipe; and in case such Trustees, Commissioners, Surveyor or Surveyors, or Person or Persons, shall neglect or refuse to re-lay the same for the Space of Three Days next after they or he shall be thereto requested, then and in such Case the said Mayor and Burgesses, or their Successors, may replace the same, and the Expence thereof shall be charged to and payable by the Party or Parties by whom the said Alteration in the Ground was effected, and the Amount thereof may be recovered by the said Mayor and Burgesses, and their Successors, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, in any of His Majesty's Courts of Record at *Westminster*, or by Distress and Sale of the Goods and Chattels of the Person or Persons liable to pay the same, together with the Charges of such Distress and Sale, in manner herein directed.

Owners and Inhabitants of Houses, &c. may lay Pipes to those of the Mayor and Burgesses, pay-

XVII. And be it further enacted, That such of the Inhabitants within the said Parishes of *Saint Margaret* and *South Lynn* otherwise *All Saints*, as shall be desirous of having Water conveyed by Pipes into their Houses, Brewhouses, Warehouses, Workshops, Offices, or other Buildings and Premises, may and they are hereby authorized and empowered, at their own Expence, (having first given Fourteen Days previous Notice in Writing to the said Mayor and Burgesses, or their

their Successors, of his, her, or their Intention so to do, and having first obtained the Consent of the Owner or Owners, Occupier or Occupiers of any inclosed Lands or Grounds in and through which such Pipes shall be conveyed,) to open the Ground between the Main Pipes of the said Mayor and Burgesses, and the respective Houses, Brewhouses, Warehouses, Workshops, Offices, Buildings, and other Premises of such Inhabitants, and to lay any Pipe or Pipes (the Bore thereof to be ascertained and fixed, so that the same be not less than Three Quarters of an Inch in Diameter,) from such respective House, Buildings, or other Premises, to communicate with the said Main Pipes, such respective Inhabitants paying to the said Mayor and Burgesses, and their Successors, such Rent or Rents or Sum or Sums of Money for such Water as herein-after mentioned; and every Inhabitant within the said Borough, who after the passing of this Act shall take or use any Water belonging to the said Mayor and Burgesses, or their Successors, shall be liable to pay the said Rent or Rents or Sum or Sums of Money in the same Manner as the Inhabitants who shall have obtained the Consent of the said Mayor and Burgesses to lay such communicating Pipe or Pipes as aforesaid; and in case of Default in Payment of any such Rent or Rents or Sum or Sums of Money, it shall be lawful for the said Mayor and Burgesses, and their Successors, to cause the Pipe or Pipes belonging to the Person or Persons making such Default, and communicating with the said Main Pipes belonging to the said Mayor and Burgesses, and their Successors, to be separated from the said Main Pipes, and to prevent the Water from issuing or running into the said Houses, Buildings, or other Premises; and the Rent or Rents, Sum or Sums of Money, which shall be due and in arrear from such Person or Persons to the said Mayor and Burgesses, and their Successors, shall and may be recovered by the said Mayor and Burgesses, and their Successors, by Distress and Sale of the Goods and Chattels of the Person or Persons liable to pay the same, wherever such Goods and Chattels may be found, together with the Charges of such Distress and Sale, in the same Manner as Rents reserved on common Demises may by Law be recovered: Provided always, that all and every Persons and Person who shall have laid any Pipe or Pipes as aforesaid shall be at liberty to remove and take away such Pipe and Pipes, and the Cock or Cocks belonging thereto, doing no Injury or Damage to the Pipes of the said Mayor and Burgesses, and their Successors, and making good the Pavement to be disturbed thereby: Provided always, that if Tender of Payment of the Rent or Rents due and unpaid as aforesaid shall be made to the Collector of such Rent or Rents, or his Deputy, at the Time the Turncock or Workman of the said Mayor and Burgesses, or their Successors, is removing or after he has removed the Ground, for the Purpose of drawing the Ferrel and cutting off the Water, after such Refusal as herein-before mentioned, and before the said Ferrel shall be actually drawn and the said Water cut off, and shall also tender, in addition thereto, the Sum of Two Shillings for the Labour thereby occasioned, then and in that Case the said Ferrel shall not be drawn, nor the said Water cut off, until Default be made in Payment of some subsequent Rent or Rents by such Owners or Occupiers respectively.

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Mode of Pro-
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of Rent.

Rent to be charged until Notice is given of discontinuing Use of Water.

In case of Removal, Rent to be paid to the Quarter-day only.

Limiting the Rents to be paid for Water, &c.

Penalty for not supplying Water to Inhabitants.

XVIII. And be it further enacted, That the Rent or Rents so agreed to be paid as aforesaid shall be charged on the Owner or Owners, Occupier or Occupiers, as aforesaid, until Notice in Writing be given by him, her, or them to the Town Clerk for the Time being of the said Borough, of the Intention of such Owner or Owners or Occupier or Occupiers to discontinue to take, receive, or use such Water, such Notice to expire on some usual Quarter-day : Provided always, that in all Cases where any Owner or Occupier shall remove from or quit Possession of any House, Building, Land, Ground, or other Hereditaments in respect whereof he, she, or they shall have agreed to pay for Water supplied by the said Mayor and Burgesses, and their Successors, by virtue of this Act, such Owner or Occupier shall be liable to pay for the same down to the next Quarter-day after such Removal only.

XIX. Provided always, and be it further enacted, That the said Mayor and Burgesses, and their Successors, shall be obliged in the Manner herein mentioned, so far as their Means will allow, to furnish a sufficient Supply of Water to every Inhabitant occupying a private Dwelling House, or Part of a Dwelling House, in the said Borough, where the Pipes of the said Mayor and Burgesses, and their Successors, shall be laid, for the Use of his or her own Family, at the Rents *per* Quarter of a Year specified in the First Schedule annexed to this Act ; and every such Rent shall from and after the passing of this Act be payable according to such Rent as such Inhabitant shall be assessed to the Rate for paving and otherwise improving the said Borough of *King's Lynn*, where the Assessment to that Rate can be made applicable, and where the last-mentioned Rate shall not apply, then according to the actual Amount of the Rent or annual Value of such Dwelling House.

XX. And be it further enacted, That in case the said Mayor and Burgesses, and their Successors, shall neglect or refuse to supply in manner aforesaid, and according to the Extent of their Means, any of the said Inhabitants occupying any private Dwelling House in the said Borough, where the Pipes of the said Mayor and Burgesses, and their Successors, shall be laid as aforesaid, with Water for the Use of his or her Family at the Rent aforesaid, for the Space of Seven Days after Demand shall have been made in Writing by such Inhabitant to the said Mayor and Burgesses, and their Successors, for such Supply of Water, and Tender made to the said Mayor and Burgesses, or their Successors, of the Amount of the Rent for Three Calendar Months for such Supply, the said Mayor and Burgesses, and their Successors, shall forfeit and pay to such Inhabitant Double the Amount of the Rent so tendered, to be levied and recovered, by virtue of a Warrant under the Hand and Seal of any of His Majesty's Justices of the Peace for the said County of *Norfolk*, by Distress and Sale of the Goods and Chattels of the said Mayor and Burgesses, and their Successors ; and also the further Sum of Ten Shillings for every Day the said Mayor and Burgesses, or their Successors, shall continue to refuse such Supply, to be recovered as the before-mentioned Penalty is by this Act directed to be recovered.

XXI. And

XXI. And be it further enacted, That it shall be lawful for the said Mayor and Burgesses from Time to Time to lower and reduce the Rents by this Act authorized to be taken, and afterwards from Time to Time again to advance and raise the said Rents which shall have been so lowered and reduced, if Circumstances render it necessary so to do: Provided always, that the said Rents shall not in any Case be advanced or raised so as to exceed at the utmost One Third *per* Quarter of a Year, in addition to the several and respective Rates for charging specified in the said First Schedule annexed to this Act; provided also, that the said Rents shall not be lowered or reduced whilst any Principal Sum borrowed under the Powers of this Act in relation to the Waterworks shall remain unpaid; and provided further, that in case of Brewers, Maltsters, Innkeepers, or other Persons requiring a Supply of Water independently of their, his, or her own Family's Consumption, or for the Purposes of any Trade or Business whatsoever, such Supply shall be furnished by the said Mayor and Burgesses, and their Successors, in such Cases, at such Rent as shall be settled and agreed upon by and between them and the said Mayor, Burgesses, and their Successors.

Mayor and Burgesses may vary Rents.

XXII. Provided always, and be it further enacted, That where several Messuages, Cottages, Dwelling Houses, or Tenements, in the Occupation of several Persons, shall be supplied by One common Branch Pipe to be laid to and introduced into the Main Pipes or Aqueducts of the said Mayor and Burgesses, or their Successors, the several Owners or Occupiers of such Messuages, Cottages, Dwelling Houses, or Tenements shall be respectively liable to pay for such Supply of Water at and after the same Rate as he, she, or they would be liable to pay for the same if each of such Messuages, Cottages, Dwelling Houses, or Tenements was separately supplied with Water by a distinct Branch Pipe from the Works of the said Mayor and Burgesses, and their Successors; such several Rents, in case of Non-payment, to be recovered as herein-before mentioned; or in the Case last aforesaid, it shall be lawful for the said Mayor and Burgesses, and their Successors, to adjust the Proportion of the said Rent between such several Occupiers in such Manner as shall seem to them most equitable.

Where several Houses, &c. are supplied by One common Branch Pipe, each Occupier liable to Rates.

XXIII. And be it further enacted, That the Water-rents payable to the said Mayor and Burgesses, and their Successors, by virtue of this Act, shall be payable and become due in advance, immediately upon the Commencement of the Period at which the said Mayor and Burgesses, or their Successors, shall contract with any Person or Persons for the Supply of Water under the Powers herein contained.

Rents to be payable in advance.

XXIV. And be it further enacted, That it shall be lawful for the said Mayor and Burgesses, and their Successors, to lease the Rents of the said Water, in whole or in part, from Time to Time, in the Way and Manner that shall be directed by the said Mayor and Burgesses, and their Successors, subject to the Performance of such Covenants as the said Mayor and Burgesses, or their Successors, shall think fit to prescribe, and for the best Rent that can be obtained for the same, to such Person or Persons as shall give sufficient Security

Rents may be leased.

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for the Performance of such Covenants, and for the sure Payment of such Rents, to be approved of by the said Mayor and Burgesses, or their Successors; provided that no Lease of such Rent be made for a longer Term than Seven Years at any one Time.

Power for the Mayor and Burgesses to apply surplus Rent in Purchase of Paving Bonds to be cancelled.

XXV. And be it further enacted, That notwithstanding any of the Provisions herein-before contained, it shall be lawful for the said Mayor and Burgesses, and they are hereby authorized and required, from Time to Time (after Payment of the current Expences attending the Supply of the said Inhabitants with Water as aforesaid, and after Payment of the said Principal Sum of Ten thousand Pounds by this Act authorized to be borrowed as aforesaid, and the Interest thereof, and all other Costs, Charges, and Expences whatsoever in anywise relating to the Waterworks,) to apply the annual Surplus, if any, of the Rents to be received for Water under the Powers of this Act in the Purchase of the present subsisting Securities called Paving Bonds, given by the Commissioners under the Acts of Parliament now in force for paving and otherwise improving the said Borough of *King's Lynn*; which Securities shall immediately thereupon be cancelled by the said Mayor and Burgesses, for the Purpose of extinguishing the Debt contracted by the said Paving Commissioners, which Debt cannot otherwise be liquidated, inasmuch as the Rates authorized to be levied under the Powers contained in the last-mentioned Acts are not more than sufficient to defray the current Expences for carrying the same into execution: Provided always, that in case the Owner of any Assignment of the Rents to be received by virtue of this Act, in relation to the Waterworks, shall, after such Ballot as herein-before is mentioned, elect not to receive the Principal Sum of Money due to him or her, and proposed to be paid off and discharged in manner herein-before directed, it shall be lawful for him or her to signify to the said Mayor and Burgesses, or their Successors, his or her Election in that Behalf, within Fourteen Days next after Notice of the Result of such Ballot shall have been communicated to him or her by Writing as herein-before directed; and then and immediately thereupon the Principal Sum which would otherwise have been payable to such Owner shall be applied by the said Mayor and Burgesses, or their Successors, in the Purchase of Paving Bonds, to be cancelled in manner herein-before directed.

For preventing undue Waste of Water.

XXVI. And be it further enacted, That it shall be lawful for the Engineer or other Person or Persons acting by or under the Authority of the said Mayor and Burgesses, or their Successors, between the Hours of Ten in the Forenoon and Four in the Afternoon, upon giving Twenty-four Hours previous Notice of his or their Intention, to enter into any House, Building, or other Premises supplied with Water by virtue of this Act, in order to inspect and examine if there be any Waste, undue Diversion, or improper Appropriation of the Water so supplied by the said Mayor and Burgesses, or their Successors, or if the Pipes or Cocks for supplying such House, Buildings, or other Premises be in good and proper Repair; and if such Engineer or other Person acting by or under the Authority of the said Mayor and Burgesses, or their Successors, shall at any Time or Times be refused Admittance or Entrance into any such Dwelling

House, Building, or other Premises, for the Purpose of making such Inspection and Examination as aforesaid, or on being admitted shall be obstructed or prevented from making such Inspection and Examination as aforesaid, then and in every such Case it shall be lawful for the said Mayor and Burgesses, or their Successors, to cut and turn off the Water supplied by them from such House, Building, or other Premises.

XXVII. And be it further enacted, That if any Person or Persons shall negligently suffer any of his, her, or their Pipe or Pipes, Drains or Aqueducts, which shall communicate with any of the Reservoirs, Pipes, or Aqueducts of the said Mayor and Burgesses, or the Cocks belonging thereto, to be out of Repair, so as to let the Water run waste, or shall neglect to repair the same within Twenty-four Hours after being required so to do by any of the Agents or Workmen of the said Mayor and Burgesses, or their Successors; or if any Person or Persons shall make Default in Payment of the Water-rent agreed or fixed to be paid by such Person or Persons, by the Space of Three Days after the same shall be lawfully demanded; or in case it shall at any Time be found necessary for the Alteration or Amendment of the Pipes or Works of the said Mayor and Burgesses, or their Successors; it shall be lawful for the said Mayor and Burgesses, and their Successors, to cause any such Pipes, Drains, or Aqueducts so communicating with any of the Reservoirs, Pipes, or Aqueducts of the said Mayor and Burgesses, or their Successors, to be separated from their Reservoirs, Aqueducts, and Pipes, and the Water to be stopped from issuing or running therefrom into such Pipes, Drains, or Aqueducts so authorized to be separated: Provided always, that whenever the said Mayor and Burgesses, or their Successors, shall cause any such Pipes, Drains, or Aqueducts, which shall communicate with any of their Reservoirs, Pipes, or Aqueducts, to be separated, and the Water to be stopped from issuing or running therefrom into such Pipes, Drains, or Aqueducts, by reason of any Alteration or Amendment of the Pipes or Works of the said Mayor and Burgesses, or their Successors, being necessary, the said Mayor and Burgesses, or their Successors, shall make such Alteration or Amendment, and at their own Expence restore the Communication of such Pipes, Drains, or Aqueducts with the Reservoirs, Aqueducts, and Pipes of the said Mayor and Burgesses, or their Successors, and permit the Water to issue therefrom, and run again into such Pipes, Drains, or Aqueducts, as soon as conveniently may be: Provided always, that if by or through any Offence committed contrary to or against the Provisions of this Act, the usual Supply of Water to any House or Premises shall have been cut off, the Rent in such Case or Cases due from the Owner or Owners, Occupier or Occupiers, of such House and Premises, shall be calculated down to the Quarter-day next ensuing the cutting off the Supply as aforesaid.

Power to cut off the Water in certain Cases.

If Water cut off, Rent to be paid to next Quarter-day.

XXVIII. And be it further enacted, That it shall be lawful for the Commissioners for paving and lighting the said Borough of *King's Lynn*, or the Surveyors of the Highways in the several Parishes within the said Borough, to water the Streets and Roads in the said Borough free of all Charge for the Water, but the Supply of

Mayor and Burgesses may water the Streets.

Water

Water to be subject to the Controul and under the Regulations of the said Mayor and Burgesses, or their Successors, as to them shall seem expedient.

Workmen of the Mayor and Burgesses to open Ground when Water is escaping through it.

XXIX. And be it further enacted, That whenever any Water shall be observed escaping and running waste through the Ground of the Roads, Highways, Passages, Courts, or other Places within the said Borough, the said Mayor and Burgesses, and their Successors, shall cause the Ground to be opened; and if it shall appear that such Water proceeds from the Cock or Pipe of the said Mayor and Burgesses, or their Successors, then and in that Case the said Mayor and Burgesses, and their Successors, shall cause such Cock or Pipe to be amended and rectified as soon as may be; and if such Escape of Water shall appear to proceed from the Communication Pipe, or the Ferrel thereof, supplying the neighbouring House or Premises, then Notice thereof shall be given by the said Mayor and Burgesses, their Successors, Turncock or Agent, to the Owner or Owners, Occupier or Occupiers thereof, who shall thereupon pay to the said Mayor and Burgesses, or their Successors, the Sum of Two Shillings for opening the Ground as aforesaid; and in case of Refusal, the same shall be added to the Rent thereafter to become payable by such Owner or Owners, Occupier or Occupiers, and shall be recovered in such Manner and Form as such Rent or Rents are by this Act authorized to be recovered.

Rent payable, notwithstanding partial Suspension of Supply of Water.

XXX. And be it further enacted, That if through unavoidable Repairs, Amendments, Improvements, Injury, or Impediment to any Part of the Waterworks of the said Mayor and Burgesses, or their Successors, there shall be a partial or total Suspension of the Supply of Water from the said Works to the Person or Persons agreeing to take the same, the Rent or Rents which shall be due and payable at the Time of such Suspension, and which may thereafter arise and become due before the Restoration of the Supply as aforesaid, (provided such Suspension shall not exceed Three Days,) shall be paid and levied on such Person and Persons as were supplied with Water at or immediately before the Commencement of such Suspension, in the same Manner as if such Suspension had not occurred.

Penalties for hindering the Works or fouling the Water.

XXXI. And be it further enacted, That if any Person shall wilfully or maliciously hinder or interrupt, or cause or procure to be hindered or interrupted; the said Mayor and Burgesses, or their Successors, or their Agents, Officers, Servants, or Workmen, or any of them, in doing or performing any of the Works, or in exercise of any of the Powers and Authorities in relation to the Waterworks in this Act contained; or shall wilfully or maliciously break, throw down, injure, damage, or destroy any Reservoirs, Aqueducts, Pipes, Drains, Plugs, Cocks, Works, Matters, or Things belonging to or the Property of the said Mayor and Burgesses, or their Successors, made or to be made and provided in pursuance of the Provisions of this Act, or for the Purpose of the Execution of the Powers herein contained in relation to the Waterworks; or if any Person shall bathe in any of the Aqueducts or Reservoirs belonging to the said Mayor and Burgesses,

gesses, or their Successors, already or hereafter to be made pursuant to the Powers herein contained in relation to the Waterworks; or shall wade into, or wash, cast, put, or throw any live or dead Dog or Cat, or other Animal, or any Filth, Dirt, or other noisome or offensive Matter or Thing, or cause, or permit, or suffer the Water of any Sink, Sewer, or Drain to run or be conveyed into any of the said Reservoirs, Pipes, or Aqueducts, or otherwise foul or render noisome or impure, or cause or procure so to be, the Water running to or from or contained in any of such Reservoirs, Pipes, or Aqueducts; then and in every or any such Case the Person so offending shall forfeit and pay for every such Offence to the said Mayor and Burgesses, or their Successors, any Sum not exceeding Five Pounds, according to the Discretion and Decision of the Justice of the Peace before whom the same shall be recovered, as herein-after provided, besides the full Amount of the Damage sustained by the said Mayor and Burgesses, or their Successors, by the Acts or Means in respect of which such respective Penalties shall be incurred.

XXXII. And be it further enacted, That if any Person supplied with Water by virtue of this Act shall, without the previous Consent of the said Mayor and Burgesses, supply any other Person with any such Water, or if any Person shall take or use any Water from or out of any Aqueduct, Reservoir, or Watercourse belonging to the said Mayor and Burgesses, without the Consent of the said Mayor and Burgesses, or if any Person shall wilfully let off or cause to run to waste any Water from such Aqueduct, Reservoir, or Watercourse, every Person so offending shall for every such Offence forfeit and pay to the said Mayor and Burgesses any Sum not exceeding Five Pounds; and it shall be lawful for the said Mayor and Burgesses, if they shall think fit, to take or cut off the Water so supplied by the said Mayor and Burgesses: Provided always, that nothing herein contained shall extend or be construed to extend to subject any Person supplied with Water by virtue of this Act to any Penalty or Forfeiture for supplying any Person with any Quantity of such Water in case of Fire, or for supplying any Person actually supplied with Water by the said Mayor and Burgesses during any Time that the Pipe or Pipes, Cock or Cocks, belonging to such Person shall or may happen to be out of Repair, such Pipe or Pipes, Cock or Cocks, nevertheless being repaired as soon as may be after any Damage shall happen thereto.

Persons supplied with Water not to supply others not renting Water of the Mayor and Burgesses, except in Cases of Fire.

XXXIII. And be it further enacted, That if any Contractor or Contractors, or any other Person or Persons whomsoever, making, furnishing, or supplying any Gas used, burnt, or consumed within the said Borough, for lighting any Street, Highway, or Place, or any House or other Building therein, shall at any Time drain or convey, or cause or suffer to be drained or conveyed, or to run or flow, any Washings or other waste Liquids, Substances, or Things whatsoever, which shall arise or be produced in or by the said Gas Works, or in the Manufacture or Process of making or procuring such Gas, into any Stream, Reservoir, or Aqueduct, or into any Drain, Sewer, Fleet, or Ditch communicating therewith, or do or cause to be done any Annoyance, Act, or other Thing to the Water contained therein, whereby the said Water, or any Part thereof, shall or may be spoiled, fouled, or

Penalty for conveying Washings of Gas into any River, Stream, &c.

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corrupted, without the Consent in Writing of the said Mayor and Burgesses, or their Successors, then and in each and every such Case such Contractor or Contractors, or other Person or Persons, shall forfeit and pay for every such Offence the Sum of Two hundred Pounds; and such Penalty or Forfeiture shall and may be sued for and recovered, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, wherein no Essoign, Protection, Privilege, or Wager of Law, nor more than One Imparlance, shall be allowed; and the whole of such Penalty shall be paid to the Person or Persons who shall inform or sue for the same: Provided always, that no such Penalty or Forfeiture shall be recoverable unless the same be sued for within Three Calendar Months from the Time that such Annoyance, Nuisance, Injury, Damage, Act, or Thing shall have ceased and determined: Provided also, that over and above and in addition to the said Penalty of Two hundred Pounds, and whether such Penalty shall have been sued for or recovered or not, in case any of the said Washings or other waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be emptied, drained, conducted, or conveyed, or caused or suffered to run or flow, in manner aforesaid, into any Stream, Reservoir, Aqueduct, Drain, Fleet, Sewer, or Ditch communicating therewith, or any such Annoyance, Act, or Thing shall be done or caused to be done as aforesaid; without such Consent as aforesaid; and Notice thereof in Writing shall have been given by any Person or Persons to whom the same shall belong, or by any other Person whomsoever, to such Contractor or Contractors, or any of them, or other the Person or Persons making, furnishing, or supplying any Gas used or burnt for lighting any Place or House within the said Borough, and such Person or Persons shall not, within Twenty-four Hours after such Notice shall have been given to them or him as aforesaid, stop, hinder, or prevent all and every such Washings, waste Liquids, or noisome or offensive Liquids, Substances, or Things, from being emptied, drained, conducted, or conveyed, or from running or flowing in manner aforesaid, and every such other Annoyance, Nuisance, Injury, Damage, Act, or Thing from being done as aforesaid, then and in every such Case such Contractor or Contractors or Person or Persons so offending shall forfeit and pay the Sum of Five Pounds for each and every Day such Washings, waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be so emptied, drained, conducted, or conveyed, or caused or suffered to run or flow in manner aforesaid, or such other Annoyance, Act, or Thing shall be so done as aforesaid; and such last-mentioned Penalty shall and may be recovered, levied, and applied in such and the like Manner as any other Penalty or Forfeiture, the Recovery of which is not specially provided for, is in and by this Act directed to be recovered, levied, and applied, and shall be paid to the Informer, or to the Person or Persons who, in the Judgment of the Justice or Justices before whom the Conviction shall take place, shall have sustained any Annoyance, Injury, or Damage by such Act so done or committed.

To prevent
Escape of
Gas, &c.

XXXIV. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes which shall be placed,

placed, laid down, or set up by such Contractor or Contractors or other Person or Persons as aforesaid, then and in every such Case they or he shall, at their or his own Expence, immediately after receiving Notice by Parol or in Writing, to be left or given at their Office or usual Place of transacting their Business, from any Inhabitant or Resident within the said Borough and Neighbourhood, of any such Escape of Gas, cause the most speedy and effectual Measures to be taken to stop and prevent such Gas from so escaping; in case such Body, Contractor or Contractors, or Person or Persons, within Twenty-four Hours after such Notice, by Parol or in Writing, being given in manner as last aforesaid, of any such Escape of Gas, shall not effectually stop and prevent the Gas from escaping, and wholly and satisfactorily remove the Cause of Complaint, then and in every such Case the same Contractor or Contractors, or other Person or Persons, shall for every such Offence forfeit and pay any Sum not exceeding the Sum of Five Pounds for each and every Day, after the Expiration of Twenty-four Hours from the Time of giving any such Notice as aforesaid, during which the Gas shall be suffered to escape as aforesaid; which Penalty shall be from Time to Time recovered in a summary Way, on the Oath or Affirmation of One or more credible Witness or Witnesses before One or more Justice or Justices of the Peace for the said Borough or the said County of *Norfolk*, unless reasonable Cause shall be shown to the contrary, which such Justice may allow, and shall and may be recovered, with all reasonable Charges, (which such Justice is hereby required to allow to the Complainant,) by Distress and Sale of the Goods and Chattels of such Contractor or Contractors or Person or Persons, by the Warrant of any such Justice or Justices as aforesaid, to be granted in like Manner and subject to the like Provisions as are by this Act directed with regard to other Penalties.

XXXV. And be it further enacted, That all and every the Pipes or other Conduits to be hereafter laid or used for the Conveyance of Gas in, under, through, along, across, or round any Street, Lane, Highway, Passage, or public Place within the said Borough, shall be laid at the greatest practicable Distance, and whenever the Width of the Carriageway will allow thereof, at the Distance of Three Feet at least from the nearest Part of any Water Pipe already laid down or hereafter to be laid down for the Conveyance of Water in, under, through, along, across, or round any of the said Streets, Lanes, Highways, Passages, or public Places, except where it shall be unavoidably necessary to lay the Pipes for the Conveyance of Gas across any Water Pipes, in which Cases the said Pipes for the Conveyance of Gas shall be laid over and above such Water Pipes at the greatest practicable Distance therefrom, and shall form therewith as nearly as possible a Right Angle; and that in such Cases the said Pipes for the Conveyance of Gas so crossing the said Water Pipes shall be at least Nine Feet in Length, so that no Joint of any of the said Gas Pipes shall be nearer to any Part of the said Water Pipes than Four Feet at least; and that in laying down the said Gas Pipes the Contractor or Contractors, Person or Persons to whom the same shall belong, shall in no Case join Two or more Gas Pipes together previous to their being laid in the Trench, but shall lay each Pipe as near as may be

Gas Pipes to be laid Three Feet from Water Pipes, and in a particular Manner.

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in its Place in the Trench, and shall in such Trench form the other Jointing with the other Pipes to be added thereto, with proper and sufficient Materials, and also make and keep all and every such Pipes, and all Pipes communicating or connecting therewith, and all Screws, Joints, Inlets, Apertures, or Openings therein respectively, air-tight, and in all and every respect prevent the said Gas from escaping therefrom, and from any Part thereof, upon pain of forfeiting for every contrary Offence the Sum of Five Pounds, to be paid to the Informer, or to the Person or Persons who, in the Judgment of the Justice or Justices before whom the Conviction shall take place, shall have sustained any Annoyance, Injury, or Damage by any such Act so done or committed.

To prevent
Contamina-
tion of Water
by Escape of
Gas.

XXXVI. And be it further enacted, That whenever the Water of the said Mayor and Burgesses, and their Successors, shall be contaminated or affected by the Gas of any Contractor or Contractors or Person or Persons making, furnishing, or supplying Gas as aforesaid, such Contractor or Contractors or Person or Persons so offending shall forfeit and pay for every such Offence a Sum not exceeding Twenty Pounds, to be sued for and recovered as any Penalty is by this Act directed to be sued for and recovered, and shall be applied to and for the Use and Benefit of the said Mayor and Burgesses, and their Successors, and Individuals affected thereby; and in case any such Water shall be contaminated or affected by Gas in any Way whatsoever, then and in every such Case the Contractor or Contractors or other Person or Persons making, furnishing, or supplying such Gas, shall, within Twenty-four Hours next after Notice thereof in Writing, signed by the Town Clerk of the said Borough, (to be left at the usual Office or Place of transacting Business of the Contractor or Contractors or Person or Persons so offending,) cause the most proper and effectual Measures to be taken effectually to stop and prevent Gas from escaping from the Works, Mains, or Pipes, or contaminating or affecting such Water; and in case such Contractor or Contractors or Person or Persons shall not, within Twenty-four Hours after each and every such Notice so left as aforesaid, effectually stop and prevent Gas from so escaping, and wholly and satisfactorily remove the Cause of every such Complaint, and prevent all and every such Contamination, whereof Notice shall be given as aforesaid, then and in every such Case the said Contractor or Contractors or Person or Persons making, furnishing, or supplying such Gas, shall, on each and every Complaint whereof Notice shall be given as aforesaid, forfeit and pay to the said Mayor and Burgesses, or their Successors, over and above the before-mentioned Penalty of Twenty Pounds, the Sum of Five Pounds for each and every Day during which the Water of the said Mayor and Burgesses, or their Successors, shall be and remain contaminated, tainted, or affected by such Gas; and in default of Payment thereof as aforesaid, such Penalty or Penalties shall and may be recovered by Information, to be exhibited on the Oath or Affirmation of One credible Witness, by and in the Name of the Town Clerk for the Time being of the said Borough, before any Justice of the Peace for the said County of *Norfolk*, with Costs, to be assessed by such Justice, and to be levied and recovered as any other Penalty is by
this

this Act directed to be levied and recovered; and such Penalty or Penalties and Costs, when so levied, shall be paid to the said Mayor and Burgesses, for their Use and Benefit.

XXXVII. And be it further enacted, That in any Case in which it shall be or become a Question upon such Complaint as aforesaid, whether the said Water be contaminated or affected by Gas as aforesaid, it shall be lawful for the said Mayor and Burgesses, and their Successors, to dig to and about and search and examine the Mains, Pipes, and Apparatus of any Contractor or Contractors or Person or Persons making, supplying, or furnishing Gas, for the Purpose of ascertaining whether such Contamination proceed or be occasioned by the Gas of such Contractor or Contractors or Person or Persons whose Mains, Pipes, or Apparatus, or any of them, are so dug to and examined; and if it shall appear that the said Water has been contaminated by any Escape of such last-mentioned Gas, the Costs and Expences of the said digging, Search, Examination, and Repair of the Pavement of the Street or Streets or other Place or Places which shall be taken up or disturbed, shall be borne and paid by the said Contractor or Contractors or Person or Persons so offending; which Costs and Expences shall be ascertained and determined, if necessary, by such Justice of the Peace for the County of *Norfolk* as aforesaid, and be recovered in like Manner as any Penalty may be recovered by virtue of this Act: Provided always, that if upon Examination it shall appear that such Contamination had not arisen from the Escape of Gas from any of the Mains, Pipes, or Conduits so dug to or examined as aforesaid, then and in such Case the said Mayor and Burgesses, and their Successors, shall bear and pay all the Costs and Expences of such Examination, Repair, and Search, and shall also make good to the same Contractor or Contractors or Person or Persons whose Mains, Pipes, or Apparatus, or any of them, are so dug to, searched, and examined, all Loss, Injury, or Damage which may be thereby occasioned to them in and by such Search and Examination, and also to the Pavement of the said Streets and other Places so broken or disturbed in such Search or Examination, the Amount of such respective Loss, Injury, or Damage to be ascertained and determined by such Justice as aforesaid.

For ascertaining if the Water is contaminated.

XXXVIII. And be it further enacted, That the said Mayor and Burgesses, and their Successors, shall and they are hereby required to keep, maintain, and lay down in the several Streets, Lanes, Courts, Passages, and Places within the said Borough, and the several Parishes therein, as far as the Pipes of the said Mayor and Burgesses, or their Successors, do or shall extend, a sufficient Number of Fire Plugs in such Streets, Lanes, Passages, and Places as aforesaid, for the Supply of Water in case of Fire; and for the more certain, effectual, and advantageous Supply of Water under such Circumstances, it shall be lawful for the Churchwardens of the several Parishes aforesaid, and they are hereby authorized, by and out of the Monies to be by them collected by virtue of their Office, under the Direction and Superintendence of the said Mayor and Burgesses, and their Successors, or their Surveyor or Agent, to affix or maintain Water Pipes communicating with the Pipes of the said Mayor and Burgesses, and their

Fire Plugs to be placed in the Streets.

Churchwardens may affix Pipes to supply Water in case of Fire.

[*Local.*]

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Successors,

Successors, against the Houses and Walls in the said Borough and Parishes, in such Situations as shall be most beneficial for the Purposes intended, the same being inclosed and properly secured in Boxes, with Locks of one and the same Sort and Construction, so that any one of the Keys will pass all of such Locks, Keys of which Locks shall be kept by the several Churchwardens of the several Parishes, and by the Collector and Turncock of the said Mayor and Burgesses, or their Successors: Provided always, that the Water so supplied as last aforesaid shall be used for no Purpose whatsoever but for the extinguishing of Fires.

Directions
and Marks
may be made
on Houses of
the Situation
of Fire Plugs.

XXXIX. And be it further enacted, That it shall be lawful for the said Mayor and Burgesses, and their Successors, and they are hereby authorized and required, to affix on or against the Houses, Buildings, or Walls, or in any other eligible and conspicuous Place or Places, painted Directions or Marks, in bold or legible Characters, of the particular Situation and Distance of each and every Fire Plug from the said Direction or Mark, and which said Directions and Marks the said Mayor and Burgesses, and their Successors, shall from Time to Time renew, as the same shall become necessary; and if any Person or Persons shall at any Time wilfully deface, remove, or in anywise injure any or either of them, and shall not replace or renew the same within Seven Days after being so defaced or removed, such Person or Persons shall forfeit and pay the Sum of Ten Shillings for each and every such Offence.

Penalty on
destroying
Works.

XL. And be it further enacted, That if any Person shall wilfully or maliciously break, throw down, destroy, steal, carry or take away any Part of the said Reservoirs, Pipes, or other Works erected and to be erected and made by virtue of the Provisions of this Act in relation to the Waterworks, every Person so offending, and being thereof lawfully convicted, shall be subject and liable to the like Pains and Penalties as in Cases of Felony; and the Court by and before whom such Person shall be tried and convicted shall have Power and Authority to cause such Person to be transported for the Term of Seven Years, or, in mitigation of such Punishment, such Court may, if they think fit, award such Sentence as the Law directs in Cases of Larceny.

Under-drains
to be made
from new
Buildings to
the public
Sewer.

XLI. And whereas it will be very beneficial to prevent Nuisances occasioned by Persons neglecting to carry off Soccage Waters; be it therefore further enacted, That from and after the passing of this Act every Person who shall erect or build or rebuild, or cause to be erected, built, or rebuilt, any House, Warehouse, or other Buildings whatsoever within the said Borough, shall at his or her own Expence make, form, and continue, where practicable, an Under-drain or Sewer of sufficient Dimensions to convey therefrom all Soccage and other Waters into the public Drain or Sewer next, or most nearly adjoining, or most convenient to such House, Warehouse, or other Building, provided there be any such public Drain within Fifty Feet of such House, Warehouse, or other Building; nevertheless such Part of the said Under-drain or Sewer as shall extend beyond the Limits of the private Property of the Person hereby required to make

the same, shall be made under the Direction of the Engineer or Person for the Time being appointed by the said Mayor and Burgesses to have the Superintendence of the said Waterworks.

XLII. And be it further enacted, That all Orders and Proceedings of the said Mayor and Burgesses, and their Successors, or of the Committee to be appointed as aforesaid, in relation to the said Waterworks, shall be entered in a Book or Books to be kept for that Purpose; and such Orders and Proceedings, so entered and signed by the Mayor or Chairman at each respective Meeting, shall be deemed and taken to be original Orders and Proceedings, and shall be allowed to be read in Evidence in all Courts and Places whatsoever; and all such Books, together with all Accounts relating to the said Waterworks, shall at all reasonable Times be open for the Inspection of every Person paying the said Water-rent, who shall and may peruse the same without Fee or Reward.

Proceedings of the Mayor, &c. to be entered in Books.

XLIII. And be it further enacted, That it shall be lawful for the said Mayor and Burgesses, and their Successors, to contract and agree with any Person or Persons for taking down the Houses, Erections, and Buildings now standing on the Site of the *Angel Inn*, adjoining to the present Market Place on the West Side thereof, and certain Warehouses and other Premises belonging to the said Mayor and Burgesses, and for making and completing thereon, and on the Ground adjoining the same, a proper and sufficient Market House, with proper and sufficient Stands, Stalls, and other Conveniences, to be added to and for ever hereafter considered as Part of the *Tuesday* Market Place within the said Borough, with proper and sufficient Approaches to the said Market House, and to contract with any such Person or Persons for providing proper Materials for all or any of those Purposes, or for doing any of the Works by this Act authorized in relation to the *Tuesday* Market.

Mayor and Burgesses may make Contracts respecting the *Tuesday* Market Place.

XLIV. And be it further enacted, That the Works and Buildings to be made or constructed by virtue of the Provisions of this Act in relation to the *Tuesday* Market, and all the Stones, Bricks, Tiles, Timber, Iron, Lead, and other Materials to be purchased or procured for any Works to be constructed or executed by virtue of or for any of the Purposes of this Act in relation to the *Tuesday* Market, shall belong to and be the Property of the said Mayor and Burgesses, and their Successors; and it shall be lawful for them to bring or cause to be brought any Action or Actions, or to direct the preferring of any Bill or Bills of Indictment (as the Case may require), against any Person or Persons who shall steal, take, or carry away any such Stones, Bricks, Tiles, Timber, Iron, Lead, or other Materials, or shall spoil, injure, deface, or destroy any of the Works, Erections, or Buildings to be erected by virtue of the Provisions of this Act in relation to the *Tuesday* Market.

Materials vested in Mayor and Burgesses.

XLV. And for preventing Encroachments in the Provision Markets within the said Borough, be it further enacted, That it shall not be lawful for any Person or Persons to sell, or offer or expose to Sale, any Fish, Flesh, or other raw Victuals, live or dead, Poultry, Pigeons, Butter,

For preventing Encroachments in the Markets.

Butter, Eggs, Herbs, Roots, Fruit, or Garden Stuff, or any other sort of Provision which is usually sold in public Markets, in any other Place within the said Borough than in the said new Market House, unless the said new Market House shall be wholly occupied, and then only in such other Part or Parts of the said *Tuesday* Market Place, or the Ground adjoining or near to the same, and under such Regulations, as the said Mayor for the Time being, or his Deputy, in virtue of his Office as Clerk of the Market, shall from Time to Time limit, set out, and direct; and that it shall not be lawful for any Person or Persons to expose for Sale in the said new Market House, or on the said *Tuesday* Market Place, or on the *Saturday* Market Place, within the said Borough, any Goods, Wares, or Things whatsoever not falling under the Denomination of Provisions or Agricultural Produce, without the express Licence of the said Mayor for the Time being, or his Deputy, as Clerk of the Market; and every Person who shall be guilty of any Breach of any of the Provisions lastly herein-before contained for preventing Encroachments in the Markets, and for confining the Sale of Eatables thereto, excepting in the Cases lastly excepted, shall for every such Offence forfeit and pay to the said Mayor and Burgesses, or their Successors, any Sum not exceeding Five Pounds: Provided always, that nothing herein contained shall extend or be construed to extend to prevent any Person or Persons from selling in his, her, or their own Houses, Shops, or other Premises in his, her, or their Occupation, or in the *Saturday* Market in the said Borough, according to the subsisting Regulations for the Time being of the said *Saturday* Market, any Poultry, Butcher's Meat, Fish, Butter, and Eggs, or any Herbs, Roots, Vegetables, Fruit, or Garden Stuff, or any other sort of Provision.

Mayor, &c.
to erect and
appoint
Weighing-
houses, &c.

XLVI. And be it further enacted, That it shall be lawful for the said Mayor and Burgesses, and their Successors, to erect and appoint One or more public Weighing-house or Place, or Weighing-houses or Places, in or near the said *Tuesday* Market Place, for the weighing and measuring of such Meat, Provisions, and other Articles as shall be bought or sold by Weight or Measure in the said Market, in case the Buyers or Sellers thereof shall desire the same; and the said Mayor and Burgesses, and their Successors, are hereby required to have and keep proper and sufficient Weights, Scales, and Measures, according to the Directions of an Act passed in the Fifth Year of the

5 G. 3. c. 74. Reign of His present Majesty, intituled *An Act for ascertaining and establishing Uniformity of Weights and Measures*; and of another

6 G. 3. c. 12. Act passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act to prolong the Time of the Commencement of an Act of the last Session of Parliament, for ascertaining and establishing Uniformity of Weights and Measures, and to amend the said Act*; and to appoint some proper Person or Persons to attend the same on every Market or Fair Day, at such Time or Times as in the Rules, Orders, or Bye Laws to be made by virtue of the Provisions of this Act, shall from Time to Time be directed; and all and every Persons or Person selling Meat or other Provisions or Things by Weight and Measure in the said Market shall weigh and measure the same in or by the said Weights, Measures, or Scales to be kept

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as aforesaid, if required so to do by the Buyer or Buyers thereof; and if the Seller of any Meat or other Provisions in the said Market shall refuse or neglect to weigh or measure the said Meat or other Provisions by and with the said public Scales, Weights, or Measures as aforesaid, being requested so to do by the Buyer or Buyers thereof, the Person or Persons so refusing or neglecting shall forfeit and pay to the said Mayor and Burgesses, or their Successors, for every such Refusal or Neglect, any Sum not exceeding Five Pounds; and the said Sums of Money and Penalties shall and may be recovered by Distress and Sale of the Meat or other Provisions of the Person or Persons so refusing or neglecting as aforesaid, in like Manner as is herein-after directed concerning the Recovery of Tolls to be paid in respect of the said Market.

XLVII. And be it further enacted, That from and after the passing of this Act it shall be lawful for the said Mayor and Burgesses, and their Successors, and they are hereby authorized and required, to have, hold, and keep the said Market for ever in the said Market House, or upon some Part of the said *Tuesday* Market Place, or the Ground near or adjoining thereto, when so set out as aforesaid, on *Tuesday* in every Week, or on such other Day as may from Time to Time hereafter be fixed by the said Mayor and Burgesses, or their Successors, and the Mart or Fair for ever in the said Market Place annually on the Fourteenth Day of the Month of *February*, or on such other Day or Days as may from Time to Time be fixed on by the said Mayor and Burgesses, or their Successors; and there shall be paid to the said Mayor and Burgesses, or their Successors, or to the Person or Persons appointed by them to receive the same, by all and every the Persons or Person holding, using, or occupying any Stall or Standing, or selling or offering or exposing to Sale any Butcher's Meat, or other Provisions, Goods, Articles, or Things as aforesaid, brought into the said Market House so to be erected as aforesaid, such Rents or Stallage Money as shall from Time to Time be fixed and appointed by the said Mayor and Burgesses, and their Successors, not exceeding the several Rents or Stallage Money specified in the Second Schedule annexed to this Act.

XLVIII. And be it further enacted, That the said Mayor and Burgesses, and their Successors, shall set up and maintain, in some conspicuous Part of the said Market House, Tables of the Rents or Stallage Money to be taken by virtue of this Act; and in case any Person holding, using, or in any Manner occupying any of the said Stalls or Standings, or selling or exposing to Sale any Butcher's Meat, or any other Provisions, Goods, or Articles as aforesaid, in the said Markets, shall refuse to pay the several Sums or Tolls and Rents specified in the Second and Third Schedules annexed to this Act, or any of them, or any Part thereof, then and in such Case, as often as it shall so happen, it shall be lawful for the said Mayor and Burgesses, and their Successors, or the Person or Persons by them to be appointed to receive such Tolls and Rents respectively, to levy the same by Distress and Sale of all or any of the Goods, Articles, and Things so exposed to Sale, and the said Distress so to be taken to sell, rendering

[*Local.*]

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Market to be held on a fixed Day.

Rents and Stallage to be paid to the Persons appointed by Mayor and Burgesses.

Tables of Rents to be set up.

Penalties on evading Rents.

dering the Overplus, (if any there be,) after deducting the Expences of such Distress and Sale, to the Person or Persons whose Property such Provisions, Goods, Chattels, or other Things as aforesaid, appeared to be at the Time of every such Distress.

Justices may settle Disputes relating to Tolls or Rents.

XLIX. And be it further enacted, That in case any Dispute or Difference shall or may arise touching such Tolls or Rents, or any of them, such Dispute or Difference shall and may be settled and determined by any Justice of the Peace for the said County of *Norfolk*, who shall, by Warrant under his Hand and Seal, summon the Parties to appear before him, and hear and determine the Matter of every such Complaint upon Oath, and make such Order therein, and award such Costs to either Party, as to him shall in his Discretion seem meet, and by Warrant under his Hand and Seal cause the Money which shall be so awarded to be levied by Distress and Sale of the Goods and Chattels of the Party or Parties liable to pay the same, rendering the Overplus (if any) to the Owner or Owners of such Goods and Chattels, after deducting the reasonable Charges of every such Distress and Sale.

Power to appoint Officers for Purposes of the Act in relation to Tuesday Market.

L. And be it further enacted, That it shall and may be lawful for the said Mayor and Burgesses, and their Successors, and they are hereby authorized and required, to appoint a Collector or Collectors, Inspector or Inspectors, and also to appoint and employ such other Person or Persons as may be necessary for the Purposes of this Act in relation to the said *Tuesday* Market, and may from Time to Time remove any such Collector or Collectors, Inspector or Inspectors, or other Persons so to be appointed as aforesaid, as they shall think proper, and appoint another or others in the Room of any such Officers so removed, or dying, or declining to act; and the said Mayor and Burgesses, and their Successors, shall and may, out of the Monies to arise under or by virtue of the Provisions of this Act in relation to the *Tuesday* Market, make such Allowances to such Person or Persons respectively as they shall judge a reasonable Compensation for their respective Trouble and Services.

The Rights of the Mayor not to be taken away.

LI. Provided always, and be it further enacted, That nothing herein contained shall extend to take away the Right of the Mayor for the Time being of the said Borough to be Clerk of the Market, and otherwise to govern, regulate, and superintend the said new Market House, and the several Markets within the said Borough, as heretofore authorized or accustomed, or to take away the Right of the said Mayor and Burgesses, or their Successors, to any Sum or Sums of Money due to them for Tolls or Groundage within the Limits of the said Markets, which have been heretofore paid, or payable to them, or to their Toll Gatherers, within the said Borough, by any Person or Persons not being a Burgess of the said Borough, which said Tolls and Groundage are particularly specified and set forth in the Third Schedule annexed to this Act.

Power to seize unwholesome Food, and to

LII. And be it further enacted, That if any Person or Persons shall sell or expose to Sale in the aforesaid Markets respectively, or in any Shop or other Place or Places within the said Borough, any Meat,

Meat, Fish, or other Provisions which shall be of an unwholesome Nature, or in a State improper for human Food, it shall be lawful for any Justice of the Peace for the said Borough, or any other Person or Persons to be duly authorized by any Writing under the Common Seal of the Mayor and Burgesses of the said Borough, without any other Authority than this Act, to seize and destroy, or cause to be seized and destroyed, such Meat, Fish, and other unwholesome Provisions as aforesaid; and every Person selling or exposing to Sale any such Meat, Fish, or other unwholesome Provisions as aforesaid, shall, in addition to the Forfeiture thereof, for every Offence, upon Conviction before any Justice of the Peace for the said Borough, forfeit and pay any Sum not exceeding Five Pounds; and in case any Offender shall not have sufficient Goods and Chattels to answer and satisfy the said Penalty, and the Charges and Expences attending the Recovery thereof, the Justice before whom he, she, or they shall be convicted, shall and may commit the Offender or Offenders to the House of Correction for the said Borough for any Period not exceeding Fourteen Days, there to be kept to hard Labour without Bail or Mainprize, unless the Penalty, and all Costs, Charges, and Expences, shall in the meantime be paid and satisfied.

fine Persons exposing the same to Sale.

LIII. And be it further enacted, That it shall be lawful for any Justice of the Peace for the said Borough, and he is hereby authorized and required, upon Information exhibited to him upon Oath, that any Meat, Fish, or other Provisions of an unwholesome Nature, or in a State improper for human Food, is or are concealed or suspected to be concealed in any of the Markets aforesaid, or in any Dwelling House, Shop, or other Place within the said Borough, to issue his Warrant to search all such Places, and any Meat, Fish, or other Provisions of an unwholesome Nature then and there found to seize and convey before such Justice, who, upon Proof of the unwholesome Nature thereof, either by One credible Witness or upon his own Inspection, may order the same to be destroyed; and it shall be lawful for the said Justice to summon the Person or Persons in whose Custody the said unwholesome Meat, Fish, or other Provisions shall have been found, to appear before him, and upon the Appearance of such Person or Persons, or in case he, she, or they shall not appear, then upon due Proof of the Service of the Summons, either personally or by leaving the same at his, her, or their last or usual Place or Places of Abode, to adjudge the said Person or Persons to forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

Justices to grant Warrant to search for and seize unwholesome Provisions.

LIV. And be it further enacted, That it shall be lawful for the said Mayor and Burgesses, and their Successors, at any Time or Times and from Time to Time to demise and let the said Market House, or any of the Stalls or Standings thereon, and to let to farm the Whole or any Part or Parts of the Tolls, Stallages, Rents, or Sums of Money to be collected or to arise from or in respect of the said Market by virtue of this Act, or any of the Stalls, Standings, and other Conveniences erected or to be erected in the said Market, to any Person or Persons who shall be willing to take and farm the same, or any of them, by public Auction or private Contract, from Year to Year, or for any less Period than a Year, or for any longer Period,

Power to demise Tolls.

Period, not exceeding Seven Years, upon such Terms and Conditions, and with such Securities for Payment of the Rent or Rents agreed upon for the same, as shall be agreed upon and contracted for by and between the said Mayor and Burgesses, or their Successors, and the Person or Persons respectively to whom such Letting or Lettings shall be made.

No Leases of Stalls, &c. to be assigned or conveyed without Consent of Mayor and Burgesses.

LV. Provided always, and be it further enacted, That no Lease of the said Tolls shall at any Time be assigned, nor any Stall, Standing Place, or other Conveniency whatsoever, let by the Day only, or for any longer Period, underlet or in any Manner conveyed or assigned, without the Consent in Writing of the said Mayor and Burgesses, or their Successors; and if any Lessee or Assignee, Lessees or Assignees of any Lease of, or any Person or Persons having any Interest in, any Stall, Standing Place, or other Conveniency as aforesaid, shall at any Time, during his, her, or their Term or Interest therein, let, underlet, demise, or assign, or otherwise part with the Possession of such Stall, Standing Place, or other Conveniency, or any Part thereof, to any other Person or Persons whomsoever, without the Consent in Writing of the said Mayor and Burgesses, or their Successors, then and from thenceforth such Lease or Letting of such Stall, Standing Place, or other Conveniency, and the Interest of the Person or Persons so letting, underletting, demising, assigning, and parting with the Possession of the same therein, shall, at the Will and Pleasure of the said Mayor and Burgesses, or their Successors, be utterly void and of no effect; and the said Mayor and Burgesses, or their Successors, or any Person or Persons duly authorized by them, shall and may thereupon enter upon such Stall, Standing Place, or other Conveniency, and let the same to any other Person or Persons whomsoever; and in case the former Lessee or Assignee, Lessees or Assignees of, or Person or Persons having had such Interest in, any such Stall, Standing Place, or other Conveniency, or any Person or Persons claiming under him, her, or them, shall in any such Case as aforesaid refuse to quit the same, he, she, or they shall and may, upon Complaint made to any One or more of His Majesty's Justices of the Peace of the said Borough, who is and are hereby empowered and directed to inquire into the Matter, be removed by such Justice or Justices therefrom by Warrant under his or their Hand and Seal or Hands and Seals.

Power to borrow Money on the Credit of the Sums payable for Stallage.

LVI. And for the more effectually enabling the said Mayor and Burgesses, and their Successors, to execute the Purposes of this Act in relation to the *Tuesday* Market, be it further enacted, That it shall and may be lawful to and for the said Mayor and Burgesses, and their Successors, from Time to Time to borrow and take up at Interest such Sum or Sums of Money, not exceeding in the whole the Sum of Three thousand Pounds, as the said Mayor and Burgesses, or their Successors, shall find necessary for providing and erecting a new Market House and other Buildings as herein-before mentioned, upon the Credit of the Sums of Money payable for Stallage to be levied and collected under and by virtue of the Second Schedule annexed to this Act, and by Writing under their Common Seal to assign all or any Part of the said Stallage Money to be received by the

the said Mayor and Burgesses, or their Successors, under and by virtue of the said Second Schedule annexed to this Act, to such Person or Persons as shall lend or advance any Money thereon, or to his, her, or their Trustee or Trustees, as a Security or Securities for any Sum or Sums of Money so to be advanced, with Interest for the same; and the Charges and Expences of such Assignments (to be made in Manner and Form herein-after mentioned) shall be from Time to Time defrayed by the said Mayor and Burgesses, or their Successors, out of the Money so borrowed; and every such Assignment shall be in the Words or to the Effect following; *videlicet*,

WE, the Mayor and Burgesses of the Borough of *King's Lynn* in the County of *Norfolk*, acting in pursuance of an Act passed in the Tenth Year of the Reign of King *George* the Fourth, intituled [*here set forth the Title of this Act*], in consideration of the Sum of _____ advanced and lent by _____ of _____ upon the Credit and for the Purposes of the said Act in relation to the *Tuesday* Market therein mentioned, do hereby grant and assign unto the said _____ [or to his, her, or their Trustee or Trustees, as the Case may be,] his [or her, or their] Executors, Administrators, or Assigns, such Proportion of the Rents granted or arising from the Stands or Stalls in the new Market House to be erected by virtue of the Provisions of the said Act in relation to the *Tuesday* Market, as the Sum of _____ doth or shall bear to the whole Sum or Sums of Money which may at any Time be borrowed or become due and owing or be charged upon the Credit of the said Rents; to be had and holden from this _____ Day of _____ until the said Sum of _____ (together with such Interest for the same, not exceeding *per Centum per Annum*, as the clear annual Income arising from the said Stands or Stalls, after Payment of all Expences of keeping the said Market House in good and substantial Repair, and other incidental Expences, will bear to the Sum advanced on this Security,) shall be fully paid and satisfied. In witness whereof we have caused our Common Seal to be hereunto affixed, the _____ Day of _____ in the Year of our Lord _____

Form of Assignment.

And all Persons to whom such Assignments shall be made, or who shall be entitled to the Money thereby secured, shall be, in proportion to the Sums thereby respectively mentioned, Creditors on the said Rents (as the Case may be) equally one with another, without any Preference in respect of the Priority of advancing such Money, or the Dates of any such Assignments; and every such Security shall be good, valid, and effectual in the Law, and shall entitle the Person or Persons to whom the same shall be made, his, her, or their Executors, Administrators, or Assigns, to the Payment of the Money thereby secured, and to all Profit and Advantage thereon, according to the true Intent and Meaning of this Act.

LVII. And be it further enacted, That the said Mayor and Burgesses, and their Successors, shall keep a Book or Books, in which shall be entered all Sums of Money to be received by them for the Rents by this Act authorized to be collected for Stalls or Standings in the said new Market House, which Books shall at all reasonable Times be open for Inspection of every Person interested therein.

Books to be kept for Entry of Receipts for Stallage Money.

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LVIII. And

Powers and Provisions contained in this Act in relation to the *Tuesday* Market, it shall be lawful for the said Mayor and Burgesses, and their Successors, in Common Hall assembled, in their Character of Mayor, Aldermen, and Common Council, and they are hereby authorized, from Time to Time and at any Time or Times, to nominate, elect, and appoint, from and amongst the said Mayor and Burgesses of the said Borough, Five fit, proper, and discreet Persons (of whom the Mayor for the Time being of the said Borough, or his Deputy, shall always be One,) to be a Committee for carrying into execution all and every or any of the Powers and Provisions contained in this Act in relation to the *Tuesday* Market, and every Matter and Thing appertaining thereto, to be designated "The *Tuesday* Market Committee;" and the Majority of the said Committee in Meeting assembled (the whole Number present not being less than Three, whereof the Mayor for the Time being, or his Deputy, shall always be One,) shall and may have and are hereby invested with full Power and Authority to do, execute, and perform all and every or any of the Powers and Provisions contained in this Act in relation to the *Tuesday* Market, or any Matter or Thing appertaining thereto, in as ample a Manner and as fully and effectually to all Intents and Purposes as the said Mayor and Burgesses, and their Successors, in Common Hall assembled as aforesaid, are authorized and empowered to do, or could or might do the same; and at every Meeting of the said Committee the Mayor shall be Chairman and preside at the same; and in case he shall not be present, then the Burgesses present shall before they proceed to Business elect one of themselves to be the Chairman at such Meeting; and when and so often as it shall happen that there shall be an Equality of Votes at any such Meeting, including the Vote of the Chairman, then and in every such Case it shall be lawful for such Chairman to give the decisive or casting Vote: Provided always, that it shall be lawful for the said Mayor and Burgesses, and their Successors, from Time to Time to revoke all or any of the Powers delegated to any such Committee, and notwithstanding the Existence, and during the Vacancy or Non-existence of any such Committee, to exercise and carry into execution all or any of the Powers and Provisions of this Act in relation to the *Tuesday* Market.

a Committee, to be designated the *Tuesday* Market Committee.

LXII. And be it further enacted, That the said Mayor and Burgesses, and their Successors, shall and may and are hereby authorized, in such Manner as they shall think proper, to sell and dispose of, or cause to be sold and disposed of, the Materials of all such Messuages and Buildings to be taken down for the Purposes of this Act in relation to the *Tuesday* Market; and the Monies to be produced by the Sale thereof (after deducting the Expences of such Sale), or the pulling down such Messuages and Buildings, and also the Rents and Profits of the said Messuages, Buildings, Lands, Tenements, and Hereditaments, until the same shall be pulled down and cleared away, shall be applied and disposed of for or towards the Purposes of this Act in relation to the said *Tuesday* Market, and to and for no other Use or Purpose whatsoever.

Power to sell Materials of Houses, &c. to be pulled down.

LXIII. And

Application
of the Stall-
age Rents.

LXIII. And be it further enacted, That previously to the Appropriation of any Part of the Sum and Sums of Money to be collected for Stallage Rent under the Provisions, and according to the Second Schedule of this Act, for the Purpose of paying Interest to the Holders of any Assignment of the said Sum and Sums of Money, pursuant to the Power herein-before contained in that Behalf, the said Mayor and Burgesses shall and may retain for their own Use annually, on every Twenty-ninth Day of *September*, the Sum of Sixty Pounds, as a Compensation in lieu of Rent for the Site of the said new Market House; and no Payment shall be made to the Holders of the last-mentioned Assignments in respect of Interest on their said Securities, until as well the said annual Sum of Sixty Pounds, as all Costs, Charges, and Expences of keeping the said new Market House in good and substantial Repair, and of collecting the Sum and Sums of Money specified in the said Second Schedule annexed to this Act, and otherwise relating to the said Market House, shall have been fully paid and satisfied; but that after full Payment and Satisfaction of the said annual Sum, and the said Costs, Charges, and Expences, the clear Surplus of the said Sum and Sums of Money shall in the next place be applied in paying Interest upon the said Sum of Three thousand Pounds so proposed to be borrowed as aforesaid, at a Rate not exceeding Five Pounds *per Centum per Annum*; and if there shall remain any Excess after Payment of Interest after the Rate aforesaid, such Excess shall from Time to Time be applied in Repayment of the Principal of the said Sum of Three thousand Pounds; and when and as soon as the said Sum of Three thousand Pounds shall be repaid as aforesaid, the said new Market House shall from thenceforth remain vested in the said Mayor and Burgesses, freed and discharged from all Claims and Demands whatsoever.

Power to
reduce Stall-
age Rents.

LXIV. And be it further enacted, That when and so soon as the said Principal Sum of Three thousand Pounds, and the Interest thereof, and all incidental Expences, shall be fully paid and satisfied, it shall be lawful for the said Mayor and Burgesses, and their Successors, and they are hereby directed, to lower and reduce or suspend all or any of the said Stallage Rents, and again to raise the same from Time to Time to such Sum or Sums, not exceeding the Sums specified in the said Second Schedule to this Act, as shall be by them deemed necessary for the Repair and Support of the said Market House, or for rebuilding the same or any Part thereof, or for extending or enlarging the same, (which the said Mayor and Burgesses, and their Successors, are hereby empowered to do,) and for raising and paying the said annual Sum of Sixty Pounds to them the said Mayor and Burgesses, with all Costs, Charges, and Expences in anywise relating thereto.

Sellers of
Stock, &c.
to render
Account to
Toll Col-
lector.

LXV. And be it further enacted, That every Person who shall hereafter sell or dispose of or contract for the Sale of any Stock, Swine, Sheep, or Cattle, or any Commodity whatsoever, in the Beast Market within the said Borough, shall forthwith, after every such Sale, and before he or she shall leave the said Beast Market, deliver to the Collector of the Tolls payable in the same Market, or his Deputy

Deputy or Assistant, a true and faithful Statement of every Article sold or contracted for as aforesaid, and the Name of the Person or Persons to whom the same shall be sold or contracted for, under Penalty or Forfeiture to the said Mayor and Burgesses of the Sum of Five Pounds for every Offence, such Penalty to be recovered in a summary Way, on the Oath or Affirmation of the Collector or some other credible Witness, before any Justice of the Peace for the said Borough, and shall and may be recovered in manner by this Act directed concerning the Recovery of any other Penalty inflicted by this Act.

LXVI. And be it further enacted, That the Marshal of the Admiralty or Haven Master for the Time being of the said Borough, or his Deputy, shall be and he is hereby authorized and empowered to direct and regulate the mooring and removing of every Ship, Barge, Lighter, Craft, Fishing Boat, and other Boat, and other Vessel of any Description whatsoever, and every Float of Timber, coming into, lying, or being within, or going out of the Harbour of the Port of *King's Lynn*, or any of the Fleets communicating therewith, and to cut, cast off, slacken, or loosen the Ropes, Cables, or Mooring Chains by which any such Ship, Barge, Lighter, Craft, Fishing Boat, or other Boat or Vessel, and Float of Timber shall be moored, fixed, or fastened, in such Manner as the said Marshal of the Admiralty or Haven Master, or his Deputy, shall think proper for the Accommodation, Safety, and Convenience of the Ships, Vessels, Barges, Lighters, Boats, and Floats of Timber coming into, lying and being within, or going out of the said Haven and Harbour, and Fleets communicating therewith; and in case the Owner, Master, or other Person having the Care of any such Ship, Barge, Lighter, Craft, Boat, Vessel, or Float of Timber, shall refuse or wilfully neglect to moor or remove the same according to the Direction of such Marshal of the Admiralty or Haven Master, immediately upon Notice given for that Purpose, or if any Person belonging to any such Ship, Barge, Lighter, Craft, Boat, or other Vessel, or Float of Timber, or any other Person, shall hinder or prevent the said Marshal of the Admiralty or Haven Master from cutting, casting off, slackening, or loosening any such Rope, Cable, or Mooring Chain as aforesaid, every such Person shall for every such Offence forfeit and pay to the said Mayor and Burgesses, and their Successors, any Sum not exceeding Five Pounds; and it shall be lawful for such Marshal of the Admiralty or Haven Master, or any Person or Persons by his Direction, to moor or remove such Ship, Barge, Lighter, Craft, Boat, Vessel, or Float of Timber, in such Manner and to such Place as such Marshal of the Admiralty or Haven Master shall think proper, and the Charges and Expences thereof shall be repaid to him by the Owner or Master of such Ship, Barge, Lighter, Craft, Boat, Vessel, or Float of Timber, and shall be recovered, in case of Nonpayment thereof, on Demand, in like Manner as any Penalty of which the Recovery is not specially provided for can or may by virtue of this Act be recovered; and in case the Owner or Master of any such Ship, Barge, Lighter, Craft, Boat, Vessel, or Float of Timber, or any other Person, shall obstruct, hinder, or prevent the mooring or removing of any such Ship, Barge, Lighter, Craft, Boat, or Vessel, or Float of Timber, by or according to the

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Direction

For regulat-
ing the moor-
ing of Vessels
in the Har-
bour.

Direction of the said Marshal of the Admiralty or Haven Master, every such Person shall for every such Offence forfeit and pay to the said Mayor and Burgesses, and their Successors, any Sum not exceeding Five Pounds; and in case any such Marshal of the Admiralty or Haven Master as aforesaid shall in the mooring or removing of any Ship, Barge, Lighter, Craft, Boat, Vessel, or Float of Timber, in pursuance of this Act, show any undue Partiality, or shall in any other respect be guilty of any Misbehaviour in his Office, he shall for every such Offence forfeit and pay to the Person or Persons aggrieved by such Partiality or Misbehaviour any Sum not exceeding Ten Pounds.

Mayor and Burgesses empowered to limit the Time for lading and unlading at public Quays.

LXVII. And be it further enacted, That it shall be lawful for the said Mayor and Burgesses, and their Successors, and they are hereby authorized and empowered, by Writing signed by the said Marshal of the Admiralty or Haven Master, to be affixed upon some public Part of the Custom House and Pilot Office within the said Borough, from Time to Time to limit and appoint the Number of Days which every Ship, Barge, Lighter, Craft, Boat, or Vessel trading to or from the said Port shall and may lie at any of the public Quays or Wharfs belonging to the said Port, or in any of the said Fleets, at any one Time, for the Purpose of lading or unlading their several and respective Cargoes of Goods; and if any Master or Owner of any such Ship, Barge, Lighter, Craft, Boat, or other Vessel, shall, after the Expiration of Seven Days from the fixing up of any such Writing as aforesaid, wilfully permit or suffer any such Ship, Barge, Lighter, Craft, Boat, or Vessel to lie longer at such public Quay or Wharf, or in any of the said Fleets, than the Time so to be limited and appointed as aforesaid, such Master or Owner shall forfeit and pay to the said Mayor and Burgesses, and their Successors, any Sum not exceeding Five Pounds; and it shall be lawful for the said Marshal of the Admiralty or Haven Master from Time to Time to remove such Ship, Barge, Lighter, Craft, Boat, or Vessel, in such Manner and to such Place as he shall think proper.

Ballast, &c. not to be thrown into the Harbour.

LXVIII. And be it further enacted, That if any Person or Persons shall at any Time hereafter throw or empty into any Part of the said Port or Harbour above the Buoy called the *Bell Buoy*, or into any of the Fleets communicating therewith, or into or upon any Pier, Quay, Wharf, or other Place in or about the said Harbour, any Ballast, Dust, Ashes, Manure, Rubbish, Shingle, Stone, or other Thing, or do any other Act or Deed to prejudice or annoy the same, or any Part thereof, every such Person shall forfeit and pay to the said Mayor and Burgesses, and their Successors, a Sum not exceeding Five Pounds, over and above all Costs and Charges of recovering the same, and the Expence of removing all such Ballast, Dust, Ashes, Manure, Rubbish, Shingle, Stone, or other Thing, which shall at all Times and in all Cases be deposited in such convenient Place or Places as shall be from Time to Time appointed for that Purpose by the said Mayor and Burgesses, or their Successors, and not elsewhere.

To prevent landing Lime, &c. at the public Quays.

LXIX. And be it further enacted, That it shall be lawful for the said Mayor and Burgesses, and their Successors, and they are hereby empowered, to appoint, when they shall think proper so to do, some convenient

convenient Place or Places adjoining the said Harbour to be used as a Wharf or Wharfs for the shipping or landing of Lime, Manure, Gravel, Ballast, Shingle, and Cobbles; and after such Place or Places shall have been so appointed, and public Notice thereof given by the said Mayor and Burgesses, or their Successors, it shall not be lawful for the Master of any Ship or Vessel trading to the said Port and Harbour to ship or land any Lime, Manure, Gravel, Ballast, Shingle, or Cobbles at any of the public Quays or Wharfs other than what shall be so appointed by the said Mayor and Burgesses, or their Successors, as aforesaid; and every Person so offending shall forfeit and pay to the said Mayor and Burgesses, and their Successors, for every such Offence, any Sum not exceeding Five Pounds, to be recovered in manner herein-after directed.

LXX. And be it further enacted, That the Owner or Master, or other Person having the Command or Charge of any Ship, Barge, Lighter, Craft, Boat, or other Vessel resorting to the said Harbour, shall be and is hereby made answerable and accountable to the Body Politic or Corporate, or Party injured, for the Amount of any Damage or Mischief done by any such Ship, Barge, Lighter, Craft, Boat, or other Vessel, or by any of the Mariners, Boatmen, Bargemen, Watermen, or Servants, or other Persons on board or belonging to the same, to the said Port or Harbour, or to any of the public or private Jetties, Piers, Quays, Walls, Wharfs, Works, Machinery, or Tackle within any Part of the said Port and Harbour, or to other Vessels lying therein, or to any of the Buoys, Beacons, Mooring Chains, or any other of the Works already made, erected, or placed, or which shall hereafter be made, erected, or placed, in the said Port and Harbour; and if the Amount of such Mischief or Damage be not forthwith paid, in case the same shall not exceed the Sum of Twenty Pounds, the same shall and may be recovered in the same Manner as any of the Penalties and Forfeitures imposed by this Act, of which the Recovery is not otherwise specially directed, may be recovered; and it shall be lawful to detain any such Vessel by which or by any of the Persons belonging to which any Damage or Mischief shall have been done, until sufficient Security be granted for Payment of the Amount of the Expence of repairing such Damage or Mischief, and of the Costs of recovering the same.

Masters or Owners liable for Damage done by Vessels or Crews.

LXXI. And be it further enacted, That in case the Owner or Owners, Master or Masters of any Ship or Vessel as aforesaid, shall be compelled to pay any Penalty, or to make Satisfaction for any Damage or Mischief by reason of any such Damage or Mischief done or committed by his or their Mariners, Boatmen, Servants, or other Persons employed by him or them, such Mariners, Boatmen, Servants, or other Persons, and each and every of them, shall be liable to repay such Penalty or Damage, with the Costs thereof, to such Master or Masters, Owner or Owners; and in case of Nonpayment thereof, upon Demand, and Oath made by such Master or Masters, Owner or Owners, of the Payment made by him, her, or them of such Penalty or Satisfaction for Damages, and that the same, or the Costs thereof, have or hath not been repaid to him, her, or them by such Mariners, Boatmen, Servants, or other Persons,

Masters may recover from their Crews for Damage done.

or

or any of them, although demanded, (such Oath to be made before any One Justice of the Peace of the County or Place where such Penalty and Satisfaction shall have been incurred or paid, or where such Mariner, Boatman, Servant, or other Person can be found,) the Amount thereof shall be recovered in the same Manner as any other Penalty of which the Recovery is not specially provided for is by this Act directed to be recovered.

Power to
punish Boat-
men injuring
Buoys and
Buoy Chains.

LXXII. And be it further enacted, That from and after the passing of this Act, in case any Mariner, Boatman, Fisherman, or other Person shall wilfully cut away, deface, or injure any of the Buoys or Sea-marks, or the Buoy Chains or Mooring Chains belonging thereto, within the Limits of the said Port of *King's Lynn*, or shall do any wilful Damage to the same, or any Part thereof, or shall wilfully cut, break, or in any Manner destroy any Rope or other Thing by which any Ship or other Vessel, or any Boat lying in the said Harbour, or any of the Fleets communicating therewith, shall be moored or fastened, every Person so offending shall on Conviction forfeit and pay a Sum not exceeding Five Pounds for every such Offence, or, in the Discretion of the Justice of the Peace before whom the Complaint shall be heard, shall suffer Imprisonment for the same, if under any Warrant of Commitment of any Justice of the Peace of the Borough of *King's Lynn*, in the Common Gaol of the said Borough, and if under any Warrant of Commitment of any Justice of the Peace for the said County of *Norfolk*, in the Common Gaol or House of Correction of the same County, and be there kept to hard Labour for any Term not exceeding Three Calendar Months: Provided always, that nothing herein contained shall hinder or restrain the said Marshal of the Admiralty or Haven Master, or his Assistant or Assistants, from exercising, in a due and reasonable Manner, any of the Authorities vested in him as such Marshal of the Admiralty or Haven Master as aforesaid.

Boatmen
picking up
Buoys, &c. to
deposit the
same in a
Place of
Safety.

LXXIII. And be it further enacted, That every Boatman or Boatmen, Fisherman or Fishermen, and other Person or Persons, who shall pick up or otherwise find and obtain Possession of any of the Buoys or Sea-marks within the Limits of the said Port and Harbour, or any Anchors, Cables, or Tackle, or any Goods, Wares, or Merchandize belonging to any Vessel coming within the Limits of the said Port, shall and they are hereby required, within Twelve Hours after they have so found, picked up, or obtained Possession of any such Buoys, Sea-marks, Anchors, Cables, or Tackle, Goods, Wares, or Merchandize, to give Notice thereof to the Marshal of the Admiralty or Haven Master aforesaid, or the Beaconer of the said Borough, as the Case may require, and shall cause the same to be deposited in some Place of safe Custody within the said Borough; and no Boatman, Fisherman, or other Person shall proceed to sell or otherwise dispose of such Buoys, Sea-marks, Anchors, Cables, Tackle, Goods, Wares, or Merchandize, without having first obtained the Consent in Writing of some One Justice of the Peace of the said Borough of *King's Lynn* for that Purpose; and every Boatman, Fisherman, or other Person offending against any of the aforesaid Provisions shall for each Offence forfeit a Sum not exceeding Five Pounds,

Pounds, besides making Satisfaction to the Owner or Owners of such Buoys or Sea-marks, Anchors, Cables, Tackle, Goods, Wares, or Merchandize, for any Loss or Injury sustained in consequence of such Offence, the Amount of such Satisfaction to be fixed and determined by such Justice, or, in the Discretion of the Justice before whom the Complaint shall be heard, shall suffer Imprisonment in the Common Gaol of the said Borough, and be there kept to hard Labour for any Term not exceeding Three Calendar Months.

LXXIV. And whereas Disputes and Differences frequently arise respecting the Claims made upon the said Mayor and Burgesses, regarding the Remuneration to be paid for the finding and taking up any of the Buoys or Sea-marks which may happen to break loose, or be driven from the Place or Places where they are fixed in the said Port, and for the finding and taking up of Anchors, Cables, Tackle, Goods, Wares, or Merchandize which may be found within the Limits of the said Port; be it therefore further enacted, That it shall be lawful for any Justice of the Peace for the said Borough, or any Justice of the Peace acting for the County, Division, or Place where such Buoys, Sea-marks, Anchors, Cables, Tackle, Goods, Wares, or Merchandize may happen to be found or be deposited, upon Complaint being made to him or them respecting the Quantum or Amount of Remuneration to be paid for the taking up and depositing any of such Buoys, Sea-marks, Anchors, Cables, Tackle, Goods, Wares, or Merchandize, in a Place of safe Custody within the said Borough, or respecting any alleged wrongful Possession or Detainer of the same, or any Part thereof, to summon the Person or Persons against whom such Complaint shall be made to appear before him, and upon such Person or Persons so appearing, or in case of his, her, or their neglecting to appear, upon Proof being made of the due Service of such Summons, to hear and determine the Matter of Complaint, and to fix and determine what Sum of Money shall be paid to such Person or Persons for his, her, or their Trouble in the Premises, which Award and Determination shall be binding and conclusive on all the said Parties; and in case such Person or Persons shall refuse to pay such Money so awarded, or on Demand, and upon Tender of the said Sum of Money fixed and ascertained, shall refuse to deliver up such Buoys, Sea-marks, Anchors, Cables, Tackle, Goods, Wares, or Merchandize, to the Person or Persons to whom the same shall be awarded, every Person so refusing shall be deemed an Offender against this Act, and shall, in the Discretion of any Justice of the Peace for the County, Division, or Place before whom any Complaint shall be made of such Nondelivery, forfeit and pay any Sum not exceeding Five Pounds, to be recovered and applied by virtue of this Act; and also, upon Oath being made of such Demand, Tender, and Refusal, it shall be lawful for such Justice to issue his Warrant to search for such Buoys, Sea-marks, Anchors, Cables, Tackle, Goods, Wares, and Merchandize, and to cause the same to be delivered to the Person or Persons to whom the same were awarded as aforesaid, and such Justice and Justices shall use and exercise the like concurrent Jurisdiction as by this Act given to Justices over Offences committed on the Water within the Limits of the Port of *King's Lynn* aforesaid.

Power to
adjust Claims
for Salvage
of Buoys.

Penalty on
making Jet-
ties, &c. with-
out Consent.

LXXV. And be it further enacted, That if any Person shall after the passing of this Act, without the previous Consent in Writing of the said Mayor and Burgesses, or their Successors, under their Common Seal, make, drive, or place any Cess or Jetty, Pile or Obstruction, in the actual Course or Channel of the said Haven or Harbour, or of any of the Fleets communicating therewith, except under the Authority of any existing Act or Acts of Parliament, every Person so offending shall for every such Offence forfeit and pay to the said Mayor and Burgesses, and their Successors, any Sum not exceeding Fifty Pounds; and it shall be lawful for the said Mayor and Burgesses, and their Successors, to cause to be cut, taken up, and removed, in such Manner as they shall think proper, every such Cess, Jetty, Pile, or Obstruction, and to charge the Offender with the Expences of cutting, taking up, and removing the same; and on Nonpayment thereof, on Demand by the Town Clerk for the Time being of the said Borough, and on Oath made by him before any Justice of the Peace of the said County of *Norfolk* of the Demand having been made, and the Amount remaining unpaid, the same shall be recoverable as any other Penalty of which the Recovery is not specially provided for is by this Act authorized to be recovered.

Power to
make Bye
Laws.

LXXVI. And be it further enacted, That the said Mayor and Burgesses, and their Successors, shall have full Power and Authority from Time to Time to make Rules, Regulations, and Bye Laws, for the better Execution of the several Purposes of this Act, and for the good Government of their Officers and Servants, and for removing Obstructions and preventing Nuisances of every Kind within the Streets and other Places of the said Borough and the Liberties thereof, and within the said Harbour and Port, and the several Fleets communicating therewith, and the loading and unloading of Ballast, and generally for all other Purposes connected with the Preservation of Peace and good Order, and the general Safety and Comfort of the Inhabitants within the same Borough, and from Time to Time, as Occasion may require, to repeal, add to, amend, and alter such Rules, Regulations, and Bye Laws, or any of them, and to enforce the same by such pecuniary Penalties as the said Mayor and Burgesses, or their Successors, shall think proper, not exceeding in any Case the Sum of Five Pounds for each Offence, to be levied and recovered in manner herein-before directed; which said Rules, Regulations, and Bye Laws, being reduced into Writing under the Common Seal of the said Mayor and Burgesses, and printed and published, and painted on Boards, shall be hung up in the Guildhall of the said Borough, and shall from Time to Time be renewed as often as the same, or any Part thereof, shall be obliterated, defaced, or destroyed; and such Rules, Regulations, and Bye Laws shall be binding upon and observed, by all Parties, and shall be sufficient in any Court of Law or Equity to justify all Persons who shall act under the same; provided such Rules, Regulations, and Bye Laws be not repugnant to the Laws of that Part of the United Kingdom of *Great Britain* and *Ireland* called *England*, or to any Directions in this Act contained; and all such Rules, Regulations, and Bye Laws shall be subject to Appeal in manner by this Act directed.

LXXVII. And

LXXVII. And be it further enacted, That in all Cases not otherwise by this Act provided for, where by this Act any Damages or Charges are directed or authorized to be paid or recovered, in addition to any Penalty or Penalties, for any Offence or Offences, the Amount of such Damages or Charges, in case of Dispute respecting the same, shall be ascertained, determined, and settled by the Justice or Justices of the Peace by or before whom any Offenders shall be convicted of any such Offence or Offences, who is and are hereby authorized and required, on Nonpayment thereof, to levy such Damages or Charges by Distress and Sale of the Offender's Goods and Chattels in manner directed by this Act for levying of any Penalties or Forfeitures.

Damages or Charges, in case of Dispute, to be settled by Justices.

LXXVIII. And be it further enacted, That in all Cases not otherwise provided for by this Act, where it may be necessary or requisite for any Person or Persons, Party or Parties, to serve any Notice or Notices, or any Writ or Writs, or other legal Proceeding, or Proceedings in Equity, upon the Justices for the said Borough, or any of them, or the Mayor and Burgesses of the said Borough for the Time being, or any of them, in relation to any Matter or Thing arising out of or connected with this Act or the Proceedings under the same, Service thereof respectively upon the Mayor of the said Borough, or left at his last or usual Place of Abode, or upon the Town Clerk for the Time being of the said Borough, or his Deputy, or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively, or any of them, as the Case may require; and in all Cases, not otherwise provided for by this Act, where any Orders or Notices are directed or required to be given by this Act to any Person or Persons, the Service of such Order or Notice on the Person or Persons to whom the same ought to be given, or leaving the same, or a true Copy thereof, signed by the said Town Clerk for the Time being, or his Deputy, at the Dwelling House or Dwelling Houses or usual or last Place or Places of Abode of such Person or Persons, shall be good and sufficient Service of every such Order or Notice.

Declaring what shall be adjudged Service of Notice.

LXXIX. And be it further enacted, That in all Cases in which by this Act any Penalty or Forfeiture is made recoverable by Information before a Justice of the Peace, it shall be lawful for any Justice of the Peace to whom Complaint shall be made of any Offence against this Act to summon the Party complained against before him, and on such Summons to hear and determine the Matter of such Complaint, and on Proof of the Offence, by the Evidence of One credible Witness, to convict the Offender, and to adjudge him to pay the Penalty or Forfeiture incurred, and to proceed to recover the same, although no Information in Writing shall have been exhibited or taken by or before such Justice; and all such Proceedings by Summons, without Information, shall be as good, valid, and effectual to all Intents and Purposes as if an Information in Writing were exhibited.

Justices may proceed by Summons for Recovery of Penalties.

LXXX. And be it further enacted, That no Action or Suit shall be commenced or prosecuted against any Person or Persons for any thing done or omitted to be done in pursuance of or contrary to this

Limitation of Actions.

this Act, unless Three Calendar Months Notice thereof shall be first given in Writing to the Town Clerk for the Time being of the said Borough, signed by the Plaintiff or Plaintiffs, or by his, her, or their Attorney or Attornies, or unless the same shall be commenced before the Expiration of Six Calendar Months next after the Fact committed, or unless Tender of reasonable Amends hath not or shall not have been made by or on the Behalf of the Defendant or Defendants in such Action or Suit, nor unless such Action or Suit shall be laid and brought in the County where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in any Action or Suit to be commenced for any thing done or omitted in pursuance of or contrary to this Act shall and may plead the General Issue, and give this Act and the special Matter in Evidence on any Trial to be had thereupon, and that the Matter or Thing for which such Action or Suit shall be brought was done or omitted in pursuance and by Authority of this Act; and if such Matter or Thing shall appear to have been so done or omitted, or if it shall appear that such Action or Suit was brought before Three Calendar Months Notice thereof was given in Writing to the said Town Clerk for the Time being, signed by the Plaintiff or Plaintiffs, or by his, her, or their Attorney or Attornies, or if it shall appear that such Action or Suit was not commenced before the Expiration of Six Calendar Months next after the Fact committed, or if it shall appear that Tender of reasonable Amends was made by or on the Behalf of the Defendant or Defendants in such Action or Suit, before such Action or Suit was commenced, or if such Action or Suit be brought in any other County or Place than the County aforesaid, then the Jury shall find for the Defendant or Defendants.

Reasonable Amends in satisfaction of Damages may be paid into Court by Defendant.

LXXXI. Provided always, and be it further enacted, That in all Actions or Suits to be brought against any Person or Persons for any Matter or Thing done or omitted in pursuance of or contrary to this Act, the Defendant or Defendants in such Action or Suit shall and may, before Plea pleaded, pay into Court such Sum or Sums of Money as he, she, or they shall think proper, as and by way of reasonable Amends for such Matter or Thing; and if the Plaintiff or Plaintiffs shall refuse to accept the same, together with his, her, or their Costs to that Time, (to be taxed by the proper Officer,) and if the Jury who try the Cause shall not find the Damages to amount to a greater Sum or Sums of Money than the Money so paid into Court, the Verdict shall pass for the Defendant or Defendants; and such Defendant or Defendants shall have all the other Privileges and Advantages given to any Defendant or Defendants by this Act, and shall and may recover Treble Costs, and have the like Remedy for the same as before directed for recovering Costs by any Defendant or Defendants.

Convictions.

LXXXII. And be it further enacted, That for the more speedy Conviction of Offenders against this Act, all and every the Justices or Justice 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 Form or to the Effect following; *viz.*

BE

' } BE it remembered, That on the Day of
 ' to wit. } in the Year of our Lord
 ' is convicted before me [*or us*] of His Majesty's Justices
 ' of the Peace for the Borough of *King's Lynn*, [*or for the County of*
 ' *Norfolk, as the Case may be,*] by virtue of an Act passed in the
 ' Tenth Year of the Reign of King *George the Fourth*, intituled
 ' [*here set forth the Title of this Act, and specify the Offence, and the*
 ' *Time and Place when and where the same was committed*]. Given
 ' under my Hand and Seal [*or our Hands and Seals*], the Day and
 ' Year first above written.'

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

Distress not to be unlawful for Want of Form.

LXXXIV. And be it further enacted, That all Fines, Penalties, and Forfeitures inflicted or imposed by this Act, (the Manner of levying and recovering whereof is not otherwise herein particularly directed,) or which shall be inflicted or imposed by any Rule, Order, or Bye Law of the said Mayor and Burgesses, or their Successors, as aforesaid, shall and may, in case of Nonpayment thereof, be recovered, in a summary Way, by the Order and Adjudication of any One or more Justice or Justices of the Peace for the said Borough or the said County of *Norfolk*, on Complaint to him or them for that Purpose exhibited, and afterwards levied, as well as the Costs of such Proceedings, on Nonpayment, by Distress and Sale of the Goods and Chattels of the Offender or Offenders or Person or Persons liable to pay the same, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, who is and are hereby authorized and required to summon any Witness or Witnesses upon Oath, and to examine him, her, or them of and concerning such Offences, Matters, and Things, and to hear and determine the same; and the Overplus (if any) of the Money so to be levied or recovered, after discharging the Fine, Penalty, or Forfeiture for which such Warrant shall be issued, and the Costs and Expences of recovering and levying the same, shall be returned, upon Demand, to the Owner or Owners of the Goods and Chattels so seized or distrained; and in case such Fines, Penalties, and Forfeitures shall not be forthwith paid upon Conviction, then it shall be lawful for such Justice or Justices to order the Offender or Offenders so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant of Distress, unless such Offender or Offenders shall give sufficient Security to the Satisfaction of such Justice or Justices for his, her, or their Appearance before them on such a Day or Days as shall be

Fines and Penalties how to be recovered.

[*Local.*]

Y

appointed

appointed for the Return of such Warrant of Distress, such Day or Days not being more than Seven Days from the Time of taking any such Security, and which Security the said Justice or Justices is and are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had thereupon, or in case it shall appear to the Satisfaction of such Justice or Justices, either by the Confession of the Offender or Offenders or otherwise, that he, she, or they hath or have not sufficient Goods and Chattels whereon such Fines, Penalties, and Forfeitures can be levied if a Warrant of Distress were issued, such Justice or Justices shall not be required to issue such Warrant of Distress; and thereupon it shall be lawful for the said Justice or Justices, and he and they is and are hereby authorized and required, by Warrant under his or their Hand and Seal or Hands and Seals, to cause such Offender or Offenders to be committed, if under any Warrant of Commitment of any Justice or Justices of the Peace of the said Borough of *King's Lynn*, to the Gaol or House of Correction for the said Borough, and if under any Warrant of Commitment of any Justice or Justices of the Peace for the County of *Norfolk*, to the Gaol or House of Correction for the said County, there to remain without Bail or Mainprize for any Term not exceeding Three Calendar Months, unless such Fines, Penalties, and Forfeitures, and all reasonable Charges, shall be sooner paid and satisfied; and such Penalties and Forfeitures, when so levied, (the Application whereof is not otherwise specially directed,) shall be paid, one Moiety thereof to the Informer or Person suing for or recovering the same, and the other Moiety thereof to the Town Clerk for the Time being of the said Borough of *King's Lynn*, to be applied and disposed of for such of the Purposes of this Act in relation to which the Offence or Offences respectively shall have been committed.

Appeal.

LXXXV. Provided always, and be it further enacted, That if any Person or Persons, Body or Bodies Politic or Corporate, shall think himself, herself, or themselves aggrieved by any Rule, Bye Law, Order, or any Judgment or Determination made or given by virtue of any Matter or Thing done or to be done in pursuance of this Act, (except in Cases in which a Trial at Law is herein provided for,) such Person or Persons, Body or Bodies Politic or Corporate, shall or may appeal to the Justices of the Peace at any General or Quarter Sessions of the Peace to be holden for the said County of *Norfolk* within Three Calendar Months next after the Cause of Complaint shall have arisen, such Appellant giving or causing to be given Fourteen Days Notice at least in Writing of his, her, or their Intention to bring such Appeal, and of the Cause and Matter thereof, to the Town Clerk for the Time being of the said Borough of *King's Lynn*, or other the Respondent or Respondents, and within Seven Days next after such Notice entering or causing a Recognizance to be entered into before some Justice of the Peace acting in and for the said Borough or the said County of *Norfolk*, with Two sufficient Persons as Sureties, conditioned to try such Appeal, and abide the Order thereon, and to pay such Costs as shall be awarded by such Justices at such General or Quarter Sessions; and such Justices, upon

due Proof of Notice being given as aforesaid, and of entering into such Recognizance, shall hear and determine the Cause and Matter of such Appeal in a summary Way, and shall or may adjudge any Fine or Penalty or Forfeiture, and may order such Money to be returned which shall have been levied in pursuance of any such Bye Law, Rule, Order, Regulation, or Determination, and may also order such further Satisfaction to be made to the Party injured, as the said Justices shall think proper; and the Determination of such Justices at their said General or Quarter Sessions shall be binding and conclusive.

LXXXVI. And be it further enacted, That if any Person or Persons who shall be summoned as a Witness or Witnesses to attend and 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, shall, on being paid or tendered a reasonable Sum for his, her, or their Loss of Time, Costs, Charges, and Expences, 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 appearing shall refuse to be examined upon Oath, or in case of a Quaker on solemn Affirmation, and to give Evidence before such Justices of the Peace, then and in every such Case every such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds, to be recovered in like Manner as any Penalty imposed by this Act may be recovered.

Compelling
the Attend-
ance of Wit-
nesses.

LXXXVII. And be it further enacted, That in case any Dispute, Suit, or Litigation shall arise touching or in anywise relating to any Matter or Thing to which this Act extends, no Officer, Agent, or Servant of the said Mayor and Burgesses, or their Successors, nor any Inhabitant, Burgess, or Freeman of the said Borough, shall for that Reason alone be in any Manner disqualified or incapacitated from giving Evidence in, upon, and respecting such Dispute, Suit, or Litigation.

Officers, &c.
not to be dis-
qualified as
Witnesses.

LXXXVIII. And be it further enacted, That it shall be lawful for any Constable or other Officer of the said Mayor and Burgesses, or their Successors, or any other Person or Persons, without any other Warrant or Authority than this Act, to seize and detain any unknown Person or Persons guilty of any Offence against this Act, and forthwith to convey him, her, or them before any Justice of the Peace for the said Borough, who is hereby required to proceed and act with respect to such Offender or Offenders according to the Provisions of this Act.

Transient
Offenders.

LXXXIX. And be it further enacted, That no Proceedings to be had and taken in pursuance of this Act shall be made void, quashed, or vacated for Want of Form, or be removed by Certiorari or any other Writ or Process whatsoever into any of His Majesty's Courts of Record at *Westminster* or elsewhere.

Proceedings
not to be
quashed for
Want of
Form.

XC. And

Persons
guilty of
Perjury.

XC. And be it further enacted, That if any Person, upon Oath or Affirmation, in any Examination to be taken by virtue of this Act, shall wilfully and corruptly give false Evidence touching any Matter or Thing, every such Person so offending, and being duly convicted thereof, shall be and is hereby declared to be subject and liable to such Pains and Penalties as by any Law in force and effect Persons guilty of Perjury are subject and liable to.

Expences of
this Act.

XCI. And be it further enacted, That the Expences of this Act shall be borne and paid from and out of the Money to be levied and raised under the Provisions herein contained in relation to the Waterworks and the *Tuesday* Market, and from other the Personal Property of the said Mayor and Burgesses, and their Successors, in such Proportions as they the said Mayor and Burgesses, or their Successors, shall agree upon and direct.

Saving Rights
of Mayor and
Burgesses.

XCII. Provided always, and be it further enacted, That nothing in this Act shall extend or be construed to extend to affect, prejudice, alter, diminish, abridge, or take away any Royalties, Rights, Property, Duties, Tolls, Payments, Powers, Authorities, Jurisdictions, Privileges, Liberties, or Franchises whatsoever of or belonging to the Mayor and Burgesses of the said Borough of *King's Lynn*, as Lords thereof, or otherwise, or of their Officer or Officers in their respective Duties within the same.

Saving Rights
of Eau Brink
Commissioners.

XCIII. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to invalidate, lessen, diminish, alter, or take away any of the Rights, Powers, and Authorities vested in the Commissioners acting under and by virtue of certain Acts of Parliament in force for improving the Drainage of the Middle and South Levels, Part of the Great Level of the Fens called *Bedford Level*, and the Lowlands adjoining or near to the said Levels, as also the Lands adjoining or near to the River *Ouze* in the County of *Norfolk*, draining through the same to Sea by the Harbour of *King's Lynn* in the said County; and for altering and improving the Navigation of the said River *Ouze*, from or near a Place called *Eau Brink*, in the Parish of *Wiggenhall Saint Mary* in the said County, to the said Harbour of *King's Lynn*; and for improving and preserving the Navigation of the several Rivers communicating with the said River *Ouze*; and which said Acts are usually called the *Eau Brink* Acts; but that all such Rights, Powers, and Authorities shall remain, continue, and be in the said Commissioners, and every of them, as fully and amply to all Intents and Purposes as if this Act had not passed.

Public Act.

XCIV. 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.

The

The First SCHEDULE to which the foregoing Act refers.

The SCALE for the WATER-RENTS to be paid to the said Mayor and Burgesses; *viz.*

	£	s.	d.	
For every House under 6 <i>l.</i> Rent per Annum - - -	0	1	6	} per Quarter of a Year.
Ditto - - - at 6 <i>l.</i> and under 8 <i>l.</i> per Annum -	0	2	0	
Ditto - - - at 8 <i>l.</i> and under 10 <i>l.</i> - ditto - - -	0	2	6	
Ditto - - - at 10 <i>l.</i> and under 12 <i>l.</i> - ditto - - -	0	3	0	
Ditto - - - at 12 <i>l.</i> and under 14 <i>l.</i> - ditto - - -	0	3	6	
Ditto - - - at 14 <i>l.</i> and under 16 <i>l.</i> - ditto - - -	0	4	0	
Ditto - - - at 16 <i>l.</i> and under 18 <i>l.</i> - ditto - - -	0	4	6	
Ditto - - - at 18 <i>l.</i> and under 20 <i>l.</i> - ditto - - -	0	5	0	
Ditto - - - at 20 <i>l.</i> and under 25 <i>l.</i> - ditto - - -	0	6	6	
Ditto - - - at 25 <i>l.</i> and under 30 <i>l.</i> - ditto - - -	0	7	6	
Ditto - - - at 30 <i>l.</i> and under 35 <i>l.</i> - ditto - - -	0	10	0	
Ditto - - - at 35 <i>l.</i> and under 40 <i>l.</i> - ditto - - -	0	12	6	
Ditto - - - at 40 <i>l.</i> and under 50 <i>l.</i> - ditto - - -	0	15	0	
Ditto - - - at 50 <i>l.</i> and under 60 <i>l.</i> - ditto - - -	0	17	6	
Ditto - - - at 60 <i>l.</i> and under 70 <i>l.</i> - ditto - - -	1	0	0	
Ditto - - - at 70 <i>l.</i> and under 85 <i>l.</i> - ditto - - -	1	2	6	
Ditto - - - at 85 <i>l.</i> and under 100 <i>l.</i> - ditto - - -	1	5	0	
And all at 100 <i>l.</i> or upwards - - - - -	1	10	0	
For the Water used by any Common Brewer or Person brewing Beer } 1 <i>d.</i> per Barrel for Sale, to be ascertained by the Quantity of Beer actually brewed - }				of Beer.
For the Water used by any Maltster, to be ascertained by the Number of } 1 <i>s.</i> per Last Lasts of Malt actually made - - - - - }				of Malt.

The Second SCHEDULE to which the foregoing Act refers.

AN ACCOUNT of the SUMS of MONEY to be collected under the Powers of this Act for STALLAGE or STANDINGS in the proposed new Market House, exclusive of the Tolls specified in the Third Schedule.

	£	s.	d.
For every Basket, Sack, or Barrel - - - - -	0	0	2
For every Standing not exceeding Sixty Square Feet - - - - -	0	1	0
The like, exceeding Sixty Square Feet and not exceeding Ninety Square Feet - - - - -	0	1	4
For every Standing exceeding Ninety Square Feet and not exceeding One hundred and twenty Square Feet - - - - -	0	2	0
And for every Sixty Square Feet beyond One hundred and twenty Square Feet - - - - -	0	2	0

The Third SCHEDULE to which the foregoing Act refers.

AN ACCOUNT of the SUMS of MONEY payable to the said Mayor and Burgesses by ancient Custom, for TOLLS or GROUNDAGE in the several Markets of the said Borough, on every Market and Fair Day; *vizt.*

<i>Tuesday Market Tolls :</i>		£	s.	d.
For every Basket, Sack, or Barrel		0	0	1
For every Standing not exceeding Sixty Square Feet		0	0	3
Ditto - - - exceeding Sixty Square Feet and not exceeding Ninety Square Feet	}	0	0	4
For every Standing exceeding Ninety Square Feet and not exceeding One hundred and twenty Square Feet	}	0	0	6
And for every Sixty Square Feet beyond One hundred and twenty Square Feet	}	0	0	6
<i>Saturday Market Tolls :</i>				
For every Basket, Sack, or Barrel		0	0	1
For every Standing in the Shambles there, being either of the Four End Standings	}	0	1	0
The like, if on the North Side of the Shambles		0	0	10
The like, - - South Side		0	0	8
The like, in the open Market Place, not exceeding Sixty Square Feet		0	0	3
The like, exceeding Sixty Square Feet and not exceeding Ninety Square Feet	}	0	0	4
The like, exceeding Ninety Square Feet and not exceeding One hundred and twenty Square Feet	}	0	0	6
The like, for every Sixty Square Feet beyond One hundred and twenty Square Feet	}	0	0	6
<i>Fish Market Tolls :</i>				
Every Person offering for Sale any Fish, except Oysters, per Day		0	0	1½
The like, - - - - - Oysters, - - - - ditto		0	0	3
The Leads in the Fish Market, for the first Three Months after the Arrival of the first Coble, per Day	}	0	0	3
Eel Trays, per Tray, per Day		0	0	2
Every Coble arriving at a public Quay (Exclusive of 1s. to the Town Crier, and 1s. to the Water Bailiff.)		0	0	6
Every Fish Pad in either Market Place		0	0	1½