



ANNO QUARTO

# GEORGIIV. REGIS.

\*\*\*\*\*

*Cap. xcii.*

An Act for improving, paving, lighting, cleansing, and watching the Town of *Mansfield*, in the County of *Nottingham*. [17th June 1823.]

**W**HEREAS the Town of *Mansfield*, in the County of *Nottingham*, is large and populous, and is a great Thoroughfare for Travellers, and the Entrance into the said Town, from a certain Street or Place called *Cockpit*, is extremely narrow and dangerous: And whereas the Streets, Lanes, Roads, Highways, and other public Places in the said Town, are not properly paved, lighted, watched, and cleansed, and are subject to various Nuisances, Annoyances, and Encroachments; and it would tend materially to the Safety, Comfort, and Convenience of the Inhabitants of the said Town, and to all Persons resorting to and travelling through the same, if the said Streets, Lanes, Roads, Highways, and other public Places were paved, lighted, watched, and cleansed, and all Nuisances, Annoyances, and Encroachments removed and prevented in future; but the same cannot be effected without the Aid 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 *John Andrews, Benjamin Bagshaw, Abraham Booth, Thomas Hudson Brock, William Brodburst, John Edward Brodburst, John Brown, Edward Bunting, William Chrishop, John Coke, Robert Collinson, Henry Cowlshaw, George Dawson, Dickinson Ellis, John Ellis (Stockwell Gate), William Ellis, Thomas Foster, John Hall, James Heygate, Henry Hollins, Charles Hurst, George Johnson, William Johnson,*  
[Local.] 23 B William

Commissioners.

*William Mac Lellan, James Maltby, John Mason, Charles Neale, William Paulson, George Robinson, Joseph Rolfe, Thomas Shipman, William Siddon, Charles Stanton, Charles Stanton (the Younger), Samuel Stirrup, William Taylor, Francis Wakefield, Thomas Walker, Robert Watson, Joseph Wood, Isaac Worthington, William Wragg, William Wylde,* and their Successors, shall be and they are hereby appointed Commissioners for carrying this Act into Execution.

Qualification  
of Commis-  
sioners.

II. Provided always, and be it further enacted, That no Person shall be capable of acting as a Commissioner in any Case in the Execution of this Act, who shall sell Ale or any Spirituous Liquors by retail, or who shall be a Victualler or during the Time he shall hold or enjoy any Office or Place of Profit under this Act, or be concerned in any Contract made by virtue or in pursuance of this Act, or in any Case wherein he shall be in any wise personally or beneficially interested in the Matter in question (except as a Creditor on the Rates or Assessments), nor unless he shall be in his own Right, or the Right of his late or present Wife, in the actual Enjoyment, Possession, and Receipt of the Rents and Profits of Messuages, Lands, Tenements, or Hereditaments of an Estate of Inheritance, or for a Life or Lives, or for any Term of Years exceeding Ninety-nine Years, either absolutely or determinable on any Life or Lives, of the Yearly Value of Fifty Pounds, or possessed of such Estate or Estates as last mentioned, and a Personal Estate jointly or a Personal Estate alone, to the Amount or Value of One thousand Pounds, nor (except in administering the Oath or Affirmation to the Chairman of a Meeting as hereinafter mentioned) until he shall have taken and subscribed an Oath, or, being a Quaker, until he shall have made and subscribed an Affirmation in the Form or Words following; and an Entry or Minute shall be made in the Book of Proceedings of the Commissioners, of the taking or making and subscribing of such Oath or Affirmation, and of the Date of administering the same.

Oath.

‘ I *A. B.* do swear (or, being One of the People called *Quakers*, do solemnly declare and affirm) that I am really and *bonâ fide* in my own Right (or, in the Right of my Wife, late or present, *as the Case may be*) now in the actual Possession, Enjoyment, and Receipt of the Rents and Profits of Messuages, Lands, Tenements, or Hereditaments of an Estate of Inheritance, or for a Life or Lives, or for a Term or Terms of Years exceeding Ninety-nine Years, either absolutely or determinable on a Life or Lives, of the clear Yearly Value of Fifty Pounds, or possessed of such Estate or Estates as last mentioned, and a Personal Estate jointly, or a Personal Estate alone, to the Amount or Value of One thousand Pounds; and that I will truly and impartially, according to the best of my Skill and Judgment, execute and perform all the Powers and Authorities reposed in me as a Commissioner by virtue of an Act passed in the Fourth Year of the Reign of His Majesty King *George the Fourth*, intituled an Act [*here insert the Title of this Act.*]

So help me God.’

‘ (or, being a *Quaker*, omit the Words ‘ So help me God.’)

For supply-  
ing Decrease  
in Number  
of Commis-  
sioners.

III. And for continuing a sufficient Number of Commissioners for putting this Act into Execution, be it further enacted, that when any of the Commissioners hereby appointed or to be elected in Manner hereinafter mentioned shall die, refuse to act, resign, become bankrupt, or incapable

of

of acting, or disqualified, the surviving or remaining Commissioners shall and they are hereby empowered, from Time to Time, at some Meeting to be held for that Purpose, by Writing under their Hands to elect and appoint a Person in the Place of every Commissioner dying, or refusing or declining to act, becoming bankrupt, or incapable of acting, or disqualified; and in all Cases the Non-attendance of any Commissioner at Five successive Meetings shall be Evidence of his Refusal to act, or resigning: Provided always, that in case it shall happen that the surviving or remaining Commissioners shall neglect or refuse to appoint a new Commissioner within Twenty-one Days after any Vacancy, then and in every such Case it shall be lawful for any Two of the surviving or remaining Commissioners, by Writing under their Hands, to make Complaint thereof to any Two Justices of the Peace for the said County of *Nottingham*, and such Justices are hereby authorized, as often as they find Occasion, to nominate and appoint such proper Person as they in their Discretion shall think fit, to be a Commissioner for such Vacancy; and every such new Commissioner who shall be appointed in either of the Ways aforesaid, shall, from thenceforth, have the like Powers and Authorities as if he had been originally named a Commissioner in and by his Act.

IV. Provided always, and be it further enacted, That if any Person not being qualified as aforesaid, or not having taken and subscribed the Oath as aforesaid, or being a Quaker not having made and subscribed the Affirmation as aforesaid, or being in any Manner disqualified as aforesaid, shall act as a Commissioner in the Execution of this Act, except in administering the Oath hereinbefore mentioned, every such Person shall for every such Offence, forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, to be recovered with full Costs of Suit in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, or on the Case, or by Bill, Plaint, Suit, or Information, wherein no Essoign, Protection, Wager of Law, or more than One Impar lance shall be allowed; and every Person so sued or prosecuted for acting, not being duly qualified, shall prove that he was at the Time of acting qualified as aforesaid, or otherwise shall pay the said Penalty and Costs without any other Proof or Evidence being given on the Part of the Plaintiff or Prosecutor, than that such Person hath acted as a Commissioner in the Execution of this Act: Provided always, that all Acts and Proceedings of any Person acting as a Commissioner in the Execution of this Act, though not duly qualified, done previous to his being so convicted, shall be as valid and effectual as if such Person had been duly qualified as aforesaid.

Penalty on disqualified Persons acting.

V. And be it further enacted, That the Powers and Authorities by this Act given to, and all the Provisions, Matters, and Things by this Act directed and authorized to be done by the Commissioners for executing the same, shall and may be executed and done by or before any Five or more of the said Commissioners assembled at any Meeting to be held in pursuance of this Act, and shall be of as full force and effect as if executed or done by or before all the Commissioners (except in such Cases where any such Power, Authority, Provision, Matter or Thing, is by this Act particularly directed or authorized to be executed or done by any other Number of Commissioners, or in any other Manner); and all Acts,

Proceedings by Five or more Commissioners to be as valid as if all the Commissioners had acted.

Orders,

Orders, Proceedings, and Determinations of the Commissioners acting in the Execution of this Act, made at any such Meeting, consisting of Five or more Commissioners, wherein the major Part of the Commissioners present at such Meeting shall concur, shall be as valid and effectual as if all the Commissioners present at such Meeting had concurred therein; and at all such Meetings a Chairman shall be appointed, and in all Cases where there shall be an Equality of Votes upon any Question (including the Vote of the Chairman) such Chairman shall have the decisive or casting Vote; and at all such Meetings the Commissioners present shall pay and defray their own Expences.

Chairman to have casting Vote.

No Order to be revoked or altered, except after Special Notice, and a greater Number of Commissioners present.

VI. And be it further enacted, That no Order, Appointment, or Proceeding whatever, made at any Meeting of the Commissioners holden in pursuance of this Act, shall be revoked or altered at any subsequent Meeting, unless at a Meeting holden for that express Purpose, nor unless Notice, specifying the Revocation or Alteration intended to be made, signed by one or more of the said Commissioners, or by the Clerk or Clerks to the said Commissioners, shall be given, at least Twenty-one Days before such subsequent Meeting; nor unless a Majority of the Commissioners present at such subsequent Meeting shall decide in favour of such Revocation or Alteration; and a greater Number of Commissioners shall be present at such subsequent Meeting than were present at the Meeting when such Order, Appointment, or Proceeding was had or made.

First and other Meetings.

VII. And be it further enacted, That the said Commissioners shall hold their First Meeting for the Execution of this Act at the *Swan Inn* in the said Town, within Twenty-one Days next after the passing of this Act, between the Hours of Eleven in the Forenoon and Four in the Afternoon, or at such other convenient Place in the said Town, and on such other Day and Time as the said Commissioners, or any Three or more of them, although not assembled at a Meeting, shall think fit to appoint by Notice in Writing to be affixed on the Church Door of the said Parish, at least Seven Days before the Day of Meeting; and it shall be lawful for the Commissioners present at such First Meeting, or at any subsequent Meeting for the Execution of this Act, from Time to Time to adjourn, and from Time to Time to appoint their next Meeting, to be holden at any future Day and Time not exceeding Fourteen Days from the last Day of Meeting, and at the same or any other convenient Place within the said Town; and if at the Time and Place appointed for any Meeting there shall not be a sufficient Number of Commissioners to act, or in case the Commissioners at any Meeting assembled shall omit to adjourn, then and in every such Case any Commissioner present, or the Clerk or Clerks of the said Commissioners, shall adjourn the Meeting to some future Day, not exceeding Fourteen Days then next ensuing, of which Adjournment such Clerk or Clerks shall give at least Seven Days previous Notice in Writing, to be affixed on the Church Door of the said Parish; and in case no Adjournment or Notice shall be made or given as aforesaid, then it shall and may be lawful for any Three or more of the said Commissioners, although not assembled at a Meeting, or their Clerk or Clerks, to call a Meeting of the Commissioners by Notice in Writing, to be affixed on the Place aforesaid, appointing a Meeting to be held on some future Day, not sooner than  
Seven

Seven Days, nor exceeding Fourteen Days from the Day of affixing such Notice.

VIII. Provided always, and be it further enacted, That if it shall at any Time be thought necessary to hold a Meeting before the Time at which a Meeting is hereinbefore directed or required to be held as aforesaid, then and in such Case it shall be lawful for the said Commissioners, or any Three or more of them, or their Clerk or Clerks, by the Direction in Writing of any Three or more of the said Commissioners, to call an earlier Meeting, of which at least Seven Days previous Notice shall be given in the same Manner as last hereinbefore mentioned.

Meetings on Emergencies.

IX. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and required from Time to Time to nominate and appoint a Clerk or Clerks, a Treasurer or Treasurers, a Collector or Collectors of the Rates hereinafter mentioned, and such other Officers as the said Commissioners shall think necessary and proper for the due Execution of this Act; and the said Commissioners are hereby required to take Security from their Treasurer or Treasurers, or such of the said Officers as shall be entrusted with the Receipt and Disbursement of Money, for the due Execution of his or their respective Offices; and it shall be lawful for the said Commissioners, from Time to Time, to remove and displace any of such Officers, and to nominate and appoint another or others in the Room or Place of any of them who shall be so removed or displaced, or who shall die or resign such Offices, or become incapable of acting therein, and out of the Monies to be raised as hereinafter mentioned, to make and pay such Salaries or other Allowances to such Officers respectively, and also to such other Person or Persons as shall be aiding and assisting to the said Commissioners in the Execution of this Act, as to the said Commissioners shall from Time to Time seem reasonable.

Appointment of Clerks, Treasurers, and other Officers.

X. Provided always, and be it further enacted, That it shall not be lawful for the said Commissioners to continue or appoint the Person or Persons who has been or may be appointed their Clerk or Clerks in the Execution of this Act, or the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks, or other Person or Persons in the Service or Employ of any such Clerk or Clerks, the Treasurer or Treasurers for the Purposes of this Act, or to continue or appoint any Person or Persons who has or have been or may be appointed Treasurer or Treasurers, or the Partner or Partners of any such Treasurer or Treasurers, the Clerk or Clerks to the said Commissioners; 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 Clerks, or the Clerk or Clerks, or other Person or Persons in the Service or Employ of any such Clerk or Clerks, shall accept the Office of Treasurer, or being the Partner of any such Treasurer or Treasurers, shall accept the Office of Clerk in the Execution of this Act, or if any such Treasurer shall hold or accept any Place or Office of Profit or Trust under the said Commissioners, other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of Fifty 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 Ac-

Treasurer and Clerk not to be the same Person.

tion of Debt, or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than one Imparlance shall be allowed.

Penalty on  
Officers  
taking any  
Fee or Re-  
ward.

XI. Provided always, and be it further enacted, That if any Clerk or Clerks, Treasurer or Treasurers, or other Officer or Officers employed by the said Commissioners for the Purposes of this Act, shall exact, demand, take, or accept any Fee, Emolument, or Reward whatsoever, (other than such Salary or Allowance as shall be appointed and allowed by the said Commissioners, or as is specified and allowed in and by this Act,) for or on account of any thing done by virtue of this Act, or for forbearing to do any thing ordered or directed by the said Commissioners, or on any other Account whatsoever, relative to his or their Employment or Duty, or shall be concerned or interested in any Bargain or Contract made by the said Commissioners for the Purposes of this Act, every such Person so offending shall be incapable afterwards of serving, or being employed under the said Commissioners, and shall forfeit and pay the Sum of Five Pounds for every such Offence.

Officers to  
account.

XII. And be it further enacted, That all such Officers as shall be so appointed to any of the Offices aforesaid, shall at such Time and Times, and in such Manner as the said Commissioners shall direct, deliver to the said Commissioners, or to such Person or Persons as they shall appoint, true and perfect Accounts in Writing of all Matters and Things committed to their Charge, and of all Monies which shall have been received by such Officers and Persons respectively, by virtue or for the Purposes of this Act, and how much thereof hath been paid and disbursed, and to whom, and for what Purposes, together with Vouchers and Receipts for such Payments, and shall pay all such Money as shall remain due from them respectively to the said Commissioners, or such Person or Persons as they shall appoint; and if any such Officer or Person shall refuse or neglect to make and render any such Accounts, or to produce and deliver up such Vouchers and Receipts relating to the same, or to make Payment as aforesaid, or shall refuse or neglect to deliver to the said Commissioners, or to such Person or Persons as they shall appoint, within Twenty-one Days after being thereunto required by the said Commissioners, by Notice in Writing to be given to or left at the last known or usual Place of Abode of such Officer or Person, all Books, Papers, and Writings in his Custody or Power, relating to the Execution of this Act, and to give Information and Satisfaction to the said Commissioners respecting the same, then and in every such Case, upon Complaint made by the said Commissioners, or any One or more of them, or by any Person or Persons whom they shall appoint for that Purpose, of any such Neglect or Refusal as aforesaid, to any Justice of the Peace for the County, City, Town Corporate, or Place wherein such Officer or Person so neglecting or refusing shall reside or be, such Justice may and he is hereby authorized and required, by Warrant under his Hand and Seal, to cause the Officer or Person so refusing or neglecting to be brought before him, and upon his appearing, or having been summoned and not appearing, or not being to be found, to hear and determine the Matter in a summary Way; and if upon the Confession of the Party, or by the Testimony of any credible Witness or Witnesses upon Oath, (which Oath such Justice is hereby authorized to administer,) it shall appear to such  
Justice

Justice that any of the Money which shall have been collected or raised by virtue of this Act shall be in the Hands of such last-mentioned Officer or Person, such Justice may and he is hereby authorized and required, 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 and Chattels of such Officer or Person can be found sufficient to answer and satisfy the said Money, and the Charges for distraining and selling the same, or if it shall appear to such Justice that such Officer or Person has refused or wilfully neglected to render or give such Account, or to produce the Vouchers relating thereto, or that any Books, Papers, or Writings relating to the Execution of this Act shall be in the Custody or Power of such Officer or Person, and he shall have refused or wilfully neglected to deliver up or give Satisfaction respecting the same as aforesaid, then and in any of the Cases aforesaid such Justice shall commit such Offender to the House of Correction for the County or Place where such Offender shall be and reside, there to remain without Bail or Mainprize until he shall have made and given a true and perfect Account and Payment as aforesaid, or until he shall have compounded with the Commissioners for such Money, and shall have paid such Composition in such Manner as they shall appoint, (which Composition the Commissioners are hereby empowered to make and receive,) and until he shall have given up such Books, Papers, and Writings as aforesaid, or have given Satisfaction in respect thereof to the said Commissioners or to such Justice: Provided always, that no Person who shall be committed by virtue of this Act, on account of not having sufficient Goods and Chattels, shall be detained in Prison for any longer Term than Three Calendar Months: Provided also, that if any Money shall remain due from such Officer or Person, the Commitment of him to Prison shall not be deemed a Discharge for the same, nor exonerate his Surety or Sureties, but such Officer or Person, and his Surety and Sureties, shall remain liable to the Payment thereof in the same Manner as if such Officer had not been committed to Prison.

XIII. And be it further enacted, That in case of the Death of any Officer before he shall have paid and fully satisfied all the Monies which he shall have received by virtue of this Act, or made such Composition for the same as aforesaid; then and in every such Case the Executors or Administrators of such Officer so dying shall pay and satisfy the same out of the Estate and Effects of such Officer, unto the said Commissioners, or any Person appointed by them in that Behalf, in like Manner as other Debts are directed by Law to be discharged by such Executors or Administrators, and also shall deliver up all Books, Papers, Writings, and other Things concerning his Office, or relating to the Execution of this Act, which shall have come to the Hands of such Executors or Administrators, who shall and may plead such Payment in any Action or Suit which may be brought against them on account of the said Estate and Effects, and give the same in Evidence; and in case of the Non-payment of such Monies, or the Non-delivery of such Books, Papers, Writings, and Things, for the Space of Twenty-one Days after Demand made thereof in Writing, by or on the Behalf of the said Commissioners, it shall be lawful for the said Commissioners to commence and prosecute an Action or Actions in any of His Majesty's Courts of  
Record

In case an Officer die, his Executors, &c. to account.

Record at *Westminster*, against such Executors or Administrators, for the Recovery of the said Monies, or for the Recovery of Damages for the Detention of such Books, Papers, Writings, and Things, in which Action or Actions full Costs of Suit shall be recoverable by the said Commissioners.

Proceedings  
to be en-  
tered.

XIV. And be it further enacted, That the said Commissioners shall cause proper Books to be provided and kept, and fair and regular Entries to be made therein of all their Acts, Orders, and Proceedings, relative to the Execution of this Act, and of the Names of all such Commissioners as shall be present at their several Meetings; and all Entries in such Books shall be signed by the Commissioners at each Meeting concurring in the Act, Order, or Proceeding so made and entered, and all Entries so signed shall be deemed Originals; and the said Books shall be admitted in Evidence in all Courts, and by all Judges, Justices, and others; and such Books shall be kept by the Clerk or Clerks to the said Commissioners, and shall at all seasonable Times be open to the Inspection of the Commissioners, and of any other Person or Persons charged to the Rates hereinafter granted and made payable, and of the Creditors on the said Rates, without Fee or Reward.

Books of Ac-  
count to be  
kept by  
Clerks.

XV. And be it further enacted, That the said Commissioners shall and they are hereby required from Time to Time, and at all Times hereafter, to order and direct a Book or Books to be provided and kept by their Clerk or Clerks for the Time being, in which Book or Books such Clerk or Clerks shall enter, or cause to be entered, true and regular Accounts of all Sums of Money which shall be received, paid, laid out, and expended in pursuance of the Powers and Provisions of this Act, by or for or on account of the said Commissioners, and of the several Articles, Matters, and Things for which such Sums of Money shall have been paid, laid out, and expended; which Books shall, at all seasonable Times, be open to the Inspection of the Commissioners, and any Creditor or Creditors on the Rates hereby granted, and any Person or Persons who shall be rated to the same, without Fee or Reward; and the said Commissioners and Creditors, and such Persons rated as aforesaid, or any of them, shall and may take Copies of or Extracts from the said last-mentioned Book or Books, or any Part or Parts thereof respectively, without paying any thing for the same; and in case the said Clerk or Clerks shall refuse to permit, or shall not permit the said Commissioners, or such Creditors, or such Persons so rated as aforesaid, or any of them, to inspect the same Book or Books, or to take such Copies or Extracts as aforesaid, he and they shall forfeit and pay for every such Offence any Sum not exceeding the Sum of Five Pounds.

Accounts to  
be audited  
at an Annual  
Meeting.

XVI. And be it further enacted, That an Annual Meeting of the said Commissioners shall be held on the First *Monday* in the Month of *January* in the Year One thousand eight hundred and twenty-four, and on the First *Monday* in the Month of *January* in each and every succeeding Year, which shall be called the Annual General Meeting of the Commissioners; and at such Annual General Meetings, or some Adjournment thereof, the Accounts of all Monies received and paid in pursuance of the Provisions and Powers of this Act, by or for or on the Account of the said Commissioners, shall be produced, stated, examined, audited, and settled.

XVII. And



XVII. And be it further enacted, That the said Commissioners may sue and be sued in the Name or Names of their Clerk or Clerks for the Time being, or in the Name or Names of any One or more of the said Commissioners; and no Action or Suit so to be brought or commenced by or against the said Commissioners, shall abate or be discontinued by the Death, Removal, or Default of any such Clerk or Clerks, or Commissioner or Commissioners, but shall be continued and carried on in the Name or Names of the Clerk or Clerks, or of the Commissioner or Commissioners in whose Name or Names the same shall have been brought; and the Clerk or Clerks, or such Commissioner or Commissioners, shall always be Plaintiff or Plaintiffs, or Defendant or Defendants, in such Action or Suit, as the Case may be: Provided always, that all Costs and Expences to be incurred by the said Commissioners, or their Clerk or Clerks for the Time being, in prosecuting or defending any Action or Suit touching the Execution of this Act, shall be defrayed out of the Money to be collected and raised under the Provisions of this Act: Provided always, that such Commissioner or Commissioners, or Clerk or Clerks, shall not on that Account be deemed an inadmissible Witness or Witnesses in any such Action or Suit, except only in such Action or Suit as shall be on his or their own personal Account.

In whose Names Commissioners may sue and be sued.

XVIII. Provided always, and be it further enacted, That all and every the Commissioners hereinbefore named and hereafter to be appointed, shall from Time to Time, and at all Times hereafter, be fully indemnified from and out of the Monies to be raised under and by virtue of this Act, of and from all Costs, Charges, Damages, and Expences which they or any of them, or their Treasurer or Clerk or Clerks as aforesaid, shall or may pay, sustain, or be put unto, for or by reason of any Action, Suit, or Proceedings which may be had, sued, commenced, or prosecuted against them or any or either of them, for any Matter or Thing which may be by them respectively legally done in and about the Execution of this Act, and the Trusts reposed in them under the same.

Commissioners indemnified when acting legally.

XIX. And be it further enacted, That it shall be lawful for any Ten or more of the said Commissioners from Time to Time, at any of their Meetings, to make such Rules, Orders, Regulations and Bye Laws, (not inconsistent with or repugnant to any of the Directions or Provisions contained in this Act, or to any Law or Statute of that Part of the United Kingdom of *Great Britain* and *Ireland* called *England*), for the good Government and Conduct of the said Commissioners, and of the Officers, Servants, and other Persons employed in the Execution of this Act, and from Time to Time to alter, vary, add to, revoke, or make void any of such Rules, Orders, Regulations and Bye Laws at their Discretion, and to fix and appoint such reasonable Fines and Penalties for the Breach or Non-performance of any such Rules, Orders, Regulations, and Bye Laws, or any Part thereof, as to them shall seem expedient, so that no such Fine or Penalty shall exceed the Sum of Five Pounds for any one Offence; all which Rules, Orders, Regulations and Bye Laws, so as aforesaid from Time to Time made, shall be valid and effectual to all Intents and Purposes whatsoever, and shall be observed and obeyed in all Things by the said Commissioners, and all Persons acting under their Orders and Authority: Provided that Copies of the several Rules, Orders, Regulations,

Commissioners may make Bye Laws.

[Local.]

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tions,

tions, and Bye Laws by this Act authorized to be made, shall be fairly written out, or printed, or painted on Boards, and signed by the Clerk or Clerks to the said Commissioners, and shall be placed or affixed in such conspicuous Place within the said Town as the said Commissioners shall direct, and renewed from Time to Time as often as the same shall be obliterated or defaced; and if any Person shall pull down any such Boards, or obliterate or deface any Writing thereon, he shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings: Provided also, that all such Rules, Orders, Regulations, and Bye Laws shall be subject to Appeal in manner hereinafter mentioned.

Pavement  
vested in  
Commis-  
sioners.

XX. And be it further enacted, That all the present and future Pavements, Flag Stones, Curb Stones, Stone, Gravel, and all other Materials of the several present and future Streets, Lanes, Roads, Highways, Passages, and other public Places in the said Parish of *Mansfield*, and all Materials and other Articles, Matters, and Things purchased or provided for the Purposes of this Act, shall belong to and be the Property of, and the same are hereby vested in the said Commissioners; and the said Commissioners shall and may cause to be brought any Action or Actions, or direct the preferring of any Bill or Bills of Indictment (as the Case may require) against any Person or Persons who may steal, take, or carry away, or detain, spoil, injure, damage, or destroy, the several Articles, Matters, and Things hereby vested in them the said Commissioners as aforesaid, or any of them, or any Part or Parts thereof; and in all such Actions and Bills of Indictment respectively, it shall be sufficient to state generally that the Article or Articles, Thing or Things, for or on account of which such Action or Actions shall be brought, or Bill or Bills of Indictment preferred, is or are the Property of "The Commissioners for the Improvement of the Town of *Mansfield*," without particularly mentioning or specifying the Name or Names of all or any of such Commissioners; and the said Commissioners shall have full Power and Authority from Time to Time to sell and dispose of all or any of the said Articles, Matters and Things, or any Part or Parts of the same respectively, for the Purposes of this Act, to such Person or Persons, at such Time or Times, and in such Manner as they the said Commissioners shall think proper; and if any Person or Persons shall wilfully or maliciously break, injure, damage or destroy any of the Articles, Matters, or Things hereby vested in the said Commissioners, or any of them, or any Part or Parts thereof, or any of the Works done or to be done in pursuance of this Act, every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Power of  
Commis-  
sioners to  
pave the  
Streets.

XXI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered, from Time to Time, when and so often and in such Manner as they shall think proper and necessary, to cause the present and the future Streets, Lanes, Roads, Highways, Passages, and other public Places, as well Carriage as Footways, within the said Parish of *Mansfield*, and each and every of them, and each and every or any Part or Parts thereof respectively, to be paved, flagged, or otherwise repaired and amended, and widened and improved, and the same, and the Pavements, Flagging, and other Materials thereof, to be taken up and relaid, and the Ground or Soil thereof to be raised,

lowered,

lowered, or altered from Time to Time, and in such Manner and with such Materials as they the said Commissioners shall think fit, and to erect or set up, or cause to be erected or set up, any Posts, Rails, Pales, or Fences in or near any Place or Places which they the said Commissioners shall think proper, for the better Security of Passengers, Cattle, or Carriages, or of the said Pavements or Curb Stones, from Damage by Waggon, Carts, or other Carriages: Provided always, that nothing in this Act contained shall extend or be construed to extend to any of the Carriage Roads or Carriage Ways which have been directed to be paved, amended, and repaired by Trustees acting in the Execution of any Act or Acts of Parliament for making, repairing, or amending any such last-mentioned Carriage Roads or Carriage Ways.

XXII. Provided always, and be it further enacted, That at all Times from and after the passing of this Act, it shall be lawful for the said Commissioners, and they are hereby authorized and empowered by Warrant under the Hands and Seals of any Three or more of them, yearly and every Year to appoint One or more substantial Inhabitant or Inhabitants of the said Parish of *Mansfield* to be Surveyor or Surveyors of the Streets, Lanes, Roads, Highways, Passages, and public Places within the said Parish; and from Time to Time to remove any such Surveyor or Surveyors, and to appoint any other such Person or Persons in his or their Place or Stead, and to allow to any Surveyor or Surveyors so to be appointed by them as aforesaid, such Salary or other Recompence for executing the said Office as the said Commissioners shall think proper; and all and every Person and Persons who shall be so appointed Surveyor or Surveyors by the said Commissioners as aforesaid, shall be and be deemed and taken to be Surveyor or Surveyors for the Amendment and Preservation of the Streets, Lanes, Roads, Highways, Passages, and other public Places within the said Parish; and if any Person so to be appointed a Surveyor in pursuance of this Act, shall not within Ten Days next after being served with the Warrant of his Appointment, or a Copy thereof, signify his Acceptance of the Office of Surveyor, either in Person or by Writing to the Clerk or Clerks to the said Commissioners, or after having accepted such Office shall neglect or refuse to perform and execute every Order or Direction which shall be given to him by virtue of this Act, relating to the Execution of his Office, every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding the Sum of Ten Pounds: Provided nevertheless, that no Person shall be obliged to serve the said Office of Surveyor for a longer Period than Two Years together, nor be liable to be again appointed to the said Office without his own Consent during the Space of Five Years next after having served the same, or paid the said Penalty for not having accepted the same as aforesaid, nor shall any Person above the Age of Sixty Years be compelled to serve the said Office of Surveyor.

Surveyors to be appointed by Commissioners.

XXIII. Provided also, and be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized, if they shall think it expedient, from Time to Time to contract and agree with any Person or Persons, not being an Inhabitant or Inhabitants of the said Parish, to be Surveyor or Surveyors of the Streets, Lanes, Roads, Highways, Passages, and public Places within the said Parish, for such Period, not exceeding

Persons not Inhabitants may be Surveyors.

ceeding Three Years, as the said Commissioners shall think proper, and to allow to him or them such Salary or other Recompence for executing the said Office as they the said Commissioners may think right, and from Time to Time to remove any such Surveyor or Surveyors, and to appoint or contract with any other Person or Persons in his or their Stead.

Commis-  
sioners may  
make Public  
Drains.

XXIV. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered from Time to Time to cause to be cut or made in, through, over, under, or adjoining any of the said Streets, Lanes, Roads, Highways, Passages, and public Places, any new Tunnels, Gutters, Sinks, Drains, Ditches, Sewers, or Watercourses; and also from Time to Time to cause any of the present or any future Tunnels, Gutters, Sinks, Drains, Ditches, Sewers, or Watercourses, or any Part or Parts thereof respectively, to be stopped up, opened, scoured, cleansed, widened, straightened, or deepened, or the Form or Line thereof to be turned, altered, varied or changed in such Manner as they the said Commissioners shall think fit.

Private  
Drains to be  
repaired, &c.  
at Expence  
of Owners.

XXV. And be it further enacted, That all private Drains which now are or by Permission of the said Commissioners shall hereafter be made within any of the said Streets, Lanes, Roads, Highways, Passages, and other public Places within the said Parish, and which do or shall issue into or communicate with any of the public Sewers, Drains, or Vaults, shall be repaired and cleansed under the Inspection and Direction of the Surveyor, or other proper Officer of the said Commissioners, at the Costs and Charges of the Owner or Owners, Occupier or Occupiers of the Houses, Lands, or Tenements to which the said private Drains do or shall respectively belong.

After No-  
tice, Sur-  
veyors to  
cleanse and  
make private  
Drains, &c.

XXVI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, or their Surveyor or Surveyors, for the Time being, and the Person or Persons appointed by them, and they are hereby respectively authorized and empowered from Time to Time to open, scour, cleanse, widen, straighten, make deeper, turn, alter, vary or stop any of the present or future private Tunnels, Gutters, Sinks, Drains, Ditches, Sewers or Watercourses, running into, over, under, through, adjoining or upon any of the Streets, Lanes, Roads, Highways, Passages or other public Places within the said Parish, or to make or cause to be made any new private Tunnels, Gutters, Sinks, Drains, Ditches, Sewers or Watercourses, in, through, under, over or adjoining to any such Streets, Lanes, Roads, Highways, Passages, or other public Places within the said Parish, for the Purpose of conveying, draining, and taking away any Sink, Float, or other refuse Water, and preventing the same from running over the Surface of the Streets, Lanes, Roads, Highways, Passages, and other public Places, in case the Owner or Owners, or Occupier or Occupiers of the Messuages, Buildings, Lands or Tenements adjoining the same, shall neglect or refuse so to do for Ten Days next after Notice in Writing, signed by the said Commissioners or any Three or more of them, and delivered to or left at the last usual Place or Places of Abode of such Owners or Occupiers requiring them so to do.

The Costs  
and Charges

XXVII. And be it further enacted, That the Costs, Charges and Expences of the Works so to be done or made by, or by Order of such Surveyor

or Surveyors, (such Costs, Charges and Expences being first settled and ascertained by Three or more of the said Commissioners,) shall be reimbursed to such Surveyor or Surveyors by such Owner or Owners, or Occupier or Occupiers, on Demand, or within Seven Days next afterwards; and in case of Nonpayment of such Costs, Charges, and Expences, the same shall be levied by Distress and Sale of the Goods and Chattels of such Owner or Owners, or Occupier or Occupiers, by Warrant under the Hands and Seals of any Three or more of the said Commissioners, or of any Justice or Justices of the Peace acting in and for the said County of *Nottingham*, together with the Expences of such Distress and Sale, returning the Overplus (if any) to such Owner or Owners, or Occupier or Occupiers.

to be paid by  
Owners.

XXVIII. And be it further enacted, That the respective Occupiers of Land, the Hedges of which next adjoin to any Street, Lane, Road, Highway, public Passage, or Place within the said Parish, shall from Time to Time cut, frame, and trim such Hedges, so that they shall not exceed the Height of Six Feet from the Surface of the Ground, and also cut down, prune, or lop the Branches of the Trees, Bushes, and Shrubs growing in or near such Hedges or other Fences adjacent to every such Street, Lane, Road, Highway, public Passage, or Place, in such Manner that the Road shall not be prejudiced by the Shade thereof, and that the Sun and Wind may not be excluded from such Road to the Damage thereof; and if any such Occupier shall not within Ten Days after Notice given for that Purpose by a Surveyor or Clerk appointed under this Act, cut, frame, and trim such Hedges, or cut down, prune, or trim such Branches of Trees, Bushes, or Shrubs, in manner aforesaid, it shall and may be lawful for the said Surveyor or Clerk, and he is hereby required to make Complaint thereof to some Justice of the Peace for the County of *Nottingham*, who shall summon before him such offending Occupier to answer the said Complaint; and if it shall appear to such Justice, that such Occupier has not complied with the Requisites of this Act in that Behalf, it shall and may be lawful for such Justice, upon hearing the said Surveyor or Clerk and Occupier, or in Default of the Appearance of such Occupier upon having due Proof of the Service of such Summons, and considering the Circumstances of the Case, to order such Hedges to be cut, trimmed, and pruned, and such Branches of Trees, Bushes, and Shrubs to be cut down or pruned or trimmed as hereby required, and if the Occupier of such Lands shall not obey such Order within Ten Days after he or she shall have had due Notice thereof, he or she shall for every such Offence forfeit the Sum of Twenty Shillings; and any Surveyor as aforesaid, in case of such Default made by the Occupier, shall and he is hereby required to cut, prune, and trim such Hedges, and to cut down, prune, or trim such Branches of Trees, Bushes, and Shrubs, in the Manner directed by the said Order; and such Occupier shall over and above the said Penalty pay the Charges and Expences of doing the same, or in Default thereof the same shall be recovered and levied in such Manner as is authorized for Forfeitures incurred against the Provisions of this Act: Provided nevertheless, that nothing herein contained shall extend or be construed to extend to any Fences, Trees, Bushes, or Shrubs, being in any Garden, Orchard, Plantation, Walk or Avenue to a House, nor to any Trees, Bushes, or Shrubs being an Ornament or Shelter to a House, unless the same shall hang

For cutting  
Hedges and  
Trees.

over the Road, or any Part thereof, in such Manner as to impede or annoy any Carriage or Person travelling thereon.

Power to get  
Materials.

XXIX. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, or their Surveyors or other Agents, or any other Person or Persons employed or appointed by them, having an Order in Writing under the Hands of any Three of the said Commissioners for the Purpose, to search for, dig, gather, get, take, and carry away any Stone, Gravel, Sand, Earth, or other Materials fit or proper for paving, repairing, amending, raising, or improving the said Streets, Lanes, Roads, Highways, Passages, or other public Places within the said Parish, out of or from any Common or Waste Ground, or common River or Brook in the said Parish of *Mansfield*, the Person or Persons acting by the Appointment of the said Commissioners, or their Agent or Agents, filling up the Pits or Quarries, levelling the Ground, or sloping down the Banks wherefrom such Materials shall be taken, or causing such Pits or Quarries to be fenced off, so that the same may not be dangerous to Passengers or Cattle; and in case a sufficient Quantity of Materials cannot be had in or upon any such Waste Grounds or Commons, or in any such common River or Brook as aforesaid, then and in such Case it shall be lawful for the said Commissioners, or their Surveyor or other Officers, or the Person or Persons so employed or appointed by them as aforesaid, by Order of any Justice or Justices of the Peace for the said County of *Nottingham*, to search for, cut, dig, get, gather, and take away any such Materials as aforesaid, in, out of, or from any of the private Lands, Fields, or Grounds of any Person or Persons within the said Parish where the same may be had or found (such Lands, Fields, or Grounds not being a Garden, Orchard, Yard, Park, Paddock, Plantation, or Avenue to a House, or any Piece of Ground planted or set apart as a Nursery for Trees), making or tendering such Satisfaction for the Value of such Materials, and also for the Damages done thereby to the Owners and Occupiers of the Lands, Fields, or Grounds where and from whence the same shall be cut, dug, got, gathered, and carried away, or over which the same or any other Materials for making and repairing the said Streets, Lanes, Roads, Highways, Passages, or other public Places shall be carried, as shall be agreed upon between the said Commissioners and such Owners or Occupiers; and in case of any Difference between the said Commissioners, or other Person or Persons employed as aforesaid, and such Owners or Occupiers, or any of them, concerning such Damages, it shall be lawful for any Justice or Justices of the Peace in and for the said County of *Nottingham*, on Seven Days Notice thereof given by either Party to the other, or left at his, her, or their respective Place or Places of Abode, to hear, settle, and finally determine the Matters of such Damages and Payment: Provided also, that no such Materials as aforesaid, shall be dug for, gotten, or taken away from any Place within the Distance of One hundred Yards from any Bridge, Mill, Mill Weir or Dam, nor so as to injure any Building or Highway, on any Account or Pretence whatsoever.

Notice to be  
given to Oc-  
cupiers of

XXX. Provided nevertheless, and be it further enacted, That it shall not be lawful to or for any Person or Persons acting under the Authority of this Act, to dig for, gather, get, take or carry away any Materials for  
repairing

repairing such Streets, Lanes, Roads, or other public Passages or Places, out of or from any inclosed Lands or Grounds, until Fourteen Days Notice in Writing, signed by the Surveyor or Surveyors, or other Officer of the said Commissioners, shall have been given to the Owner or Occupier of the Premises from which such Materials are intended to be taken, or left for such Owner or Occupier at his or her usual Place of Residence, to appear before any Justice or Justices of the Peace acting in and for the said County of *Nottingham*, to shew Cause why such Materials shall not be had from such Lands or Grounds; and in case such Owner or Occupier, or his or her Agent, shall attend pursuant to such Notice, but shall not show sufficient Cause to the contrary, then and in such Case such Justice or Justices shall and may authorize such Commissioners, or their Agent, or such Person or Persons, to dig for, get, gather, take and carry away such Materials at such Time or Times as to such Justice or Justices shall seem proper; and if such Owner or Occupier shall neglect or refuse to appear by himself or herself, or his or her Agent, pursuant to such Notice, the said Justice or Justices shall and may make such Order therein as he or they respectively shall think fit, as fully and effectually to all Intents and Purposes, as if such Owner or Occupier, or his or her Agent had attended.

inclosed  
Lands.

XXXI. And be it further enacted, That if any Person or Persons shall remove or take away any Stones, Gravel, or other Materials laid upon or near such Streets, Lanes, Roads, Highways, Paths, or other public Passages or Places, or any Part thereof, without the Order of the said Commissioners for that Purpose, or if any Person or Persons shall take away any Stones, Gravel, or other Materials which have been dug, got, or gathered by or by Order of the said Justice or Justices, or Commissioners, in any Land, Field, or Waste Ground, River or Brook, for the Purpose of amending or repairing such Streets, Lanes, Roads, Highways, Paths, or other public Passages or Places, or any Part or Parts thereof, or shall get or take away any Stones, Gravel, or other Materials out of any Pit or Quarry which shall have been made for the Purpose of getting such Materials before the said Commissioners, or their Surveyor or Surveyors, or Workmen, shall have discontinued working therein for the Space of Six Weeks, (except the Owner or Occupier of any private Ground wherein such Pit or Quarry shall have been made, and Persons authorized by such Owner or Occupier to get Materials therein for his or her own private Use only, and not for Sale,) every Person so offending shall forfeit and pay for every such Offence not exceeding Five Pounds.

Penalty on  
taking away  
Materials.

XXXII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, or any Five or more of them, to compound and agree with the respective Trustees of all and every of the Turnpike Roads whereof any Part or Parts shall lie or be situate within the said Parish of *Mansfield*, for a certain Sum of Money, by the Year or otherwise, as the said Commissioners or any Five or more of them shall think reasonable, in lieu of the Statute Work to be by all or any of the Inhabitants and Occupiers of Lands, Tenements, and Hereditaments within the said Parish of *Mansfield* done and performed on such Turnpike Road respectively, which Composition Money shall be paid by the said Commissioners, or their Treasurer, to the Treasurer of the Trustees of such Turn-

Commis-  
sioners may  
compound  
with Trus-  
tees of Turn-  
pike Roads  
for Statute  
Duty.

pike

pike Roads respectively, in advance, on or before the Twenty-ninth Day of *September* in each and every Year.

Persons exempted from Statute Duty, &c.

XXXIII. Provided always, and be it further enacted, That no Person or Persons liable to do Statute Duty upon, or to be assessed or charged for or towards the Repair of the Highways within the said Parish, shall, after the passing of this Act, be further liable thereto, otherwise than as he, she, or they may be subject to the Rate called "The Paving Rate," to be from Time to Time made in pursuance of this Act, and except for his, her, or their Arrears of such Statute Duty or Assessment.

Paviours to be appointed.

XXXIV. And be it further enacted, That it shall be lawful for the said Commissioners, from Time to Time, to appoint such and so many Paviours, Artificers, Workmen, Labourers, Carters, and others; and also to purchase or hire such and so many Horses, Carts, or other Carriages and Implements, as they the said Commissioners shall judge proper and necessary for the Purpose of carrying this Act into Execution.

Not to take up Pavement without Consent of Commissioners.

XXXV. And be it further enacted, That if any Person or Persons shall at any Time hereafter take up, remove, or alter, or cause to be taken up, removed, or altered, any Part of the Pavements, Flags, or other Materials of the Carriage Ways or Foot Ways, in the said Streets, Lanes, Highways, Passages, or other public Places, or any of them, or shall make or cause to be made any Alteration in any of the Tunnels, Gutters, Soughs, Drains, or Watercourses therein, without the previous Consent or Authority of the said Commissioners in Writing, signed by the Clerk or Clerks to the said Commissioners, and made or given at some Meeting held in pursuance of and according to the Directions of this Act, every Person so offending shall forfeit and pay for every such Offence the Sum of Five Pounds: Provided nevertheless, that nothing in this Act contained shall be construed or extend to abridge or annul the Powers, Privileges, and Authorities given to and vested in the "*Mansfield Gas Light Company*."

New Streets when paved to be public Streets.

XXXVI. And be it further enacted, That it shall be lawful for any Two or more Justices of the Peace acting for the said County of *Nottingham*, when and so often as any new Street, Road, or Passage, which has heretofore been or shall be hereafter laid out and made in the said Parish of *Mansfield*, shall be well and effectually paved, stoned, or otherwise be put into good Order and Repair, to the Satisfaction of such Justices, and they are hereby empowered, on Application of the Occupiers of the Messuages or Buildings therein, or a Majority of them in Value, according to the Poors Rate for the said Parish of *Mansfield*, from Time to Time, by any Writing under their Hands, to declare the same to be public Streets, Roads, Highways, Passages, and Places; and from and after such Declaration made, such new Streets, Roads, Lanes, Passages or Places as aforesaid, and every of them, shall be deemed and taken to be public Streets, Roads, Highways, Passages, and Places, to all Intents and Purposes, and shall be repaired and kept in Repair by the said Commissioners, under the Powers and Provisions of this Act.

Provisions for lighting the Streets.

XXXVII. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and required, from Time to Time,



Time, and at all Times after the passing of this Act, to cause the Streets, Lanes, Roads, Highways, Passages, and other public Places within the said Town, to be well and sufficiently lighted, either with Gas, Oil, or otherwise, at such Seasons and Times as the said Commissioners shall judge necessary and proper; and for that Purpose the said Commissioners are hereby empowered, if they shall think it necessary, to cause Mains or Pipes for the Conveyance of Gas to be laid and carried along, through, and under the Streets, Lanes, Roads, Highways, Passages, and other public Places within the said Town, or any of them, and to cause such and so many Lamp Irons, Lamp Posts, Pillars, Pilasters, and Pipes as they shall judge necessary to be affixed or set up, into, upon, or against the Walls or Palisades of all or any of the present or any future Houses or Buildings, or any Walls or Fences within the said Town, or in or upon any of the Carriage Ways or Foot Ways within the said Town, in such Situations, and at such Distances, and in such Manner as the said Commissioners shall think proper; and to cause so many Glass or other Lamps, with such Sorts of Burners, and of such Dimensions, Constructions, and Qualities as the said Commissioners shall judge proper, to be provided and affixed upon or to such Lamp Irons, Lamp Posts, Pillars, or Pilasters, or any of them, and to cause the same Lamp Irons, Lamp Posts, Pillars, and Pilasters, and Lamps, or any of them, to be from Time to Time taken down, removed, altered, repaired, renewed, or replaced when and as often as they shall think proper, and to cause such Lamps or any of them to be lighted at such Seasons of the Year, on such Evenings, and at such Hours of the Evening, and to be kept burning for so many Hours as shall be thought necessary by the said Commissioners; but nothing herein contained shall authorize or empower the said Commissioners, or any Person or Persons acting by or under their Authority, to carry, lay, or fix, or continue any Pipe or Pipes, or other Thing, for the Conveyance of the said Gas or Inflammable Air through or against any Dwelling House or Dwelling Houses, or public or private Buildings, Hereditaments, and Premises, without the Consent in Writing of the Owner and Occupier of every such Dwelling House or Building respectively for that Purpose; and nothing herein contained shall extend, or be construed to extend, so as to authorize or empower the said Commissioners, or any Person or Persons acting by or under their Authority, to lay or carry any Pipe or Pipes in, through, over, or upon any private Lands or Grounds, or to continue the same, without the Consent of the Owner and Owners, and Occupier and Occupiers for that Purpose.

XXXVIII. And be it further enacted, That it shall be lawful to and for the said Commissioners, from Time to Time, to enter into any Contract or Contracts with any Gas Light Company for lighting the said Streets, Lanes, Roads, Highways, Passages, and other Public Places, or any of them, with Gas; or with any other Person or Persons, Body or Bodies Politic or Corporate, for lighting such Streets, Lanes, Roads, Highways, Passages, and other public Places, or any of them, with Gas, Oil, or otherwise, as to the said Commissioners shall from Time to Time seem proper and expedient.

Power to contract for lighting.

XXXIX. And be it further enacted, That all the Posts, Pillars, Pilasters, Lamp Irons, Pipes, and Lamps, which from Time to Time shall be erected,  
[Local.]

Lamps, &c. vested in Commissioners.  
set

set up, or furnished for the public lighting of the said Town, or any Part thereof, either by or by the Order of the Commissioners, or by any such Gas Light Company as aforesaid, in pursuance of any Contract or Contracts between the said Commissioners and such Gas Light Company shall (subject only to such Power as in or by any such Contract or Contracts may be reserved to such Gas Light Company, to remove, take, and carry away to their own Use, any of the said Posts, Pillars, Pilasters, Lamp Irons, Pipes, and Lamps, which may have been previously erected or furnished at their Expence, in the Event of there being a Discontinuance of such Contracts between the said Commissioners and such Gas Light Company) be held and deemed to belong to, and be the Property of, and the same are hereby vested in the said Commissioners, for the Time being; and the said Commissioners shall and may cause any Action or Actions to be brought, or direct any Bill or Bills of Indictment to be preferred, as the Case may require, against any Person or Persons who shall steal, take, or carry away, detain, deface, damage, injure, or destroy the several Articles and Things so hereby vested in the said Commissioners as aforesaid, or any of them, or any Part or Parts thereof; and in all such Actions and Bills of Indictment respectively, it shall be sufficient to state generally that the Article or Articles, Thing or Things, for or on account of which such Action or Actions shall be brought, or such Bill or Bills of Indictment shall be preferred, is or are the Property of "The Commissioners for the Improvement of the Town of *Mansfield*," without stating or specifying the Names of all or any of the said Commissioners.

Penalty for  
conveying  
Wastings  
into Rivers,  
Streams, &c.

XL. Provided always, and be it further enacted, That if any Person or Persons, Body or Bodies Politic or Corporate, who shall light or contract for lighting with Gas the said Streets, Lanes, Passages, and other public Places, or any of them, shall at any Time empty, drain, or convey, or cause or suffer to be emptied, drained, or conveyed, or to run or flow, any Washings or other waste Liquids, Substances, or Things whatsoever, which may arise or be produced in the Prosecution of the Works of the Person or Persons, Body or Bodies Politic or Corporate, who shall light or contract for lighting with Gas the said Streets, Lanes, Passages, and other public Places, or any of them, or in the Manufacture or Process of making or procuring such Gas, into any River, Brook, or running Stream, Reservoir, Aqueduct, Waterway, Feeder, Pond, Spring Head, or Well, or into any Drain, Sewer, or Ditch communicating therewith, or do or cause to be done, any Annoyance, Act, or Thing, to the Water contained in any such River, Brook, or running Stream, Reservoir, Aqueduct, Waterway, Feeder, Pond, or Spring Head, Well, Drain, Sewer, or Ditch, then and in every such Case the Person or Persons, Body or Bodies Politic or Corporate, who shall light or contract for lighting with Gas the said Streets, Lanes, Passages, and other public Places, or any of them, 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, Wager of Law, nor more than one Imparlance shall be allowed, and the whole thereof 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

shall be recoverable unless the same be sued for within Twelve Calendar Months from the Time in which 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, and 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 River, Brook, or running Stream, or any Reservoir, Aqueduct, Waterway, Feeder, Pond, or Spring Head, or Well, or into any Drain, Sewer, or Ditch communicating therewith, or any such Annoyance, Act, or Thing shall be done or caused to be done 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 or Persons whomsoever, to the Person or Persons, Body or Bodies Politic or Corporate who shall light or contract for lighting with Gas the said Streets, Lanes, Passages, and other public Places, or any of them, and the Person or Persons, Body or Bodies Politic or Corporate as aforesaid, shall not, within Twenty-four Hours after such Notice shall have been given, 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 Annoyance, Nuisance, Injury, Damage, Act, or Thing from being done as aforesaid, then and in every such Case the Person or Persons, Body or Bodies Politic or Corporate who shall light or contract for lighting with Gas the said Streets, Lanes, Passages, and other public Places, or any of them, shall forfeit and pay the Sum of Twenty 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, or caused to be done as aforesaid; and such last-mentioned Penalty shall and may be recovered and levied in such and the like Manner as any other Penalty or Forfeiture is in and by this Act directed to be recovered and levied, 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 any such Act so done or committed.

XLI. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes which shall be laid down or set up by virtue of this Act, the Person or Persons, Body or Bodies Politic or Corporate, who shall light or contract for lighting with Gas the Streets, Lanes, Passages, and other public Places within the said Town, or any of them, shall at their own Expence, immediately after Notice thereof by Parole or in Writing from any Person or Persons whomsoever, given to any such Person or Persons, or to the Clerk or other Officer or Agent of any such Body or Bodies Politic or Corporate, stop and prevent such Gas from escaping; and in case such Person or Persons, Body or Bodies Politic or Corporate, shall not within Twenty-four Hours next after such Notice by Parole or in Writing being given of any such Escape of Gas, as far as possible stop and prevent the Gas from escaping, and thereby re-

Penalty for  
allowing  
Escape of  
Gas.

move

move the Cause of Complaint, that then and in every such Case such respective Person or Persons, Body or Bodies Politic or Corporate, shall for every such Offence forfeit and pay 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 during which the Gas shall be suffered to escape as aforesaid; which Penalty shall from Time to Time be recoverable in a summary Way, on the Oath of One or more credible Witness or Witnesses, by Information to be laid and exhibited before One or more Justice or Justices of the Peace for the County of *Nottingham*, and shall and may be recovered and levied with all reasonable Charges by Distress and Sale of the Goods and Chattels of the said Person or Persons, Body or Bodies Politic or Corporate, by the Warrant of any Justice or Justices of the Peace as aforesaid, in manner hereinafter directed.

Persons contracting to light with Gas liable to be indicted.

XLII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prevent any Person or Persons from proceeding by Indictment, or otherwise, against any Person or Persons, or any Body or Bodies Politic or Corporate, or any of his or their Servants, Workmen, or Officers, who shall light or contract for lighting the said Streets, Lanes, Passages, and other public Places within the said Town, in respect of any Works, or the Means which shall be employed by them in making the said Gas, and using the same, or furnishing such Light as aforesaid as a public or private Nuisance, or from bringing any Action or Actions against any of such Person or Persons, or Body or Bodies Politic or Corporate, or any of their Servants, Workmen, or Officers, for any Injury sustained by reason of any such Works, or the Use of the said Gas, or the Method of lighting therewith, whether such Injury shall proceed from the Preparation, or the Use of the same Gas, or the Method of lighting, or the Carelessness or Want of Skill of any of the Persons employed therein, or from any other Cause whatsoever.

Streets may be watered.

XLIII. And be it further enacted, That it shall be lawful for the said Commissioners, from Time to Time, to cause all or any of the Streets, Lanes, Roads, Ways, and public Passages and Places within the said Town, to be watered at such Seasons and Times as the said Commissioners shall direct.

Occupiers of Houses to cleanse Footpaths.

XLIV. And be it further enacted, That the several and respective Occupiers of Houses and Buildings in the several Streets, Lanes, Roads, Highways, Passages, and other public Places within the said Town, shall and they are hereby required to cause the several Foot Pavements along the whole Length of their respective Houses and Buildings to be well and sufficiently swept and cleansed every *Wednesday* and *Saturday* in each and every Week in the Year, before Nine of the Clock in the Morning of each of the aforesaid Days; and in case of any Default in the Premises, every such Occupier so making Default shall forfeit and pay the Sum of Ten Shillings for each Default.

Commissioners may cleanse Footpaths, and compound

XLV. Provided always, and be it further enacted, That it shall be lawful for the said Commissioners, from Time to Time, and as they shall think proper, to compound by the Year or otherwise, at their Discretion, with all or any of the Occupiers of Houses or Buildings within the said Town, for

for relieving the Persons so compounding from the Burthen of sweeping and cleaning of any of the said Foot Pavements to which the said Occupiers would have been liable under the Provisions of this Act, at or for such Sum or Sums of Money as the said Commissioners shall think reasonable in that Behalf, upon Condition, nevertheless, that such Composition Monies shall always be paid in Advance; and such Compositions, when so made, shall, during the Existence thereof, protect the Occupiers so compounding from incurring any Penalties for neglecting to sweep or clean any of the said Foot Pavements.

with Occu-  
piers.

XLVI. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby required, from Time to Time, to appoint and employ any proper Person or Persons to be and act as a Scavenger or Scavengers for cleansing the Streets, Lanes, Roads, Passages, and other public Places within the said Town, and for carrying all Dirt, Dust, Dung, Filth, and Soil away from the same, and from Time to Time to order and direct on what Days in every Week, and at what Times the particular Streets, Lanes, Roads, Passages, and other public Places within the said Town, shall be cleansed, and the Dirt, Dust, Dung, Filth, and Soil carried away therefrom, and how and in what Manner the same shall be carried away, and where the same shall be deposited, and to give such Orders and Directions to any such Scavenger or Scavengers as shall appear necessary to such Commissioners; or otherwise it shall be lawful for the said Commissioners, from Time to Time, to contract with any Person or Persons willing to act as such Scavenger or Scavengers, for cleansing the said Streets, Lanes, Roads, Highways, Passages, and other public Places within the said Town, and for carrying all Dirt, Dust, Dung, Filth, and Soil away from the same, at such Times and in such Manner as shall appear expedient to the said Commissioners.

Scavengers  
may be ap-  
pointed.

XLVII. And be it further enacted, That if any Person or Persons who shall have entered into any Contract or Contracts with the said Commissioners for cleansing the Streets, Lanes, Roads, Highways, Passages, and other public Places within the said Town, or any of them, shall omit or neglect to perform, execute, and fulfil the Conditions of such Contract, in every respect according to the true Intent and Meaning thereof, then and in such Case it shall and may be lawful for the said Commissioners to commence and prosecute any Action or Actions against any such Person or Persons so contracting, for any Breach of any such Contract.

Scavengers  
not perform-  
ing Con-  
tracts.

XLVIII. And be it further enacted, That no Person or Persons, other than the Person or Persons to be appointed or contracted with as Scavenger or Scavengers, shall take or carry away, or cause to be taken or carried away any Dust, Dirt, Dung, Drift, Offal, Rubbish, Ashes, Filth, or Soil (other than Rubbish or Dirt occasioned by building), out of or from any of the said Streets, Lanes, Roads, Passages, or other public Places, for the Purpose of cleansing the same, upon pain of forfeiting and paying the Sum of Five Pounds for every such Offence.

No Ashes,  
&c. to be  
taken from  
Streets, ex-  
cept by Sca-  
vengers.

XLIX. Provided always, and be it further enacted, That if any Person or Persons keeping any Dust, Dirt, Dung, Offal, Rubbish, Ashes, or other Filth which shall have arisen or been made within his, her, or their respective Houses, Buildings, Yards, or Premises, shall suffer the same to remain

Inhabitants  
suffering  
their Ashes,  
&c. to be-  
come a  
Nuisance.

[Local.]

remain there so as to become a Nuisance or Annoyance to any of the Inhabitants of the said Town, and shall not remove the same within Twenty-four Hours after Notice in Writing shall have been given to him, her, or them, signed by the Clerk or Clerks of the said Commissioners, to remove the same, which Notice shall be signed by such Clerk or Clerks, after the Commissioners shall have made an Order for the Purpose, and which they are hereby authorized to do, on Complaint being made to them of such Nuisance or Annoyance; or if any such Person or Persons, in removing any such Nuisance or Annoyance, shall put or place the same in any Street, Lane, Road, Highway, public Passage or Place, and shall permit or suffer the same to remain in any such Street, Lane, Road, Highway, public Passage or Place, for any longer Time than Twelve Hours, then and in either of the said Cases every Person so offending shall for every such Offence forfeit and pay the Sum of Ten Shillings for every Day that such Nuisance or Annoyance shall remain after the respective Times so limited as aforesaid.

Penalties not to extend to Rubbish occasioned by Buildings.

L. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to subject any Person or Persons to any Penalty or Penalties for or on account of any Building Materials, Dirt, or Rubbish being laid or placed in any Street, Lane, Road, Highway, public Passage or Place, in the course of erecting, pulling down, altering, or repairing any Building or Buildings, so as there be full and sufficient Space, in the Opinion of the Commissioners, left in or at the Side of the Street, Lane, Road, Highway, public Passage or Place where such Materials, Dirt, or Rubbish shall be or be placed, for Carriages to pass and repass, and a sufficient Way be kept clear for Foot Passengers, by the Person or Persons laying or causing to be laid or placed such Materials, Dirt, or Rubbish as aforesaid, and so as a sufficient Light be at his, her, or their own Expence set and maintained at the Place where such Materials, Dirt, or Rubbish shall be so laid or placed, from Sunset to Sunrise, to prevent any Accident to Passengers or Cattle, and so as such Materials, Dirt, or Rubbish be inclosed or fenced off in such Manner, and within such Time as the said Commissioners shall by any Notice, signed by their Clerk or Clerks, to be given to such Person or Persons, direct or appoint, and so as such Materials, Dirt, or Rubbish be removed at the Expence of the Person or Persons so laying or causing the same to be laid, within such Time as shall be expressed in any Notice in like Manner given by the said Commissioners.

Names of Streets and Number of Houses to be put up.

LI. And be it further enacted, That the said Commissioners shall or may cause to be painted, engraved, or otherwise described and placed on a conspicuous Part or Parts of any One or more House or Houses, Building or Buildings, at or near each End, Corner, or Entrance of every Street, Lane, Road, Passage, or other public Place within the said Town, the Name by which such Street, Lane, Road, Passage, or other public Place now is or shall be called or known; and shall and may also cause every House and Building in the several Streets, Lanes, Roads, Passages, and other public Places in the said Town, to be marked and numbered with Figures, either on the Door thereof, or otherwise, and in such Manner as they shall think most proper for distinguishing the same; and if any Person shall wilfully destroy, obliterate, deface, remove, or without the Consent of the Commissioners first obtained alter any such

such Name, Number, or Figures, or any Part thereof, or cause or procure the same to be so done, every Person so offending shall for every such Offence forfeit and pay the Sum of Twenty Shillings.

LII. And be it further enacted, That when any such Numbers or Figures painted, engraved, or otherwise described, and placed on any House or other Building within the said Town, or on the Door thereof, shall by Accident, Decay, or otherwise, be defaced or rubbed out, the Occupier or Occupiers of such House or Building shall, upon Notice in Writing being given in that Behalf, signed by the Clerk or Clerks to the said Commissioners, cause the same Numbers or Figures to be painted, engraved, or otherwise described, and placed on such House or other Building, or on the Door thereof, within Ten Days after such Notice; and in case of Neglect or Refusal to comply with such Order, every such Occupier shall forfeit and pay for every such Offence the Sum of Ten Shillings.

Numbers to  
be renewed.

LIII. And be it further enacted, That all Houses and Buildings in any of the present or future Streets, Lanes, Roads, Highways, Passages, or other public Places within the said Town, which hereafter shall be erected or built, or new fronted or rebuilt, shall be made to rise perpendicularly from the Foundations thereof; and no part of the Front of any ancient House or Building within any of the said Streets, Lanes, Roads, Highways, Passages, or other public Places which shall hereafter be new fronted, nor any Part of the Front of any new House or Building which shall hereafter be re-built upon the Scite of any ancient House or Building in any of the said present or future Streets, Lanes, Roads, Highways, Passages, or public Places, shall, on any Pretence whatsoever, be brought forwards beyond the old Foundation, without the Consent of the said Commissioners; and if any Person or Persons shall at any Time hereafter erect or build, or new front or re-build, or cause to be erected or built, or new fronted or re-built, any House or other Building in the said present or future Streets, Lanes, Roads, Highways, Passages, or public Places, or any of them, in any other Manner than so as to rise perpendicularly from the Foundation thereof, or so that any Part of the Front thereof shall be brought forward beyond the old Foundation of any such ancient House or Building as aforesaid, or nearer than Five Yards from the Centre of any new Street or Road which shall hereafter be laid out or made in the said Town, then and in every such Case such House or Building shall be deemed an Encroachment, Nuisance, and Annoyance, within the Intent and Meaning of this Act; and it shall be lawful for the said Commissioners to cause the same House or Building so erected, new fronted, or re-built, or so much of the Front thereof as shall have been so erected, new fronted, or re-built, contrary to the Directions of this Act, to be pulled down and removed by any Person or Persons who shall be directed so to do, by an Order in Writing, signed by Three or more of the said Commissioners; and the Costs and Charges of pulling down and removing the same shall be paid and reimbursed to the said Commissioners by the Owner or Owners of such House or Building; and in Default of Payment thereof, within Fourteen Days next after Demand in Writing, made in that Behalf, by the Clerk or Clerks to the said Commissioners, the same having been ascertained by some Justice or Justices of the Peace

Regulations  
as to Fronts  
of Houses.

Peace for the said County of *Nottingham*, shall and may be recovered in like Manner as any Penalties or Forfeitures are by this Act authorized to be recovered, and when received the same shall be paid to the Treasurer or Treasurers to the said Commissioners, to be applied to the general Purposes of this Act.

Compensation may be made to the Owners of Buildings agreeing to erect them in such Manner as shall be an Improvement to the Town.

LIV. Provided also, and be it further enacted, That for the Purpose of improving the said Town, and widening the said Streets, Lanes, Roads, Passages and public Places, it shall and may be lawful to and for the said Commissioners, or any Three or more of them, and they are hereby authorized and empowered to enter into any Agreement relative to the Line or Direction, or Mode of erecting, altering, or building any Houses, Edifices, or Buildings fronting or adjoining, or near any of the present or future Streets, Lanes, Roads, Highways, Passages, and public Places in the said Town, or to any Alterations or Change of the Line or Direction in which any old Houses or Buildings now stand, or relative to any Projections or other Changes thereof, with the Owners or Proprietors thereof, and to make or give such Compensation or Satisfaction for any Injury, Loss, or Damage which any such Owners or Proprietors may sustain by acceding to any such Plan of Improvement, as any Three or more of the said Commissioners shall think reasonable, for the Object or Purposes of Improvement to be thereby obtained, and to pay such Compensation or Satisfaction out of any Monies to be raised by virtue of this Act, so as that in any one Instance the Compensation or Satisfaction shall not exceed the Sum of One hundred Pounds.

Directions for the Removal of Signs, &c.

LV. And be it further enacted, That the several and respective Occupiers of Houses and other Buildings situate in the several Streets, Lanes, Roads, Highways, Passages and other public Places within the said Town, and every of them, are hereby authorized and required, at their own respective Costs and Charges, within Seven Days next after their respectively receiving Notice in Writing, signed by any Three or more of the said Commissioners, to cause all Signs, Sign Irons, Sign Posts, Barbers Poles, Stalls, Blocks, Bulks, Show Boards, Butchers Hooks, Spouts and Water Pipes, which now are or hereafter shall be in anywise affixed or set up and which, in the Judgment of the said Commissioners, shall be considered public Annoyances or Nuisances, by reason of their projecting into or encroaching upon, or otherwise annoying or endangering the public Passage along any of the Streets, Lanes, Roads, Highways, Passages or other public Places within the said Town, to be taken down, removed, and carried away, or otherwise altered or reformed, in such Manner as shall be directed by the said Commissioners; and in case the Occupier of any such House or other Building as aforesaid shall neglect or refuse to cause any such Sign, Sign Iron, Sign Post, Barbers Pole, Stall, Block, Bulk, Show Board, Butchers Hook, Spout or Water Pipe, which shall be so considered an Annoyance or Nuisance as aforesaid, to be taken down, removed, and carried away, or otherwise altered or reformed, within such Time and in such Manner as in such Notice shall be directed, then and in every such Case it shall be lawful for the said Commissioners to cause the same to be forthwith done by some Person or Persons acting under their Authority; and the Costs and Charges attending



tending the same, having been ascertained by some Justice or Justices of the Peace for the said County of *Nottingham*, shall and may be recovered from the Occupier of such House or Building, in like Manner as any Penalties or Forfeitures are by this Act authorized to be recovered, and when received the same shall be paid to the Treasurer or Treasurers of the said Commissioners, to be applied to the general Purposes of this Act; and it shall be lawful for the Occupier of any such House or other Building, being a Tenant at Rack Rent, and having either paid such Costs and Charges in the first Instance, or having repaid the same to the said Commissioners, to deduct and retain the Amount thereof out of his or her Rent; and the Proprietor or Landlord of such House or other Building so held at Rack Rent is hereby required to allow the same accordingly, except only in Cases where the Encroachment, Obstruction, Annoyance, or Nuisance so removed or altered, shall have been originally occasioned by such Occupier, in which Case he or she shall bear the Costs and Expences of altering or removing the same.

LVI. And be it further enacted, That it shall be lawful for the said Commissioners from Time to Time to pull down and remove, or cause to be pulled down and removed, all or any Posts, Rails, Pales, Trees, or Fences, in or near the Streets, Lanes, Roads, Highways, Passages, or public Places, or any of them, within the said Parish, as they the said Commissioners shall judge useless, or to be a Nuisance or Obstruction to Passengers, Horses, or Carriages; and also from Time to Time to cause all and every or any of the Penthouses, Porches, Sheds, projecting Windows, Palisades, Rails, Posts, Fences, Steps, Cellar Windows, Cellar Doors, Hatchways, Frontsteads, Court Yards, and other Obstructions and Projections whatsoever, and of what Nature or Kind soever, which are already erected, affixed, set up, laid down, or being against or in Front of or belonging to any Houses or other Buildings whatsoever, in any of the Streets, Lanes, Roads, Highways, Passages, or other public Places within the said Parish, and which in the Judgment of the said Commissioners shall be considered public Annoyances or Nuisances, by reason of their projecting into or encroaching upon, or otherwise obstructing, annoying, or endangering the public Passage along any of the aforesaid Streets, Lanes, Roads, Highways, Passages, or other public Places, to be taken down, filled up, removed, and carried away, or otherwise altered or reformed by the said Commissioners, or any other Person or Persons acting under their Authority, in such Manner as shall be thought most proper and expedient by the said Commissioners, they the said Commissioners nevertheless first causing Fourteen Days Notice in Writing, under the Hands of Three or more of the said Commissioners, to be given to the respective Owners or Occupiers of such Houses or other Buildings, of their Intention to take down, fill up, remove, alter, or reform such Obstructions or Projections respectively, and causing as little Damage to be done in effecting every such Removal or Alteration as the Nature of the Case will allow, and also defraying the whole Costs and Charges of executing the same.

Commis-  
sioners may  
remove ex-  
isting Nui-  
sances and  
Projections.

LVII. And be it further enacted, That the several Occupiers of Houses and other Buildings situate in the several Streets, Lanes, Roads, Highways, Passages, or other public Places within the said Parish, and every of them, are hereby authorized and required, at their own respective Costs

For remov-  
ing future  
Projections.

[Local.]

23 H

and

and Charges, within Fourteen Days next after their respectively receiving Notice in Writing from the said Commissioners in that Behalf, signed by any Three or more of the said Commissioners, to cause all and every the Penthouses, Porches, Sheds, projecting Windows, Palisades, Rails, Posts, Fences; Steps, Cellar Windows, Cellar Doors, Hatchways, Frontsteads, Court Yards, and other Obstructions and Projections which shall in future be erected, set up, affixed, laid down, or be against or in Front of or belonging to their respective Houses or other Buildings, and which in the Judgment of the said Commissioners shall be considered public Annoyances or Nuisances, by reason of their projecting into or encroaching upon, or otherwise annoying or endangering the public Passage along any of the Streets, Lanes, Roads, Highways, Passages, or other public Places within the said Parish, to be taken down, filled up, removed and carried away; or otherwise altered or reformed in such Manner as shall be directed by the said Commissioners; and in case the Occupier of any such House or other Buildings as aforesaid shall neglect or refuse to cause any such Penthouse, Porch, Shed, projecting Window, Palisade, Rail, Post, Fence, Step, Cellar Window, Hatchway, Frontstead, Court Yard, or other Projection or Obstruction whatsoever, which shall in future be so erected, set up, affixed, laid down, or be against or in Front of or belonging to his or her House or other Building, and which shall be considered an Annoyance or Nuisance as aforesaid, to be taken down, filled up, removed and carried away, or otherwise altered or reformed, within such Time and in such Manner as in such Notice shall be directed, then and in every such Case it shall be lawful for the said Commissioners to cause the same to be forthwith done by some Person or Persons acting under their Authority; and the Costs and Charges attending the same, having been ascertained by some Justice or Justices of the Peace for the said County of *Nottingham*, shall and may be recovered from the Occupier of such House or Building, in like Manner as any Penalties or Forfeitures are by this Act authorized to be recovered, and when received the same shall be paid to the Treasurer or Treasurers of the said Commissioners, to be applied to the General Purposes of this Act; and it shall be lawful for the Occupier of any such House or other Building, being a Tenant at Rack Rent, and having either paid such Costs and Charges in the first Instance, or having repaid the same to the said Commissioners, to deduct and retain the Amount thereof out of his or her Rent; and the Proprietor or Landlord of every such House or other Building so held at Rack Rent is hereby required to allow the same accordingly, except only in Cases where the Encroachment, Obstruction, Annoyance, or Nuisance so removed or altered, shall have been originally occasioned by such Occupier, in which Case he or she shall bear the Expence of altering or removing the same.

Doors and  
Gates to  
open in-  
wards.

LVIII. And be it further enacted, That the several Occupiers of Houses, Buildings, Yards, Gardens and Lands within the said Parish, and every of them, are hereby respectively required at their own Costs and Charges, from Time to Time, within Seven Days next after their respectively receiving Notice in Writing from the said Commissioners in that Behalf, signed by any Three or more of the said Commissioners, to cause all the Doors and Gates leading into the several Houses, Buildings, Yards, Gardens and Lands, in their respective Occupations (and not being Cellar Doors or Trap Doors), which now do or shall hereafter open outwards, and

and when opened project over any of the Streets, Lanes, Roads, Highways, Passages, and other public Places within the said Parish, to be altered so as that the same Doors or Gates shall thenceforward open inwards and into their respective Premises, and if any such Occupier of any of the aforesaid Premises shall neglect or refuse to make the Alteration required by the said Commissioners in any such Door or Gate within the Period specified in such Notice, such Occupier making Default therein shall forfeit and pay the Sum of Ten Shillings a Day for every Day during which any such Gate or Door shall be suffered to remain opening outwards after the Expiration of the Time specified in such Notice: Provided nevertheless, that when the Occupier of any such House, Building, Yard, Garden or Land, being a Tenant at Rack Rent, shall cause any such Door or Gate to be duly altered in pursuance of such Notice as aforesaid, it shall be lawful for him or her to deduct and retain out of his or her Rent, the reasonable Charges of altering the same, and the Proprietor or Landlord of every such House, Building, Yard, Garden or Land, so held at such Rack Rent, is hereby required to allow the same accordingly, except only in Cases where such Door or Gate opening outwards and so altered, shall have been originally put up by or under the Authority of such Occupier, in which Case such Occupier shall bear the Expence of altering the same; and provided also that it shall be lawful for the said Commissioners to allow to such Occupier or such Proprietor all or any Part of the Expence of making any such Alteration, if the said Commissioners shall think it reasonable so to do.

LIX. And be it further enacted, That if any Person or Persons shall hereafter empty or cause to be emptied any Privy or Necessary House within the said Town, or carry or cause to be carried any of the Soil thereof through any of the Streets, Lanes, Roads, Highways, Passages or other public Places within the said Town, at any Time of the Year between *Lady Day* and *Michaelmas*, except between the Hours of Eleven of the Clock in the Evening and Five of the Clock in the Morning, or at any Time of the Year between *Michaelmas* and *Lady Day*, except between the Hours of Eleven of the Clock of the Evening and Seven of the Clock in the Morning, or shall at any Time lay, cast, or empty, or cause to be laid, cast, or emptied, any of the Soil from any Privy or Necessary House, or any Night Soil in or near any of the said Streets, Lanes, Roads, Highways, Passages, or other public Places, or into any Drains or public Sewers, or shall erect or continue any Privy or Necessary House so as to annoy the Passengers passing along the same, every Person offending in any of the Cases aforesaid shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds.

Regulations  
as to Privies.

LX. And be it further enacted, That in case any Slaughter House, Hog Stye, Necessary House, Manure Heap, or other noisome or offensive Building or Place whatsoever, in or near any of the said Streets, Lanes, Roads, Highways, Passages or other public Places, shall (upon Complaint made to the said Commissioners by any of the Inhabitants or Persons residing therein) be by such Commissioners deemed a Nuisance to any such Inhabitant or Person, it shall and may be lawful to and for the said Commissioners, by Notice in Writing under the Hands of any Three or more of the said Commissioners, or under the Hand of their Clerk or Clerks for the Time being, to order any such Nuisance or Offence to be removed; and

Slaughter  
Houses, &c.  
to be removed  
if deemed  
a Nuisance.

and in case the same shall not be removed within Fourteen Days after such Notice given to or left at the last known or usual Place of Abode of the Person or Persons who ought to remove the same, or for or on whose Behalf the same exists, such Person or Persons shall forfeit and pay any Sum not exceeding Twenty Shillings for every Day the same shall continue unremoved after the Expiration of the Time mentioned in such Notice.

Water from  
Roofs of  
Houses to  
be carried  
off by Spouts  
or Pipes.

LXI. And be it further enacted, That the Owner or Owners, or Proprietor or Proprietors, or Occupier or Occupiers, for the Time being, of each House or Building fronting or next adjoining any Street, Lane, Road, Highway, Passage, or other public Place in the said Town, the Footpath of the Front or of such next adjoining Part whereof is or shall be flagged, shall within Twenty Days next after Service of any Order or Direction for the Purpose, signed by Three or more of the said Commissioners, on him, her, or them, personally, or left at his, her, or their last known or usual Place of Abode, put up and place, and for ever afterwards keep in Repair and Condition, a Spout of the whole Length of such Front, or next adjoining Part, with a Pipe or Trunk to be fixed to the Front or Side of such House or Building, from the Roof down to the Ground, to carry off or conduct the Water from the Roof of such House or Building, in such a Manner that such Water shall pass underneath the Flagging or Foot Pavement into the common Channel, and so as not to fall upon or incommode the Persons passing over or along the flagged Footpath; and every Tenant or Occupier of any such House or other Building (except Houses or Buildings held on Lease granted for any Term of Twenty-one Years or upwards) who shall put up or place any such Spout, Pipe, or Trunk, or keep the same in Repair, shall be entitled to deduct and retain, out of the Rent payable to the Owner or Proprietor, or Owners or Proprietors of such House or Building, so much Money as such Tenant or Occupier shall have expended in putting up or placing, or in keeping in Repair any such Spout, Pipe, or Trunk, and the Payment of such Expences by any such Tenant or Occupier shall be a sufficient Discharge for him, her, or them, for so much of his, her, or their Rent, as the Amount of such Expences shall be equal to, and shall be abated and allowed to him, her, or them, by the Owner or Owners, or Proprietor or Proprietors of such House or Building, out of such Rent; and if any such Owner or Owners, Proprietor or Proprietors, or Occupier or Occupiers, shall for the Space of Twenty Days after Service as aforesaid of any such Order or Direction, neglect to put up or place, or neglect to repair any Spout, Pipe, or Trunk as aforesaid, then and in any and in every such Case it shall be lawful for the Commissioners acting in Execution of this Act to cause any such Spout, Pipe, or Trunk to be put up or placed against any such House or Building, at the Expence of the Owner or Proprietor thereof; and in case any such Owner or Proprietor shall refuse to pay such Expences, the same shall and may be levied and recovered by the said Commissioners, by the same Ways and Means as the Rates or Assessments by this Act granted may be levied and recovered: Provided always, that the Person or Persons who for the Time being shall be entitled to any Term of Years in any such House or Building originally granted for Twenty-one Years or upwards, shall, as to the Payment of such aforesaid Expences, be considered the Owner or Owners of such House or Building.

LXII. And be it further enacted, That if any Person or Persons shall in any of the present or future Streets, Lanes, Roads, Highways, Passages, or other public Places in the said Parish, expose for Sale, or sell any Horse, Ass, Pig, Sheep, Bull, Cow, or other Beast or Cattle (except in any public Market or Fair); or expose or shew any Stallion (except in such Place or Places as shall be appointed for that Purpose by the said Commissioners; or shoe, bleed; or farry any Horse or Beast (except in Cases of Accident); or clean or dress any Horse or other Beast; or exercise any Horse or Beast; or turn loose or suffer to be at large any Horse, Ass, Sheep, Bull, Cow, Swine, Goat, or other Beast; or any ferocious Dog, not being muzzled; or permit or suffer any Dog whatsoever to go at large after any public Notice given by the Town Crier or Bellman, by Order of any Justice or Justices of the Peace for the said County, during such Time as such Notice shall direct Dogs to be confined on account of any Suspicion of the Existence of Canine Madness; or ride on the Shafts of any Waggon, Dray, Cart, Sledge, or other such Carriage, or on any other Part of such Waggon, Dray, Cart, Sledge, or other such Carriage, or Part of a Carriage, or on any of the Horses, Asses, Mules, or Cattle drawing the same, without holding the Reins, or drive the same faster than a Walk, or be at such a Distance from the same as not to possess the complete Direction over the Horses, Asses, Mules, or Cattle drawing the same; or if any Person on Horseback, or driving any Carriage, Waggon, Wain, or Cart, and meeting another Horse, Carriage, Waggon, Wain, or Cart, shall not keep on the left or near Side of the said Streets, Lanes, Roads, Highways, Passages, or Places; or if any Person shall in any Manner wilfully prevent any other Person or Persons from passing any Carriage, Waggon, Wain, or Cart, under his, her, or their Care, upon the said Streets, Lanes, Roads, Highways, Passages, or Places; or when riding any Horse or Beast, or driving any Carriage of any Sort or Kind, shall ride or drive the same furiously, or so as to endanger the Life or Limb of any Person, or drive the same against and injure or damage any Curb Stone, or Foot Pavement, or Causeway; or suffer any Waggon, Cart, Dray, or other Carriage, to stand or remain with or without Horses longer than may be necessary for loading or unloading thereof, or suffer the same during such Time of loading or unloading to be placed or remain so to interrupt the public Passage more than necessary; or suffer any Stage Coach, Diligence, Post Chaise, or other Carriage let to Hire to remain longer than may be necessary for the taking up or setting down of any Passenger or Passengers, or for loading or unloading their Baggage; or draw any Tree or Piece of Timber, Block or Blocks of Wood or Stone, Metal or other heavy Materials (except in or on some Carriage); or bind, make, or repair any Coach, Chaise, Waggon, Cart, Dray, Sledge, Wheelbarrow, or other Carriage, or the Wheels, Body Springs, or other Part of any Coach, Chaise, Waggon, Cart, Dray, Sledge, Wheelbarrow, or other Carriage (except such Carriages as may want immediate repairing from any sudden Accident on the Spot, or which cannot conveniently be removed for that Purpose); or let off or fire any Musket, Gun, or Pistol, or other Fire Arms (except in case of Necessity for Self Defence), or make or assist in making any Bonfire, or set fire to, or let off, or throw any Crackers, Squibs, Rockets, or other fire Work; or play at Foot Ball, or any other Game or Games, to the Annoyance of any Inhabitant or Inhabitants, or Passenger or Passengers; or wilfully break, aid or abet, or assist in wilfully breaking any Glass,

For preventing Annoyances and Nuisances.

or Window Panes, or Windows ; or burn, dress, or cleanse any Cork ; or hoop, fire, cleanse, wash, or scald any Cask or Tub ; or hew, saw, bore, or cut any Timber or Stone ; or throw, cast, lay, or place any Hay, Straw, Coals, Stones, Slates, Tiles, Lime, Bricks, Mortar, Timber, Boards, Iron, or other heavy Substance (except Stones, Lime, Bricks, Mortar, Timber, or other Materials used for building, or Dirt or Rubbish thereby occasioned, which shall be placed or inclosed in manner mentioned in this Act, so as to prevent any Mischief happening to Passengers), or any Dust, Dirt, Dung, Soil, Filth, Carrion, Blood, Offal, Refuse of Garden Stuff, or any Sort of Rubbish ; or throw or cast any such Matters or Things, or any Rubbish into any Common Sewer, Drain, Sink, or Watercourse ; or throw or cast any Animal or Carcase, or any noxious or offensive Materials, Ingredients, Offal, or Filth, into any public Well, Pump, Watercourse, or Reservoir for Water, or Common River or Brook, within the said Parish ; or hang up, place, or expose to Sale the Carcase of any Calf, Sheep, Swine, Cattle, or Beast, or any Part or Parts thereof, or any Goods, Wares, or Merchandize whatsoever, or any Fruit, Vegetables, or Garden Stuff, or other Matter or Thing, in or upon, or so as to project over or upon any Footway, or Carriageway, or beyond the Line of or on the Outside of the Window or Windows of the House or Shop at which the same shall be so hung up or placed, or exposed to Sale, or so as to obstruct or incommode the Passage of any Person or Carriage ; or kill or slaughter, or singe, scald, or dress any Beast, Swine, Ox, Cow, Calf, Sheep, Lamb, or other Cattle, either wholly or in part, in any Shop or other Place adjoining and exposed to any of such Streets, Lanes, Roads, Highways, Passages, or other Public Places ; or cause or permit any Offal, Blood, Filth, or other offensive Matter, to run from any Slaughter House, Shambles, Butcher's Shop, Hog Stye, or Dunghill, or into any of the said Streets, Lanes, Roads, Highways, Passages, or other public Places in the said Town ; or fix up any Flower-pot, or Bow-pot, or Pots at any Window or Windows, without sufficiently guarding the same, so as to prevent their being blown or thrown down ; or leave open (after Sunset) the Door, Hatchway, or Flap Window, Grate, Stone, Plate, Board, or other Covering, giving Light or Air to, or securing any Cellar, Coal Hole, Vault, Office, or other underground Room or Apartment, or of any Area, without having placed or left a sufficient Light to warn and prevent Persons from falling into such Cellars or other underground Rooms, or Apartments, or Areas ; or leave open, or not effectually fasten and secure any Grate, Stone, Plate, Board, or other Covering, placed over any opening in any Pavement, and used for putting Coals or other Articles into any Cellar or other Place underground ; or throw at any Cock or Fowl in the Manner called Cock-throwing, or set up any Cock or Fowl to be thrown at in such Manner ; or bait, or cause to be baited, any Bull, Bear, or other Animal in any Part of the said Town, or commit any public Nuisance or Annoyance whatsoever within the said Town ; or run, draw, drive, or carry any Truck, Wheel, Sledge, Wheelbarrow, Bier, Handbarrow, or Carriage whatsoever upon any Footway or Causeway (except only for the Purpose of crossing such Footway or Causeway,) ; or drag thereon any Timber or Log of Wood, or any Stone or Metal ; or roll thereon any Cask or Tub, (other than for the necessary loading or unloading thereof,) into, upon, from, or out of any Cart or Carriage ; or set or place thereon any  
Furniture,

Furniture, Goods, Wares, and Merchandize, or any Cask, Tub, Barrel, Box, Pail, Bucket, Stool, Bench, or Stall; or erect, set up, or place any Blind, Shade, Cover, Lid, or Awning, or any other Matter or Thing in the Front of or before any House, Shop, or other Building, or so as in any way to cause any Obstruction or Impediment in any such Footway or Causeway; or slide upon any such Footway or Causeway; or by standing, loitering, or remaining on any such Footway or Causeway, without some reasonable or good and sufficient Cause; or in any other Manner obstruct or incommode, hinder or prevent the free Passage of any such Footway or Causeway; or prejudice or annoy any Person or Persons travelling, passing, or going thereon; or throw, cast, lay or sift any Ashes, (except in the Time of Frost only, and to prevent Accidents); or wilfully ride, lead, or drive on any Footway or Causeway, any Horse, Mule, Ass, Swine, or other Beast or Cattle of any Kind whatsoever; or wilfully permit or suffer any Horse or other Beast or Cattle which such Person may be riding, driving, or leading, to go thereon; or tie or fasten any Horse, or other Beast or Cattle, to any Door, Wall, Post, Tree, or other Thing whatsoever, so as that such Horse, Beast, or Cattle can go or stand across, or upon any Footway or Causeway; each and every Person so offending in any of such Cases, or the Owner or Proprietor of any such Horse, Beast, Cattle, Carriage, Goods, Matter or Thing aforesaid, as the Case may be, (in any of such Cases where the Person actually offending cannot be found or discovered,) or the Person causing any of such Offences, Matters, or Things to be committed or done, shall for each and every such Offence forfeit and pay any Sum not exceeding Five Pounds.

LXIII. And be it further enacted, That if any Horse, Ass, Sheep, Bull, Cow, Swine, or other Beast or Cattle, shall be found straying or at large in any of the Streets, Lanes, Roads, Highways, Passages, or other public Places within the said Parish, it shall be lawful for the Clerk or Clerks, or any other Officer or Officers appointed by the said Commissioners, or any other Person or Persons whomsoever, to impound any such Beast or Cattle in any Common Pound used by the Inhabitants of the said Parish, or in such other Place as shall be appointed from Time to Time for the Purpose by the said Commissioners, and to detain the same in such Pound or other Place as aforesaid, until the Penalty imposed by this Act in such Case, and the Expence of impounding and keeping such Beast or Cattle, shall be fully paid and satisfied; and if in any such Case the said Penalty and Expences shall not be paid within Five Days after such Beast, Cattle, or Swine shall be so impounded, it shall be lawful for any One or more Justice or Justices of the Peace for the said County to order every such Beast, Cattle, or Swine to be sold, and the Costs and Charges of impounding and keeping such Beast, Cattle, or Swine, and of selling the same, and the said Penalty, shall be defrayed by the Money arising from such Sale, and the Overplus (if any) of the said Money shall be paid to the Owner or Owners of the said Beast, Cattle, or Swine, upon Demand: Provided always, that whether such Beast, Cattle, or Swine, so found straying or at large, shall be impounded as aforesaid, or otherwise, the Owner or Owners thereof shall nevertheless forfeit and pay for such Beast, Cattle, or Swine, the Penalty in that respect imposed by this Act: Provided also, that no Owner of any such Beast, Cattle, or Swine, shall in any Case pay more than the Sum of Five Pounds, over and above the Charges and Expences

For impounding  
stray Cattle.

Expences of impounding and keeping the same, for any Number of Beasts, Cattle, or Swine, so found straying or at large as aforesaid, at any one Time.

Penalty on firing Chimnies.

LXIV. And be it further enacted, That if any Person or Persons shall wholly or negligently set fire to, or cause, permit, or suffer the Chimney of any House, Workshop, Outhouse, or other Building in the said Town to be on fire, the Person setting fire to the same, or the Occupier of every such House, Workshop, Outhouse, or other Building, or of any Part or Parts thereof from whence such Fire shall commence or happen, shall forfeit and pay for every such Offence any Sum not exceeding Twenty Shillings.

Power to employ Watchmen.

LXV. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered from Time to Time, when and as they shall think it expedient, to employ such and so many Watchmen and Night Patroles as they shall judge expedient and necessary to be employed for the Security and good Order of the said Town, and such Watchmen and Night Patroles from Time to Time to remove and displace, and to appoint others in their Stead, and also to order and direct how many of the said Watchmen and Night Patroles shall attend nightly, and how they shall be armed, and at what Stations they shall be placed, and for what Number of Hours they shall watch, and how often they shall go their Round, and also to fix and determine what Wages or other Allowances shall be paid to them for their Services; and the said Commissioners are hereby empowered to make such further Orders and Regulations from Time to Time for the better Government and Direction of the said Watchmen and Patroles, as the Nature of their Services shall require.

Duties of Watchmen.

LXVI. And be it further enacted, That the said Watchmen and Night Patroles shall exert themselves in the Prevention of Fires, and also of Murders, Burglaries, Robberies, and other Outrages, Disorders, and Breaches of the Peace; and they are hereby required and empowered to apprehend all Nightwalkers, Felons, Malefactors, Vagrants, and Disturbers of the Peace, and all disorderly and suspected Persons who shall be found misbehaving or wandering within the said Town, and to lodge them in a Watch House, or other Prison or Place of Security, to be there detained until they can conveniently be carried before some Justice of the Peace for the said County of *Nottingham*, to be examined and dealt with according to law; and all such Watchmen and Night Patroles shall be sworn in as Constables before any Justice of the Peace for the said County, and act as such while in the Execution of the Powers and Authorities of this Act, and they are hereby respectively vested with such and the same Powers, Authorities, Privileges and Protections, as Constables are invested with and entitled to by Law.

Penalty on Neglect of Duty.

LXVI. And be it further enacted, That if any of the Watchmen or Night Patroles shall not attend in their respective Turns of Service, to keep Watch at the Hour appointed, or shall cease keeping Watch during the several Hours appointed, or shall refuse or neglect to arrest any Night-walker, Felon, Malefactor, Vagrant, Disturber of the Peace, or other disorderly or suspected Person, or shall not observe the Rules, Orders, and



and Regulations of the said Commissioners, or shall in any other Manner neglect their Duty, or misbehave, every Person so offending shall forfeit and pay for every such Offence the Penalty of Twenty Shillings, and shall also, if the said Commissioners think fit, be dismissed from his Employment.

LXVIII. And be it further enacted, That if any Victualler, Alehouse Keeper, or other Person, selling Ale, Spirituous or other Liquors, shall harbour in his or her House or Outhouse any Watchman or Night Patrole, during any of the Hours appointed for his Attendance on Duty, every such Person shall for every such Offence forfeit and pay the Sum of Twenty Shillings.

Penalty on  
Persons har-  
bouring  
Watchmen.

LXIX. And be it further enacted, That if any Person or Persons shall at any Time or Times obstruct, hinder, molest, or interrupt any Watchman, Night Patrole, Workman, or other Person who shall be employed by or under the Authority of the said Commissioners, by virtue or in pursuance of this Act, in the Exercise of any of the Powers hereby granted, or in the Performance or Execution of any Works or other Duties, Matters or Things whatsoever by this Act directed or authorized to be done, then and in every such Case every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding the Sum of Forty Shillings.

Penalty on  
Persons  
molesting  
Watchmen.

LXX. And be it further enacted, That it shall and may be lawful for the said Commissioners, and they are hereby authorized and empowered to erect, provide, or procure a proper and sufficient House or Houses, or other Building or Buildings, with Rooms therein, for the Accommodation of the Commissioners, the Constables of the Night, the Superintendants of the Watch, and Watchmen, and with Cells or proper Places therein for the Confinement and safe Custody of Culprits of every Denomination, that shall be apprehended in the said Parish of *Mansfield*, keeping the Male Culprits separate and apart from the Female Culprits, until such Time as they shall or can be brought or taken before a Justice of the Peace for the said County of *Nottingham*, to be dealt with according to Law, and also from Time to Time to provide and set up Watchboxes in such Situations in any of the Streets, Lanes, Roads, Highways, Passages, and other public Places of the said Town, as they shall judge proper and expedient.

For provid-  
ing Watch-  
house, &c.

LXXI. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, from Time to Time, to enter into any Contract or Contracts, as well for paving, repairing, amending, cleansing, widening, fencing, improving, and watching, as for lighting the several Streets, Lanes, Roads, Highways, Passages and other public Places within the said Parish, or any of them, or for doing any other of the Works by this Act authorized to be done, or for furnishing any Materials, Labour, or other necessary Matters and Things whatsoever for the Performance thereof, or for any other of the Purposes of this Act, with any Person or Persons who shall be willing to undertake and engage in the same: Provided always, that no such Contract or Contracts shall be made for a longer Term than Three Years from the making thereof, and that before any such Contract or Contracts shall be

Commis-  
sioners may  
enter into  
Contracts.

[*Local.*]

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entered

entered into, Ten Days Notice at the least shall be given in some Newspaper or Newspapers printed and circulated in the said County of *Nottingham*, expressing the Purpose or Purposes of the Contract or Contract intended to be made, in order that Persons willing to undertake the same may make Proposals to the said Commissioners at a certain Time and Place in such Notice to be specified; and all such Contracts shall specify the several Works to be done, and the Prices to be paid for the same, and the Time or Times when the said Works are to be completed, together with the Penalties to be incurred in case of Non-performance thereof, and the same shall be signed by the said Commissioners, or any Three or more of them, and also by the Person or Persons contracting to perform such Works respectively; and Copies of all such Contracts shall be entered in a Book to be kept for that Purpose by the Clerk or Clerks of the said Commissioners: Provided nevertheless, that when any Contract or Contracts shall be made by the said Commissioners with any such Gas Light Company as aforesaid, for lighting the said Parish or any Part thereof, the same shall be valid and effectual, although no Notice may have been given by the said Commissioners of their Intention to contract for such Lighting in manner aforesaid.

Composition  
for Breach.  
of Contract

LXXII. And be it further enacted, That it shall be lawful for the said Commissioners, from Time to Time, to compound and agree with any Person or Persons, or Body or Bodies Politic or Corporate, who shall have entered into any Contract or Contracts with the said Commissioners in pursuance or under the Authority of this Act, for any Penalty or Penalties contained in any such Contract or Contracts, or in any Bond or Bonds, or other Security or Securities for such Sum or Sums of Money, or other Recompence as the said Commissioners shall think proper.

Power to  
purchase  
Buildings,  
&c. for fu-  
ture Im-  
provements.

LXXIII. And be it further enacted, That it shall and may be lawful for the said Commissioners, or any Five or more of them, in pursuance of an Order or Orders made at a Meeting of the said Commissioners, to be held for that Purpose, of which Seven Days Notice at the least shall be given from Time to Time, to contract and agree with any Body or Bodies Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, Tenant or Tenants for Life or Years, or in Fee Tail General or Special, or with any Feoffees in Trust for charitable or other Purposes, Husbands, Guardians, Committees for Lunatics or Idiots, Executors or Administrators, or other Trustees whomsoever, not only for and on behalf of themselves, and their respective Heirs, Executors, Administrators, and Successors, but also for and on behalf of their respective Cestuique Trusts, whether Infants or Issue unborn, Lunatics, Idiots, Femmes Covert, or other Persons under any Disability of acting for themselves, or with any Femmes Covert seised, possessed, or interested in their own Right, or entitled to Dower or other Interest, or with any other the Owners or Proprietors for the Time being of any Houses, Buildings, Lands, Grounds, Steps, Projections, Encroachments, Tenements, or of any Pickages, Stallages, Market and Fair Rents, Tolls, Dues, Duties, Free Customs, Profits, Advantages, and other Rights belonging, due, or in anywise appertaining to them or any of them as Owner or Owners of the Fairs and Markets within the said Parish of *Mansfield* for the Time being, or of any other Hereditaments whatsoever situate within the said Parish, or of any Part of such aforesaid several Premises, or of any Estate, Right, or Interest therein, for  
the

the absolute Purchase as well of such Part or Parts thereof as are specified in the Schedule hereunto annexed, as of any other of the said several Premises, or of any of them, or any Part thereof, or of any Estate, Right, or Interest therein, which the said Commissioners, or any Five or more of them, shall consider proper and necessary to be purchased for the Purpose of opening, improving, and widening any of the Streets, Squares, Market Places, Highways, Lanes, and other public Passages which now are or hereafter shall be within the said Parish, and for otherwise improving the said Town; or for any Damage to be done to the said Premises respectively in the Execution of this Act; and to take down or alter all or any of such Houses, Buildings, Steps, Projections, Encroachments, Tenements, and Hereditaments, so to be purchased, or any Part or Parts of the same respectively; and also to appropriate all or any Part thereof, or of the Land or Ground which shall be cleared by the taking down of any such Building, for all or any of the Purposes aforesaid, as the said Commissioners or any Five or more of them shall think fit: Provided always, that it shall not be lawful for the said Commissioners to take or make use of any Houses, Buildings, Lands, Tenements, or Hereditaments, for the Purposes of this Act, without the Consent in Writing of the Owners thereof, except such as are mentioned in the Schedule annexed to this Act.

LXXIV. Provided always, and be it further enacted, That if any of the Lands, Messuages, Tenements, or Hereditaments mentioned and described in the Schedule hereunto annexed, or any of the Persons in whose Possession or Occupation the same or any Part thereof are or is stated or described to be, or the Owner or Owners, Leaseholder or Leaseholders thereof, or any other Person or Persons interested therein, or in any Part thereof, shall happen by Mistake to be misnamed or incorrectly described, then and in such Case, on the same being certified by any Two of His Majesty's Justices of the Peace for the said County of *Nottingham*, such Misnomer or incorrect Description shall not prevent or retard the Execution of this Act, but the same Premises and every Part thereof shall and may be purchased, sold, assessed, and valued, in manner as in this Act mentioned, and afterwards conveyed, disposed of, and applied for and to the Purposes of this Act, as fully and effectually as if the same was or were properly named and described in this Act, or in the said Schedule hereunto annexed.

Misnomers or wrong Description in Schedule not to prevent the Execution of the Act.

LXXV. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenant or Tenants for Life or Years, or in Fee Tail General or Special, and all Feoffees in Trust for charitable and other Purposes, Husbands, Guardians, Committees for Lunatics and Idiots, Executors and Administrators, and other Trustees and Persons whomsoever, not only for and on behalf of themselves and their respective Heirs, Executors, Administrators, and Successors, but also for and on behalf of their respective Cestuique Trusts, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Persons under any Disability of acting for themselves, and to and for all Femes Covert who are or shall be seised, possessed, or interested in their own Right, or entitled to Dower or other Interest, and for all and every other Person and Persons whomsoever who is, are, or shall be seised or possessed of or interested in any Messuages, Buildings, Lands, Tenements, or Hereditaments,

Corporate Bodies may sell.

ditaments, or entitled to any Estate, Right, Title, Lien, Charge, or Interest whatsoever in or to any Messuages, Buildings, Lands, Tenements, or Hereditaments situated within the Parish of *Mansfield* aforesaid, whether the same shall be specified in the Schedule to this Act annexed or not, which the said Commissioners shall consider proper and necessary to be purchased for the Purposes of this Act, to contract and agree with the said Commissioners for a Lease or Leases, or for the absolute Sale thereof, or of any Part or Parts thereof, and of all or any Estates, Rights, Titles, Terms, and Interests whatsoever of, in, and to the same, unto the said Commissioners for the Purposes of this Act, and to demise, convey, and assign the same respectively unto the said Commissioners; and all such Contracts, Leases, Bargains, Sales, Conveyances, and other Assurances shall, without any Fine, Recovery, or other Assurance in the Law whatsoever, and without Enrolment or Registry, be good, valid, and effectual to all Intents and Purposes, not only to convey the Estate and Interest of the Party or Parties so conveying, but also to convey all the Estate, Right, Title, Interest, Trust, Use, Property, Possession, Claim, and Demand whatsoever of their several Cestuique Trusts, and all Persons whomsoever, claiming or having Title to claim by, from, through, or under them, or any of them, and all Persons entitled in Remainder or Reversion expectant on any particular Estates; and the same shall be deemed and considered to bar all Dower of the Wife or Wives of such Party or Parties, and all Estates Tail, and other Estates in Possession, Reversion, Remainder, or Expectancy, and the Issue and Issues of the same Party or Parties claiming under them, or any of them respectively; any Law, Statute, or Usage, or any other Matter or Thing whatsoever, to the contrary thereof in anywise notwithstanding.

**Form of Conveyance.** LXXVI. And be it further enacted, That all Sales, Conveyances, and Assurances to be made to the said Commissioners of any Messuages, Buildings, Lands, Tenements, or Hereditaments, or any Estate or Interest therein by virtue of this Act, may be made in the Form or to the Effect following; (that is to say),

‘ I (or we, as the Case may be) of in  
 ‘ Consideration of the Sum of paid to me, (or, to  
 ‘ us, or into the Bank of England, as the Case may be) by the Commis-  
 ‘ sioners acting under the Authority of an Act passed in the Fourth Year  
 ‘ of the Reign of King George the Fourth, intituled [*here insert the Title*  
 ‘ *of this Act*] do hereby grant and convey unto the said Commissioners  
 ‘ all [*here describe the Premises to be conveyed*] and all my (or, our) Right,  
 ‘ Title, and Interest in and to the same, to hold the same unto the said  
 ‘ Commissioners and their Successors from henceforth for ever, for such  
 ‘ Uses and Purposes as by the said Act they are enabled to take and  
 ‘ hold the same. In witness whereof I [or, we] have hereunto set my  
 ‘ Hand and Seal [or, our Hands and Seals, or, our Common Seal, as  
 ‘ *the Case may be,*] this Day of in the Year of our  
 ‘ Lord

And that every such Sale, Conveyance, and Assurance made in manner aforesaid, shall be valid and effectual to all Intents and Purposes, and shall be sufficient in Law to vest the Property of and in any such Messuages, Buildings, Lands, Tenements, or Hereditaments, Estate, or Interest so purchased and conveyed as aforesaid, in the said Commissioners for the Time being, for the Uses and Purposes for which the said

said Commissioners are authorized to take and hold the same by this Act; any Law, Statute, Usage, or other Matter or Thing to the contrary thereof notwithstanding.

LXXVII. And be it further enacted, That if any such Body or Bodies Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, Tenant or Tenants for Life or Years, or in Fee Tail General or Special, Feoffees in Trust for charitable or other Purposes, Husbands, Guardians, Committees, or Trustees, or any other Owners, Proprietors, or Occupiers, or other Person or Persons whomsoever, either seised, possessed of, or interested in his, her, or their own Rights, or on the Behalf of any incapacitated Person or Persons so seised, possessed, or interested of, in, or to any Messuages, Buildings, Lands, Tenements, or Hereditaments, or any Estate or Interest in any Messuages, Buildings, Lands, Tenements, or Hereditaments situate within the said Parish of *Mansfield*, and as are specified in the Schedule hereunto annexed, which may be required by the said Commissioners for the Purposes of this Act, shall, for the Space of Three Calendar Months next after Notice shall be given to or left at the last known or usual Place or Places of Abode of such Person or Persons, or of the Clerk or Head Officer of any such Body Politic, Corporate, or Collegiate, or at the House or Houses of the several Tenants in Possession of the said Premises, signed by the Clerk or Clerks of the said Commissioners, and signifying the Intention of the said Commissioners to contract for the Purchase thereof, neglect or refuse to treat, or shall not agree with the said Commissioners for the Sale of any such Messuages, Buildings, Lands, Tenements, and Hereditaments, or any Part or Parts thereof, or any Estate or Interest therein, or for the taking or using the same, or any Part or Parts thereof, or shall be prevented by Absence or otherwise from treating for such Sale, taking, or using, or shall decline or refuse to sell, convey, demise, or dispose of the said Premises, or any Part or Parts thereof, or their respective Estates, Rights, or Interests therein, unto the said Commissioners according to the Intent and Meaning of this Act, or shall not or cannot produce a clear Title to the said Premises, or to the respective Estates, Rights, or Interests which they respectively claim therein, to the Satisfaction of the said Commissioners, then and in every such Case it shall be lawful for the said Commissioners to cause it to be enquired into and ascertained by and upon the Oaths of a Jury of Twelve indifferent Men of the County of *Nottingham*, (which Oaths the said Commissioners, or any One or more of them, is and are hereby empowered to administer) what Damages will be sustained by, and what Recompence and Satisfaction shall be made to the Owners, Proprietors, or Occupiers respectively, of the said Messuages, Buildings, Lands, Tenements, Hereditaments, Estates, Rights, and Premises, for or by reason of the same being purchased or taken by the said Commissioners for the Purposes of this Act; and in order thereto, the said Commissioners, or any Three or more of them, are hereby authorized, empowered, and required from Time to Time to summon and call before them all Persons who shall be thought necessary and proper to be examined as Witnesses before the said Jury upon Oath, (which Oath the said Commissioners or any One or more of them is and are hereby empowered to administer,) and they shall order and require the said Jury to view the Premises in question, and to use all other lawful Ways and Means for the said Jury's Information in the Premises; and after the said Jury shall have ascer-

Juries may assess Damages in certain Cases.

tained, awarded, and assessed, such Damages and Recompence as aforesaid, they the said Commissioners shall thereupon order and direct the Sum or Sums of Money so awarded and assessed by the said Jury to be paid to the Owners, Proprietors, or Occupiers of the said Premises, or other the Person or Persons interested therein, according to the Verdict or Inquisition of the said Jury; which Verdict or Inquisition, Order and Direction; when so had and made, shall be binding and conclusive to all Intents and Purposes whatsoever, against all Persons, as well absent as present, and whether claiming in Possession, Reversion, or otherwise; and all and every such Owners, Proprietors, Occupiers, and other Persons in any wise interested in the said Premises, shall be thereby and from thenceforth divested to all Intents and Purposes, of all Right, Title, Claim, Remainders, Reversions, Interest, or Property of, in, to, or out of the same; and upon Payment of the Money so awarded or assessed to the respective Parties entitled thereto, or on paying the same into the Bank of *England* in the Manner directed by this Act (in Cases where the Provisions of this Act require or allow the same to be so paid), it shall be lawful for the said Commissioners to cause the Premises, in respect whereof such Money shall be so awarded and assessed, to be taken Possession of and disposed of, and such Acts to be done thereto, as if the Purchase or taking thereof had been agreed to and completed, and the said Premises were untenanted, and the Purchase Money or Recompence had been actually received by the Person or Persons entitled thereto.

Jury to be sworn.

LXXVIII. And be it further enacted, That each and every of the said Jury shall be sworn to ascertain and assess such Recompence and Satisfaction as aforesaid, in the Form following, except so far as it may be necessary to change the same for the Purpose of describing the Matter or Thing, Matters or Things for which the said Recompence or Satisfaction is to be made, ascertained, or given :

Oath.

‘ I, *A. B.*, do swear (or affirm, as the Case may be) that I will well and truly assess and enquire, without any Favour, Partiality, or Affection whatever, the Sum which ought to be paid or granted [*as the Case may be*] for and in Recompence of [*describe the Premises only, if the total Value thereof is to be the Matter of Enquiry, or if any separate Interest or Interests therein, then say*] the Estate and Interest of *A. B.*, or of the several and respective Estates and Interests of *A. B.*, *C. D.*, *E. F.*, and each and every of them in the [*describe the Premises to be purchased*], under and by virtue of an Act passed in the Fourth Year of the Reign of King *George* the Fourth, intituled [*here recite the Title of this Act*]; and that I will give a true Verdict according to the Evidence. So help me GOD,’ [*or, being a Quaker, omit the words, ‘ So help me GOD.’*]

Commissioners to issue their Warrant for summoning Juries.

LXXIX. And be it further enacted, That for summoning and returning such Jury as aforesaid, the said Commissioners are hereby empowered to issue their Warrant or Warrants, signed by any Three or more of them, to the Sheriff of the County of *Nottingham*, thereby requiring such Sheriff to summon, impanel, and return an indifferent Jury of Twenty-four Persons, to appear before the said Commissioners, or any Five or more of them, at such Time and Place within the said Parish of *Mansfield* as in such Warrant or Warrants shall be appointed; and such Sheriff or his Deputy is hereby required to summon, impanel, and return such Twenty-four Persons accordingly, and out of the Persons so summoned, impanelled,

pannelled, and returned, or out of such of them as shall appear according to or upon such Summons, the said Commissioners shall swear, or cause to be sworn, Twelve Persons, who shall be the Jury for the Purposes aforesaid; and in default of the Attendance of a sufficient Number of Jurymen, or in case of their Numbers being reduced by Challenge, as hereinafter mentioned, the said Sheriff or his Deputy shall return other indifferent Men of the Standers-by, or who can be speedily procured to attend that Service, so that the Jury may amount to the Number of Twelve; and in case the Jury to be sworn as aforesaid, shall return to the said Commissioners that they cannot agree in their Verdict, the said Sheriff or his Deputy is hereby authorized and required, upon receiving any other Warrant or Warrants from the said Commissioners in that Behalf, to summon, impanel, and return another Jury, in the Manner and for the Purposes aforesaid: Provided always, that all Persons concerned shall have their lawful Challenges against any of the said Jurymen, in the same Manner as any Party in any Action depending in any of His Majesty's Courts of Record at *Westminster* is by Law entitled thereto; and the said Commissioners are hereby empowered to impose any reasonable Fine or Fines upon the said Sheriff or his Deputy, making any Default in the Premises, and also on any of the Persons who shall be summoned and returned to serve on such Jury, and who shall not appear (without some sufficient Excuse), or after having appeared shall refuse to be sworn on the said Jury, or having been sworn shall refuse to give or shall not give a Verdict in the Matter in question, or who shall in any other Manner wilfully neglect his or their Duty therein, and also upon any of the Persons who being summoned or required to give Evidence before the said Jury, touching the Premises, shall neglect or refuse to appear (without sufficient Excuse) after having been paid or tendered a reasonable Sum of Money for his or her Expences, or appearing shall refuse to be sworn or to be examined, or to give Evidence touching the Premises; but no such Fine shall exceed the Sum of Fifty Pounds on any such Sheriff or Deputy, or the Sum of Five Pounds upon any other Person for one Offence.

Default in Attendance of Jurors summoned.

If Jury do not agree in their Verdict,

Jurors may be challenged.

Commissioners may impose Fines on Sheriff, Jury, and Witnesses.

LXXX. Provided always, and be it further enacted, That each and every Jurymen who shall be sworn for the Purposes of this Act, shall, for his Trouble and Expences in the Premises, be allowed the Sum of One Pound One Shilling for each Day's Attendance, and no more, notwithstanding such Jurymen shall be sworn on several Enquiries and Assessments on the same Day; and that the Sheriff, for summoning, impanelling, and returning of each Jury, and taking and recording their Verdict, shall be allowed the Sum of Five Pounds and no more.

Allowance to Sheriff and Jury.

LXXXI. And be it further enacted, That in every Case where a Verdict shall be given by any such Jury for more Money than shall have been previously offered for or on Behalf of the said Commissioners, as a Recompence or Satisfaction for any such Messuages, Buildings, Lands, Tenements, or Hereditaments as aforesaid, or for any such Estate, Right, or Interest therein, all the Costs and Charges incurred in summoning, impanelling and returning such Jury taking such Inquisition, and the Attendance of Witnesses, and recording the Verdict or Judgment thereon, shall be borne by the said Commissioners out of the Monies to be raised by virtue of this Act; and in case such Costs and Expences shall not be paid

By whom Expences of Juries to be paid.

paid to the Party or Person entitled to receive the same within Seven Days after the Time appointed for Payment thereof, then the same shall and may be levied and recovered by Distress and Sale of any Goods or Chattels vested in the said Commissioners, or of any Goods or Chattels of the Treasurer or Treasurers of the said Commissioners, (unless such Treasurer or Treasurers shall pay such Costs and Charges out of any Monies received by him by virtue of this Act, which he is hereby authorized to do), under a Warrant to be issued for that Purpose by any Justice of the Peace for the said County of *Nottingham*, which Warrant any such Justice is hereby authorized and required to issue, under his Hand and Seal, on Application made to him for the Purpose by the Party or Person entitled to receive such Costs and Expences; and in every Case where a Verdict shall be given by any such Jury for no more or for less Money than shall have been previously offered by or on Behalf of the said Commissioners as such Recompence or Satisfaction as aforesaid, all the Costs and Charges incurred as aforesaid shall be borne in equal Proportions by the Party or Parties refusing or neglecting to treat or agree as before-mentioned, and by the said Commissioners; but in Cases where any Person or Persons, Party or Parties, shall have been prevented, by Absence, from entering into any Treaty with the said Commissioners, the Costs and Charges so incurred shall be borne by the said Commissioners in manner aforesaid; and in all Cases where any Difference shall arise touching the Amount of the said Costs and Charges, the same shall be settled and ascertained by any Justice of the Peace for the said County of *Nottingham*, not interested in the Matter in question, who is hereby authorized and required to examine into and settle the same, and to appoint a Time and Place for Payment thereof; and where the Costs shall be payable by the Party or Parties having had any such Disagreement or Dispute with the said Commissioners as aforesaid, the Amount thereof, having been first paid by the said Commissioners, may be deducted by them out of the Monies awarded to be paid to such Party or Parties, as so much Money advanced for his, her, or their Use, and the Payment or Tender of the Balance of such Money shall be deemed and taken to all Intents and Purposes whatsoever to be a Payment or Tender of the whole Money awarded and adjudged to such Party or Parties; or otherwise, if such Costs and Charges be not paid upon Demand, after being so ascertained as aforesaid, the same may be recovered by the said Commissioners from the Party or Parties liable to the Payment thereof, by Action of Debt, or on the Case, in any of His Majesty's Courts of Record at *Westminster*, together with full Costs of Suit.

Tenants to  
deliver Possession after  
Notice.

LXXXII. And be it further enacted, That all and every Person and Persons, Bodies Politic, Corporate, and Collegiate, in Possession of any Houses, Buildings, Lands, Tenements, or Hereditaments, or of any Part of any Houses, Buildings, Lands, Tenements, or Hereditaments, which shall or may be purchased in pursuance of this Act by the said Commissioners; or vested in them for any of the Purposes of this Act, shall, at the End of Six Calendar Months next after Notice in Writing, signed by the Clerk or Clerks of the said Commissioners, shall have been given to him, her, or them, or left at his, her, or their last known or usual Place or Places of Abode, or at the Premises which shall be the Subject of such Notice, and upon Payment or Tender being made to him, her, or them,  
of



of such Recompence or Satisfaction for their Term, Estate, or Interest in the Premises, as shall be mutually agreed upon, or shall in Default of such Agreement, or in case such Person or Persons is or are absent or not known, be settled, ascertained, and awarded by the Verdict or Inquisition of a Jury, in manner aforesaid, (and to which all the Provisions hereinbefore contained as to other Inquisitions shall be held to apply), quit and relinquish the said several Premises so in their respective Possessions unto the said Commissioners, or such Person or Persons as shall be appointed by them to receive Possession of the same; and all Leases, Demises, Contracts, and Agreements whatsoever, under or by virtue whereof any such Persons shall hold the said Premises, shall, at and from the End and Expiration of such Six Calendar Months, be absolutely void and of none effect as against the said Commissioners; and if any such Person or Persons as aforesaid shall refuse or neglect to, or shall not deliver up the Premises in his or her Possession at the Expiration of such Six Calendar Months, it shall be lawful for any Justice of the Peace for the said County of *Nottingham* to issue his Precept or Warrant to the Constables of the said Parish of *Mansfield*, for the Time being, or any of them, or to any Person or Persons to be by such Justice appointed a Constable or Constables for that special Purpose, commanding and requiring such Constable or Constables, or any of them, to cause Possession of the said Premises to be taken, and afterwards delivered to such Person or Persons as shall in such Precept or Warrant be nominated to receive the same on Behalf of the said Commissioners; and the said Constables and every of them are thereupon hereby authorized and required to cause such Possession to be taken and delivered accordingly.

LXXXIII. And be it further enacted, That if any Money shall be contracted or agreed or awarded to be paid for the Purchase of any Messuages, Buildings, Lands, Tenements, or Hereditaments, to be purchased, taken, or used, by virtue of the Powers of this Act, for the Purposes thereof, which shall belong to any Body Politic, Corporate, Collegiate, or Ecclesiastical, Tenant for Life or in Tail, Trustee, Feme Covert, Infant, Lunatic or Idiot, or any other Person or Persons under any Disability or Incapacity, such Money, in case the same shall amount to or exceed the Sum of Two hundred Pounds, shall, with all convenient Speed, be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account there "Exparte the Commissioners for executing this Act," to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Party or Parties who would have been entitled to the Rents and Profits of the said Messuages, Buildings, Lands, Tenements, or Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrance or Part thereof as the said Court shall authorize to be paid, affecting the same Messuages, Buildings, Lands, Tenements, or Hereditaments, or affecting other Messuages, Buildings, Lands, Tenements or Hereditaments, standing and being settled therewith, to the same or the like Uses, Trusts, Intents or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under and with the like Direction and Approbation of the said Court, in

Directing  
Application  
of Purchase  
Money when  
amounting  
to 200l. and  
upwards.

the Purchase of other Messuages, Buildings, Lands, Tenements or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents and Purposes, and in the same Manner as the Messuages, Buildings, Lands, Tenements or Hereditaments, which shall be purchased, taken or used for the Purposes of this Act, stood and were settled and limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined or capable of taking effect; and in the meantime, and until such Purchase shall be made, the said Money shall, by Order of the said Court upon Application made thereto, be invested by the said Accountant General, in his Name, in the Purchase of Three Pounds per Centum Consolidated, or Three Pounds per Centum Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold, for the Purposes aforesaid, the Dividends of the said Bank Annuities shall, from Time to Time, be paid by the Order of the said Court to the Party or Parties who would, for the Time being, have been entitled to the Rents and Profits of the said Messuages, Buildings, Lands, Tenements and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

Directing  
Application  
of Purchase  
Money when  
less than  
200l. and  
exceeding  
20l.

LXXXIV. Provided always, and be it further enacted, That if any Money so contracted or agreed or awarded to be paid for any Messuages, Buildings, Lands, Tenements or Hereditaments, purchased, taken, or used for the Purposes of this Act, which shall belong to any Body Politic, Corporate, Collegiate, or Ecclesiastical, Tenant for Life or in Tail, Trustee, Feme Covert, Infant, Lunatic or Idiot, or any other Person or Persons under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Party or Parties who for the Time being shall be entitled to the Rents and Profits of the Messuages, Buildings, Lands, Tenements or Hereditaments so purchased, taken, or used for the Purposes of this Act, or of his, her, or their Guardian or Guardians, Committee or Committees, in Cases of Infancy, Lunacy, or Idiocy, to be signified in Writing under their respective Hands, to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in the Manner hereinbefore directed, or otherwise the same shall be paid at the like Option to Two Trustees, to be named by the Party or Parties making such Option, and approved by Three or more of the Commissioners for executing this Act, such Nomination and Approbation to be signified by Writing under the Hands of the nominating and approving Parties, in order that such Principal Money, and the Dividends and Produce thereof, may be applied in the Manner hereinbefore directed, so far as the Case shall be applicable, without obtaining or being required to obtain the Direction or Approbation of the said High Court of Chancery.

Directing  
Application  
of Purchase  
Money not  
exceeding  
20l.

LXXXV. Provided also, and be it further enacted, That where such Money so contracted, or agreed, or awarded to be paid as aforesaid, shall not exceed the Sum of Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Party or Parties who would for the  
Time

Time being have been entitled to the Rents and Profits of the Messuages, Buildings, Lands, Tenements or Hereditaments so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Commissioners for executing this Act, or any Three or more of them, shall think fit; or in Cases of Infancy, Lunacy or Idiocy, then to the Guardian or Guardians, Committee or Committees of the Infants, Lunatics or Idiots, entitled to such Rents and Profits, to and for the Use and Benefit of such Infants, Lunatics, or Idiots respectively.

LXXXVI. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of Lands or Hereditaments, to be purchased, taken, or used by virtue of this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Commissioners, or in case the Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Lands or Hereditaments be not known or discovered, then and in every such Case it shall and may be lawful for the said Commssioners to order the said Sum or Sums of Money so awarded as aforesaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account to the Credit of the Parties interested in the said Lands and Hereditaments, (describing them,) subject to the Order, Control, and Disposition of the Court of Chancery; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise as to the said Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and to whose Use the same is or are received, to such Person or Persons as shall pay any Sum or Sums of Money into the Bank as aforesaid.

Compensation Money to be paid into the Bank in certain Cases.

LXXXVII. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Party or Parties to any Money to be paid into the Bank of *England*, in pursuance of this Act, for the Purchase of any Houses, Buildings, Lands, Tenements or Hereditaments, or any Part thereof, or of any Estate, Right, or Interest in any Messuages, Buildings, Lands, Tenements or Hereditaments to be purchased or taken in pursuance of this Act, or to any Bank Annuities to be purchased with any of such Money, or to the Dividends of any such Bank Annuities, the Party or Parties who shall have been in Possession of such Houses, Buildings, Lands, Tenements or Hereditaments at the Time of such Purchase shall be deemed and taken to have been lawfully entitled to such Houses, Buildings, Lands, Tenements or Hereditaments, or Part, Estate, Right, or Interest therein, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said High Court

Persons in Possession to be deemed entitled.

Court of Chancery ; and the Dividends of the said Bank Annuities, and also the Capital of the same Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall appear to the said Court that such Possession was a wrongful Possession, and that some other Party or Parties was or were lawfully entitled to such Houses, Buildings, Lands, Tenements or Hereditaments, or to some Part, Estate, or Interest therein.

Costs of Purchases for incapacitated Persons to be paid by the Commissioners.

LXXXVIII. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Party or Parties entitled to any Houses, Buildings, Lands, Tenements or Hereditaments, or any Part, Estate, Right, or Interest in any Houses, Buildings, Lands, Tenements or Hereditaments, to be purchased or taken under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Bank of *England*, or to be applied in the Purchase of other Houses, Buildings, Lands, Tenements or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court to order the Expences of all such last-mentioned Purchases, or so much of such Expences as the said Court shall deem reasonable, together with the Charges of obtaining such Order, to be paid by the Commissioners hereinbefore mentioned, who shall purchase or take from such disabled or incapacitated Party or Parties ; and which Commissioners shall, from Time to Time, out of the Monies to be raised by virtue of this Act, pay such Sums of Money for the Purposes aforesaid, as the said Court shall direct.

Property to vest on Payment of Purchase Money.

LXXXIX. And be it further enacted, That from and immediately after actual Payment being made of the Monies contracted or agreed, or otherwise awarded to be paid, as the Purchase Money or Recompence for any Houses, Buildings, Lands, Tenements or Hereditaments, or any Part, Estate, Right, or Interest in any Houses, Buildings, Lands, Tenements or Hereditaments which shall be purchased or taken by virtue or in pursuance of this Act, either to the Person or Persons, Party or Parties respectively entitled to receive the same Monies, or where the Provisions of this Act shall so require or allow, into the Bank of *England*, for the Purpose of being disposed of in the Manner in this Act directed, all and every the Premises, Estate, Right or Interest for or in respect whereof such Monies shall have been so paid, shall absolutely vest in the said Commissioners paying such Purchase Money, for the Purposes for which they are by this Act respectively authorized to purchase or take the same ; and such Commissioners shall be deemed in Law to be in the actual Possession thereof to all Intents and Purposes whatsoever, freed and discharged of and from all former and other Estates, Rights, Titles, Interests, Claims and Demands whatsoever, any Law, Statute, Usage or Custom to the contrary in anywise notwithstanding.

Copyholds to be held as such.

XC. Provided always, and be it further enacted, That all Copyhold or Customary Houses, Lands, Tenements and Hereditaments to be purchased under or by virtue of this Act, shall continue to be held as Copyhold or Customary Houses, Lands, Tenements and Hereditaments by the Rents, Fines, and Services due and accustomed, unless the Lord or Lords, Lady or Ladies of the Manor within which such Premises shall be situate, shall consent to enfranchise the same ; and that such Copyhold

hold or Customary Houses, Lands, Tenements and Hereditaments shall, from Time to Time, be conveyed, and pass by Surrender to the Use of the said Commissioners, or of such other Party or Parties as shall purchase the same, his, her, or their Heirs and Assigns, unless the Lord or Lords, Lady or Ladies of the Manor within which the same Houses, Lands, Tenements, and Hereditaments shall lie, shall authorize the same to be granted or surrendered otherwise, any thing herein contained to the contrary in anywise notwithstanding.

XCI. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, from Time to Time, to cause all and every the Messuages and other Buildings, which shall at any Time or Times be purchased or taken by the said Commissioners under the Powers and for the Purposes of this Act, or any of them, or any Part or Parts thereof, to be appropriated to any of the Purposes of this Act, or otherwise to be pulled down and removed, and to cause all or any Part or Parts of the Sites thereof, and any other Land or Ground to be purchased or taken under the Powers and for the Purposes of this Act, to be added or laid to or into, and made Part of any of the Streets, Lanes, Roads, Passages, or public Places within the said Parish, for the Purpose of widening or otherwise improving the same, or for making any Communication or Communications between any of the Streets, Lanes, Roads, Passages or other public Places within the said Parish, in such Manner as the said Commissioners shall judge proper; and that it shall be lawful for the said Commissioners to cause all or any of the Materials of the several Messuages or other Buildings, or Parts of Messuages or Buildings, which shall be taken down in pursuance of this Act, to be sold, and all the Monies to be produced by the Sale thereof (after deducting the Expences of taking down such Buildings, and of such Sale) shall be applied and disposed of for or towards the general Purposes of this Act.

Power to  
pull down  
Buildings.

XCII. And be it further enacted, That it shall be lawful for the said Commissioners to sell so much or such Part or Parts of the Houses, Buildings, Lands, Tenements or Hereditaments to be purchased by or vested in them by virtue of the Powers herein contained, as shall at any Time or Times be found by them to be unnecessary or more than sufficient for the Purposes of this Act; and for completing and carrying any such Sales into effect, the said Commissioners, or any Three or more of them, are hereby authorized and empowered to make and execute any Conveyances of such of the said Premises as shall be so sold unto the Purchasers thereof; and such Conveyances shall, in all Cases, be deemed sufficient in Law to vest such of the said Premises as shall be expressed and intended to be granted by such Conveyances in the Purchasers thereof, and his, her or their respective Heirs and Assigns: Provided nevertheless, that the Person or Persons who shall be Owner or Owners of the House, Building, or Land adjoining to the said Premises shall have the first Preference of purchasing such Part or Parts of the said Premises as shall be found unnecessary as aforesaid; and in case such Owner or Owners shall, upon the same being offered to him, her, or them by the said Commissioners, decline or refuse to purchase the same, then and

Power to re-  
sell Pre-  
mises not  
wanted.

in every such Case, on an Affidavit being made and sworn before a Master or Masters Extraordinary of the High Court of Chancery, by some Person or Persons (not interested in the Premises), stating that such Offer was made by or on the Behalf of the said Commissioners, and that such Owner or Owners declined or refused to purchase the said Premises, such Affidavit shall, in all Courts whatsoever, be sufficient Evidence and Proof that such Offer was made, and was declined or refused by such Owner or Owners; but in case such Owner or Owners shall be desirous of re-purchasing the same, and cannot agree with the said Commissioners in regard to the Price to be paid for the Purchase thereof, then and in such Case the Price or Value thereof shall be settled and ascertained by a Jury, in like Manner as the Recompence or Satisfaction for any Hereditaments to be purchased or taken by the said Commissioners for the Purposes of this Act is hereinbefore directed to be settled and ascertained, and the Costs and Charges of ascertaining and determining the same shall be borne and paid in like Manner as hereinbefore is directed, with respect to Purchases made by the said Commissioners, *mutatis mutandis*; and all Monies to arise by any Sales which may be made by the said Commissioners of the said Premises, or any Part or Parts thereof, shall be applied to the general Purposes of this Act; but the Purchasers thereof, having paid his, her, or their Purchase Monies to the Treasurer or Treasurers of the said Commissioners, and obtained his or their Receipt or Receipts for the same, shall not be liable to see to the Application of the said Monies, or answerable or accountable for the Misapplication or Non-application of the same.

Power to  
levy a paving  
Rate.

XCIII. And in order to raise Money to defray and pay the Charges and Expences of paving, flagging, repairing, and amending the Streets, Lanes, Roads, Highways and other public Passages and Places within the said Parish; be it further enacted, That it shall be lawful to and for the said Commissioners, or any Three or more of them, and they are hereby authorized and empowered, when and so often as they shall think necessary, at any Meeting or Meetings to be holden for that Purpose, to order and direct a Rate or Rates, Assessment or Assessments to be made, charged, or levied upon the Tenant or Occupier, not exceeding Three Shillings in the Pound in any one Year, under the Name and by the Description of "The Paving Rate," on the full annual Rent or Value of all Houses, Buildings, Warehouses, Shops, Cellars, Vaults, Furnaces, Mills, Stables, Coach Houses, Counting Houses, Brewhouses, Granaries, and other Buildings and Works, Tenements and Hereditaments, already or hereafter to be erected, built, or made, or situate, standing, and being in the said Parish of *Mansfield*, and upon the several Gardens, Orchards, Paddocks, Curtilages, Yards and other Conveniences thereto adjoining or belonging, and also upon the several Lands and Grounds within the said Parish; and such Rate or Rates, Assessment or Assessments shall be made at any Time after the passing of this Act, and shall be paid to and raised, levied, and collected by any Collector or Collectors, to be appointed by the said Commissioners, and shall when collected be paid to the Treasurer or Treasurers, for the Time being, of the said Commissioners, for defraying and paying the several Charges and Expences last aforesaid; such annual Rent or Value to be from Time to Time settled, ascertained, and fixed in such Manner as the said Commissioners shall direct or appoint.

Annual  
Value to be  
settled by  
Commis-  
sioners.

XCIV. And

XCIV. And in order to raise sufficient Money to defray and pay the Charges and Expences of lighting, watching and regulating the Streets, Lanes, Roads, Passages and other public Places within the said Town, and all other the Costs, Charges, and Expences of or attending or incident to the obtaining, passing, and executing this Act, and carrying the several Powers and Purposes thereof into Execution, (save and except for paving, flagging, repairing and amending the Streets, Lanes, Roads, Highways and other public Paths and Passages within the said Parish,) and for purchasing any Messuages, Cottages, Buildings, Lands or Tenements, for the Purpose of widening or improving any Street, Lane, Road, Passage or other public Place within the said Parish as herein mentioned; be it further enacted, That it shall be lawful to and for the said Commissioners or any Three or more of them, and they are hereby authorized and empowered from Time to Time, when and so often as they shall think necessary, at any Meeting or Meetings to be holden for that Purpose, to order and direct a Rate or Rates, Assessment or Assessments to be made, assessed, charged and levied on the Tenant or Occupier, not exceeding Three Shillings in the Pound in any one Year, under the Name and by the Description of "The Lighting, Watching, and Improvement Rate," on the full annual Rent or Value of all Houses, Warehouses, Shops, Cellars, Vaults, Foundries, Furnaces, Mills, Stables, Coach Houses, Counting Houses, Brewhouses, Granaries and other Buildings, Works, or Tenements already built, erected, or made, or which shall hereafter be erected, built, or made within the said Parish of *Mansfield*, and upon the several Gardens, Yards, and other Conveniences thereto adjoining or belonging, and upon all Gardens, Orchards, Paddocks, Tenements and Hereditaments adjoining to or upon any of the Streets, Lanes, Roads, Highways, Passages or other public Places, which are already made or built, or which shall hereafter be made or built within the said Parish of *Mansfield*; and such Rate or Rates, Assessment or Assessments, shall be made at any Time after the passing of this Act, and shall be paid to, and raised, levied, and collected by any Collector or Collectors, to be appointed by the said Commissioners, and shall, when collected, be paid to the Treasurer or Treasurers for the Time being of the said Commissioners for defraying and paying the several Charges and Expences aforesaid; such annual Rent or Value to be from Time to Time settled, ascertained, and fixed in such Manner as the said Commissioners shall direct or appoint.

Power to levy  
a lighting,  
watching,  
and im-  
provement  
Rate.

XCV. Provided always, and be it further enacted, That no Person shall pay the several Rates or Assessments which shall be made by virtue of or in pursuance of this Act, who shall occupy a House or Houses of less than the yearly Value of Four Pounds, or who by reason of his or her own Poverty only is or shall be excused from paying any Rate made for Relief of the Poor of the said Parish, nor shall any Person be charged with or rated in or by any of the Rates or Assessments to be made under the Name and by the Description of "The Lighting, Watching, and Improvement Rate," for or on account of any Land whatsoever, which shall at the Time of making any such Rates or Assessments be Woodland, or used as Arable, Meadow, or Pasture Ground only, or for or in respect of any Houses or other Buildings situate within the Hamlets of *Pleasley Hill* and *Morehaigh*, or either of them within the said Parish.

Exemptions  
from Rates:

XCVI. And

Tenants to pay the whole Improvement Rate, and deduct a Third Part from the Landlord.

XCVI. And be it further enacted, That every Tenant or Occupier of Premises, rated to the said Rate or Assessment called "The Lighting, Watching, and Improvement Rate," shall first pay the whole Rate made in respect of the Premises so rated as aforesaid, in his or her Possession, by virtue of this Act, and then afterwards shall be entitled to deduct out of the Rent payable to his or her Landlord One-third Part of such Rate or Assessment.

Houses let out in Apartments, Lodgers to be deemed the Occupiers.

XCVII. And be it further enacted, That where any House, Building or Tenement, in respect whereof any Rate or Assessment shall be made as aforesaid, shall be let out in Apartments by the Lessee, Tenant, or Landlord thereof, any One or more of such Lodgers shall be deemed the Occupier or Occupiers thereof for the Purposes of this Act only; and all and every such respective Lodger or Lodgers who shall pay any such Rate or Assessment, or any Part thereof, or from whom the same or any Part thereof shall be recovered in pursuance of this Act, shall and may deduct the same from and out of the Net Rent due and payable, or to be due and payable from him, her, or them, to such respective Lessee, Tenant, or Landlord; and the Receipt for such Payment shall be a sufficient Discharge for such Lodger or Lodgers, to his, her, or their Landlord, for so much Money as he, she, or they shall pay, or as shall be levied on him, her, or them, by virtue of this Act: Provided always, that no such Lodger or Lodgers shall at any Time be required to pay, or be subject or liable to pay any greater Sum for or towards the Discharge of the same Rates or Assessments, or any of them, and Arrears thereof, than the Amount of the Rent actually due or payable by such Lodger or Lodgers to the Lessee, Tenant, or Landlord of the Premises so occupied by him, her, or them: Provided also, that in all cases where any Person shall remove from or quit any House, Building, or Tenement which shall be rated or assessed by virtue of this Act, such Person shall be liable to such Rate or Assessment in Proportion to the Time that he or she occupied the same; and in all Cases where any Person shall come into or occupy any House, Building, or Tenement, rated or assessed as aforesaid, of or from which any other Person who shall have been rated or assessed for the same shall be removed, or which at the Time of making any Rate or Assessment was empty or unoccupied, the Person coming into or occupying the same shall be liable to pay such Rate or Assessment in respect thereof, in Proportion to the Time that he or she occupied the same; which said respective Proportions, in case of Dispute, shall be settled and ascertained by the said Commissioners.

Landlord to pay the whole Rates in certain Cases.

XCVIII. Provided also, and be it further enacted, That if any Person shall, by reason of his or her Occupation of a House or Houses of less yearly Value than Four Pounds, or of his or her Poverty, as hereinbefore provided, not be liable to the Payment of the several Rates or Assessments which shall be made by virtue of or in pursuance of this Act, then the said Rates or Assessments charged or rated upon every such Person shall be wholly borne and paid by his or her Landlord, who shall be liable thereto, and subject to all and every the said Remedies for Recovery thereof, as if he was the Tenant or Occupier instead of the Person so exempted.

XCIX. And



XCIX. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered from Time to Time, by Warrant under the Hands and Seals of any Three or more of them, to appoint Two or more Inhabitants of the said Parish of *Mansfield* liable to serve Parish Offices there, and not being of the Number of the said Commissioners, to be Assessors for any Period not exceeding Two Years from the Time of their Appointment, of the several Rates or Assessments hereinbefore authorized to be made; and such Persons so from Time to Time appointed Assessors are hereby empowered and required to make and assess all such Rates and Assessments as shall be ordered and directed by the said Commissioners upon all Tenants or Occupiers of Houses, Shops, Warehouses, Cellars, Vaults, Foundries, Furnaces, Steam and other Mills, Stables, Coach Houses, Counting Houses, Brewhouses, Granaries and other Buildings, Erections, Works, or Tenements, Gardens, Yards, Orchards, Paddocks and other Conveniences, Lands, Tenements, and Hereditaments within the said Parish which shall be liable to be rated under the Directions of this Act: Provided nevertheless, that no Rate or Assessment to be made by virtue of this Act shall be valid, or of any Force or Effect, until the same shall be allowed, confirmed, and signed by Three or more of the said Commissioners; and after the said several Rates or Assessments shall respectively have been so made, allowed, confirmed and signed as aforesaid, the same shall and may respectively be demanded, collected, levied, raised, recovered, and received by such Collector or Collectors as the said Commissioners, by Warrant under the Hands and Seals of any Three or more of them, shall from Time to Time appoint for that Purpose, and who are hereby respectively invested with full Power and Authority to demand, collect, levy, raise, recover and receive the same; and if any Person who shall be appointed an Assessor of the said Rates or Assessments, or any of them, as aforesaid, shall refuse or neglect to take upon himself the Office of Assessor within Seven Days next after Notice in Writing of such Appointment, without assigning some reasonable Cause, to be allowed by the said Commissioners, for his Refusal, or if such Person who shall be so appointed as an Assessor shall refuse to be sworn, or being a Quaker, to affirm faithfully, truly, and impartially to execute such Office, every Person so neglecting or refusing shall for every such Neglect or Refusal forfeit and pay the Sum of Ten Pounds: Provided nevertheless, that no Person shall be obliged to serve the said Office of Assessor for a longer Period than Two Years together, nor be liable to be appointed to the said Office within Five Years next after his having served the same, or paid the said Penalty as aforesaid, and that no Person above the Age of Sixty Years shall be compellable to serve or undertake the said Office of Assessor as aforesaid.

Commissioners to appoint Assessors.

C. And be it further enacted, That such Assessor or Assessors shall appear at such Time and Place as the said Commissioners shall by Writing, signed by any Three or more of them, order and appoint, and shall then and there produce and deliver to the said Commissioners Two Copies or Duplicates of such Rates or Assessments, made and subscribed by such Assessor or Assessors, and shall from Time to Time, upon reasonable Notice to him or them given by the said Commissioners, attend the said Commissioners at any of their Meetings, and shall then and there explain any such Rates or Assessments.

Assessors to attend Commissioners with Duplicates of Assessments.

[Local.]

23 0

CI. Provided

Collectors to  
pay over to  
Commis-  
sioners when  
required.

CI. Provided always, and be it further enacted, That the Collector or Collectors of the said Rates shall, once at least in every Month, or oftener if required so to do by the said Commissioners, by Writing signed by their Clerk or Clerks for the Time being, pay the Money to be collected or received by virtue of this Act to the Treasurer or Treasurers for the Time being of the said Commissioners, or to such Person or Persons as the said Commissioners shall appoint to receive the same, to be applied to and for the Uses and Purposes hereinbefore mentioned; and all and every such Collector or Collectors shall, and is and are hereby required, at the Time of making every such Payment of Money as aforesaid, to deliver to the Person or Persons empowered to receive the same, true and exact Accounts of all Sums of Money received by him or them respectively, and also of such Sums of Money, Rates, or Assessments, if any, which shall remain uncollected, together with the Reason why the same have or hath not been collected, to the end that it may appear whether such Non-payment or Non-collection happened through the Insolvency of the Person or Persons rated, or through the Default of the Collector or Collectors, and no such Collector or other Officer acting in the Execution of this Act (except the Treasurer) shall at any Time retain in his or their Hands a larger Sum than Fifty Pounds for more than One Day, upon Pain of forfeiting to the said Commissioners the Sum of Ten Pounds.

Assessors or  
Collectors  
over-rating  
or misbehav-  
ing.

CII. And be it further enacted, That if any Assessor or Assessors, Collector or Collectors, shall wilfully over-rate any Person or Persons, or collect more than the respective Sum or Sums which shall have been rated or assessed as aforesaid, or shall otherwise misbehave himself or themselves in his or their respective Office or Offices, he or they shall for every such Offence or Misbehaviour forfeit and pay any Sum not exceeding Five Pounds, and also be discharged from his or their respective Office or Offices, if the said Commissioners shall think fit.

Commis-  
sioners may  
amend Rates.

CIII. And be it further enacted, That if any such Assessor or Assessors shall at any Time or Times hereafter, in any Rate or Assessment by him or them to be made by virtue or in pursuance of this Act, neglect or omit to rate or assess any Person or Persons liable to pay such Rate or Assessment, or shall in any such Rate or Assessment under-rate or over-rate any Person or Persons liable to pay any such Rate or Assessment, then and in every such Case it shall and may be lawful for the said Commissioners to rate and assess in the said Rate or Assessment such Person or Persons so omitted to be rated or assessed, and to raise or reduce such Person or Persons so under-rated or over-rated, or otherwise to amend such Rate or Assessment, in such Manner as to the said Commissioners shall seem just and reasonable; and the said Commissioners shall and may and they are hereby empowered to strike out the Name or Names of any Person or Persons whom they shall determine to be not liable to the Payment of the Rates hereby directed respectively to be raised, and that all such Additions to, or Alterations in any Rate or Assessment shall be valid and effectual to all Intents and Purposes whatsoever.

Rates how  
recovered.

CIV. And be it further enacted, That in case at any Time or Times hereafter, any Owner or Owners, or Occupier or Occupiers of any Messuage  
or

or Hereditament, situate in any Street or Place within the said Parish, for and in respect whereof he or they shall be rated or assessed, or liable to pay any Rate or Assessment made or to be made by the said Commissioners to and for the Purposes of this Act, shall refuse or neglect to pay the Money rated and assessed upon him or them respectively, or which he or they may be liable to pay by virtue of this Act, and all Arrears, it shall be lawful for any One of his Majesty's Justices of the Peace for the County of *Nottingham*, and he is hereby authorized and directed, by Writing under his Hand, on Complaint made by the Commissioners or any One or more of them, or any Officer or other Person appointed by them, to summon all and every Person and Persons who shall have refused and neglected as aforesaid, to appear at a Time and Place to be mentioned in such Summons, before such Justice, or before any Justice or Justices of the Peace for the said County, who shall be then and there present, the Collector or Collectors of such Rates or Assessments having previously made Oath that he or they had duly demanded the said Rates or Assessments, and that the same were then in Arrear and unpaid; and it shall be lawful for any Person appointed to collect and receive such Rates or Assessments, or for any of the Constables of the Parish of *Mansfield*, or for any other Person authorized by the said Commissioners, to serve all and every such Summons and Summonses upon all and every Person and Persons so refusing or neglecting to pay as aforesaid, either by delivering the same to the Person or Persons thereby intended to be summoned, or by leaving the same at his or their last or usual Place or Places of Abode, or at or on the Premises for or in respect whereof the Rate or Rates, Assessment or Assessments, mentioned in such Summons shall remain due and owing; and if any Person or Persons so summoned shall refuse or neglect to attend at the Time and Place mentioned in such Summons, or if he or they shall attend and shall not show good and sufficient Cause to such Justice or Justices as may be then and there present, that he or they is or are not chargeable with such Rate or Rates, Assessment or Assessments, then and in every such Case every such Person or Persons shall pay the Rate or Rates in respect of which such Summons was issued, and also the Costs and Charges of such Summons; and in all Cases where such Rate or Rates, Assessment or Assessments, or any of them, shall not be paid upon the Return of such Summons, it shall be lawful for the Justice who shall have signed and issued such Summons or Summonses, or who shall have directed such Summons or Summonses to be signed and issued as aforesaid, or for any other Justice of the Peace for the said County, and he is hereby authorized and required, upon Oath made before him of the due Service of such Summons or Summonses, by the Person who shall have served the same, and Proof on Oath that such Rate or Rates, Assessment or Assessments, is or are actually due and owing, to grant a Warrant under his Hand and Seal, authorizing or directing any such Person appointed to collect such Rate or Rates, Assessment or Assessments, or any Constable or other Person as aforesaid, to levy such Rate or Rates, Assessment or Assessments, and all Arrears thereof, and the said Costs and Charges of the Summons, (if the same shall not have been paid before), and the Costs and Charges of every such Warrant, and also the Costs, Charges, and Expences of executing the same, by Distress of the Goods and Chattels of the Person or Persons so neglecting or refusing; and if within Five Days next after any Distress shall be made, the said Rate or Rates, Assessment or Assessments, with all Arrears due thereon, together with

with all the said Costs and Charges for the said Summons and Warrant, and the Charges and Expences of executing the same Warrant, and of making such Distress, and of keeping Possession of such Goods and Chattels, shall not be paid, then the said Person appointed to collect as aforesaid, or the Constable or other Person authorized by the said Warrant, shall cause the said Goods and Chattels to be appraised by One or more Appraiser or Appraisers, and to be sold either on the Premises where the same shall be distrained or elsewhere, or such Part or Parts thereof, as in his or their Judgment shall be sufficient to pay the said Rate or Rates, Assessment or Assessments, together with all Arrears due thereon, and the said Costs, Charges and Expences of the said Summons, Warrant, Distress, Removal, or keeping Possession of such Goods and Chattels so distrained, and the reasonable Costs, Charges and Expences of appraising and selling the same, and shall return the Overplus (if any) to the Owner or Owners of such Goods and Chattels respectively, upon Demand thereof made by him or them; and in case no such Goods and Chattels can be found to be distrained by virtue of any such Warrant, or in case any such Goods and Chattels shall be locked up or secured, or shall be removed, so that such Person appointed to collect the said Rate or Assessment as aforesaid, or such Constable or other Person cannot distrain the same, or in case, after such Distress and Appraisement or Sale as hereinbefore are directed, the Proceeds thereof shall not be sufficient to pay such Rates or Assessments with the Arrears due thereon, and all the said Costs, Charges, and Expences as aforesaid, then and in any of such Cases, upon Information thereof given to any Justice of the Peace for the said County, it shall be lawful to and for any such Justice of the Peace, and he is hereby authorized and required, to issue a Warrant, under his Hand and Seal, for the Apprehension of any such Person or Persons making Default in the Payment of such Rates or Assessments, and the Arrears thereof, or of any Part thereof, and of such Costs, Charges and Expences, or any of them, and to commit such Person or Persons to the Common Gaol or House of Correction for the said County, there to remain, without Bail or Mainprize, for any Time not exceeding the Space of Three Calendar Months, unless such Rates or Assessments, and all Arrears thereof, and all Costs, Charges, and Expences, or so much thereof as shall remain unsatisfied by any such Distress or Distresses, or otherwise, shall be sooner paid.

Form of  
Warrant.

CV. And be it further enacted, That any Warrant of Distress for the Non-payment of any such Rates or Assessments to be made under this Act, shall be in the Words or to the Effect following :

‘ Nottingham- } TO the Collector or Collectors of the Rate for paving, &c.  
‘ shire to wit. } the Parish of *Mansfield*, in the County of *Nottingham*,  
‘ and to all Constables and other Peace Officers of the same Parish :  
‘ Whereas the under or hereafter mentioned Persons, now or late Inha-  
‘ bitants, Holders, Landlords, Tenants, Occupiers or Enjoyers of Lands,  
‘ Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults or  
‘ other Buildings Tenements or Hereditaments, or Parts of Buildings  
‘ or Tenements, within the Parish of *Mansfield* aforesaid, were and are  
‘ truly rated and assessed, or liable to the Rate and Rates duly made,  
‘ for the Purposes of an Act made in the Fourth Year of the Reign of  
‘ King *George* the Fourth, intituled [*here insert the Title of this Act*] : And  
‘ whereas the said Persons have refused or neglected to pay the several  
‘ Sums

‘ Sums of Money at and against their Names hereunder or hereafter re-  
 ‘ spectively set down, for Money due from them for or towards the Purposes  
 ‘ in the said Act mentioned; and the said several Sum and Sums are still  
 ‘ remaining due, in Arrear, and unpaid, as appeareth upon Oath to  
 ‘ One of His Majesty’s Justices of the Peace for the  
 ‘ said County; and the said several Persons having been summoned  
 ‘ to appear before me, to answer the Premises, as also appeareth to me  
 ‘ the said Justice upon Oath; and the said several Persons so sum-  
 ‘ moned, or any of them, not having shewn any sufficient Cause why  
 ‘ such Sum or Sums of Money should not be paid; these are therefore,  
 ‘ in His Majesty’s Name, to will and require you, or any of you, forth-  
 ‘ with to levy the said several Sums due from the said Persons, as here-  
 ‘ after set at and opposite to their Names respectively, by Distress and  
 ‘ Sale of their respective Goods and Chattels, such Goods and Chattels  
 ‘ being kept for the Space of Five Days before the same are sold, render-  
 ‘ ing to them respectively the Overplus, (if any,) the reasonable Charges  
 ‘ of such Distress, Sale, and Keeping, being first deducted; and if no  
 ‘ sufficient Distress can be had or taken, that then you certify the same,  
 ‘ to the End that such further Proceedings may be had therein, as to  
 ‘ the Law doth appertain; and I do hereby strictly charge and com-  
 ‘ mand all and singular the Constables and other His Majesty’s Peace  
 ‘ Officers for the said County, to be aiding and assisting in all Things  
 ‘ relating to the Premises. Given under my Hand and Seal, this  
 ‘ Day of

	Sums due.		
	£.	s.	d.
A. B. - - - - -			
C. D. - - - - -			
E. F., the Landlord for divided Premises - - - - -			
G. H., the Landlord for Houses in Street - - - - -			
E. I., Landlord or Receiver, &c., as the Case may be - - - - -			
K. L., Tenant - - - - -			

CVI. And whereas it may happen that many Persons liable to and who may be rated and assessed under this Act, may, before the Payment of the Sum which may be rated on them respectively, quit and leave their Grounds, Dwelling Houses, Shops, Warehouses, Coach Houses, Stables, Cellars, Vaults, Buildings, Tenements or Hereditaments, and remove out of the said Parish of *Mansfield*; be it therefore further enacted, That when any Person or Persons who hath or have been so rated and assessed, shall quit or be about to quit his, her, or their Lands, Grounds, Houses, Shops, Warehouses, Coach Houses, Stables, Cellars, Vaults, Buildings, Tenements or Hereditaments, before he, she, or they shall have paid such Rate or Rates, Assessment or Assessments, or such Portion or Portions thereof as may be then due or payable, or recoverable by virtue of this Act, and shall refuse to pay the same when demanded by the Collector or Collectors authorized and appointed by virtue of this Act to receive the same, then and in every such Case it shall be lawful for the said Collector or Collectors, or any One of them, (Oath or Affirmation having been made by him or them before some Justice of the Peace for the said County of *Nottingham*, that he or they

Recovery of Rates from Persons removing.

[Local.]

hath

hath or have cause to suspect that such Person or Persons is or are removing, or hath or have removed his, her, or their Goods and Chattels,) by Warrant under the Hand and Seal or Hands and Seals of any One or more of His Majesty's Justices of the Peace in and for the said County, (which Warrant such Justice or Justices is or are hereby authorized and required to grant immediately); and in case such Person or Persons shall have removed, such Warrant being backed or countersigned by some Magistrate of the County, Riding, City or Liberty to which such Person, or Persons shall have removed (which Warrant such Magistrate is hereby required to back or countersign), to distrain the Goods and Chattels of such Person or Persons so refusing or neglecting to pay the said Rates or Assessments, or Portion or Portions thereof, or any of them, wherever such Goods or Chattels may be, and to sell such Goods and Chattels, rendering the Overplus (if any), after having deducted the reasonable Costs, Charges, and Expences attending such Distress and Sale, upon Demand, to the Owner or Owners of such Goods and Chattels respectively.

Persons  
aggrieved  
may appeal  
against Rate.

CVII. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Rate or Assessment which shall be made in pursuance of this Act, such Person or Persons having first paid such Rate or Assessment, shall or may apply for Relief in the Premises to the said Commissioners, at their First or Second Meeting to be holden next after he, she, or they shall have paid the same; and the said Commissioners are hereby authorized and empowered, if they shall think such Person or Persons aggrieved, to give such Relief in the Premises as to them shall seem reasonable; and if any Person or Persons shall be dissatisfied with the Order or Determination of the said Commissioners thereupon, then such Person or Persons may appeal against such Order or Determination to the General Quarter Sessions of the Peace for the said County of *Nottingham*, or some Adjournment thereof, within the Time and in Manner hereinafter directed in that Behalf.

Rates may  
be inspected,  
&c.

CVIII. And be it further enacted, That Duplicates of all Rates and Assessments made or assessed by virtue of this Act shall be deposited with the Clerk or Clerks of the said Commissioners, who shall permit any Person rated by virtue of this Act, or any Creditors on any of the said Rates or Assessments, to inspect the same at all seasonable Times upon Payment of One Shilling each Time; and such Clerk or Clerks shall, within Seven Days after Demand, deliver a true Copy of such Rates or Assessments, or any of them, or of any Part thereof, to any Person rated as aforesaid, or any such Creditor on the said Rates, being first paid for the making of such Copy after the Rate of Four-pence for every Seventy-two Words or Figures thereof.

Power to  
mortgage  
Rates.

CIX. And for the more speedily enabling the said Commissioners to discharge the Costs, Charges, and Expences of and attending and incident to the obtaining and passing of this Act, and of executing the several Powers thereby vested in them; be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, from Time to Time, when and so often as they shall think it expedient,

expedient, to borrow and take up at Interest any Sum or Sums of Money, not exceeding in the whole the Sum of Sixteen thousand Pounds, upon the Credit of the said Rates or Assessments hereby authorized to be made and collected, under the Name and by the Description of "The Lighting, Watching, and Improvement Rate," and by any Writing or Writings under the Hands and Seals of the said Commissioners, or any Three or more of them, to mortgage, grant, or assign the same last-mentioned Rates or Assessments, 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 such Interest as the said Commissioners and the Parties lending such Money shall agree upon; and the Charges and Expences of such Security or Securities respectively shall be from Time to Time defrayed by the said Commissioners out of the Money advanced upon each respective Security; and every such Mortgage or Security shall be in the Words or to the Effect following; (that is to say),

‘ BY virtue of an Act passed in the Fourth Year of the Reign of King  
 ‘ George the Fourth, intituled *An Act* [*here set forth the Title of this*  
 ‘ *Act,*] we whose Names and Seals are hereunto subscribed and set,  
 ‘ being of the Commissioners acting in the Execution of the said  
 ‘ Act, in Consideration of the Sum of advanced and lent by  
 ‘ upon the Credit and for  
 ‘ the Purposes in the said Act set forth and paid by him, [*or her, or*  
 ‘ *them, as the Case may be,*] to the Treasurer of the said Commissioners,  
 ‘ do hereby grant and assign unto the said [*or to his, her,*  
 ‘ *or their Trustee or Trustees, as the Case may be,*] his [*her or their*]  
 ‘ Executors, Administrators, and Assigns, such Proportion of the Rates  
 ‘ or Assessments authorized by the said Act to be raised, levied, and  
 ‘ collected under the Name and by the Description of "The Lighting,  
 ‘ Watching, and Improvement Rate," as the said Sum of  
 ‘ doth or shall bear to the whole Sum to be borrowed upon the Credit of  
 ‘ the same Rates and Assessments, to be had and holden from the Day of  
 ‘ the Date of these Presents, until the said Sum of with  
 ‘ Interest for the same, after the Rate of *per Centum per Annum,*  
 ‘ shall be fully paid and satisfied. In Witness whereof we have hereunto  
 ‘ set our Hands and Seals, the Day of in  
 ‘ the Year of our Lord

And all such Mortgages or Securities shall be good, valid, and effectual in the Law, and shall be numbered, commencing with No. 1., and so proceeding in Arithmetical Progression ascending, whereof the common Exception and Difference shall always be One.

CX. Provided always, and be it further enacted, That in case the said Commissioners shall think it advisable and more advantageous to raise all or any Part of the said Sum of Sixteen thousand Pounds hereinbefore authorized to be raised, by granting of Annuities for Life or Lives, it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, by Writing under the Hands and Seals of any Three or more of them, to grant an Annuity or Annuities to any Person or Persons who shall advance and pay into the  
 Hands

Power to  
 raise Money  
 by Annuity.

Hands of the Treasurer or Treasurers to the said Commissioners, such Sum or Sums of Money as to the said Commissioners shall seem right and proper for the absolute Purchase of any Annuity or Annuities, to be paid or payable during the natural Life or Lives of every such Person or Persons, or the Life or Lives of any Nominee or Nominees of such Person or Persons, either with or without Benefit of Survivorship, so that no such Annuity do exceed the Rates hereinafter mentioned; and the Expences of every such Grant or Annuity shall be defrayed by the said Commissioners out of the Money so advanced, and the Grant of every such Annuity shall be in the Words or to the Effect following; (that is to say),

‘ WE of the Commissioners appointed by or in pursu-  
 ‘ ance of an Act passed in the Fourth Year of the Reign of His  
 ‘ Majesty King *George* the Fourth, intituled *An Act* [*here set forth the*  
 ‘ *Title of the Act*] in Consideration of the Sum of  
 ‘ paid by to the Treasurer of the said Commis-  
 ‘ sioners, for the Purposes in the said Act set forth, do hereby grant unto  
 ‘ the said and his, or her, or their Assigns [*or, if by Sur-*  
 ‘ vivorship, unto the said and to the Survivor  
 ‘ and Survivors of them] an Annuity or yearly Sum of  
 ‘ to be paid out of the Rates or Assessments authorized to be raised and  
 ‘ collected by virtue of the said Act, under the Name and by the De-  
 ‘ scription of “The Lighting, Watching, and Improvement Rate;”  
 ‘ which Annuity or yearly Sum of shall  
 ‘ be paid to the said or his [*her or their*]  
 ‘ Assigns, during the Term of his [*or her*] natural Life [*or, if by Sur-*  
 ‘ vivorship, unto and amongst them, the said  
 ‘ and the Survivor and Survivors of them] by Four equal  
 ‘ Payments; upon the Day of the  
 ‘ Day of the Day of and the  
 ‘ Day of in every Year; and the First  
 ‘ Payment thereof to be made upon the Day of  
 ‘ next ensuing the Date of these Presents. In Wit-  
 ‘ ness whereof we have hereunto set our Hands and Seals, the  
 ‘ Day of in the Year of our Lord

And every such Grant shall be good, valid, and effectual in the Law, any Law or Statute to the contrary thereof notwithstanding; and all Annuities to be granted as aforesaid shall be and are hereby charged upon, and shall be paid and payable free from all Charges and Deductions, by the Treasurer or Treasurers to the said Commissioners for the Time being, out of such of the said Rates or Assessments hereby authorized to be raised and collected, as in such Grant shall be mentioned and set forth.

Restrictions  
as to Grants  
of Annuities.

CXI. And for preventing any improvident Grants of Annuities under this Act, be it further enacted, That no Annuity shall be granted by virtue of this Act, for any single Life, at a higher Rate than the following; (that is to say), when the Age of the Annuitant, or Person for whose Life the Annuity shall be granted, shall not exceed Thirty-five Years, the Annuity to be granted shall not exceed the Rate of Eight Pounds Three Shillings for each Hundred Pounds of the Consideration Money paid for the Purchase thereof; when the Age of such Person shall not exceed  
Forty



Forty Years, the Annuity to be granted shall not exceed the Rate of Eight Pounds Ten Shillings for each Hundred Pounds of such Consideration Money; when the Age of such Person shall not exceed Forty-five Years, the Annuity shall not exceed the Rate of Nine Pounds for each Hundred Pounds of the Consideration Money; when the Age of such Person shall not exceed Fifty Years, the Annuity shall not exceed the Rate of Nine Pounds Twelve Shillings for each Hundred Pounds of the Consideration Money; when the Age of such Person shall not exceed Fifty-five Years, the Annuity shall not exceed the Rate of Ten Pounds Eight Shillings for each Hundred Pounds of the Consideration Money; when the Age of such Person shall not exceed Sixty Years, the Annuity shall not exceed the Rate of Eleven Pounds Eight Shillings for each Hundred Pounds of the Consideration Money; when the Age of such Person shall not exceed Sixty-Five Years, the Annuity shall not exceed the Rate of Twelve Pounds Seventeen Shillings for each Hundred Pounds of the Consideration Money; when the Age of the Person shall not exceed Seventy Years, the Annuity shall not exceed the Rate of Fifteen Pounds One Shilling for each Hundred Pounds of the Consideration Money; and when the Age of such Person shall not exceed Seventy-five Years, the Annuity shall not exceed the Rate of Eighteen Pounds Ten Shillings for each Hundred Pounds of the Consideration Money.

CXII. And be it further enacted, That it shall be lawful for the Persons entitled to any of the Securities for the Money to be borrowed on Interest as aforesaid, or to be raised by the granting of Annuities as 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 may be in the Words or to the Effect following; that is to say,

Power of transferring Mortgages and Grants of Annuities.

‘ I being entitled to the Sum of  
 ‘ [or an Annuity of ] secured to me, my  
 ‘ Executors, Administrators, and Assigns, by virtue of an Assignment  
 ‘ [or Grant of an Annuity or Assignment of the original Grant, as  
 ‘ the Case may be] bearing Date the Day of  
 ‘ , under the Hands and Seals of of the Com-  
 ‘ missioners acting in Execution of an Act passed in the Fourth Year  
 ‘ of the Reign of King George the Fourth, intituled [here set forth the  
 ‘ Title of this Act], upon the Credit of the Rates or Assessments  
 ‘ authorized to be raised and collected by virtue of the said Act, under  
 ‘ the Name and by the Description of “The Lighting, Watching, and  
 ‘ Improvement Rate,” do hereby transfer all my Right and Title in and  
 ‘ to the same Sum [or Annuity], and all Interest and other Money now  
 ‘ due and arising thereon, unto his Executors,  
 ‘ Administrators, and Assigns. Dated the Day of  
 ‘ in the Year of our Lord One thousand eight hundred  
 ‘ and

CXIII. And be it further enacted, That the several Persons to whom any such Mortgages, or any such Grants of Annuities shall have been made, shall be severally entitled to their respective Quota of the said Rates and Assessments respectively, in proportion to the annual Amount of the

No Preference in Payment of Mortgages and Annuities.

[Local.]

23 Q

Interest

Interest of the Monies borrowed on Mortgage, and the annual Amount of the said Annuities, without any Preference by reason of the Priority in Date of any such Mortgage or Grant, or on any other Account whatsoever.

Register  
Book to be  
kept.

CXIV. And be it further enacted, That a Book shall be provided by the said Commissioners, and kept by their Clerk or Clerks, in which Book shall be entered and registered Copies of all Mortgages and Grants of Annuities made in pursuance of this Act, and of every Transfer thereof, which Book shall be open to the Inspection of the several Holders of Mortgages and Grants of Annuities made by virtue of this Act, and their respective Executors, Administrators, and Assigns, at all reasonable Times without Fee or Reward; and for the Entry of every such Transfer the Clerk or Clerks shall be paid by the Person or Persons to whom such Transfer shall be made, the Sum of Four Shillings and no more; and every such Transfer after such Entry as aforesaid, but not before, shall entitle the Person to whom the Transfer shall be made, and his or her Executors, Administrators, and Assigns, to the Benefit of the Security thereby transferred.

Money may  
be borrowed  
at lower In-  
terest, to  
pay off exist-  
ing Mortga-  
ges.

CXV. And be it further enacted, That in case the said Commissioners shall at any Time be able to borrow or take up any Sum or Sums of Money at a lower Rate of Interest than shall happen to be payable upon any of the original or other Mortgages which may have been granted by the said Commissioners, and which may happen to be then existing, it shall be lawful for the said Commissioners, from Time to Time, to charge the said Rates or Assessments in manner aforesaid with any Sum or Sums of Money so borrowed at such lower Rate of Interest, and the Interest thereof, at such lower Rate as aforesaid, and therewith to pay off and discharge any of the said original and other Mortgages bearing a higher Rate of Interest, according to the Directions and Regulations hereinafter prescribed for paying off Mortgages.

Provision for  
Payment of  
Mortgages  
by Ballot.

CXVI. And in order that no undue Preference may be given in paying off the aforesaid Mortgages, be it further enacted, That when and so often as the said Commissioners shall, under the Provisions of this Act, be enabled and think it expedient to pay off One or more of the said Mortgages, they shall cause the several Numbers of all the Mortgages granted and then in force to be written upon distinct Pieces of Paper, of an equal Size, and all such Papers shall be rolled up in the same Form, and be put into a Box, and the Clerk or Clerks of the said Commissioners shall, in the Presence of Five or more of the said Commissioners, draw separately out of the said Box One of the said Numbers for each Mortgage then intended to be paid off by the said Commissioners, and thereupon the Mortgage or Mortgages corresponding with the Number or Numbers which shall be so drawn shall be accordingly paid off by the said Commissioners; and after every such Ballot the said Commissioners shall cause Notice, signed by their Clerk or Clerks, 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

of Three 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 Three 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 Three Calendar Months, shall nevertheless be payable on Demand.

CXVII. And be it further enacted, That all the Monies which shall hereafter be raised by virtue of this Act, from and by the several Rates and Assessments hereinbefore authorized to be assessed and levied under the Name and by the Description of "The Paving Rate," shall be and the same are hereby vested in the said Commissioners, and the same shall from Time to Time and at all Times be paid, applied, and disposed of by and under the Orders of the said Commissioners in and for the paying and defraying the Charges and Expences of paving, flagging, repairing, amending, cleansing, widening, fencing and improving the Streets, Lanes, Roads, and other public Highways, Paths, and Passages within the said Parish of *Mansfield*, the present and future Tunnels, Gutters, Sinks, Drains, Sewers and Watercourses in or belonging thereto, and such Sum and Sums of Money as from Time to Time shall be agreed upon or ordered to be paid to the Trustees or Treasurers of any Turnpike Road, whereof any Part shall lie or be situated within the said Parish of *Mansfield*, as a Composition for the Statute Duty otherwise to be done and performed upon any such Turnpike Road, and to or for no other Use, Intent, or Purpose whatsoever.

Application  
of Paving  
Rate.

CXVIII. And be it further enacted, That all the Monies which shall be raised by virtue of this Act, from and by the Rates and Assessments hereinbefore authorized to be assessed and levied under the Name and by the Description of "The Lighting, Watching, and Improvement Rate," and all the Monies which shall be borrowed on Mortgage of the same Rates and Assessments, or received from the Sale of Annuities to be granted out of the same, and all the Monies which are herein directed to be applied to the general Purposes of this Act, in regard to the Disposal of which no specific Directions are herein given, shall be and the same are hereby vested in the said Commissioners, and the same shall from Time to Time and at all Times be paid, applied, and disposed of by and under the Order of the said Commissioners in Manner following; (that is to say), in the first Place, in paying and defraying the Costs, Charges, and Expences of applying for or incident to the obtaining and passing of this Act, and of lighting, watching, and regulating the Streets, Lanes, Roads, Passages and other public Places within the said Town, in the Manner hereby directed, and for paying the Purchase Monies for, and the Costs, Charges, and Expences of and attending or incident to the purchasing of, any Houses, Buildings, Lands, Tenements or Hereditaments, or any Estate, Right, or Interest of or in any Houses, Buildings, Lands, Tenements or Hereditaments, or any Part thereof, which by this Act are authorized to be purchased, and all other, Costs, Charges, and Expences relating or incident to the Execution of this Act, and the Powers and Authorities hereby given and granted to the said Commissioners, and in and for paying the annual Interest of the

Application  
of the Light-  
ing, Watch-  
ing and Im-  
provement  
Rate.

principal

principal Monies to be borrowed on the Credit of such Rates and Assessments, and all Annuities which may be granted thereon by virtue of this Act, and in and for paying off the principal Monies to be borrowed as last aforesaid, and in and for carrying the Intents and Purposes of this Act into full and complete Execution in other respects, or in or for any of the aforesaid Purposes, and for no other Use, Intent, or Purpose whatsoever : Provided always, that in case any Person or Persons shall advance, or lend and pay any Monies for or towards defraying the Expences of applying for and obtaining this Act, such Person or Persons shall be repaid such Money, with lawful Interest for the same, from the respective Times of advancing and lending the same, out of the Money which shall be first raised under and by virtue of this Act : Provided nevertheless, that no Part of the Monies which shall come to the Hands of the Commissioners by virtue of this Act, under the Name or by the Description of "The Lighting, Watching, and Improvement Rate," shall be disposed of or applied in defraying the Expences of paving, flagging, repairing, amending and fencing the Streets, Lanes, Roads or other public Places or Passages within the said Parish.

Treasurer  
not to pay  
without an  
Order.

CXIX. And be it further enacted, That all Monies whatsoever which shall be raised and collected by Order of the said Commissioners by or from any of the aforesaid Rates or Assessments, or which shall be by them borrowed on Mortgage, or received on the Sale of Annuities for the Purposes of this Act, or which shall be otherwise payable to them under any of the Provisions of this Act, shall from Time to Time be paid into the Hands of the Treasurer or Treasurers of the said Commissioners for the Time being ; and no Sum or Sums of Money shall be disbursed or paid by such Treasurer or Treasurers of the said Commissioners, on behalf or on the Account of the said Commissioners, without an Order in Writing, signed at a Meeting of the said Commissioners to be held in pursuance of this Act, by the Chairman of such Meeting for the Time being.

Process on  
laying In-  
formations  
against Of-  
fenders.

CXX. And be it further enacted, That the Surveyors, Collectors, and Assessors for the Time being of the said Commissioners shall, and they are hereby respectively directed and expressly enjoined to search for and enquire and examine into, and also upon any Complaint to be made by any Inhabitant of the Parish of *Mansfield* aforesaid, forthwith personally to view and inspect all Nuisances, Annoyances, Obstructions, and other Offences, done, committed, or suffered contrary to any of the Provisions of this Act ; and in case of any such Nuisance, Annoyance, Obstruction, or other Offence, to lay an Information or Informations against the Offender or Offenders, before any Justice or Justices of the Peace for the said County of *Nottingham*, in order that such Offender or Offenders may be dealt with for the same according to the Powers and Provisions of this Act ; and if any such Surveyor, Collector, or Assessor shall wilfully neglect, or refuse to search for and enquire and examine into such Nuisances, Annoyances, Obstructions or other Offences as aforesaid, or after any such Complaint made to him as aforesaid, personally to view or inspect the Matters of such Complaint, or shall neglect or refuse to lay any such Information or Informations against any such Offender or Offenders as aforesaid, then and in every such Case such Surveyor, Collector, or Assessor, so refusing or neglecting, shall forfeit and pay for

for every such Refusal or Neglect, any Sum not exceeding the Sum of Five Pounds.

CXXI. Provided always, and be it further enacted, That on any Appeal from or against any Rate or Assessment, to be made in pursuance of, or for any of the Purposes mentioned in this Act, the Justices of the Peace, at the General Quarter Sessions of the Peace to which such Appeal shall happen to be made, shall and may alter and amend any such Rate or Assessment, in such Manner as they shall think necessary for giving Relief to any Party or Parties injured or aggrieved thereby, without quashing or altering such Rate or Assessment with respect to any other Persons mentioned in the same; but if upon any such Appeal it shall by such Justices be thought necessary to set aside the whole Rate or Assessment, then and in such Case it shall be lawful for such Justices so to do, and to order a new Rate or Assessment to be made in the Manner hereinbefore directed.

Justices on Appeal may alter and quash Rates.

CXXII. Provided always, and be it further enacted, That when and as often as any Sum or Sums of Money shall be directed or ordered to be paid by any Justice or Justices of the Peace, in pursuance of the Directions of this Act, as or by way of Compensation or Satisfaction for any Materials, Costs, Damages, Spoil or Injury, of any Nature or Kind whatsoever, taken, incurred, done or committed by the said Commissioners, or any Person or Persons acting by or under their Authority, and such Sum or Sums of Money shall not be paid by the said Commissioners to the Party or Parties entitled to receive the same, within Ten Days after Demand in Writing shall have been made, stating the Order of such Justice or Justices, from the Clerk to the said Commissioners, or their Treasurer or Treasurers, in pursuance of the Direction or Order made by such Justice or Justices, then and in such Case the Amount of such Compensation or Satisfaction shall and may be levied and recovered by Distress and Sale of the Goods and Chattels vested in the said Commissioners by virtue of this Act, or of the Goods and Chattels of their Treasurer or Treasurers for the Time being, under a Warrant to be issued for that Purpose by such Justice or Justices of the Peace, which Warrant any such Justice or Justices is and are hereby authorized and required to grant, under his Hand and Seal or their Hands and Seals, on Application made to him or them for that Purpose, by the Party or Parties entitled to receive such Sum or Sums of Money, as or by way of Compensation or Satisfaction for any such Materials, Costs, Damages, Spoil or Injury as aforesaid; and in case any Overplus shall remain after Payment of such Sum or Sums of Money, and the Costs and Expences of hearing and determining the Matter in Dispute, and also the Costs and Expences of such Distress and Sale, then and in such Case such Overplus shall be returned on Demand to the said Commissioners, or to their Treasurer or Treasurers for the Time being, as the Case may be: Provided always, that every such Treasurer or Treasurers shall and may retain out of any Monies which may come into his or their Hands in pursuance of this Act, all such Sum or Sums of Money, Costs and Expences, as he or they shall pay, bear, or be put unto by reason of such Order, to be made by such Justice or Justices as aforesaid.

In case of Non-payment of Compensation for Materials.

Recovery  
and Appli-  
cation of  
Penalties.

CXXIII. And be it further enacted, That all Offences whatsoever, which by virtue or under the Authority of this Act, or by or under any Bye-Law, Rule, Order or Regulation to be made in pursuance or by the Authority of this Act, are or shall be subject to, or punishable with any pecuniary Penalties, Fines or Forfeitures, for the Recovery of which no express Provision is hereinbefore made, shall and may in every Case be heard, adjudged, and determined by or before any Justice or Justices of the Peace in and for the County of *Nottingham*, in a summary Way, upon Information or Complaint made and exhibited in Writing (and which shall in every Case be made and exhibited within Six Calendar Months at farthest next after the committing of such Offences respectively, and not afterwards); and upon any such Information or Complaint as aforesaid, the said Justice or Justices shall examine into the Matter thereof; and if upon the Confession of the Party or Parties accused, or on the Oath of any One or more credible Witness or Witnesses, the Party or Parties accused shall be convicted of having committed such Offence or Offences, then and in every such Case the Penalty or Penalties, Fine or Fines, Forfeiture or Forfeitures, hereby made payable in respect of such Offence or Offences, together with the Costs of Conviction to be ascertained by such Justice or Justices, shall be forthwith paid by the Party or Parties so convicted as aforesaid; and in case such Party or Parties so convicted shall refuse or neglect to pay the same forthwith, then, except in Cases otherwise provided by this Act, the same shall and may, by Warrant or Warrants under the Hand and Seal or Hands and Seals of any such Justice or Justices, (which he and they is and are hereby empowered and required to grant,) be levied and recovered, together with the Costs of Conviction and Recovery thereof, to be ascertained by such Justice or Justices, by Distress and Sale of the Goods and Chattels of such Offender or Offenders, rendering the Overplus of the Money arising by such Sale, if any, to the Party or Parties whose Goods and Chattels shall be so distrained, one Moiety of which Penalties not herein directed to be otherwise applied shall be paid to the Informer, and the other Moiety shall be paid to the Overseers of the Poor of the said Parish of *Mansfield*, for the Benefit of the Poor of the said Parish; and it shall and may be lawful for the said 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 or Warrants of Distress, unless the said Offender or Offenders shall give sufficient Security, to the Satisfaction of such Justice or Justices, for his, her, or their Appearance before the said Justice or Justices, on such Day or Days as shall be appointed for the Return of such Warrant or Warrants of Distress, such Day or Days not being more than Five 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 or Warrants it shall appear that no sufficient Distress can be had whereupon to levy the said Penalty or Penalties, Fine or Fines, Forfeiture or Forfeitures, and such Costs as aforesaid, and the same shall not be forthwith paid, then it shall be lawful for the said Justice or Justices, and he and they is and are hereby required and empowered, by Warrant or Warrants under his Hand and Seal or their Hands and Seals, to commit such Offender or Offenders to the House of Correction for the said County of *Nottingham*, there to remain without Bail or Mainprize for any  
Time

Time not exceeding Three Calendar Months, or until such Offender or Offenders shall have fully paid such Penalty or Penalties, Fine or Fines, Forfeiture or Forfeitures, and all Costs and Charges attending such Proceedings as aforesaid, to be ascertained by such Justice or Justices, or shall otherwise be discharged by due Course of Law.

CXXIV. And be it further enacted, That it shall and may be lawful for any of the said Commissioners, or for any of their Collectors, Surveyors, or other Officers, and such Person or Persons as they or any of them shall call to their Assistance, without any Warrant or other Authority than this Act, to seize and detain any Person or Persons (being unknown to such Commissioners, Collectors, Surveyors or Officers,) who shall commit any Offence or Offences against this Act, and to deliver him, her, or them into the Custody of any Peace Officer, in order to be secured and conveyed before any Justice or Justices of the Peace for the County of *Nottingham*, near to the Place where the Offence or Offences shall be committed; and such Justice and Justices is and are hereby required to proceed and act with respect to such Offender or Offenders according to the Provisions of this Act.

For securing transient Offenders.

CXXV. And for the more easy Conviction of Offenders against this Act, or against any Bye Law, Rule, Order or Regulation to be made in pursuance or by the Authority of this Act, be it further enacted, That a Conviction in the Form or to the Effect following shall be good; (that is to say),

Form of Conviction.

County of } BE it remembered, That on the  
*Nottingham* } Day of \_\_\_\_\_ in the Year of our Lord  
 to wit. } is [*or are, as the Case may be,*] convicted before  
 me, [*or us, as the Case may be,*] of His  
 Majesty's Justices for the said County, of having [*here state the*  
*Offence, and the Time and Place when and where the same was com-*  
*mited,*] contrary to an Act of Parliament, [*or, contrary to a Bye*  
*Law duly made in pursuance of an Act of Parliament, as the Case may*  
*be,*] passed in the Fourth Year of the Reign of His Majesty King  
*George the Fourth, intituled, [here set forth the Title of this Act,]* for  
 which Offence I [*or we, as the Case may be,*] do adjudge the said  
 to have forfeited the Sum of  
 [*here state the Amount of the Penalty, Fine, or Forfeiture for the Offence*]  
 according to the said Act of Parliament, [*and in any Case where the*  
*Justice or Justices may see cause to mitigate the Penalty, here insert,*  
 and I, *or we,* the said Justice or Justices seeing cause to mitigate and  
 lessen the said Penalty, do, according to the Provisions of the said Act of  
 Parliament, mitigate and lessen the same to the Sum of \_\_\_\_\_ ]  
 which said Sum of \_\_\_\_\_ [*here insert the*  
*Amount of the Penalty, or mitigated Penalty, as the Case may be,*]  
 is to be distributed and applied in manner following; that is to say,  
 [*here state in what Proportion, if distributable, and to whom the*  
*Conviction Money is to be paid,*] according to the Provisions of the said  
 Act of Parliament. Given under my Hand and Seal, [*or, our Hands*  
 and Seals, *as the Case may be,*] the Day and Year first above  
 written.

CXXVI. And

Witnesses  
not appear-  
ing, or refus-  
ing to be  
examined.

CXXVI. And be it further enacted, That if any Person shall be summoned as a Witness to give Evidence before any Justice or Justices of the Peace, touching any Matter contained in any Information or Complaint for any Offence against this Act, or against any such Bye-Law Rule, Order or Regulation as aforesaid, either on behalf of the Prosecution, or on behalf of the Person or Persons accused, and shall refuse or neglect to appear at the Time and Place to be for that Purpose appointed, after having been paid or tendered a reasonable Sum of Money for his or her Costs and Expences, without a satisfactory Excuse being given for such Non-appearance, or appearing shall refuse to be examined upon Oath or Affirmation, or to give Evidence touching the Matter in question, before such Justice or Justices, then and in every such Case every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding the Sum of Ten Pounds, to be recovered as other Fines and Penalties are by this Act recoverable.

Justices em-  
powered to  
administer  
Oaths.

CXXVII. And be it further enacted, That in all Cases where the Provisions of this Act direct or require the Oath or Affirmation of any Witness or Witnesses to be had or taken in any Proceeding or Proceedings before any Justice or Justices of the Peace, it shall be lawful for any Justice or Justices of the Peace, and he and they is and are hereby respectively authorized and required to administer such Oath or Affirmation.

Persons pay-  
ing Rates,  
&c. may be  
Witnesses.

CXXVIII. And be it further enacted, That no Person shall be disqualified from being a competent Witness, and from being admitted to give Evidence in any Information, Prosecution, Appeal, Cause or Proceeding whatsoever relating to the Execution of this Act, or any Bye Law, Order, or Determination made in pursuance thereof, by reason of paying or being charged with or liable to pay any of the Rates or Assessments hereby authorized to be made, or any other Rate or Assessment within the said Parish, or being one of the Commissioners for putting this Act into Execution, or holding any Office under the said Commissioners.

Distress not  
to be avoided  
for want of  
Form.

CXXIX. And be it further enacted, That where any Distress shall be made for any Sum or Sums of Money to be levied 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 of Form in such Distress, or in any Proceeding relating thereto, nor a Trespasser or Trespassers, *ab initio*, on account of any subsequent Irregularity in the prosecuting of such Distress, but the Person or Persons aggrieved by such Irregularity may recover Satisfaction for special Damages in an Action upon the Case.

Proceedings  
not to be  
quashed for  
want of  
Form, nor  
removed by  
Certiorari.

CXXX. And be it further enacted, That no Order, Verdict, Rate, Assessment, Judgment, Conviction or other Proceeding touching or concerning any Offence against this Act, or against any Bye-Law made by Authority thereof, shall be quashed or vacated for want of Form only, or be removed or removable by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*, or elsewhere; any Law or Statute to the contrary thereof in anywise notwithstanding.

CXXXI. And



CXXXI. And be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action to be commenced against any Person or Party for any thing done in pursuance of this Act, unless Notice in Writing shall have been given to the Defendant or Defendants Twenty-one Days before such Action shall be commenced, of such intended Action, signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff or Plaintiffs recover in any such Action, if Tender of sufficient Amends shall have been made to him, her, or them, or his, her, or their Attorney, by or on the Behalf of the Defendant or Defendants, before such Action brought; and in case no such Tender shall have been made, it shall be lawful for the Defendant or Defendants in any such Action, by Leave of the Court, after such Action shall have been brought, at any Time before Issue joined to pay into Court such Sum of Money as he, she, or they shall think fit, whereupon such Proceedings, Order, and Judgment shall be made and given in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Plaintiffs not to recover without Notice, or after Tender of Amends.

CXXXII. 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 to be done in pursuance or under the Authority of this Act, after the Expiration of Six Calendar Months next after the Fact committed, or the Cause of Action ceased and determined, except as may be herein otherwise directed; and all such Actions and Suits shall be laid and tried in the County where the Cause of Action shall have arisen, and not elsewhere, and the Defendant or Defendants in any such Action or Suit may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial which shall be had thereupon, and that the Matter or Thing for which such Action or Suit shall be so brought was done in pursuance and by the Authority of this Act; and if upon such Trial such Matter or Thing shall appear to have been so done, and if such Action or Suit shall have been brought before Twenty-one Days Notice shall have been given, or after sufficient Satisfaction shall have been made or tendered as aforesaid, or after the Time hereinbefore limited for bringing the same, or if the same shall be brought in any other County or Place than as aforesaid, or if such Action shall be proceeded in after sufficient Money shall have been paid into Court as hereinbefore authorized, then and in any of the said Cases the Jury shall find a Verdict for the Defendant or Defendants; and upon such Verdict being given, or if the Plaintiff or Plaintiffs shall become nonsuited or suffer a Discontinuance of such Action or Suit after the Defendant or Defendants shall have appeared thereto, or if, upon Demurrer or otherwise, Judgment shall be given against the Plaintiff or Plaintiffs, then and in every such Case the Defendant or Defendants shall have Treble Costs, and shall have such and the like Remedy for recovering the same as any Defendant hath for recovering Costs of Suit in any other Cases by Law: Provided nevertheless, that in the Case of paying Money into Court as aforesaid, the Defendant or Defendants shall be entitled to treble Costs from the Time of such Payment only.

Limitation of Actions.

CXXXIII. Provided always, and be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Rate or Assessment made and assessed under or by virtue of this Act, or by any Determination or Judgment made or given by any Justice or

Appeal to the General Quarter Sessions.

[Local.]

Justices of the Peace in pursuance of this Act, or by any Order, Regulation, Bye Law, or Rule made by virtue of this Act, or by any other Matter or Thing made or done in pursuance of this Act, (except in Cases where the Verdicts or Inquisitions of Juries are directed to be taken), he, she, or they may, within Six Calendar Months next after the cause of Complaint shall have arisen, appeal to the Justices of the Peace at some General Quarter Sessions of the Peace, or some Adjournment thereof, to be holden for the said County of *Nottingham*, or other County or Place where the Cause or Matter of Appeal shall arise, the said Party or Parties, Appellant or Appellants, having given at least Fourteen clear Days Notice in Writing, of his, her, or their Intention of making such Appeal, and of the Matter and Cause thereof, to the Party or Parties against whom such Appeal shall happen to be made, or whose Interest may be affected by such Appeal, except where the Appeal shall be made against any such Rate or Assessment as aforesaid, or against any other Matter or Thing made or done by the said Commissioners, or by any Justice or Justices of the Peace, and then to the Clerk or Clerks of the said Commissioners, and within Four Days next after such Notice, causing Recognizances to be entered into before some Justice of the Peace for the said County of *Nottingham*, or other such County or Place as aforesaid, by Two sufficient Persons, in the Sum of Twenty Pounds each, conditioned for the Party or Parties, Appellant or Appellants, to try such Appeal, and abide the Order and Award of the Justices at such Sessions thereon, and to pay such Costs as shall be awarded at such Sessions; and thereupon the Justices present at any such Sessions, upon due Proof upon Oath of such Notice and Recognizances having been given and entered into as aforesaid, shall hear and finally determine the Cause and Matter of such Appeal in a summary Way; and the said Justices shall have Power to award such Restitution, Damages, and Costs to the Party or Parties appealing or prosecuting such Appeal, or such Costs to the Respondent or Respondents, Party or Parties defending such Appeal, as the said Justices shall think proper; and all such Orders and Determinations of the said Justices at such Sessions shall be final, binding, and conclusive upon all Parties to all Intents and Purposes whatsoever.

Persons giving false Evidence be punished.

CXXXIV. And be it further enacted, That if any Witness or Witnesses who shall be examined by or before any Justice of the Peace, or otherwise under this Act, upon Oath, shall wilfully and corruptly give false Evidence, and shall be thereof convicted, he, she, or they so giving false Evidence shall be subject to the same Punishment as Persons convicted of Perjury.

Expences of the Act.

CXXXV. And be it further enacted, That the Costs, Charges and Expences of obtaining and passing this Act, and incident thereto, and the Interest of the Money which shall have been advanced for those Purposes, shall be paid and discharged by the Commissioners aforesaid, by and out of the first Monies hereby authorized to be raised by them.

Saving of Rights.

CXXXVI. Provided always, and be it further enacted, That nothing in this Act contained shall (except so far as Authority is expressly given by this Act) extend, or be construed, deemed, or taken to extend to affect, extinguish, defeat, abridge, impeach, annul, prejudice or destroy the Right, Title,

Title, or Interest of the Most Noble *William Henry Cavendish Scott*, Duke of *Portland*, Lord of the Manor of *Mansfield* aforesaid, or of the Lord of such Manor for the Time being, of, in, or to the Seigniories, Rights, Royalties, Charters, Franchises, Jurisdictions, Rents, Services, Liberties, Privileges, Powers and Authorities, appendant, appurtenant, incident or belonging to the said Manor of *Mansfield*, or to any Rents, Tolls, Pckage, Stallage, Free Customs, Dues, Duties, Profits or Advantages belonging, due, or in anywise appertaining to the said Duke of *Portland*, Owner of the Fairs and Markets within the said Town of *Mansfield*, or the Owner or Owners of such Fairs and Markets for the Time being; but that the said Duke of *Portland*, Lord of the said Manor, and the Lord of the said Manor for the Time being, shall (except as in this Act is expressly excepted) have, hold, use, exercise, take and enjoy all and every the Seigniories, Rights, Royalties, Charters, Franchises, Pre-eminences, Jurisdictions, Rents, Services, Powers, Authorities, Liberties, Privileges, Advantages and Emoluments whatever, to the said Manor belonging or incident; appendant, appurtenant or usually exercised, holden, or enjoyed therewith; and the said Duke of *Portland*, Owner of the said Fairs and Markets and the Owner or Owners of the said Fairs and Markets, for the Time being, shall and may demand, exact, take and enjoy all such Rents, Tolls, Pckage, Stallage, Free Customs, Dues, Duties, Profits and Advantages, with all Powers and Remedies for enforcing Payment thereof, in such and the like Manner, and as fully and beneficially, to all Intents and Purposes, as if this Act had not been passed.

CXXXVII. And be it further enacted, That this Act shall be deemed and Public Act. 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 SCHEDULE to which this Act refers.

Description of Property.	Owners.	Occupiers.
Garden - - - - -	Ann Bingley - - - - -	John Platts.
A Dwellinghouse, Bakehouse, } Privy, Garden, and Yard - }	{ John Bingley and Joseph } Bingley - - - - - }	John Bingley.
A Barn and small Tenement - -	{ Vicar and Churchwardens } of <i>Mansfield</i> , as Govern- } ors of the School and } Church Corporations }	Catherine Mettham and } John Ashford. }
Part of a Garden - - - - -	Richard Parsons - - - - -	Richard Parsons.
Garden - - - - -	Samuel Stirrup - - - - -	Thomas Morton.
Yard and Shed - - - - -	Ditto - - - - -	{ Samuel Stirrup and Tho- } mas Norton. }
Stable - - - - -	Ditto - - - - -	{ John Simpson and Tho- } mas Simpson. }
Two Stables - - - - -	Ditto - - - - -	Richard Snibson.
One Stable - - - - -	Ditto - - - - -	{ John Simpson and Tho- } mas Simpson. }
Two Stables - - - - -	Ditto - - - - -	Samuel Stirrup.
A Public House, (Sign of the } Sun,) Brewhouse, Yard, and } Privy - - - - - }	Thomas Whyatt - - - - -	Robert Parker.
A Public House (Sign of the } True Briton), Yard, Stable, } and Pigstye - - - - - }	Robert Clarke - - - - -	Robert Clarke.
A small Tenement - - - - -	Ditto - - - - -	John Cadman.
Pigstyes, Stable, Back Yard, } Larders, Boothouse, Privies, } Yard, long Gallery, Buildings, } Storeroom, and Post Boy's } Room, with Cellars under the } same - - - - - }	Samuel Stirrup - - - - -	Thomas Morton.
Warehouse and Yard - - - - -	Ditto - - - - -	Benjamin Bagshaw.
Two small Stables and Yard - -	William Taylor, Esquire - -	{ Robert Clarke and Wil- } liam Shipston. }
A Dwellinghouse and Coalhouse	{ Trustees of the late John } Savage - - - - - }	William Shipston.
A Dwellinghouse, Bakehouse, } and Yard - - - - - }	Joseph Bingley - - - - -	John Bingley.
A Dwellinghouse and Yard - -	{ Trustees of the late John } Savage - - - - - }	John Platts.
A Dwellinghouse, Yard, and } Privy - - - - - }	George Booth - - - - -	George Booth.
A Dwellinghouse (Sign of the } Old Eclipse), and Privy - }	Ditto - - - - -	George Cadman.

Description of Property.	Owners.	Occupiers.
A Dwellinghouse, Shop, Warehouses, Privies, and Yard	The Rev. — Hughes and — his Wife	Benjamin Bagshaw.
A Shop	Ditto	William Shipston.
Nailmaker's Shops, Warehouses, Stable, Privy, and Yard	Ditto	William Leason.
A Dwellinghouse	William Simes	Robert Powell.
A Stable	Thomas Wyatt	Robert Parker.
A Stable	John Mason	George Booth.
Two Stables	Ditto	Benjamin Bagshaw.
Four Stables, Brewhouse, Shed, and Yard	George Booth	George Cadman.
A Stable	John Mason	Samuel Curtis.
A Dwellinghouse	Francis Botham	Henry Hurt.
A Stable	Joseph Bingley	George Cadman.
A Stable, Privy, and Yard	Ditto	John Bingley.
A Butcher's Shop	James Whatton	James Whatton.
Crown and Anchor Inn, with Two Shops, Coalhouse, Ashes-places, Privies, Pigstyes, and Yard, Stables and Chamber	Devises in Trust of the late Thomas Stenton	Mrs. Stenton, Mrs. Gillingham, Kellam Neale, John Read, and Benjamin Bagshaw.
Chambers or Warehouses	Ditto	— Shaw & Elizabeth Rogers
Stable and Chamber	Ditto	John Thraves
Tenement, Shop, and Pigstyes	Ditto	John Wright.
Stable	Ditto	John Reed.
Tenement and Pigstye	Ditto	— Watson.
Stable	Ditto	Job Jeffries.
A Dwellinghouse, Two Shops, Shed, Pigstyes, and Yard	Ditto	Richard Clay.
A Dwellinghouse, Bakehouse, Privies, Pigstye, and Yard	Ditto	Samuel Garratt.
A Butcher's Shop	Jeremiah Senior	William Curtis.
Ditto	Ditto	Joshua Housley.
Ditto	Ditto	John Storey.
Ditto	Ditto	Francis Downs.
Three Chambers over the Shops	Ditto	Kelham Neale.
A Cellar	Ditto	Ditto.
Three Chambers	Ditto	John Frost.
A small Tenement	Ditto	Samuel Milner.
Coal Yard and Privy, Three Stables and Chambers, Brewhouse and Yard	Ditto	Joseph Beresford.
A small Tenement	Ditto	Widow Perry.
Privy and Yard	Ditto	John Harrison, and others.
A Shop	John Harrison	Benjamin Buttery.
A Butcher's Shop	Ditto	John Harrison.
Ditto	Thomas Cooke	Thomas Cooke.
Ditto	William Curtis	Samuel Curtis.
Ditto	William Ellis	James Moore, Junior.
A Tenement	Ditto	Joseph Clarke.
Ditto	Duke of Portland	William Randall.
Shop	Ditto	John Moss.
House and Shop	John Moss	Ditto.
Warehouse	Ditto	John Gresham.
A Messuage or Tenement, and Outbuildings	Edward Terry, and Elizabeth his Wife	George Unwin.

[Local.]

Description of Property.	Owners.	Occupiers.
A Tenement and Yard	Henry Jackson	{ Thomas Harper and John Bradley.
Pantry, and Chamber over it	William Brodhurst	Mary Brodhurst.
Tenement	Samuel Midworth	John Evans.
Garden	{ Vicar and Churchwardens of Mansfield, as Govern- ors of the School and Church Corporations }	William M'Lellan.
Tenement and Shop	Job Brailsford	Roger Vickers.
Two Chambers	Ditto	Elizabeth Mallatrat.
Malt Office	Ditto	Job Brailsford.
Dwellinghouse	Ditto	{ Job Brailsford and Benja- min Robinson.
Garden	Ditto	Job Brailsford.
Stable	Ditto	William Jeffery.
Message, known by the Sign of the Black's Head	Jeremiah Senior	Joseph Beresford.
Tenement	Ditto	John Harrison.
Ditto	Ditto	William Farnsworth.
Ditto	Ditto	John Raworth.
Ditto	Ditto	William Woolley.
Ditto	Ditto	Widow Sills.
Ditto	Ditto	John Buttery.
Ditto	Ditto	Mary Moore.
Ditto	Ditto	Charles Snape.
Two ditto	John Gresham	Ann Hardstaff, and others.
Stable	John Moss	Thomas Buss.
Ditto	Mary Taylor	Joshua Housley.
Message, late known by the Sign of the White Bear	Samuel White	{ Partly occupied by John Ashford, and partly un- occupied.
Message, known by the Sign of the Cock, and Outbuildings	William Bower	William Bower.
Garden	{ Trustees of Clarkson's Cha- rity }	John Fowler.
Tenement	Elizabeth Baggaley	John Robinson.
Ditto	{ Emma Pigott and Fanny Walker }	William Shipley.
Ditto	Duke of Portland	Isaac Broadhurst.
Ditto	James Hibberson	William Winfield.
A Yard	{ Vicar and Churchwardens of Mansfield, as Govern- ors of the School and Church Corporations }	John Rootb Cursham and Thomas Eyre.
A Butcher's Shop	Ditto	Henry Roper.
A Pantry	Ditto	Thomas Eyre.
A Dwellinghouse, known by the Sign of the Royal Oak	Joseph Chadwin	John Francis.
A Yard	Ditto	John Francis, and others.
A Yard	Robert Wright	William Ball.
Garden and Croft	{ Vicar and Churchwardens of Mansfield, as Govern- ors of the School and Church Corporations }	Stephen Todd.
Garden	William Siddon	Kelham Neale.

Description of Property.	Owners.	Occupiers.
Garden - - -	{ Samuel Downing, Matthew Downing, Joseph Downing, and others - - }	John Watson.
Ditto - - -	Ditto - - -	James Moor.
Dwellinghouse, Garden, and Outbuildings - - -	The Trustees of Brunt's Charity - - }	Sarah Wilson.
Malt Office - - -	Ditto - - -	The same Trustees.
Dwellinghouse, Garden, Slaught- erhouse, and other Outbuild- ings - - - }	Ditto - - -	James Whatton.
Dwellinghouse, Yard, and Out- buildings - - - }	John Wragg - - -	John Wragg.

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Name	Address	City
John Doe	123 Main St	New York
Jane Smith	456 Elm St	Chicago
Robert Brown	789 Oak St	Los Angeles
Mary White	101 Pine St	San Francisco
James Green	202 Cedar St	Boston
Elizabeth Black	303 Birch St	Philadelphia

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