



ANNO SEXTO

# GEORGIIV. REGIS.

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*Cap. cxxv.*

An Act for the rebuilding of *Kingston* Bridge, and for improving and making suitable Approaches thereto. [10th June 1825.]

**W**HEREAS the Bailiffs and Freemen of the Town of *Kingston-upon-Thames* in the County of *Surrey* have, Time out of Mind, had the Custody of the Great Bridge across the River *Thames* from the Town of *Kingston-upon-Thames* aforesaid, to the Hamlet of *Hampton Wick*, in the Parish of *Hampton* in the County of *Middlesex*: And whereas the said Bailiffs and Freemen of the Town of *Kingston-upon-Thames* are seised of, or entitled unto, certain Lands, Tenements, and Hereditaments, situate and being in the Town of *Kingston-upon-Thames*, and in the several Counties of *Surrey* and *Middlesex*, as Trustees for maintaining and repairing the said Bridge, the Rents and Profits of which said Estates are received by the said Bailiffs and Freemen, and made applicable to the Maintenance and Repair of the said Bridge: And whereas very large Sums of Money have from Time to Time been laid out and expended in the Repairs of the said Bridge, but the same, from its Age, is in a decayed and dangerous State, and is incapable of being put into a permanent State of Repair: And whereas the Estates belonging to the said Bridge are greatly inadequate to the Costs and Expences to be incurred in and about the Erection of a new Bridge: And whereas it is expedient that a new Bridge should be erected near the Site of the present Bridge, and that after the Erection thereof the present Bridge should be taken down; and that such

[Local.]

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Sum



Corporation  
of Kingston  
empowered  
to pull down  
the present  
Bridge after  
the Erection  
of the new  
Bridge.

Sum or Sums of Money as may be required for the Purposes herein-after mentioned should be raised upon the Credit of the Tolls by this Act directed to be taken in Manner herein-after contained: But as the several Purposes aforesaid 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 it shall and may be lawful for the said Bailiffs and Freemen of the said Town of *Kingston-upon-Thames*, and they are hereby authorized and empowered, when and so soon as the Passage over the new Bridge to be erected in Manner herein-after mentioned shall have been opened, to pull down and remove, or cause to be pulled down and removed, the said present Bridge called *Kingston Bridge*, and to sell, or cause to be sold, the Materials of the said Bridge to be pulled down and removed as aforesaid; and the Monies to be produced by the Sale thereof (after deducting the Expences of pulling down and removing the said Bridge, and of such Sale or Sales) shall be applied and disposed of for and towards the Purposes of this Act, in Manner herein-after mentioned.

Corporation  
to build a  
new Bridge  
within  
200 Feet  
southward of  
the present  
Bridge.

II. And be it further enacted, That it shall and may be lawful to and for the said Bailiffs and Freemen, and they are hereby authorized and empowered, forthwith to erect and build, or cause to be erected and built, and to complete, maintain, and keep in Repair, a new Bridge across the said River *Thames*, southward of the said present Bridge, within the Distance of Two hundred Feet from the southward Side thereof, and to dig and make proper Foundations in the said River and on the Lands and Grounds lying on each Side thereof, for the Piers and Abutments of the said Bridge, and to cut and level the Banks of the said River, in such Manner as shall be necessary and proper for building the said Bridge, and to make proper Dams in the said River and to execute all other Things requisite and necessary, useful or convenient, for erecting and building, maintaining and supporting the said Bridge; and that the said Bridge shall be of such Form, Construction, and Dimensions, and be erected and built of Brick, Stone, or Iron, or all or any of them, as the said Bailiffs and Freemen shall think proper: Provided always, that there shall be no Obstruction by Coffer Dams, Centering, or otherwise, during the building of the said new intended Bridge, which may impede the Navigation of the said River.

Corporation  
to make con-  
venient Ap-  
proaches.

III. And be it further enacted, That in order to make convenient and suitable Approaches to the said intended new Bridge on both Sides of the said River, it shall be lawful for the said Bailiffs and Freemen, and they are hereby authorized and empowered, to design, lay out, widen, open, and make, or cause to be designed, laid out, widened, opened, and made, a spacious and convenient Street, Road, Way, or Passage, at each End of the said intended Bridge, and to lay out, or cause to be laid out, such Part thereof



thereof respectively for Carriages and such Part for Foot Passengers as they shall think proper.

IV. And be it further enacted, That for the Purpose of making, erecting, building, maintaining, repairing, and supporting the said new Bridge, and also for the Purpose of taking down the said present Bridge, it shall be lawful for the said Bailiffs and Freemen, and they are hereby authorized and empowered, to land or cause to be landed on any Wharfs or Grounds on either Side of the River, within Three hundred Feet of the Site of the said present Bridge; after Fourteen Days previous Notice in Writing shall have been given to the Occupier or Occupiers thereof, or left on the same Premises, the Materials of the said present Bridge, and also all Materials and other Things to be used in and about the said new Bridge, and there to work and use such Materials and Things according as they the said Bailiffs and Freemen and the Persons to be by them appointed shall think proper, without any previous Agreement with the Owner or Owners of the Property on which such Materials and other Things shall be landed, worked, or used, or of the Tenant or Tenants thereof; doing as little Damage as may be, and making such Satisfaction as herein-after mentioned to the respective Owners and Occupiers of all Wharfs and Grounds, Tenements and Hereditaments, which shall be altered, damaged, spoiled, taken, or made use of by Means or for the Purposes of this present Act.

Corporation empowered to land Materials within 300 Feet of the present Bridge.

V. And be it further enacted, That the said Bailiffs and Freemen shall be and they are hereby empowered to take upon Lease, or to agree for the Use and Occupation of proper Places within Three hundred Feet of the said present Bridge, on either Side thereof, or of the said River, for the Purpose of depositing Stone, Iron, Timber, and other Materials for building the said new Bridge.

Places for Materials.

VI. And whereas Maps or Plans describing the Lines of the Approaches to the said Bridge, and the Lands or Grounds through or over which the same are to be made or carried, together with Books of Reference, containing Lists of the Names of the Owners and Occupiers of such Lands and Grounds, have been deposited with the Clerks of the Peace for the Counties of *Middlesex* and *Surrey*; be it therefore enacted, That the said Maps or Plans and Books of Reference shall remain in the Custody of the Clerks of the Peace for the said Counties, to the End that all Persons may at all seasonable Times have Liberty to inspect and peruse the same, and to take Copies or Extracts therefrom at their Will and Pleasure, paying to the Clerks of the Peace the Sum of One Shilling for every such Inspection, and at the Rate of Sixpence for every One hundred Words of such Copies or Extracts of the said Maps or Plans and Books of Reference; and that the said Bailiffs and Freemen, in making the said intended Streets or Roads, shall not deviate more than One hundred Yards of Three Feet each from the Lines described in the said Maps or Plans, without the Consent and Approbation in Writing of the Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, through whose Lands or Grounds such Deviation shall be made.

Plans to remain with the Clerks of the Peace.

VII. And



Power to  
take Houses  
and Lands.

VII. And be it further enacted, That for the Purpose of erecting and building the said new Bridge, and making and improving the Approaches thereto, or for other the Purposes of this Act, it shall be lawful for the said Bailiffs and Freemen, and they are hereby empowered, to take and use, or cause to be taken and used, any Houses, Buildings, Lands, Grounds, Tenements, or Hereditaments, and pull down and remove, or cause to be pulled down and removed, any Houses or Buildings, which it may be deemed necessary and expedient to take, use, or pull down and remove for the Purpose of erecting and building the said Bridge, and for making, widening, and improving the Approaches and Avenues thereto, upon giving Six Calendar Months Notice in Writing of such their Intention to the Owner or Owners, Occupier or Occupiers thereof respectively, in Manner herein-after directed.

No House,  
&c. to be  
taken with-  
out Consent  
unless men-  
tioned in  
Schedule.

VIII. Provided always, and be it further enacted, That no House or Building, Garden, Planted Walk or Yard belonging to a House, shall be taken or made use of for the Purposes of this Act, except such as are mentioned in the Schedule hereunto annexed, without the Consent in Writing of the Owner or Owners thereof being first had and obtained for that Purpose, except such as may be taken or required for the Purpose of landing and working such Materials and other Things as aforesaid.

Misnomer  
or wrong  
Descriptions  
in the Sched-  
ule not to  
prevent the  
Execution  
of this Act.

IX. Provided always, and be it further enacted, That if any of the Houses, Buildings, Lands, Grounds, Tenements, and Hereditaments, mentioned and described in the Schedule hereunto annexed, shall be inaccurately described, or the Names of any of the Owners or Occupiers thereof, or of any Part thereof, shall happen to be omitted or inaccurately described, and it shall appear to any Two or more Justices of the Peace acting in and for the Counties of *Middlesex* or *Surrey*, or for the Town and Liberty of *Kingston-upon-Thames*, or one of them, and be certified under their Hands, that such inaccurate Descriptions proceeded from Mistake or erroneous Information, then and in such Case the same shall not prevent or retard the Execution of this Act, but the said Premises and every Part thereof shall and may be taken and used for the Purposes of this Act, as fully and effectually as if the same was or were properly described in the said Schedule.

Power to  
Corporation,  
their Sur-  
veyors, &c.  
to enter upon  
Houses, &c.

X. And be it further enacted, That it shall be lawful for the said Bailiffs and Freemen, and for their Surveyor or Surveyors, Officers and Workmen, from Time to Time, at all reasonable Times in the Day, upon giving in Writing, for the first Time, Twenty-four Hours, and afterwards, from Time to Time, Twelve Hours previous Notice, to enter into and upon the said Houses, Buildings, Lands, Grounds, Tenements, and Hereditaments, authorized to be taken and used as aforesaid, or any of them, for the Purpose of surveying or valuing the said Premises, without being deemed a Trespasser or Trespassers, and without being subject or liable to any Fine, Penalty, or Punishment, on account of entering or continuing upon any Part or Parts of the said Houses, Buildings, Lands, Tenements, and Hereditaments, for the Damage which shall be thereby occasioned.

XI. And



XI. And be it further enacted, That it shall be lawful for the said Bailiffs and Freemen, and they are hereby empowered to treat and agree for the Purchase of any Houses, Buildings, Lands, Grounds, Tenements, and Hereditaments, authorized to be taken and used by them as aforesaid, and of any subsisting Leases, Terms, Estates, and Interests therein, and Charges thereon, or such of them, or such Part or Parts thereof respectively, as the said Bailiffs and Freemen shall think proper.

Corporation empowered to treat for the Purchase of Houses, &c.

XII. Provided always, and be it further enacted, That if the said Bailiffs and Freemen shall not within the Space of Five Years, to be computed from the passing of this Act, purchase or take the Houses, Buildings, Lands, Grounds, Tenements, or Hereditaments, or Parts thereof respectively, which they are hereby empowered to take, use, and purchase as aforesaid, then and from thenceforth the Powers hereby granted to them for such Purpose shall cease, determine, and be utterly void; any thing herein contained to the contrary in anywise notwithstanding.

Power of purchasing limited to Five Years.

XIII. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants in Tail or for Life, Husbards, Guardians, Trustees and Feoffees in Trust for charitable and other Purposes, Committees, Executors and Administrators, and all other Trustees and Persons whomsoever, not only for and on behalf of their Heirs and Successors, but also for and on behalf of their Cestuique Trusts or Wards, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Person or Persons whomsoever, and for all Femes Covert who are or shall be seised, possessed of, or interested in their own Right, or entitled to Dower or any other Interest therein, and for all and every other Persons or Person whomsoever, who are, is, or shall be seised or possessed of or interested in any Houses, Buildings, Lands, Grounds, Tenements, or Hereditaments authorized to be taken or used, which by the said Bailiffs and Freemen shall be thought proper to be purchased for the Purposes of this Act, to contract for, sell, and convey the same, and every or any Part thereof, to the Bailiffs and Freemen of the Town of *Kingston-upon-Thames*; and all Contracts, Agreements, Bargains, Sales, Conveyances, and Assurances, Acts and Deeds, which shall be made by such Bodies Politic, Corporate, or Collegiate, Trustee or Trustees, or other Person or Persons as aforesaid, shall be valid and effectual in the Law to all Intents and Purposes whatsoever; and all Bodies Politic, Corporate, and Collegiate, and all Persons whosoever, so contracting or conveying as aforesaid, are hereby indemnified for or in respect of any such Sale which he, she, or they or any of them shall respectively make by virtue or in pursuance of this Act.

Bodies Politic, &c. Trustees, and other Persons empowered to sell and convey.

XIV. And be it further enacted, That any Lands, Tenements, or Hereditaments, which are of Copyhold or Customary Tenure, may be surrendered into the Hands of the Lord or Lords, Lady or Ladies of the Manor or Manors of which the same are respectively holden, to the Use of the said Bailiffs and Freemen; and the said Bailiffs and Freemen shall, if they shall think fit, be thereupon admitted to hold

Conveyance of Copyholds.



the same unto the said Bailiffs and Freemen, according to the Custom of the said Manor or Manors, any Law or Usage to the contrary notwithstanding: Provided always, that if the said Bailiffs and Freemen, Lord or Lords, Lady or Ladies, for the Time being, of such Manor or Manors, shall be desirous that such Copyhold or Customary Lands, Tenements, or Hereditaments, or any Part thereof, shall be enfranchised, Satisfaction shall be made in respect thereof, and such Lands, Tenements, or Hereditaments shall be conveyed to the said Bailiffs and Freemen in Fee Simple, in the same or the like Manner as any other Lands, Tenements, or Hereditaments to be taken or used for the Purposes of this Act.

No Person compellable to sell Part of his Estate if willing to sell the whole.

XV. Provided always, and be it further enacted, That if any Body or Bodies Politic, Corporate, or Collegiate, Trustee or Trustees, or other Person or Persons, shall be applied to by or on the Behalf of the said Bailiffs and Freemen, to treat for, sell, dispose of, or convey any Part or Parts of any House, Building, Land, Ground, Tenement, or Hereditament, in the actual Occupation of one Person, or of several Persons jointly, and shall by Notice in Writing to be left at the Office of the Town Clerk of the said Town of *Kingston-upon-Thames*, within Thirty Days after such Application, signify his, her, or their Inclination or Desire to treat for, sell, dispose of, and convey the whole of such House, Building, Land, Tenement, or Hereditament, and it shall happen that the said Bailiffs and Freemen shall not think proper or be willing to purchase the whole of such House, Building, Land, Ground, Tenement, or Hereditament, then and in every such Case nothing in this Act shall extend, or be construed to extend, to compel the several Corporations or Persons interested therein to treat for, sell, dispose of, or convey, or to authorize the said Bailiffs and Freemen to take or use Part only, or less than the whole of such House, Building, Land, Tenement, or Hereditament, any thing herein contained to the contrary thereof in anywise notwithstanding.

Satisfaction to be made, and may be accepted.

XVI. And be it further enacted, That all and every Bodies and Body Politic, Corporate, or Collegiate, Trustees or Trustee, and other Persons and Person herein-before capacitated to contract for, sell, and convey any such Houses, Buildings, Lands, Tenements, or Hereditaments as aforesaid, and any other Owners or Owner of any such Houses, Buildings, Lands, Tenements, or Hereditaments, or any Share or Shares, Estate or Estates, Interest or Interests therein, Charge or Charges thereon, may accept and receive such Satisfaction or Recompence for the Value thereof; and such Bodies or Body, Trustees or Trustee, Persons or Person, Owners or Owner, and also any Tenant or Tenants for a Year, or from Year to Year, or at Will, or other Occupier or Occupiers of any such Premises, may accept and receive such Compensation for such Goodwill or Improvements as shall be lost, and for such Injury or Damage as shall be sustained by placing Materials or otherwise on account of the Execution of this Act, or in any wise relating thereto, as shall be agreed upon between them respectively and the said Bailiffs and Freemen; and in case the said Bailiffs and Freemen, and the said Parties interested in such Houses, Buildings, Lands, Tenements, and Heredi-

Hereditaments, Goodwill or Improvements, or sustaining such Injury or Damage, cannot or do not agree as to the Amount or Value of such Satisfaction, Recompence, or Compensation, the same respectively shall be ascertained and settled by a Jury in Manner hereinafter directed.

XVII. And be it further enacted, That if any Body or Bodies Politic, Corporate, or Collegiate, Trustee or Trustees, herein-before empowered to contract for and sell any Houses, Buildings, Lands, Tenements, or Hereditaments, or Interest or Charge thereon, or any other Person or Persons seised or interested therein, shall refuse to accept such Purchase Money, Satisfaction, or other Compensation as shall be offered by the said Bailiffs and Freemen, or any Person or Persons authorized by them on their Behalf; or if any Body or Bodies Politic, Corporate, or Collegiate, Person or Persons seised or interested as aforesaid (upon Notice in Writing given to the principal Officer or Officers of such Body or Bodies, or to such Trustee or Trustees, Person or Persons respectively, or left at the last or usual Place or Places of his, her, or their Abode, or with the Tenant or Tenants, Occupier or Occupiers of the Houses, Buildings, Lands, Tenements, or Hereditaments, or affixed upon the same Premises for the Space of Fourteen Days next after such Notice), shall neglect or refuse to treat or agree, or shall not agree, or by reason of Absence, Disability, or other Impediment, cannot agree as aforesaid, for the Sale of such Houses, Buildings, Lands, Tenements, or Hereditaments, or their respective Shares, Estates, or Interests therein, or cannot be found or known, or shall not produce or evince a clear Title to the Premises they may be in Possession of, or to the Interest they shall claim therein, to the Satisfaction of the said Bailiffs and Freemen; then and in every such Case the said Bailiffs and Freemen shall and they are hereby empowered and required from Time to Time to issue a Warrant under their Common Seal, directed to the Sheriff of the said County of *Middlesex*, or of the said County of *Surrey* (as the Case shall require), commanding such Sheriff to impanel, summon, and return a Jury, and such Sheriff is hereby authorized and required accordingly to impanel, summon, and return Forty-eight substantial and indifferent Persons qualified to be returned for the Trial of Issues in His Majesty's Courts of Record at *Westminster*; and the Persons so to be impanelled, summoned, and returned as aforesaid, are hereby required to appear before such Sheriff at such Time and Place as in such Warrant or Warrants shall be appointed; and out of such Persons so to be impanelled, summoned, and returned, a Jury of Twelve Men shall be drawn in such Manner as Juries for the Trial of Issues joined in His Majesty's Courts of Record at *Westminster* are directed to be drawn; and the said Sheriff is hereby required to swear, or cause to be sworn, the said Twelve Men, or such of them as shall appear; and in case a sufficient Number of Jurymen shall not appear at the Time or Place to be appointed as aforesaid, the said Sheriff shall return and cause to be sworn other substantial honest and indifferent Men of the By-standers, or of others who can speedily be procured to attend that Service, being so qualified as aforesaid, to make the said Jury to the Number of Twelve; and all Persons concerned shall and may have their lawful Challenges against any of the said Jurymen,

Where Parties refuse to accept Satisfaction, or to treat, or cannot be found, &c., the Corporation to cause a Jury to be impanelled.

Jury may be challenged.  
but



but shall not be at liberty to challenge the Array; and the said Sheriff is hereby empowered and required, by a Summons or Notice to be signed by such Sheriff, either previously to or at the Time of any such Meeting or Meetings, to summon and call before him all and every or any Persons or Person whomsoever who shall be thought proper and necessary to be examined as Witnesses or a Witness, on their, his, or her Oaths or Oath, touching or concerning the Premises; and the said Sheriff, if he shall think fit, shall and may, on the Application of either Party, likewise authorize the said Jury, or any Three or more of them, to view the Place or Places and Premises in question, in such Manner as he shall direct; and the said Sheriff shall have Power to adjourn such Meeting from Day to Day as Occasion shall require, and to command such Jury, Witnesses, and Parties to attend, until all such Affairs for which they were summoned shall be concluded; and the said Jury upon their Oaths (which Oaths, as well as the Oaths of such Person or Persons as shall be called upon to give Evidence, the said Sheriff is hereby empowered and required to administer,) shall enquire of, assess, and ascertain, and give a Verdict for the Sum or Sums of Money to be paid for the Purchase of any Houses, Buildings, Lands, Grounds, Tenements, or Hereditaments, or the Damages to be sustained by, and the Satisfaction or Récompence to be made to the Owner or Owners, Occupier or Occupiers, or other Body or Bodies Politic, Corporate, or Collegiate, Trustee or Trustees, Person or Persons interested in such Houses, Buildings, Lands, Grounds, Tenements, or Hereditaments, or any Share or Shares, Estate or Estates, Interest or Interests therein, or Charge or Charges thereon, as in such Warrant or Warrants shall be directed; and the said Sheriff shall give Judgment for such Purchase Money, Satisfaction, Récompence, or Compensation so to be assessed, and shall order the same Sum or Sums to be paid by the said Bailiffs and Freemen to the said Owner or Occupier, or other Person or Persons, according to the Verdict of such Jury respectively; and the said Verdict or Verdicts, and the said Judgment or Judgments, Order or Orders thereupon, shall be signed by the said Sheriff, and shall be binding and conclusive to all Intents and Purposes upon all Bodies and Persons whomsoever, and shall not be removed by Certiorari or any other Process into any of His Majesty's Courts at *Westminster*.

Verdict of  
Jury to be  
final.

The Value  
of Lands and  
Compensa-  
tion for  
Damages to  
be separately  
assessed.

XVIII. And be it further enacted, That the said Sheriff and Juries shall, in their Awards, Determinations, Judgments, and Verdicts concerning the Value of Houses, Buildings, Lands, Tenements, and Hereditaments, separately and distinctly proportion the Sum to be paid for any particular Share or Shares, Estate or Estates, Interest or Interests therein, or Charge or Charges thereon, and also any Damages to be sustained by any Body or Bodies, Person or Persons, in consequence of the Execution of any of the Powers of this Act, and shall distinguish the Value set upon such Houses, Buildings, Lands, Tenements, and Hereditaments, or particular Share or Shares, Estate or Estates, Interest or Interests therein, Charge or Charges thereon, and the Money adjudged for such Damages as aforesaid, separately and apart from each other.

XIX. And:



XIX. And be it further enacted, That if any Person impannelled, summoned, and returned as aforesaid upon such Jury shall not appear, without some reasonable Excuse, or appearing shall refuse to be sworn on the said Jury, or being so sworn shall refuse to give or shall not give his Verdict, or shall in any other Manner wilfully neglect his Duty therein, he shall be subject to the same Regulations, and to the same Pains and Penalties for such Default, as if he had been impannelled, summoned, and returned for the Trial of any Issue joined in any of His Majesty's Courts at *Westminster*; and if any Person so summoned and required to give Evidence before the said Jury touching the Premises shall neglect or refuse to appear, after having been paid or tendered a reasonable Compensation for his, her, or their Costs, Charges, and Expences, or shall not allege a sufficient Excuse to the said Sheriff for not appearing, or appearing shall refuse to be sworn and examined, or to give Evidence; then, and in every such Case, every such Person so offending shall, upon Proof thereof made before One of His Majesty's Justices of the Peace for the County, or of the said Town and Liberty, in which the Matter in question shall arise, upon the Oath of One or more credible Witness or Witnesses, for every such Offence forfeit and pay any Sum not exceeding Five Pounds, according to the Discretion of the said Justice; and in case any such Penalty shall not be forthwith paid, it shall and may be levied by virtue of any Warrant under the Hand and Seal of such Justice by Distress and Sale of the Goods and Chattels of the Person so offending, rendering to such Person the Overplus after such Penalty and the Charges of such Distress and Sale shall be deducted; and every such Penalty which shall be paid by or recovered from any Person who shall be impannelled, summoned, and returned on such Jury, or to give Evidence as aforesaid, shall go and be paid to the Person or Persons who shall appear to the said Justice to be injured by the Default of such Persons.

The Jury to be under the same Regulations as in the Courts at *Westminster*.

XX. And be it further enacted, That all and every Persons and Person who, in any Examination to be taken by virtue of this Act, shall wilfully give false Evidence, or otherwise forswear themselves before any such Jury, may be prosecuted for the same, and upon Conviction thereof shall be subject to such Punishment and Disqualification as any Person or Persons can or may be subject to by the Laws for wilful and corrupt Perjury.

For punishing Persons guilty of Perjury.

XXI. And be it further enacted, That all such Verdicts and Judgments, and all Receipts which the Cashier or Cashiers of the Bank shall give for any Sum or Sums of Money paid into the Bank in Manner herein-after mentioned in consequence of any Verdict or Judgment, shall be transmitted to and kept by the Clerk of the Peace or other Person or Persons having the Custody of the Records of the Quarter Sessions of the said County of *Middlesex* or *Surrey*, as the Case may be, and shall be deposited with the Records of such Quarter Sessions; and the said Verdicts, Sentences, Decrees, or Orders, or other Proceedings, shall be deemed and taken to be Records to all Intents and Purposes whatsoever; and the same, or true Copies thereof, shall be deemed and taken to be good and sufficient Evidence thereof in any Court or Courts of Law or Equity whatsoever;

Verdicts of Juries to be recorded.

[*Local.*]

37 E

and



and all Persons shall have Liberty to inspect the same, paying for each Inspection the Sum of One Shilling, or to have Copies thereof, paying for every Copy the Sum of Four-pence for every Seventy-two Words.

Expences of  
Jury and  
Witnesses by  
whom to be  
paid.

XXII. And be it further enacted; That all the Expences of causing and procuring such Satisfaction, Recompence, or Compensation to be assessed and awarded as aforesaid, and of so assessing and awarding the same, shall be settled by some Justice of the Peace of the County or Town and Liberty in which such Assessment or Award shall be made, not interested in the Matter in question (who is hereby authorized and required to settle the same at a Time and Place to be by him appointed, after summoning the Parties interested therein to attend him for that Purpose); and such Expences shall be paid as herein-after is mentioned; (that is to say) if a Verdict shall be given for a greater Sum, as a Satisfaction for the absolute Sale of any Houses, Buildings, Lands, Tenements, or Hereditaments, or any Share or Shares, Estate or Estates, Interest or Interests therein, or Charge or Charges thereon, or as a Compensation or Recompence for any Damage done or to be done to any Houses, Buildings, Lands, Tenements, or Hereditaments as aforesaid respectively, than shall have been previously offered by or on the Behalf of the said Bailiffs and Freemen; or if a Verdict shall be given for any Sum or Sums of Money as a Compensation for any Damages (when the Dispute is respecting Damages only); and where no Compensation shall have been previously offered by or on the Behalf of the said Bailiffs and Freemen; or in case, by reason of Absence or other Impediment or Disability, there shall not be found any Person or Persons at hand legally capacitated to contract with and make Conveyance to or receive Compensation from the said Bailiffs and Freemen, then such Expences shall be paid by the said Bailiffs and Freemen; and in case such Costs and Expences shall not be paid to the Party entitled to receive the same within Ten Days after the same shall be demanded, then the same shall and may be levied and recovered by Distress and Sale of any Goods and Chattels vested in the said Bailiffs and Freemen as Trustees of the said Bridge, or of any Goods or Chattels vested in the Treasurer to the said Bailiffs and Freemen appointed in pursuance of this Act (unless such Treasurer shall pay such Costs and Expences out of any Money received by him by virtue of this Act, and which he is hereby authorized to do), under a Warrant to be issued for that Purpose by any Justice of the Peace for the County or Town and Liberty in which the same shall be, which Warrant any such Justice is hereby authorized and required to issue under his Hand and Seal on Application made to him for that Purpose by the Party entitled to receive such Costs and Expences; and if any Verdict shall be given for the same or for a less Sum of Money than shall have been previously offered by or on Behalf of the said Bailiffs and Freemen, or for Damages (where the same Dispute is for Damages only), One Moiety of the said Expences shall be paid by the said Bailiffs and Freemen, and may be recovered in Manner aforesaid, and the other Moiety thereof shall be paid by the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons entitled to or claiming such Satisfaction, Recompence,



or Compensation; and the said Bailiffs and Freemen are hereby authorized and empowered to deduct and retain the said Moiety of the said Expences out of the Sum or Sums of Money so to be assessed or awarded as aforesaid, or out of any Part thereof; and the Payment or Tender of the Remainder of all such Sum or Sums of Money shall be deemed and taken to all Intents and Purposes to be a Payment or Tender of the whole Sum or Sums so assessed or awarded as aforesaid; and in case no Damages shall be given by any Verdict, where the Dispute is for Damages only, such Expences shall be paid by the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons claiming Damages, and shall be recovered by the said Bailiffs and Freemen in the same Manner as is herein-after provided for the Recovery of any Penalty or Forfeiture incurred by or under this Act.

XXIII. And be it further enacted, That all and every Bodies and Body, Persons and Person, requiring a Jury to be summoned, shall (before a Warrant shall be issued for that Purpose) enter into a Bond, with Two sufficient Sureties, to the Town Clerk of the said Bailiffs and Freemen, in a Penalty of One hundred Pounds, with a Condition to pay and bear their, his, or her Moiety of the Costs and Expences of summoning such Jury, and taking such Verdict, in case the same shall be given for no greater or less Sum than had been offered by or on the Behalf of the said Bailiffs and Freemen before the impannelling, summoning, or returning the said Jury or Juries, for the Purpose of or as a Recompence for any Lands or other Hereditaments, or as a Compensation for any Damages, or the whole of such Costs and Expences, in case no Verdict shall be found for Damages where the whole Dispute was whether any Damages were not done as aforesaid.

Persons requesting Juries to enter into Bonds.

XXIV. And be it further enacted, That the said Bailiffs and Freemen shall not be obliged or allowed by virtue of this Act to receive or take Notice of any Complaint or Complaints to be made by any Body or Bodies Politic, Corporate, or Collegiate, Person or Persons whomsoever, for any Injury or Damage by him, her, or them sustained or supposed to be sustained by virtue of or in consequence of this Act, unless Notice shall have been given by or on the Behalf of any such Person or Persons to the Town Clerk of the said Bailiffs and Freemen within the Space of Six Calendar Months next after the Time that such supposed Injury or Damage shall have been sustained, or the doing or committing thereof shall have ceased.

Notice to be given to the Corporation within Six Months after Cause of Complaint has arisen.

XXV. And be it further enacted, That upon Payment or legal Tender of such Sum or Sums of Money as shall have been contracted and agreed, or shall have been assessed or awarded by any Jury in Manner aforesaid, to be paid for the Purchase of any Houses, Buildings, Lands, Tenements, or Hereditaments, to the Person or Persons, Body or Bodies entitled to receive the same, or his, her, or their Agent or Agents, or into the Bank of *England* as herein-after directed and required (in case the same shall be requisite), such Houses, Buildings, Lands, Tenements, and Hereditaments, or Parts, or Shares, Estates, Interests, or Charges, and the Fee Simple and Inheritance thereof, together with the Yearly Profits thereof, and all the Estate, Right, Title,

Lands to vest in the Corporation on Payment or Tender of Satisfaction.



Title, Interest, Use, Trust, Property, Claim, and Demand in Law and Equity of the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, or unknown Person or Persons, to whose Credit such Money shall be paid, in, to, or out of the Houses, Buildings, Lands, Tenements, Tithes, Hereditaments, and Premises to be purchased as aforesaid, shall vest in and become the sole Property of the said Bailiffs and Freemen for the Purposes of this Act for ever, and they shall be deemed in Law to be in the actual Seisin or Possession thereof, to all Intents and Purposes whatsoever, as fully and effectually as if any Body Politic, Corporate, or Collegiate, or Person having any Estate in the Premises, had duly conveyed the same with Livery of Seisin, or by any Conveyance or Assurance whatsoever; and such Payment shall not only bar all Right, Title, Interest, Claim, and Demand of the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, to whom the same ought to have been made, but also shall extend to and be deemed and construed to bar the Dower or Dowers of the Wife or Wives of such Person or Persons, and all Estates Tail, and other Estates in Possession, Reversion, Remainder, Expectancy, or Contingency, and the Issue or Issues of such Person or Persons, and every other Person or Persons whomsoever interested therein.

Application  
of Compensation when  
amounting  
to 200%.

XXVI. And be it further enacted, That if there shall be any Money to be paid for any Houses, Buildings, Lands, Tenements, or Hereditaments, or Part or Parts thereof, or Share or Shares, Estate or Estates, Interest or Interests therein, or Charge or Charges thereon, taken or purchased by virtue of the Powers of this Act, which shall belong to any Body Politic, Corporate, or Collegiate, or any Lunatic, Idiot, Feme Covert, or Cestuique Trust, or to any Body or Bodies, Person or Persons under any Disability or Incapacity whatsoever, or which shall be limited in strict or other Settlement, such Money shall, in case the same shall amount to the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of His Majesty's Court of Exchequer, to be placed to his Account there, *ex parte* the Bailiffs and Freemen of *Kingston* in the Matter of *Kingston* Bridge, pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His present Majesty, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, without Fee or Reward, 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 to be made upon a Petition to be preferred in a summary Way by the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, who would have been entitled to the Rents and Profits of the said Houses, Buildings, Lands, Tenements, and Hereditaments, in the Purchase or Redemption of the Land Tax, or in Discharge of any Debt or Debts, or such other Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the said Houses, Buildings, Lands, Tenements, or Hereditaments, or Part or Parts thereof, or Share or Shares, Estate or Estates, Interest or Interests therein, or Charge or Charges thereon, or affecting other Houses, Buildings,



Buildings, Lands, Tenements, or Hereditaments standing settled therewith to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under and with the like Direction and Approbation of the said Court, in the Purchase of other Houses, 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 Houses, Buildings, Lands, Tenements, and Hereditaments, or Part or Parts thereof, Shares, Estates, Interests, or Charges, which shall be so taken or purchased as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in the meantime, and until such Purchase shall be made, the said Money shall, by Order of the said Court of Exchequer, upon Application thereto, be invested by the said Accountant General, in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, who would for the Time being have been entitled to the Rents and Profits of the said Houses, Buildings, Lands, Tenements, and Hereditaments, so hereby directed to be purchased, in case such Purchase and Settlement were made.

XXVII. Provided always, and be it further enacted, That if there shall be any Money to be paid for any Houses, Buildings, Lands, Tenements, or Hereditaments, or Part or Parts thereof, or Share or Shares, Estate or Estates, Interest or Interests therein, Charge or Charges thereon, taken or purchased as aforesaid, belonging to any Corporation, or any Person or Persons under any Disability or Incapacity as aforesaid, or limited in strict or other Settlement, which shall be less than the Sum of Two hundred Pounds, and which shall exceed or be equal to the Sum of Twenty Pounds, then and in all such Cases, the same shall, at the Option of the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons for the Time being entitled to the Rents and Profits of the Houses, Buildings, Lands, Tenements, or Hereditaments, or Parts, Shares, Estates, Interests, or Charges taken or purchased, or of the Guardian or Guardians, Committee or Committees of such Person or Persons in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank in the Name and with the Privity of the said Accountant General of the said Court of Exchequer, and be placed to his Account as aforesaid, in order to be applied in Manner herein-before directed; or otherwise the same shall be paid at the like Option to Two Trustees, to be nominated by the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons making such Option, and be approved of by the said Bailiffs and Freemen, such Nomination and Approval to be signified in Writing under the Hand and Seal, or Hands and Seals, or under the Common Seal, as the Case may be, of the nominating and approving Parties, in order that the same Principal Money and the Dividends arising

When less than 200l. and amounting to 20l.



thereon may be applied in any Manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction and Approbation of the Court of Exchequer.

When less than 20l.

XXVIII. Provided also, and be it further enacted, That when such Money to be paid as aforesaid shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, who would for the Time being have been entitled to the Rents and Profits of the Houses, Buildings, Lands, Tenements, and Hereditaments, Parts, Shares, Estates, Interests, and Charges taken or purchased as aforesaid, in such Manner as the said Bailiffs and Freemen shall think fit; or in case of the Infancy or Lunacy of such Person or Persons, then such Money shall be paid to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

In case Parties refuse Monies, or cannot be found, or the Title be defective, the Money to be paid into the Bank.

XXIX. And be it further enacted, That in case the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, to whom any Sum or Sums of Money shall be awarded for the Purchase of any Houses, Buildings, Lands, Tenements, or Hereditaments, or any Parts, Shares, Estates, or Interests therein, or Charges thereon, to be taken or purchased by virtue of this Act, shall refuse to accept the same, or to execute a proper Conveyance or proper Conveyances of the same Premises, or shall not be able to make a good Title to the same to the Satisfaction of the said Bailiffs and Freemen; or in cases such Person or Persons to whom such Sum or Sums of Money shall be so awarded cannot be found, or if the Person or Persons entitled to such Houses, Buildings, Lands, Tenements, or Hereditaments, Parts, Shares, Estates, Interests, or Charges be not known or discovered; then and in every such Case it shall and may be lawful for the said Bailiffs and Freemen 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 said Court of Exchequer, to be placed to his Account to the Credit of the Party or Parties interested in the said Houses, Buildings, Lands, Tenements, or Hereditaments, Parts, Shares, Estates, Interests, or Charges (describing the said Houses, Buildings, Lands, Tenements, or Hereditaments), or if such Party or Parties shall not be known, then to the Credit of the then unknown Person or Persons interested in the said Houses, Buildings, Lands, Tenements, or Hereditaments, Parts, Shares, Estates, Interests, or Charges (describing the said Houses, Buildings, Lands, Tenements, or Hereditaments), subject to the Order, Controul, and Disposition of the said Court of Exchequer; which said Court of Exchequer, on the Application of any Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, making claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Body



Body or Bodies Politic, Corporate, or Collegiate, Person or Persons making claim thereunto, and to make such other Order in the Premises as to the same Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England* who shall receive such Sum or Sums of Money is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

XXX. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer in pursuance of this Act, for the Purchase of or Satisfaction for any Houses, Buildings, Lands, Tenements, or Hereditaments, or Part or Parts thereof, or of any Estate, Right, Title, Charge, or Interest, in, to, or upon any Houses, Buildings, Lands, Tenements, or Hereditaments to be taken or purchased in pursuance of this Act, or of any Bank Annuities to be purchased with any such Money, or the Dividends and Interest of any such Bank Annuities, the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, who shall have been in the Possession of any such Houses, Buildings, Lands, Tenements, or Hereditaments, Parts, Shares, Estates, Interests, or Charges, at the Time of such Purchase, and all Body or Bodies Politic, Corporate, or Collegiate, Person or Persons claiming under such Body or Bodies, Person or Persons, shall be deemed and taken to have been lawfully entitled to such Houses, Buildings, Lands, Tenements, or Hereditaments, Parts, Shares, Estates, Interests, or Charges, according to such Possession, or until the contrary shall be shewn to the Satisfaction of the said Court of Exchequer; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Houses, Buildings, Lands, Tenements, or Hereditaments, or Part or Parts thereof, or some Estate or Interest therein, or Charge thereon.

In case of doubtful Title, the Interest of the Monies paid into the Bank to be paid to the Party in Possession of the Hereditaments.

XXXI. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Body or Bodies Politic, Corporate, or Collegiate, Trustee or Trustees, or any other Person or Persons entitled to any Houses, Buildings, Lands, Tenements, or Hereditaments, or Part or Parts thereof, or Share or Shares, Estate or Estates, Interest or Interests therein, or Charge or Charges thereon, to be taken or purchased under the Authority of this Act, the Purchase or Compensation Money for the same shall be required to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, and 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 of Exchequer to order the

The Court of Exchequer may order the Expences of Purchases to be paid by the Corporation.

Expences



Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the Court shall deem reasonable, to be paid by the said Bailiffs and Freemen out of the Monies to be applied for the Purposes of this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Mortgagees,  
on Tender of  
Principal  
and Interest,  
to convey.

XXXII. And be it further enacted, That all and every Persons and Person who shall have any Mortgage or Mortgages, or be entitled to any Sum or Sums of Money due on Judgment or other Security, or otherwise charged on such Houses, Buildings, Lands, Tenements, or Hereditaments as shall be taken or used by virtue of this Act, or any Parts or Shares thereof, not being in Possession thereof or any Parts or Shares thereof by virtue of such Mortgage or Mortgages or Security or Securities, shall, on the Tender of the Principal and Interest due thereon, together with the Amount of Six Calendar Months Interest on the said Principal Money, by the said Bailiffs and Freemen, or by such Person or Persons as they shall appoint, immediately convey, assign, release, and transfer such Mortgage or Mortgages, Security or Securities, Charge or Charges, to the said Bailiffs and Freemen, or such Person or Persons as the said Bailiffs and Freemen shall appoint; or in case such Mortgagee or Mortgagees, or other Person or Persons, shall have Notice in Writing from the said Bailiffs and Freemen, or such Person or Persons as they shall appoint, that they will pay off and discharge the Principal Money and Interest which shall be due on the Mortgage or Mortgages, Charge or Charges, at the End or Expiration of Six Calendar Months, to be computed from the Day of giving such Notice, that then at the End of the said Six Calendar Months, on Payment of the Principal and Interest so due, such Mortgagee or Mortgagees, Person or Persons, shall convey, assign, release, and transfer his, her, or their Interest in the Premises to the said Bailiffs and Freemen; and in case such Mortgagee or Mortgagees, Person or Persons, shall refuse to convey, assign, release, or transfer as aforesaid on such Tender or Payment, then all Interest on every such Mortgage, Security, or Charge shall from thenceforth cease and determine: Provided always, that in case the Sum due upon any such Mortgage or Mortgages, Security or Securities, Charge or Charges, with all Interest due thereon, shall amount to more than the real Value of the said Houses, Buildings, Lands, Tenements, or Hereditaments, or the Part or Parts thereof which shall be taken for the Purposes of this Act, such Value to be ascertained in Manner herein-before directed, then the said Bailiffs and Freemen shall not be liable to pay the Mortgagee or Mortgagees more than the real Value of such Premises to be determined as aforesaid.

On Neglect  
or Refusal of  
Mortgagees  
to convey,  
Premises to  
vest in the  
Corporation  
on Payment  
of Principal

XXXIII. Provided always, and be it further enacted, That in case any such Mortgagee or other Person shall neglect or refuse to convey or assign or release as aforesaid, then upon Payment of the Principal Money and Interest due upon any such Mortgage into the Bank at the End of Six Calendar Months from the Day of giving such Notice as aforesaid, for the Use of the Mortgagee or Mortgagees, or Person or Persons entitled thereto, the Cashier or Cashiers shall give a Receipt



ceipt or Receipts for the said Money, in like Manner as herein-before directed in case of other Payments into the Bank, and thereupon all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand whatsoever of the said Mortgagee or Mortgagees, or other Person or Persons, and of all and every Persons and Person in Trust for him, her, or them, shall vest in the said Bailiffs and Freemen, and they shall be deemed to be in the actual Possession of the said Premises comprised in such Mortgage or Mortgages: Provided also, that if the Money and Interest due in respect of any Mortgage or Mortgages, Security or Securities, Charge or Charges of the Lands, Tenements or Hereditaments, or Part or Parts thereof, which shall be purchased or taken by virtue of this Act shall amount to more than the Value of the Premises charged therewith, or such of them, or of such Part or Parts thereof as shall be purchased or taken by virtue of this Act, such Mortgagee or Mortgagees, Person or Persons, shall upon Payment or Tender of the Sum to be ascertained as the Value of the Houses, Buildings, Lands, Tenements, or Hereditaments, or Part or Parts thereof to be taken or purchased as aforesaid, forthwith convey, assign, release, and transfer his, her, or their Interest and Demand in and to the several Lands, Tenements, and Hereditaments, or Part or Parts thereof, to the said Bailiffs and Freemen; and in Default of so doing, and on Payment of such Money into the Bank of *England* for the Use of the Mortgagee or Mortgagees, the Cashier or Cashiers of the Bank shall give such Receipt or Receipts as above mentioned, and thereupon all the Estate, Right, Title, Interest, Property, Claim, and Demand whatsoever, of the said Mortgagee or Mortgagees, Person or Persons as aforesaid, and of all and every Persons and Person in Trust for him, her, or them, in the said Houses, Buildings, Lands, Tenements, and Hereditaments, or Part or Parts thereof, the Value whereof shall be so ascertained and paid into the Bank as aforesaid, shall vest in the said Bailiffs and Freemen, and they shall be deemed to be in the actual Possession of the said Premises to all Intents and Purposes whatsoever; and such Sums of Money shall be deducted from the Amount of the Principal and Interest due to such Mortgagee or Mortgagees.

and Interest  
into the  
Bank.

XXXIV. And be it further enacted, That if the Money and Interest due in respect of any Mortgage or Mortgages, Security or Securities, Charge or Charges of any Houses, Buildings, Lands, Tenements, or Hereditaments, or Part or Parts thereof, which shall be taken or purchased by virtue of this Act, shall amount to more than the Value of the Premises charged therewith, or such of them, or such Part or Parts thereof as shall be purchased or taken by virtue of this Act, the Mortgagor or Mortgagors, or other the Person or Persons entitled to the Redemption thereof, or to the same Premises subject thereto, shall, upon Payment or Tender of the Sum to be awarded as the Value of the Houses, Buildings, Lands, Tenements, or Hereditaments, or the Part or Parts thereof to be purchased or taken as aforesaid, to such Mortgagee or Mortgagees, Person or Persons entitled thereto, or into the Bank as aforesaid, forthwith, without any Consideration, convey, assign, or release his, her, or their Right, Equity of Redemption, or Estate or Interest in such Houses, Buildings, Lands, Tenements, or Hereditaments, or Part or Parts thereof, to the said

Mortgagors  
to convey or  
to be fore-  
closed.

[Local.]

37 G.

Bailiffs



Bailiffs and Freemen; and in Default of so doing, shall be, and are hereby barred and foreclosed from all Right or Equity of Redemption of and in the same Premises; and all the Estate, Right, Title, Interest, Property, Claim, and Demand of him, her, or them, and every Person in Trust for him, her, or them, in the same Premises, shall vest in the said Bailiffs and Freemen, and they shall be deemed to be in the actual Possession thereof to all Intents and Purposes whatsoever.

Tenants at Will, &c. to deliver Premises on Six Calendar Months Notice.

XXXV. And be it further enacted, That all and every Body and Bodies Politic, Corporate, or Collegiate, Person and Persons, in the actual Possession of any Houses, Buildings, Lands, Tenements, or Hereditaments, or any Part thereof, to be taken or purchased by virtue of this Act, as Owner, Leaseholder, Tenant at Will, or Lessee for a Year, or for any shorter Time or otherwise, shall, at the Expiration of Six Calendar Months after Notice in Writing from the said Bailiffs and Freemen, or their Agent duly authorized, shall have been left at or affixed upon the same Premises, or as soon after as he, she, or they shall be required, peaceably and quietly deliver up the Possession of the said Premises to the said Bailiffs and Freemen, or the Person or Persons authorized by them in Writing under their Seal to take Possession thereof, whether such Notice be given with reference to the Time of the holding or not; the said Bailiffs and Freemen making such Recompence or Compensation to every such Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, for delivering up Possession of the same Premises, as shall be agreed upon between him, her, or them, and the said Bailiffs and Freemen; and in case such Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, and the said Bailiffs and Freemen, shall not agree as to the Amount or Value of such Recompence or Compensation, then the same shall be ascertained and settled by the Verdict of a Jury in Manner herein-before directed for ascertaining or settling the Value of or Recompence for Houses, Buildings, Lands, Tenements, Hereditaments, and Premises to be taken or used for the Purposes of this Act; and if any such Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, shall refuse to give up such Premises aforesaid, such Recompence (if any) being first paid or tendered, it shall be lawful for the said Bailiffs and Freemen, and they are hereby empowered and required, to issue a Precept or Precepts under their Common Seal to the Sheriff of the County where the same Premises respectively are situate, to deliver Possession of the Premises to such Person or Persons as in such Precept or Precepts shall be nominated to receive the same; and the said Sheriff is hereby required to deliver such Possession accordingly of the same Premises, and to levy such Costs as shall accrue from the issuing of such Precept or Precepts, on the Person or Persons so refusing to give up such Possession as aforesaid, by Distress and Sale of his, her, or their Goods: Provided always, that in case any Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, Tenant or Tenants at Will, or Lessee or Lessees for a Year, who shall be entitled to Compensation by virtue of this Act, shall be desirous of delivering up the Possession of the Premises in his or her Possession at the Expiration of Six Calendar Months next after such Notice shall have been left or affixed upon the



same Premises for that Purpose as aforesaid, notwithstanding he or she may not be then required so to do, then and in every such Case the said Bailiffs and Freemen shall immediately after the Expiration of the said Six Calendar Months, or so soon after as the same Sum or Sums of Money to be paid for Satisfaction or Compensation to such Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, shall be agreed upon or awarded, cause Possession to be taken of the same Premises, and the Sum or Sums of Money so to be agreed upon or awarded for Compensation as aforesaid to be thereupon paid.

XXXVI. Provided always, and be it further enacted, That all Sums of Money or other Considerations, Recompence, or Satisfaction, to be paid pursuant to any such Agreement or Verdict as aforesaid, shall be paid or tendered to the Party or Parties entitled to the same, or into the Bank of *England*, as herein mentioned, before the said Bailiffs and Freemen, or any Person or Persons authorized by them, shall proceed to take Possession of or use any Houses, Buildings, Lands, Tenements, or Hereditaments comprised in or affected by such Agreement or Verdict respectively, or any Part thereof, for any of the Purposes of this Act, except for landing, working, and using Materials and Things as herein-before mentioned, unless Leave shall be given for that Purpose in Writing by the Owners or Occupiers of such Houses, Buildings, Lands, Tenements, or Hereditaments; and in case any Person or Persons shall enter upon any such Premises for any of the Purposes of this Act before such Payment or Deposit into the Bank of *England* as aforesaid shall have been made (except by Consent as aforesaid), every Person so offending shall forfeit and pay the Sum of Ten Pounds for every Day he shall remain in the said Premises.

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

XXXVII. And be it further enacted, That it shall be lawful for the said Bailiffs and Freemen to sell and dispose of, and by Indenture under their Common Seal absolutely to grant and convey such Part or Parts of the Houses, Buildings, Lands, Tenements, or Hereditaments which shall be so purchased by, or conveyed to, or vested in the said Bailiffs and Freemen as aforesaid, and which shall not be wanted for the Purposes of this Act; and also to lay out and appropriate any Part of the said Lands, Tenements, and Hereditaments as and for a Road or Roads, Way or Ways, Avenue or Avenues, Passage or Passages; and that all such Conveyances from the said Bailiffs and Freemen shall be valid and effectual, any Law, Statute, or Custom to the contrary thereof in anywise notwithstanding; and upon Payment of the Monies which shall arise by the Sale or Sales of such Houses, Buildings, Lands, Tenements, or Hereditaments, or any Part or Parcel thereof, it shall be lawful for the Treasurer or Treasurers for the Time being to the said Bailiffs and Freemen to give and sign Receipts for the Money for which the same shall be sold, which Receipts shall be sufficient Discharges to any Person or Persons for the Purchase Money for such Houses, Buildings, Lands, Tenements, or Hereditaments, or any Parts or Parcels thereof as shall be sold, or for so much thereof as in such Receipts respectively shall be expressed to be received; and such Person or Persons shall not afterwards be answer-

Corporation empowered to resell Lands which may not be wanted.



answerable or accountable for any Loss, Misapplication, or Non-application of such Purchase Money, or any Part thereof.

First Offer  
to whom to  
be made.

XXXVIII. Provided always, and be it further enacted, That the said Bailiffs and Freemen, before they shall sell and dispose of such Houses, Buildings, Lands, Tenements, or Hereditaments, or any Charge or Interest therein, shall first offer to sell the same to the Owner of the adjoining Land, or to the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, from whom they shall have purchased the same, for such Estate or Interest as such Person or Persons had therein, and had sold to the said Bailiffs and Freemen, at a Price to be paid to the said Bailiffs and Freemen; and in case the said Bailiffs and Freemen and such Person or Persons shall not agree as to the Price or Prices thereof, and such Person or Persons shall nevertheless signify his, her, or their Desire to purchase the same, by a Notice in Writing to be given to or left with the Town Clerk to the said Bailiffs and Freemen within Fourteen Days after Offer made, at a Price to be adjusted and settled by a Jury to be summoned as in case of Purchases to be made by the said Bailiffs and Freemen as herein mentioned, *mutatis mutandis*, which Notice shall be deemed an actual Contract for Purchase of the said Premises as against the Party or Parties giving the same, at the Price which shall be adjusted and settled by such Jury; and in case such Body or Bodies, Person or Persons, shall not agree to repurchase such aforesaid Interest therein, or shall not give such aforesaid Notice of his, her, or their Intention of purchasing the same within Fourteen Days after such Offer for Sale, then and in every such Case an Affidavit being made and sworn before a Master or a Master Extraordinary of the High Court of Chancery, or before One of His Majesty's Justices of the Peace for the County where such Houses, Buildings, Lands, Tenements, or Hereditaments shall be situate, by some competent Person or Persons, stating that such Offer was made by or on the Behalf of the said Bailiffs and Freemen, and was not then and thereupon agreed to by the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, to whom the same was made, and that such Notice as aforesaid was given, shall in all Courts be sufficient Evidence and Proof that such Offer was made, and was not agreed to by the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, to whom it was made, (as the Case may be,) and that such Notice as aforesaid was not given; and that all Money which shall arise by any Sale or Sales, or Demise or Demises, which may be made by the said Bailiffs and Freemen of such Premises, Estates, and Interests as aforesaid, shall be applied to the Purposes of this Act, but the Purchaser or Purchasers, Lessee or Lessees thereof, shall not be answerable or accountable for any Misapplication or Nonapplication of such Money.

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

XXXIX. And be it further enacted, That in all Grants and Conveyances to be made by the said Bailiffs and Freemen, under or by virtue and in pursuance of the several Powers and Authorities to them hereby given, the Words "grant, bargain, and sell," shall amount to, and be construed and adjudged in all Courts of Judicature to be express Covenants to the Grantee, Lessee, or Purchaser, his, her, and their Heirs, Executors, Administrators, and Assigns, from the said Bailiffs and  
Freemen,



Freemen, for themselves and their Successors, that they the said Bailiffs and Freemen, notwithstanding any Act done by them, were at the Time of the Execution of such Grant or Conveyance seised of the Hereditaments and Premises thereby granted, conveyed, and sold, for an indefeasible Estate of Inheritance in Fee Simple, free from all Incumbrances, for quiet Enjoyment thereof against the said Bailiffs and Freemen, and all claiming under them; and that all such Purchasers shall be indemnified and saved harmless by the said Bailiffs and Freemen and their Successors.

XL. And be it further enacted, That it shall be lawful for the said Bailiffs and Freemen, and they are hereby empowered, to pull down, or cause to be pulled down, all Houses and other Erections and Buildings which shall be purchased or taken by virtue of this Act, or such of them or such Parts thereof as they shall think proper to be pulled down, and to level and clear the Ground whereon the same shall stand, and all other the Ground to be purchased or taken by virtue of this Act, in such Manner as they shall think proper, and to sell, or cause to be sold, the Materials of the Houses and other Buildings to be taken down and removed pursuant to this Act; and the Monies to be produced by the Sale thereof (after deducting the Expences of pulling down such Houses and Buildings respectively, and of such Sale or Sales), and also the Rents and Profits of the said Houses, Buildings, Lands, Grounds, Tenements, and Hereditaments to be purchased or taken by virtue of this Act, until the same shall be pulled down or cleared, shall be applied and disposed of for or towards the Purposes of this Act, or any of them.

Power to clear the Ground and sell old Materials.

XLI. Provided also, and be it further enacted, That it shall and may be lawful for the said Bailiffs and Freemen, and they are hereby authorized and empowered to take a Lease, or as Tenants at Will, a Piece of Ground as near as the same conveniently can be got to the present Horse Fair in the Town of *Kingston-upon-Thames*, for the Purpose of holding thereon the annual Whitsuntide and Summer Fairs for the Sale of Horses and other Cattle, in lieu of the same being holden in the Road leading to the said Bridge, called *The Horse Fair*, so as to prevent any Annoyance or Obstruction to the said Bridge Road.

Power to remove the Horse Fair.

XLII. Provided also, and be it further enacted, That it shall and may be lawful for the said Bailiffs and Freemen, when and so soon as the whole of the Buildings on the South Side of the said Street or Place called *The Horse Fair* shall be pulled down and removed, and a sufficient Road or Street, as the Approach to the said Bridge, shall have been set out and made on Part of the Sites thereof, to sell or cause to be sold, in such Manner as is herein-before directed respecting the Sale of such Parts of the Houses, Buildings, Lands, Tenements, and Hereditaments as may not be wanted for the Purposes of this Act, Thirty Feet in Depth of the present Highway, called *The Horse Fair*, along the whole of the South Side thereof, to be annexed to and sold with the Residue of the Ground forming the Sites of the present Buildings there as may not be wanted for the Purposes of

Power to sell Part of the present Horse Fair.

[Local.]

37 H

this



this Act, and to apply and dispose of the Proceeds arising therefrom towards the Purposes of this Act.

If any Part of Bridge Estates shall be taken by virtue of this Act, Purchase Money to be paid into the Bank.

XLIII. And be it further enacted, That if any Houses, Buildings, Lands, Tenements, or Hereditaments, shall be taken or used for the Purposes of this Act, or any of them, which belong to the said Bailiffs and Freemen as Part of the said Bridge Estates as aforesaid, then and in such Case the Amount of the Compensation or Satisfaction to be paid in respect of the same shall be assessed and determined by a Jury in Manner herein-before mentioned, and paid into the Bank of *England*, and laid out and invested and subsequently disposed of in like Manner as herein-after is directed; and upon Payment of such Amount into the Bank, such Houses, Buildings, Lands, Tenements, or Hereditaments, or Part or Parts thereof, or Share or Shares, Estate or Estates, Interest or Interests therein, shall vest in the said Bailiffs and Freemen for the Purposes of this Act, freed from all Trust, Claim, and Demand whatsoever.

For making good the Towing Path.

XLIV. And be it further enacted, That in case the Pier of the Bridge proposed to be placed on the *Middlesex* Side of the River shall be built on Part of the present Towing Path, then before any Part of the Foundation of such Pier shall be built, the said Bailiffs and Freemen shall make and erect, or cause to be made and erected, a good and substantial Road or Way on the North and West Sides of the Site of the said intended Pier, and communicate the same with the present Road or Way above and below the said intended Bridge and Pier, for the towing Horses to pass along the same between the said intended Pier and the River; and the said Bailiffs and Freemen shall also make and erect, or cause to be made and erected, a Towing Path or Way on the *Surrey* Side of the said River from the present Bridge to the Bridge intended to be built, and that such Roads or Ways shall be made and completed to the Satisfaction of the Mayor, Aldermen, and Commons of the City of *London* in Common Council assembled, and under the Direction of the Clerk of the Works for the Time being employed by or under their Authority.

Power to take Gravel, &c. out of Rivers, Wastes, &c.

XLV. And be it further enacted, That it shall be lawful for the said Bailiffs and Freemen, or their Surveyor or Surveyors, and such Person or Persons as they shall appoint, to search for and dig, gather, and take away any Gravel, Earth, Sand, Stones, or such other Materials for making or repairing any of the Roads hereby authorized to be made, or for any of the Purposes of this Act, out of or from any common River or Stream, or from any Moor, Waste, or Common Grounds in any Parish or Place in which any Part of any of the said Roads shall lie, without paying any thing for such Materials; such River, Stream, Moor, Waste, or Common Grounds being situate in the County in which the said Roads so to be made as aforesaid do or shall lie; and such Surveyor or Surveyors leveling, or causing to be levelled, all Holes or Pits, or otherwise causing to be railed or fenced off, where or from whence any such Materials shall be dug, taken, or carried away, in such Manner as



that the same shall not be dangerous to any Cattle or Travellers whatsoever, and paying for the Damages occasioned by going over or through any Lands, Grounds, or private Lands, or Roads, for or with such Materials as are herein mentioned; and in case of any Difference concerning such Damages so occasioned, any Two Justices of the Peace for the County or Place in which such Lands or Grounds shall be situated shall and may adjudge and determine the same, which Determination shall be final; and such Damages may be recovered from the said Bailiffs and Freemen in such and the like Manner as any Penalty or Forfeiture may be recovered by virtue of this Act.

XLVI. Provided always, and be it further enacted, That the said Bailiffs and Freemen, and their Surveyor or Surveyors, or such other Person or Persons as aforesaid, shall not be authorized, nor shall any thing herein contained be construed to authorize them or him to search for and dig, gather and take away any Gravel, Earth, Sand, Stones, or other such Materials; for making or repairing any of the said Roads, or for the Purposes of this Act, in or out of any private Grounds of any Person or Persons whomsoever, without the Consent of the Owner or Occupier for the Time being of such respective Grounds for that Purpose first had and obtained.

Not to take Materials out of private Grounds without Consent.

XLVII. Provided always, and be it further enacted, That all such Ballast, Sand, Gravel, Earth, or other Materials as the said Bailiffs and Freemen, or the Persons employed or to be employed by them, shall at any Time raise, take from and out of the said River *Thames* for the Purpose of forming or repairing the said Roads or any of them, or any other Purpose whatsoever under or by virtue of this Act, shall be raised and taken from such Parts of the said River only as the Lord Mayor of the said City for the Time being, as Conservator of the said River, or any other the Person or Persons acting under his Authority, shall, on Request of the said Bailiffs and Freemen in Writing, direct and appoint.

Regulation as to procuring Gravel from the River Thames.

XLVIII. And be it further enacted, That all the Gravel, Ballast, Sand, Earth, or other Materials which shall at any Time or Times hereafter be raised or taken from or out of the said River, under the Authority of this Act, shall be wholly removed, carried, and conveyed from the said River, without screening or returning any Part thereof into the said River after the same shall have been so raised or taken from and out of the said River; and in case any Person shall throw or return into the said River any such Gravel, Ballast, Sand, Earth, or other Materials so to be raised or taken from and out of the said River as aforesaid, every Person so offending shall for every such Offence forfeit and pay the Sum of Twenty Pounds, to be recovered before the Mayor or any of the Aldermen of the said City, or any Justice of the Peace within their respective Jurisdictions, by Information upon the Oath of the Informer or One or more Witnesses; and One Moiety of the said Penalty shall be given to the Informer, and the other Moiety shall be paid to or for the Use of the Mayor, Commonalty, and Citizens of the same City.

No Part of the Gravel, &c. taken out of the River to be returned or thrown back.

XLIX. And



Power to  
the Cor-  
poration to  
fix Lamps.

XLIX. And be it further enacted, That it shall be lawful for the said Bailiffs and Freemen, and they are hereby empowered and required, from Time to Time to cause such and so many Lamp Irons or Lamp Posts to be put up or affixed in, upon, or along the Sides of the said Bridge, and in, upon, or along the Sides of the said Roads, save and except such Parts thereof as shall have Houses on both Sides thereof, and also to cause such Number of Lamps, of such Sizes or Sorts, to be provided and affixed, or put upon such Lamp Irons and Lamp Posts, as they shall think necessary for lighting the said Bridge and Roads, and every or any Part thereof, and to cause the said Lamps to be lighted as and when they shall think proper.

Power to  
contract for  
lighting.

L. And be it further enacted, That it shall be lawful for the said Bailiffs and Freemen, from Time to Time, to contract and agree with any Company of Proprietors, or with any other Person or Persons, to light the said Bridge and Roads, or other public Places, or any of them, with Gas, Oil, or otherwise, as to the said Bailiffs and Freemen shall from Time to Time seem proper and expedient, and to provide and set up all Works necessary for such Purposes.

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

LI. And be it further enacted, That all and every the Pipes or other Conduits to be laid or used, for the Conveyance of Gas in, under, through, along, across, or round the said Bridge, Roads, or other Passages or Places within the Limits of this Act, shall be so laid at the greatest practicable Distance, and whenever the Width of the Carriage-way in such Bridge or Place will allow thereof, at the Distance of Six Feet at least from the nearest Part of any Water Pipe already laid down or hereafter to be laid down for the Conveyance of Water in, under, through, along, or round any of the said Bridge, Roads, or Places, except in Cases where it shall be unavoidably necessary to lay the Gas Pipes across any of the said Water Pipes, in which Case the said Gas Pipes shall be laid over and above the said Water Pipes, at the greatest practicable Distance therefrom, and shall form therewith a right Angle; and in such Cases the said Gas Pipes so crossing the said Water Pipes shall be at least Nine Feet in Length, so that no Joint of any of the said Gas Pipes shall be nearer to any Part of the said Water Pipes than Four Feet at least; and the said Bailiffs and Freemen, or any Company, Contractors, or other Persons supplying Gas, in laying down the Pipes or other Conduits to be laid or used for the Conveyance of Gas in, under, through, along, across, or round the said Bridge, Roads, or other Passage or Place, within the Limits of this Act, shall in no Case join Two or more Pipes together previous to their being laid in the Trench, but shall lay such Pipe as near as may be in its Place in the Trench, and shall in such Trench properly form the jointing with the other Pipes to be added thereto, with proper and sufficient Materials, and shall also make and keep all and every such Pipes, and all Pipes connected and communicating therewith, and all the Screws, Joints, Inlets, Apertures, and Openings therein respectively air-tight, and in all and every respect prevent the said Gas from escaping therefrom, and from any Part thereof, upon pain of forfeiting for every Offence the Sum of Five Pounds.

LII. And



LII. And be it further enacted, That whenever the Water in any Water Pipes shall be contaminated or affected by any Gas supplied by the said Bailiffs and Freemen, or by any Company, Contractors, or Persons whomsoever making, furnishing, or supplying any Gas used or burnt within the Limits of this Act, the said Bailiffs and Freemen, or Company, Contractors, or Persons, shall forfeit and pay for every such Offence a Sum not exceeding Twenty Pounds, to be sued for and recovered as any Penalty is hereby directed to be sued for and recovered; and in case any such Water shall be contaminated or affected by Gas in any Way whatever, that then, and in every such Case, the said Bailiffs and Freemen, or Company, Contractors, or Persons as aforesaid, shall, within Twenty-four Hours next after Notice thereof in Writing signed by any of the Directors, or by the Treasurer, or by a Manager or Chief Clerk for the Time being of and for the Company, or by the Person or Persons to whom such Water Pipe shall belong, to be left at the usual Office or Place of transacting Business of the said Bailiffs and Freemen, or Company, Contractors, or Persons as aforesaid, cause the most proper and effectual Measures to be taken, effectually to stop and prevent Gas from escaping from their Works, Mains, or Pipes, or contaminating or affecting the Water; and in case the said Bailiffs and Freemen, or Company, Contractors, or Persons as aforesaid, shall not, within Twenty-four Hours next after each and every Notice so left as aforesaid, effectually stop and prevent Gas from escaping, and wholly and satisfactorily remove the Cause of every such Complaint, and prevent all and every such Contamination whereof Notice shall be given as aforesaid, that then, and in every such Case, the said Bailiffs and Freemen, or Company, Contractors, or Persons, shall on each and every Complaint, whereof Notice shall be given as aforesaid, forfeit and pay to the Treasurer for the Time being, or to any One of the Directors for the Time being of the Company, or to the Person or Persons to whom the Pipe containing such Water shall belong, over and above the before-mentioned Penalty of Twenty Pounds to be recovered as aforesaid, the Sum of Ten Pounds for each and every Day during which the Water of the said Company or Persons shall be and remain contaminated, tainted, or affected by the Gas of the Bailiffs and Freemen, or Company, Contractors, or Persons as aforesaid; and in Default of Payment thereof as aforesaid, such Penalty or Penalties shall and may be recovered by Information to be exhibited on Oath of One credible Witness, by and in the Name of the Treasurer, or by and in the Name of the Manager and Chief Clerk for the Time being of the Company, or by and in the Name of any One or more of the said Company, or of the Person or Persons to whom the Pipes shall belong, at the Option of the Parties prosecuting such Information against the said Bailiffs and Freemen, or Company, Contractors, or Persons as aforesaid, before any Justice of the Peace for the County or Place where the Offence shall be committed, with Costs to be assessed by such Justice, and to be levied by Distress and Sale of the Goods and Chattels of the said Treasurer of the said Bailiffs and Freemen, or of the said Company, Contractors, or Persons, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal of such Justice, which Warrant such Justice is hereby empowered to grant; and such Penalty or Penalties and Costs,

For preventing Escape of Gas, and Contamination, &c. of Water.

[Local.]

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when



when so levied, shall be paid to the Treasurer, or to One of the Proprietors for the Time being of the Company, or to the Person or Persons to whom the Water Pipe shall belong.

For ascer-  
taining if the  
Water be  
contamin-  
ated.

LIII. And whereas it may be or become a Question upon such Complaint as aforesaid, whether the said Water be contaminated or affected by the Gas of the said Bailiffs and Freemen, or Company, Contractors, or other Person or Persons making, furnishing, or supplying any Gas used or burnt within the Limits of this Act; be it therefore enacted, That in every such Case it shall and may be lawful to and for the Company or Persons to whom the Pipe containing the Water shall belong, to dig to and about, and search and examine the Mains, Pipes, Conduits, and Apparatus of the said Bailiffs and Freemen, or Company, Contractors, or Persons as aforesaid, for the Purpose of ascertaining whether such Contamination proceed or be occasioned by the Gas of the said Bailiffs and Freemen, or Company, Contractors, or Persons; and if it shall appear that the said Water has been contaminated by any Escape of Gas of the said Bailiffs and Freemen, or Company, Contractors, or Persons as aforesaid, the Costs and Expences of the said Digging, Search, and Examination, and Repair of the Pavement of the said Bridge or Roads, which shall be taken up or disturbed, shall be borne and paid by the said Bailiffs and Freemen, or Company, Contractors, or Persons, which Costs and Expences shall be ascertained and determined if necessary by such Justice as aforesaid, and be recovered in like Manner as any Penalty may be recovered by virtue of this Act: Provided always, that if upon such Examination it shall appear that such Contamination has not arisen from any such Escape of Gas from any of the Mains, Pipes, or Conduits of the said Bailiffs and Freemen, or Company, Contractors, or Persons respectively, then and in such Case the said Company or Persons causing such Search to be made, shall bear and pay all the Costs and Expences of such Examination, Repair, and Search, and shall also make good to the said Bailiffs and Freemen, Company, Contractors, or Persons respectively, any Loss, Injury, or Damage, which may be occasioned to the said Mains, Pipes, Conduits, or Apparatus of the said Bailiffs and Freemen, or Company, Contractors, or Persons, in and by such Search and Examination, and also to the Pavement of the said Bridge or Roads so broken up or disturbed in such Search or Examination; the Amount of such Injury, Loss, or Damage, to be ascertained and determined, if necessary, by such Justice or Justices of the Peace as aforesaid.

For prevent-  
ing the Es-  
cape of Gas.

LIV. 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 within the Limits of this Act, the Bailiffs and Freemen, or any Company or Companies, or other Person or Persons whatsoever, making, furnishing, or supplying any Gas used or burnt within the Limits of this Act, shall, immediately after Notice given to them or him, by Parol or in Writing, of any such Escape of Gas, from any Inhabitant or Inhabitants, or other Person or Persons whomsoever, cause the most speedy and effectual Measures to be taken to stop and prevent such Gas from escaping; and in case the said Bailiffs and Freemen, or any Company or Companies, or other Person or Persons as aforesaid, shall not, within Twenty-four Hours next after such Notice



given, effectually stop and prevent any future Escape, and wholly and satisfactorily remove the Cause of Complaint, then and in every such Case the said Bailiffs and Freemen, or the Company or Companies, or other Person or Persons as aforesaid, shall for every such Offence forfeit and pay the Sum of Five Pounds for each 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 or Penalties shall from Time to Time be recoverable in a summary Way, on the Oath or Affirmation of some credible Witness or Witnesses, by Information to be laid before some Justice or Justices of the Peace for the County or Town in which the same Pipes shall be situate, and shall and may be recovered and levied, with all reasonable Charges, by Distress and Sale of the Goods and Chattels of the Treasurer to the said Bailiffs and Freemen, or of the Goods and Chattels of such Company or Companies, or other Person or Persons as aforesaid.

LV. And be it further enacted, That if any Person or Persons shall wilfully or maliciously remove, take away, destroy, damage, or injure any or any Part of any Pipe, Plug, or other Apparatus, Matter or Thing belonging to the said Bailiffs and Freemen, or such Company, Contractors, or Persons as aforesaid, or shall wilfully or maliciously waste any of the Inflammable Air or Gas supplied by the said Bailiffs and Freemen, or Company, Contractors, or Persons, any Person so offending in any of the respective Premises shall forfeit and pay for every such Offence any Sum not exceeding Ten Pounds, and twice the Amount of the Damage done or occasioned by such Conduct; which shall be recovered in like Manner, as Part of the said Penalty.

Penalty on  
damaging  
Gas-Pipes.

LVI. And be it further enacted, That if the said Bailiffs and Freemen, or any Company or Companies, or any other Person or Persons whatsoever, making, furnishing, or supplying any Gas used or burnt within the Limits of this Act, shall at any Time drain or convey, or cause or suffer to be drained or conveyed, or to run or flow, any Washings, or other waste Liquids, Substances, or Things whatsoever, which shall arise in the making of Gas, into the River *Thames*, or into any River, Brook, or running Stream, Canal, Reservoir, Aqueduct, Feeder, Pond, or Springhead, or into any Drain, Sewer, or Ditch communicating with any of them; or do, or cause to be done, any Annoyance, Act, or Thing to the Water contained in any of them, whereby the Water contained therein, or any Part thereof, shall or may be soiled, fouled, or corrupted; then, and in every such Case, the said Bailiffs and Freemen, or any such Company or Companies, or other Person or Persons whatsoever, making, furnishing, or supplying such Gas, 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, or Information, wherein no Essoign, Protection, Privilege, Wager of Law, nor more than One Impar lance shall be allowed; and such Penalty shall be paid to the Person or Persons who shall inform or sue for the same: Provided always,

Penalty for  
conveying  
Washings  
into any  
Sewers,  
Streams, &c.



always, that no such Penalty or Forfeiture shall be recoverable unless the same be sued for within Twelve Calendar Months after the Time when such Annoyance, Nuisance, Injury, Damage, Act, or Thing shall have ceased: Provided also, that above and in addition to the said Penalty of Two hundred Pounds (and whether such Penalty shall or shall not be sued for or recovered), in case any of the said Washings or other waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be drained, conducted or conveyed, or caused or suffered to run or flow in Manner aforesaid, into the River *Thames*, or into any River, Brook or running Stream, or any Reservoir, Canal, Aqueduct, Waterway, Feeder, Pond, or Springhead, or into any Drain, Sewer, or Ditch communicating with any of them, or any such Annoyance, Nuisance, or Injury, Damage, 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 whomsoever to the said Bailiffs and Freemen, or to the Company or Companies, or other Person or Persons making, furnishing, or supplying any Gas as aforesaid, and the said Bailiffs and Freemen, or Company or Companies, or other Person or Persons, shall not, within Twenty-four Hours after such Notice given, stop and prevent all and every such Washings, waste Liquids, noisome or offensive Liquids, Substances, or Things, from being drained, conducted, or conveyed, or from running or flowing in Manner aforesaid, and every such other Annoyance, Nuisance, Injury, Damage, Act, or Thing from being done as aforesaid, then and in every such Case the said Bailiffs and Freemen, or the Company or Companies, or other Person or Persons so offending, shall forfeit and pay the Sum of Twenty Pounds for each and every Day such Washings, waste Liquids, noisome or offensive Liquids, Substances, or Things, shall be so drained, conducted, or conveyed, or caused or suffered to run or flow in Manner aforesaid, or such other Annoyance, Nuisance, Injury or Damage, 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 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.

Persons supplying Gas may be indicted for Nuisance.

LVII. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to prevent any Person from proceeding by Indictment or otherwise against the said Bailiffs and Freemen, or the Company or Companies, or other Person or Persons making, furnishing, or supplying any Gas used or burnt within the Limits of this Act, as a public or private Nuisance, or from bringing any Action against the said Bailiffs and Freemen, Company or Companies, or other Person or Persons as aforesaid, 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 said Gas, or Method of lighting, or the Carelessness or Want of Skill of any of the Persons employed therein, or from any other Cause whatsoever.

\* LVIII. And



LVIII. And be it further enacted, That if any Person whosoever 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 Footpaths on the said Bridge or Roads, or any of them, or shall make or cause to be made any Alterations in any of the Tunnels, Gutters, Sinks, Drains, or Water-courses therein, without the previous Consent or Authority of the said Bailiffs and Freemen; every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

Not to take up Pavement without Consent of the Corporation.

LIX. And be it further enacted, That the said Bailiffs and Freemen are hereby empowered from Time to Time, if they see Occasion, to appoint such a Number of fit and able-bodied Men as they shall think proper, to be armed and clothed in such Manner as the said Bailiffs and Freemen shall direct, to be employed as Watchmen, Guards, or Patroles upon the said Bridge or the Roads before mentioned; and from Time to Time to remove any of the said Watchmen, Guards, or Patroles, and to appoint others in their Room; and from Time to Time to make such Rules, Orders, and Regulations for the better governing the Watchmen, Guards, or Patroles, and for watching and guarding the said Bridge and Roads, and keeping the Peace thereon, as the said Bailiffs and Freemen shall think proper, and to provide proper Watch-houses, Watch-boxes, and Places for the Reception of such Watchmen.

Power to appoint Watchmen.

LX. And in order that sufficient Sums of Money may be raised for building the said Bridge, and for making the necessary Approaches thereto, and for effecting the other Purposes of this Act, be it further enacted, That it shall be lawful for the said Bailiffs and Freemen, from Time to Time, to borrow and take up at Interest any Sum or Sums of Money not exceeding together the Sum of Forty thousand Pounds, either by way of Mortgage of the said Bridge and the Tolls thereof, or by granting Annuities to be payable out of the said Tolls during the Life of the Purchaser or Purchasers thereof, or of any other Person or Persons whom such Purchaser or Purchasers shall nominate, with or without Benefit of Survivorship, in such Manner as the said Bailiffs and Freemen shall think proper; and the said Bailiffs and Freemen are hereby fully authorized and empowered, under their Common Seal, to grant or assign over the said Bridge and the Tolls thereof as a Security for any Sum or Sums of Money to be borrowed, with Interest for the same, or for the due and regular Payment of the said Annuity or Annuities to be granted, as to them shall seem meet.

Power to raise 40,000*l.* on Mortgage of Tolls.

LXI. And be it further enacted, That every Security to be given for any Sum or Sums of Money to be borrowed by way of Mortgage as aforesaid, shall be made in the Form or to the Effect following; (that is to say),

Form of Mortgage.

‘ BY virtue of an Act passed in the Sixth Year of the Reign of His Majesty King George the Fourth, intituled *An Act* [here set forth the Title of this Act], We, the Bailiffs and Freemen of *Kingston-upon-Thames*, in consideration of the Sum of

to us advanced by *A. B.* of

[Local.]

37 K

‘do



do grant and convey unto the said *A. B.*, his [*or her*] Successors, Executors, Administrators, and Assigns, the said Bridge and the Toll House and Toll Houses thereunto belonging, and all and singular the Tolls arising by virtue of the said Act, and all our Right, Title, and Interest of, in, and to the same, to hold unto the said *A. B.*, his [*or her*] Successors, Executors, Administrators, and Assigns, until the said Sum of \_\_\_\_\_ with Interest for the same after the Rate of \_\_\_\_\_ *per Centum per Annum*, shall be fully paid and satisfied. Given under our Common Seal this \_\_\_\_\_ Day of \_\_\_\_\_ in the Year of our Lord \_\_\_\_\_.

Money may be borrowed at a lower Rate of Interest to pay off existing Mortgages.

LXII. And be it further enacted, That in case the said Bailiffs and Freemen shall at any Time or Times 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 existing original or other Securities which may have been made by the said Bailiffs and Freemen by virtue of this Act, it shall be lawful for the said Bailiffs and Freemen, from Time to Time, to borrow and take up and secure to be paid, with such lower Rate of Interest in Manner aforesaid, any Sum or Sums of Money, which shall be applied in paying off and discharging any of the said original or other Mortgages bearing a larger Rate of Interest.

No Mortgagee to be paid off against his Consent without Three Months Notice.

LXIII. Provided also, and be it further enacted, That no Sum of Money advanced on Mortgage, shall be paid off against the Consent of the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons entitled to receive the same, unless Three Calendar Months previous Notice of the Intention to pay off the same, under the Common Seal of the said Bailiffs and Freemen, shall have been given to such Body or Bodies, Person or Persons, or left at his, her, or their last or usual Place or Places of Abode, or advertised in the *London Gazette*.

Form of Grant of Annuity.

LXIV. And be it further enacted, That every Security to be given for an Annuity to be granted as herein-before mentioned, shall be made in the Words or to the Effect following; (that is to say),

BY virtue of an Act passed in the Sixth Year of the Reign of His Majesty King George the Fourth, intituled *An Act [here set forth the Title of this Act]*, We, the Bailiffs and Freemen of *Kingston-upon-Thames*, in consideration of the Sum of \_\_\_\_\_ to us paid by *A. B.* of \_\_\_\_\_ do grant unto the said *A. B.*, his [*or her*] Successors or Executors, Administrators or Assigns, out of the Tolls and Duties of the said Bridge, One Annual or Yearly Sum of \_\_\_\_\_ to be paid and payable to the said *A. B.*, his [*or her*] Successors or Executors, Administrators, or Assigns, during the Life of \_\_\_\_\_ or the Lives of \_\_\_\_\_ [*if more than One*], and the Life of the Survivor of them [*as the Case may be*], and a proportionate Part of the said Annuity up to the Day of the \_\_\_\_\_ Decease



Decease of \_\_\_\_\_ or to the Day of  
 the Decease of the Survivor of them [*as the Case may be*]. Given  
 under our Common Seal this \_\_\_\_\_ Day of  
 in the Year of our Lord \_\_\_\_\_

LXV. And for preventing any improvident Grants of Annuities, be it further enacted, That the Amount of every Annuity to be granted by virtue of this Act shall be regulated according to the Price of the Three Pounds *per Centum* Consolidated Bank Annuities at the Time of granting the same, in the Manner and according to the Rate prescribed by Three several Acts, One made in the Forty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to enable the Commissioners for the Reduction of the National Debt to grant Life Annuities*; One other in the Forty-ninth Year of His said late Majesty, intituled *An Act to amend an Act passed in the last Session of Parliament, for enabling the Commissioners for the Reduction of the National Debt to grant Life Annuities*; and the other made in the Fifty-second Year of His said Majesty, intituled *An Act for amending Two Acts passed in the Forty-eighth and Forty-ninth Years of His said Majesty, for enabling the Commissioners for the Reduction of the National Debt to grant Life Annuities*.

For preventing improvident Grants of Annuities.

LXVI. And be it further enacted, That the several Persons to whom any such Mortgages or any such Grants of such Annuities shall have been made as aforesaid, shall be severally entitled, in proportion to the annual Amount of the Interest of the Monies borrowed on Mortgage, and the annual Amount of the said Annuities, to the Tolls and Revenues of the said Bailiffs and Freemen, without any Preference by reason of the Priority of Date of any such Security, or any other Account whatever.

No Preference in Mortgages or Annuities.

LXVII. And be it further enacted, That the Interest of the Money which shall be borrowed on Mortgages as aforesaid, and the several Annuities to be granted as aforesaid, shall be paid Half-yearly to the several Parties entitled thereto respectively.

Interest on Mortgages and Annuities to be paid Half-yearly.

LXVIII. And be it further enacted, That a Copy of every Security to be made for any Sum of Money borrowed, or for any Annuity as aforesaid, or an Entry or Memorial thereof containing the Date, Names of the Parties, and Sum of Money paid, and the Amount of the Interest or Annuity, shall be made in a Book or Books to be kept for that Purpose, by the Town Clerk to the said Bailiffs and Freemen.

Mortgages and Annuities to be entered in the Books of the said Bailiffs and Freemen.

LXIX. And be it further enacted, That every Security to be made for any Sum of Money borrowed, and the Interest thereof, or for any Annuity as aforesaid, may from Time to Time be transferred by the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, to whom the same respectively shall be made as aforesaid, or shall be transferred as herein is mentioned, his, her, or their Successors, Executors, or Administrators, personally, or by Attorney thereunto lawfully authorized, to any Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, by an Indorsement on such Security respectively, to be signed and sealed, or sealed, (as the Case may require) in the

Mortgages and Annuities may be transferred.



the Presence of One credible Witness, who shall subscribe his Name and Place of Abode thereto, and in the Words or to the Effect following; that is to say,

‘ I A. B. [or, We C. and D.] in consideration of the Sum of  
 ‘ paid by E. F. of do hereby  
 ‘ transfer the within Security, and all my [or our] Right, Title, and  
 ‘ Interest in and to the same, and all Benefit and Advantage to arise  
 ‘ therefrom, unto the said E. F., Successors or Executors,  
 ‘ Administrators or Assigns. Witness my Hand and Seal [or our  
 ‘ Hands and Seals, or our Common Seal] this Day of  
 ‘ in the Year of our Lord

Entries of  
 Transfers to  
 be made in  
 the Books of  
 the said  
 Bailiffs and  
 Freemen.

LXX. And be it further enacted, That every Transfer shall, within Thirty Days next after the Date thereof, be left with the Town Clerk to the said Bailiffs and Freemen, who shall, within Ten Days then next following, cause an Entry or Memorial to be made thereof, in like Manner as of the original Securities; and after such Entry made, but not before, all Bodies Politic, Corporate, or Collegiate, and Persons to whom such Transfer respectively shall be made, their respective Successors, Executors, Administrators, and Assigns, shall be entitled to the Benefit of such Securities respectively, and the future Payments thereon, and to all Benefit and Advantage thereof; and for the Entry of every such original Security, and of every such Transfer, the said Town Clerk shall be paid, by the Party or Parties to whom such Security or Transfer shall be made, the Sum of Two Shillings and no more.

Bailiffs and  
 Freemen to  
 be deemed  
 Commissioners  
 within  
 the Meaning  
 of the several  
 Acts for the  
 Issue of Ex-  
 chequer  
 Bills.

LXXI. And whereas an Act was passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act to amend the Acts for the Issue of Exchequer Bills for Public Works*, whereby, after reciting the several Acts theretofore passed for authorizing the Issue of Exchequer Bills and Advance of Money out of the Consolidated Fund for the carrying on of Public Works, it was enacted, that it should be lawful for the Commissioners for the Time being for the Execution of the said Acts, whenever the said Commissioners should be directed so to do by any Warrant under the Hands of any Three or more of the Commissioners of the Treasury, and the said Commissioners for the Execution of the said recited Acts were thereby authorized and required, to advance and lend any Sum or Sums of Money towards the carrying into Execution any Act of Parliament for making, completing, or maintaining any Works of general public Importance and Utility which should be carried on under the Direction of any Commissioners appointed by Authority of Parliament: And whereas it may be deemed expedient that the Commissioners for the Execution of the said Acts should be authorized to advance Money towards the Execution of the Powers and Authorities hereby vested in the Bailiffs and Freemen of the Town of *Kingston-upon-Thames*; be it therefore enacted, That the said Bailiffs and Freemen shall be deemed and taken to be Commissioners for carrying the Purposes of this Act into Execution, within the Intent and Meaning of the said Act passed in the Fifth Year of the Reign of His present Majesty, and the several Acts therein recited.

LXXII. And



LXXII. And whereas the said Bridge intended to be built under and by virtue of this Act will be contiguous to and adjoin the Lands and Park belonging to His Majesty's Palace at *Hampton Court*, and also to His Majesty's Domain at *Bushy Park*, and will form a principal Approach from the Metropolis to His Majesty's said Palace and Domains: And whereas the present Bridge across the River *Thames* from the Town of *Kingston* has for a great many Years been kept open for the Use of His Majesty and the Public, as a free Bridge, at private Expences; but the Funds appertaining thereto are now nearly exhausted: And whereas the Funds upon which the Interest and Sinking Fund to be provided for the Repayment of any Loan of Money to be raised for the building of this Bridge, may consist principally of the Tolls to be received from Passengers, and the Produce thereof being necessarily uncertain, such Tolls may not appear to the Commissioners for issuing Exchequer Bills to be of a nature sufficiently secure to ensure the Repayment of any Sum to be advanced by them within the Period prescribed by the Acts under which they are empowered to make such Advances; be it therefore enacted, That in consideration of the Premises above recited, it shall and may be lawful for the Commissioners of His Majesty's Woods, Forests, and Land Revenues (being duly authorized thereto by the Lords Commissioners of His Majesty's Treasury), to enter into such Covenants and Agreements, in Conjunction with or on Behalf of the Commissioners for the building of the said Bridge, with the said Commissioners for issuing Exchequer Bills, for the Purpose of securing the Repayment of any Sum to be advanced by them within the Period of Twenty Years, in case the Produce of the Tolls should prove insufficient thereto, as may appear to them (the Commissioners of His Majesty's Woods, Forests, and Land Revenue) to be just and reasonable on account of the Advantage derived to the Property of the Crown from the rebuilding of the said Bridge; and it shall be lawful for the Lords Commissioners of His Majesty's Treasury to direct the Application, out of the Produce of the Land Revenue of such Sums as may at any Time be necessary for the Fulfilment of such Covenants or Agreements hereafter, in Default of the sufficient Produce of the Tolls or other Securities to be assigned by the Commissioners of the said Bridge, for the Payment of such Sums within the appointed Time or Times accordingly, due Care being taken that in such Case the future Produce of the Tolls or other Income accruing or belonging to the said Bridge may be made over to the said Commissioners of Woods and Forests, to indemnify the Land Revenue for such Advances.

Commissioners of Land Revenue empowered to give Security to Exchequer Bill Commissioners.

LXXIII. And be it further enacted, That the Rents and Profits of the said Bridge Estates shall be paid and applied, subject to the existing Mortgages or other Charges secured thereon, in or towards the Discharge of the Interest of the Monies to be secured by Mortgage, and of the Annuities to be granted on the Credit of the Tolls by virtue of this Act directed to be raised, or shall and may be applied in paying off the Monies to be secured by Mortgage, or in Redemption of the Annuities to be granted by virtue of this Act, as the said Bailiffs and Freemen shall think best.

Rent of Bridge Estate to be applied to the Purposes of this Act.



To sell Approaches to present Bridge.

LXXIV. Provided also; and be it further enacted, That the said Bailiffs and Freemen shall, and they are hereby fully authorized and empowered absolutely to sell and dispose of, by public Auction or private Contract, for such Price or Prices, Sum or Sums of Money as the said Bailiffs and Freemen shall think reasonable, and to convey in the Manner herein-before directed with respect to Land not wanted for the Purposes of this Act, the Ground adjoining the River *Thames* on the *Middlesex* and *Surrey* Sides, upon which the Abutments of the present Bridge are now standing; for Wharfs or other Purposes, as and for an Estate of Inheritance in Fee Simple, and to apply the Monies arising from the Sale or Sales thereof to all or any of the Purposes of this Act.

The Sum raised to be applied in building the Bridge, and the Purposes of this Act.

LXXV. And be it further enacted, That the said Sum or Sums of Money to be raised as aforesaid, shall be applied, in the first Place, in discharging the Costs of this Act, and the Surveys, Plans and Estimates, and other incidental Expences relating thereto, and then in or towards the making and completing the said Bridge, and other Works by this Act directed to be made, and paying the Purchase Money for the Lands and Hereditaments herein-before authorized to be purchased, and otherwise for the Purposes of this Act.

Application of Tolls.

LXXVI. And be it further enacted, That the Tolls and other Monies that shall be collected and received under or by virtue of this Act, shall be applied and disposed of in Manner herein-after mentioned; (that is to say), in the first Place, in paying and defraying the Costs, Charges, and Expences of obtaining and passing this Act, and, in the next Place, in paying and defraying the current Expences of carrying this Act into Execution, and of keeping the said Bridge and Roads in Repair, and of lighting and watching the same; and, in the next Place, in paying to the said Mortgagees or Annuitants under this Act the Interest and Annuities to which they shall be entitled in Manner herein provided; and to the said Commissioners for the Issue of Exchequer Bills the Interest and Instalments from Time to Time to be paid as aforesaid; and that the Surplus of the said Tolls shall be applied and disposed of in Manner following; (that is to say); in paying and discharging any Sum or Sums of Money, or redeeming any Annuity or Annuities as aforesaid, and in liquidating the Debt which may be due and owing to the said Commissioners.

Power to appoint Officers.

LXXVII. And be it further enacted, That the said Bailiffs and Freemen may from Time to Time nominate and appoint a Treasurer or Treasurers, Engineer or Engineers, Architect or Architects, Surveyor or Surveyors, Collector or Collectors, Receiver or Receivers of the Rates and Tolls hereby allowed to be taken, and such other Officers as to them shall seem proper, and from Time to Time remove any such Treasurer or Treasurers, Engineer or Engineers, Architect or Architects, Surveyor or Surveyors, Receiver or Receivers, or other Officers, or any of them, and to nominate and appoint another Person or Persons in his or their Room or Stead, in Manner aforesaid, and take such Security (if any) from every such Treasurer, Engineer, Surveyor, Architect, Collector, or Receiver, or other Officer, for the due Execution



of his respective Office, and grant to him respectively such Salary or Compensation as the said Bailiffs and Freemen shall think proper.

LXXVIII. And be it further enacted, That every Treasurer, Engineer, Architect, Surveyor, Collector, Receiver, or other Officer or Servant of the said Bailiffs and Freemen to be appointed as aforesaid, shall, under his or their Hand or Hands, at such Time or Times, and in such Manner as the said Bailiffs and Freemen shall direct, deliver to the said Bailiffs and Freemen, or to such Person or Persons as they respectively shall appoint, true and perfect Accounts in Writing of all Matters and Things committed to his or their Charge by virtue of this Act, and of all Monies which shall have been by such Officer, Servant, or Person respectively received for the Purposes of this Act; and how much thereof hath been paid and disbursed, and for what Purposes, together with the legal Receipts or Vouchers for such Payments, and shall pay all such Monies as shall remain in his or their respective Hand or Hands to the said Bailiffs and Freemen, or to such Person or Persons as they shall respectively appoint; and if any such Officer, Servant, or Person shall refuse to produce or deliver up such Accounts, Receipts, or Vouchers, or to make Payment as aforesaid, or shall not deliver to the said Bailiffs and Freemen, or to such Person or Persons as they shall respectively appoint, within Fourteen Days after being thereunto required by the said Bailiffs and Freemen, all Books, Papers, and Writings, in his or their Custody or Power, relating to the Execution of this Act, or shall refuse or neglect to pay such Monies as upon the Balance of any Account or Accounts shall appear to be in his or their respective Hands, to the said Bailiffs and Freemen, or as they shall respectively direct and appoint, then and in any of the Cases aforesaid, the said Bailiffs and Freemen are hereby empowered to cause to be brought any Action or Actions against the said Officer, Servant, or Person or Persons so neglecting or refusing as aforesaid, for the recovering of the Monies that shall be in his or their Hands respectively; or upon Complaint to be made by the said Bailiffs and Freemen, or by such other Person or Persons as they respectively shall appoint for that Purpose, of any such Refusal or Neglect as aforesaid, to any One or more Justice or Justices of the Peace of the County, City, or Place wherein the said Treasurer, Engineer, Architect, Surveyor, Collector, Receiver, Officer or Officers, Person or Persons shall be or reside, such Justice or Justices is and are hereby authorized and required, by a Warrant or Warrants under his or their Hand and Seal or Hands and Seals, to cause the Treasurer, Engineer, Architect, Surveyor, Collector, or Receiver, or other Officer or Servant, or Person so neglecting or refusing, to be brought before him or them; and upon his, her, or their 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 Parties, or by the Testimony of any credible Witness or Witnesses upon Oath, it shall appear to such Justice or Justices that any of the Monies that shall have been collected, raised, or received by virtue of this Act shall be in the Hands of such Treasurer, Officer or Officers, Servant or Servants, Person or Persons, such Justice or Justices is and are hereby required, upon Non-payment thereof, by Warrant or Warrants under his Hand and Seal or their Hands and Seals, to cause such Money to be levied by  
Distress

Officers to  
account, &c.



Distress and Sale of the Goods and Chattels of such Officer, Servant, Person or Persons respectively; and if no such Goods or Chattels can be found sufficient to answer and satisfy the said Money, and the Charges of making and levying the same, or if such Officer, Servant, Person or Persons, shall still persist in refusing or neglecting to deliver up all such Monies, Accounts, Receipts, Vouchers, Books, Papers, and Writings as aforesaid to the said Bailiffs and Freemen, or the Person or Persons as they shall appoint, then and in any of the Cases aforesaid, such Justice or Justices shall commit every such Offender to the Common Gaol for such County, City, or Place, there to remain without Bail or Mainprize, until he shall give and make a true and perfect Account and Payment as aforesaid, or until he shall compound with the said Bailiffs and Freemen, and shall have paid such Composition in such Manner as they shall appoint, and until he shall deliver up such Monies, Accounts, Receipts, Vouchers, Books, Papers, and Writings as aforesaid, or give Satisfaction in respect thereof to the said Bailiffs and Freemen; but no Treasurer, Engineer, Architect, Surveyor, Collector or Receiver, Officer or Person, committed for want of sufficient Distress, shall be confined or detained in Prison by virtue of this Act for any longer Space or Time than Three Calendar Months.

Clerk not to  
act as Trea-  
surer, and  
vice versâ.

LXXIX. And be it further enacted, That it shall not be lawful for the said Bailiffs and Freemen to appoint the Person or Persons who may be appointed the 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, or the Clerk or Clerks or other Person or Persons in the Service or Employ of the Partner or Partners of such Clerk or Clerks, to be the Treasurer or Treasurers for the Purposes of this Act, or to appoint any Person or Persons who may be appointed Treasurer or Treasurers, or the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers, the Clerk or Clerks for the Purposes of this Act; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person or Persons being 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, shall accept the Office of Treasurer, or being the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ 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 other Place or Office of Profit or Trust under the said Trustees, every Person so offending shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered with full Costs of Suit in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, or on the Case, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlance, shall be allowed.

LXXX. Pro-



LXXX. Provided always, and be it further enacted, That no One or more of the said Bailiffs and Freemen, or any Member or Members of the Corporation, shall be capable of being, or of taking or holding the Office of Treasurer or Treasurers for the Purposes of this Act, or any of them, or of being Lessee or Lessees of the Tolls hereby granted; and that no One or more of the said Bailiffs and Freemen, or any Member or Members of the Corporation, except the Town Clerk for the Time being, shall be capable of being, or of taking or holding the Office of Clerk or Clerks for the Purposes of this Act, or any of them.

No Member of the Corporation to be Treasurer.

LXXXI. And be it further enacted, That the said Bailiffs and Freemen shall and may, as soon as conveniently may be after a Passage shall be made over the said intended Bridge, cause to be erected and set up a Turnpike Gate or Gates, or Toll Gate or Gates, at or upon the said Bridge, or at or upon some or one of the said Roads or Avenues leading thereto, or any Part or Parts thereof, and from Time to Time shall and may remove the same Turnpike or Toll Gate, or Turnpikes or Toll Gates, and erect or set up another Turnpike or Toll Gate, or other Turnpikes or Toll Gates, in lieu thereof, at any Place upon any Part of the said Bridge or Roads; and shall and may from Time to Time erect, provide, and maintain such Toll Houses and other Conveniences near or adjoining to the said Turnpike or Toll Gate as the said Bailiffs and Freemen shall think proper; and the respective Tolls following shall be demanded and taken at the Turnpike or Toll Gate, Turnpikes or Toll Gates to be erected as aforesaid, by such Person or Persons as the said Bailiffs and Freemen shall from Time to Time appoint to receive the same, before any Foot Passenger, or any Horse, Mule, Ass, or other Beast, or any Coach, Waggon, Cart, or other Carriage, shall be permitted to pass or return over the said Bridge or Roads; (that is to say),

Power to erect Turnpike Gates and take Tolls.

For every Person on Foot, the Sum of One Halfpenny; and if with a Wheelbarrow or such like Carriage, the Sum of One Penny:

Tolls.

For every Horse, Mule, or Ass, laden or unladen, and not drawing, the Sum of One Penny Halfpenny:

For every Horse, Mule, or Ass, carrying double, and not drawing, the Sum of Two-pence:

For every Horse or Beast of Draught, drawing singly any Coach, Chaise, Calash, Chariot, Gig, Whiskey, Chair, Caravan, or such like Carriage, the Sum of Three-pence:

For every One of Two or more Horses or Beasts of Draught, drawing any Coach, Chaise, Calash, Chariot, Berlin, Landau, Phaeton, or other such like Carriage, the Sum of Three-pence:

For every Horse or Beast of Draught, drawing singly any Cart, Car, or other such like Two-wheeled Carriage, the Sum of Three-pence:

For every additional Horse or Beast of Draught, drawing any Cart, Car, or other such like Two-wheeled Carriage, the Sum of One Penny Halfpenny:

For every Horse or Beast of Draught, drawing singly any Waggon, Wain, Dray, Car, Cart, or other such like Four-wheeled Carriage, the Sum of Four-pence Halfpenny:

For every additional Horse or Beast of Draught, drawing any Waggon,

[Local.]

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gon, Wain, Dray, Car, Cart, or other such like Four-wheeled Carriage, the Sum of One Penny Halfpenny :  
 For every Bull, Ox, Cow, or Calf, or Head of Neat Cattle, the Sum of One Halfpenny :  
 For every Sheep or Lamb, Boar, Sow, or Pig, after the Rate of Five-pence *per* Score.

No more than One full Toll to be taken.

LXXXII. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to empower the said Bailiffs and Freemen to cause more than One full Toll to be demanded or taken for or in respect of the Passage of the same Horses, Beasts, Cattle, and Carriages, through all the several Turnpikes or Toll Gates to be erected on the said Bridge and the Avenues and Approaches thereto, on the same Day.

Stage Coaches to pay every Time of passing, and Post Chaises on every new Hiring.

LXXXIII. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of all Horses or Cattle drawing any Stage Coach, Diligence, Van, Caravan, or Stage Waggon, or other Stage Carriage conveying Passengers or Goods for Pay or Reward, for every Time of passing or repassing over or along the said Bridge and Roads; and also for and in respect of all Horses or other Beasts drawing any Post Chaise or other Carriage travelling for hire for every Time of passing or repassing over or along the said Bridge and Roads, whenever a new Hiring of such Post Chaise or other Carriage shall have taken place.

Exemptions from Tolls.

LXXXIV. Provided always, and be it further enacted, That no Toll shall be demanded or taken for any Horses or Carriages belonging to His Majesty, or attending any of the Royal Family, or returning after having so attended, or for any Horse, Beast, Cattle, or Carriage of whatsoever Description to be employed in conveying or guarding Mails of Letters and Expresses under the Authority of His Majesty's Postmaster General, either when employed in conveying or guarding such Mails or Expresses, or returning back from carrying or guarding the same, or for any Soldiers upon their March or upon Duty, or for any Horse, Cattle, or Carriages attending them with their Arms and Baggage, and returning after having been so employed; nor for any Waggon, Wain, Cart, or other Carriage whatsoever, or the Horse or Horses or other Cattle drawing the same, which shall be employed in conveying any Ordnance, Barrack, or Commissariat or other public Stores of or belonging to His Majesty, or to or for the Use of His Majesty's Forces, or for any Volunteers upon their March or upon Duty, or in going to or returning from the Place appointed for and on the Days of Exercise, or for any Horse furnished by or for Persons belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by them in going to or returning from the Place appointed for and on the Days of Exercise, provided that such Persons be dressed in the Uniforms of their respective Corps, and have their Arms, Furniture, and Accoutrements according to the Regulations provided for such Corps respectively at the Time of claiming such Exemptions as aforesaid; or for any Horse or other Beast drawing any Coach, Berlin, Landau, Chariot, Calash, Chair, or other Carriage, or Passenger on Horseback, going to or returning from



any Election of a Knight or Knights of the Shire to serve in Parliament for either of the Counties of *Middlesex* or *Surrey*, on the Day or Days of such Election, or on the Day before or the Day after such Election shall begin or be concluded; or for any Horse, Beast, Cattle, or Carriage travelling with Vagrants sent by legal Passes, or with any Prisoner sent by any legal Warrant, or returning empty after having been so employed; or for any Horse or other Beast employed in towing any Barge or Lighter on the River *Thames*; and if any Person shall claim and take the Benefit of any of the Exemptions by this Act granted not being entitled to the same, every such Person or Persons for every such Offence shall forfeit and pay any Sum not exceeding Forty Shillings.

LXXXV. And be it further enacted, That the said Bailiffs and Freemen shall have full Power from Time to Time, at any Special Meeting, to lower or reduce, or take off and remove all or any or either of the said Tolls; but no Reduction or Removal of any such Tolls shall be made or take place unless Five-sixth Parts in Value of the Persons to whom Money may at that Time be owing on the Credit of the Tolls hereby granted shall assent thereto; and it shall be lawful to and for the said Bailiffs and Freemen in like Manner again to raise and impose the said Tolls to such Sum or Sums as they shall think proper, not exceeding the Sums before mentioned, or oftener, as it shall be deemed necessary.

Tolls may be altered.

LXXXVI. And be it further enacted, That it shall be lawful for the said Bailiffs and Freemen from Time to Time to compound and agree, by the Year or otherwise, with any Person or Persons (except common Carriers, Innkeepers, Hackney-men, or Postmen) using to travel through the Toll Gates to be erected by virtue of this Act, with any Coach, Berlin, Landau, Chariot, Chaise, Calash, Chair, Waggon, Wain, Cart, or other Carriage, Horse, Mule, Ass, or other Cattle, or on Foot, for any Sum or Sums of Money in Lieu and Payment of any of the Tolls or Duties to be collected at the said Toll Gates; such respective Compositions to be paid Yearly, from Time to Time after such Agreement shall be made, and the first Half-year's Composition to be advanced and paid immediately, and to be continued on in like Manner during such Time as the said Bailiffs and Freemen shall think proper.

Tolls may be compounded for.

LXXXVII. And be it further enacted, That it shall be lawful for the said Bailiffs and Freemen to lease or demise all or any of the said Tolls, for any Term of Years not exceeding Three Years at any one Time, for such Rent, payable at such Times, and under such Covenants as they shall think fit; the said Bailiffs and Freemen taking such sufficient Security from the Person or Persons to whom such Tolls shall be leased or demised, for Payment of such Rent and Performance of such Covenants, as they shall think fit; which Rent shall be applied for the Purposes of this Act.

Power to farm Tolls

LXXXVIII. And be it further enacted, That within One Calendar Month after any Toll Gate shall be erected by virtue of this Act, the said Bailiffs and Freemen shall, and they are hereby required to put up,

Corporation to put up a Table of Tolls.

or



or cause to be put up, and afterwards to be continued at every such Toll Gate, a Table, painted in distinct and legible Black Letters on a Board with a White Ground, containing at the Top thereof the Name of the Gate at which the same shall be put up, and also a List of all the Tolls payable at every such Gate, distinguishing the several Tolls to be paid by virtue of this Act, and to renew such Boards whenever any of the Letters or Figures thereof shall be worn out, defaced, or obliterated; and also a List of the several Gates, if any, which shall be cleared by the Payment of the Toll at the Toll Gate or Bar where such Table of Tolls shall be affixed; and in case there shall at any Time or Times be more than one Gate, the said Bailiffs and Freemen shall also provide Tickets denoting the Payment of the Toll, and on such several Tickets shall be named and specified the Name of the Gate at which the same shall respectively be delivered, and also the Names of the several Gates freed by such Ticket, one of which Tickets shall be delivered *gratis* to the Person paying the Toll, and on the Production of such Ticket at any Gate or Gates therein mentioned to be cleared as aforesaid by the Payment of the Toll at the Gate where such Ticket was delivered, the Person producing the same shall pass through the Gate or Gates therein mentioned without paying any further additional Toll.

No Tolls to be taken but whilst Boards are fixed.

LXXXIX. Provided always, and be it further enacted, That it shall not be lawful for the said Bailiffs and Freemen to demand or take, or cause to be demanded or taken, any Tolls for or in respect of any Passenger, Horse, Mule, Ass, or other Beast at any Toll Gate, but for and during such Time as the Board so painted as aforesaid shall remain affixed at such Toll Gate.

Persons may be stopped on refusing to pay Toll.

XC. And be it further enacted, That if any Person or Persons subject to the Payment of any of the said Tolls hereby authorized to be taken shall, after Demand thereof made by any Collector or Collectors, or other Person or Persons to be appointed to receive the same, neglect or refuse to pay the same, it shall be lawful for such Collector or Collectors, Person or Persons, by himself or themselves, or taking such Assistance as he or they shall think necessary, to stop and prevent the Passage of the Person or Persons refusing, or of the Horse, Beast, Cattle, or Carriage for or in respect of which such Tolls ought to be paid, until full Payment thereof, or to seize and distrain any Horse or Horses or other Cattle, together with their Bridles, Saddles, Gears, Harness, or Accoutrements (except the Bridle or Reins of any Horse or other Beast separate from the Horse or Beast), or any Carriage in respect of the Horses or Cattle drawing the Carriage, upon which any Toll is by this Act imposed; and if such Tolls and the reasonable Charges of such Seizure and Distress shall not be paid within the Space of Seven Days after such Seizure and Distress made, the Collector or Collectors, Person or Persons seizing and distraining, shall or may sell the Horse or Horses, Cattle, Carriages, or Things so seized and distrained, or any Part or Parts thereof, returning the Overplus (if any) and what shall remain unsold, upon Demand, to the Owner thereof, after such Tolls and all reasonable Charges occasioned by such Seizure, Distress, and Sale shall be deducted; and that all Monies to be collected or levied shall



shall be and are hereby vested in the said Bailiffs and Freemen, and shall be applied for the Purposes of this Act: Provided always, that it shall be lawful for all and every Persons and Person, with or without a Horse, Beast, or other Cattle or Thing chargeable with any of the Tolls or Duties hereby granted, to pass once for the same Toll over the said Bridge, and through all and every the Toll Gates and Toll Bars (if more than One) to be erected by virtue of this Act, without being liable to pay a Toll at each Turnpike, Toll Gate, or Toll Bar; any thing herein contained to the contrary thereof in anywise notwithstanding.

XCI. And be it further enacted, That if any Person shall take off, or cause to be taken off, any Horse or other Beast from any Carriage at or near to any Turnpike or Toll Gate to be erected by virtue of this Act, and afterwards put on or add the same after having passed the said Turnpike or Toll Gate, and shall thereby evade, or endeavour to evade, the Payment of any Part of the said Tolls, or shall forge, counterfeit, or alter, or deliver to or receive from any other Person or Persons, any Note or Ticket with the Intent to evade the Payment of any Part of the said Tolls; every Person so offending shall for every such Offence forfeit and pay a Sum not exceeding Five Pounds; and it shall be lawful for any Collector or Collectors to stop and prevent the Passage of any such Person till such Person shall have paid the said Sum forfeited.

Penalty on  
evading  
Tolls.

XCII. And be it further enacted, That in case any Dispute shall happen respecting the demanding or taking or the Payment of Toll, or the Amount of Toll, or the Charges of keeping or selling any Distress, then, and in every such Case, such Dispute shall be heard and determined by any Justice or Justices of the Peace for the County or Town and Liberty in which the Cause of Dispute shall arise, who, upon Application made to him or them for that Purpose, shall examine the Matter upon Oath of the Parties, or other Witness or Witnesses, (which Oath every such Justice or Justices is or are hereby authorized and empowered to administer), and shall determine the Amount of the Toll due, and other Matters in Dispute between the Parties, and may also award such Costs to be paid by either Party to the other, as to such Justice or Justices shall seem reasonable; all which Costs, in case the same shall not be forthwith paid, shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the Person or Persons directed to pay the same, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, which Warrant every such Justice or Justices is or are hereby empowered to issue; and the Overplus, if any, after Payment of such Costs of Distress and Sale, shall be returned, upon Demand, to the Person or Persons whose Goods and Chattels shall have been distrained and sold.

For settling  
Disputes  
concerning  
Tolls.

XCIII. And be it further enacted, That every Toll Collector shall, and he is hereby required to place his Christian and Surname, painted on a Board in legible Characters, in the Front, or some other conspicuous Part of the Toll House or Toll Gate, immediately on his coming on Duty, each of the Letters of such Name or Names to be at least Two Inches in Length, and of a Breadth in proportion, and painted either

For prevent-  
ing Toll Col-  
lectors tak-  
ing undue  
Tolls.



in White Letters on a Black Ground, or Black Letters on a White Ground, and shall continue the same so placed during the whole Time he shall be upon Duty; and if any Collector of the same Tolls shall not place such Board as aforesaid, and keep the same there during the Time he shall be such Collector as aforesaid, or shall demand or take a greater or less Toll from any Person than he shall be authorized to do by virtue of the Powers of this Act, or of the Orders and Resolutions of the said Bailiffs and Freemen made in pursuance thereof; or shall demand or take a Toll from any Person or Persons who shall be exempt from the Payment thereof and claim such Exemption; or shall refuse to permit or suffer, or shall in anywise hinder any Person or Persons from reading the Inscriptions on the Boards to be affixed and placed as aforesaid, or either of them, or shall refuse to tell his Christian or Surname to any Person or Persons who shall demand the same, or having paid the said Tolls, or any of them, or shall in answer to such Demand give a false Name or Names; or shall refuse or neglect to give a Ticket denoting the Payment of the Toll and having expressed thereon the several Gates, if any, freed by such Payment, or upon the legal Toll being paid or tendered, shall unnecessarily detain or wilfully obstruct, hinder, or prevent any Passenger or Passengers from passing through any Turnpike or Toll Gate; or shall make use of any scurrilous or abusive Language to any Treasurer, Surveyor, or other Officer, or any Passenger or Passengers, then, and in every such Case, every such Toll Collector shall forfeit and pay for every such Offence any Sum not exceeding Ten Pounds.

Corporation  
may appoint  
temporary  
Collectors in  
case of  
Death, &c.

XCIV. And be it further enacted, That when and so often as any Lessee, Collector, or Receiver of the Tolls, shall die, or neglect or refuse to perform, or become incapable of performing his Duty, or shall abscond or absent himself, it shall be lawful for the said Bailiffs and Freemen to discharge such Collector or Receiver so neglecting or refusing to perform, or becoming incapable of performing his Duty, or absconding or absenting himself, and to appoint some other Person or Persons to be a Collector or Receiver of the said Tolls, until the then next General Meeting of the said Bailiffs and Freemen, in the Stead of such Collector or Receiver who shall die or be discharged; and such Person or Persons so appointed shall have the like Power and Authority, and be answerable and accountable in the like Manner in all respects, as the Collector or Receiver who shall so die or be discharged would have had or been subject to; and that if any Collector or Receiver of the said Tolls who shall be discharged from his said Office by virtue of this Act, or the Wife or Widow, or any of the Children, Family, or other Representatives of any Collector or Receiver who shall die or be discharged, or any other Person or Persons who may have the Possession of any Toll House or Building, or any Appurtenant thereto, to be erected, set up, or raised by virtue of this Act, shall neglect or refuse to deliver up the Possession thereof for the Space of Twenty-four Hours next after Demand thereof made by Notice in Writing, signed by the Town Clerk to the said Bailiffs and Freemen for that Purpose, given to such Collector or Receiver, or other Person or Persons, or left at any such Toll-House, Building, or Premises, then and in any of the said Cases it shall be lawful for any Justice or Justices of the Peace for the County or Town



Town and Liberty where the same may be situate, by Warrant under his or their Hand and Seal or Hands and Seals, to order a Constable, or other Peace Officer, with such Assistance as shall be necessary, to enter such Toll House and Premises in the Daytime, and to remove the Persons who shall be found therein, together with their Goods, out of such House, and to put the Bailiffs and Freemen, or their new-appointed Collector, into the Possession thereof.

XCV. And be it further enacted, That it shall be lawful for the said Bailiffs and Freemen to sell and dispose of any Toll House or Toll Houses, Crane, Machine, or Engine, and the House or Houses belonging thereto, to be erected by virtue of this Act, and the Ground whereon the same may stand, with the Out houses, Gardens, and Appurtenances thereunto belonging, when they shall be considered by the said Bailiffs and Freemen unnecessary for the Purposes of this Act, in the same Manner and under the same Regulations as hereinbefore are contained for the Sale of such other Lands and Hereditaments hereby authorized to be purchased, as may not be wanted for the Purposes of this Act.

Toll Houses may be sold.

XCVI. And be it further enacted, That there shall from Time to Time be provided and kept by the said Bailiffs and Freemen One or more Book or Books, in which all Monies to be received by virtue of this Act shall from Time to Time be fairly set down and entered, expressing the Time when, and the Name of the Person or Persons from whom the same were so received, and also One other Book or Books, in which all Sum and Sums of Money disbursed and laid out by them, or by their Order, for the Purposes aforesaid, and the several Articles, Matters, and Things for which the same have been disbursed, laid out, and expended, shall be duly set down and entered; and in each and every Year, at the General Quarter Sessions of the Peace held after the Feast of *Saint Michael* the Archangel, for the County of *Surrey*, the said Books to be kept by the said Bailiffs and Freemen shall be produced and laid before the Justices at such Sessions, together with the proper Vouchers for such Expences and Disbursements; and the Justices then and there assembled shall, and they are hereby required to examine into, settle, and balance the Accounts from the said Books; and if the said Bailiffs and Freemen shall neglect or refuse to make and render such Accounts as aforesaid, then the said Bailiffs and Freemen shall forfeit and pay the Sum of Five hundred Pounds to any Person who shall sue for the same, to be recovered with full Costs of Suit in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, or on the Case, or by Bill, Plaint, Suit or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed; and in case it shall appear to the Justices at such Quarter Sessions, that the Tolls then collected and accumulated are, together with the Income to arise from the said Bridge Estates, more than sufficient to pay and defray the current Expences of carrying this Act into Execution, and to keep the said Bridge and Roads in repair, and to light and watch the same, and to pay off all Principal Money and Interest which may be due and owing under or by virtue of this Act, then the said Justices may order and direct that the said Tolls shall cease.

Books of Account to be produced annually to the Justices of Surrey at the Michaelmas Quarter Session.

XCVII. And



The Bridge  
to be public  
on Payment  
of Toll.

XCVII. And be it further enacted, That after the said Bridge shall have been completed, the same shall be a public Bridge, and all Persons with or without Horses, Cattle, and Carriages, shall have free Liberty, upon Payment of the Tolls by this Act granted, or without any Payment after the said Tolls shall have ceased, to pass over the same without any Interruption whatsoever; and the Half of the said Bridge, when built, next adjoining to the County of *Middlesex*, shall be deemed to be in the County of *Middlesex*, and Part of and in the Hamlet of *Hampton Wick* in the Parish of *Hampton*, and the other Half of the said Bridge adjoining to the County of *Surrey*, shall be deemed to be in the said County of *Surrey*, and Part of and in the Parish of *Kingston-upon-Thames*; but such Bridge shall not be deemed or taken to be a County Bridge, so as to subject the said Counties of *Middlesex* and *Surrey*, or either of them, or any of the Parishes and Places herein-before mentioned, to the repairing or supporting or rebuilding of the same.

Powers of  
the Corpora-  
tion.

XCVIII. And be it further enacted, That the said Bailiffs and Freemen shall have Power and Authority to do and perform all Matters and Things which to them shall seem meet and necessary, in and about the maintaining, repairing, and supporting the said Bridge and the said Roads, and the several Lamps, Watch Boxes, and other Works, Matters, and Things, to be maintained, repaired, and supported by virtue of this Act, in such Manner as to them, the said Bailiffs and Freemen, shall seem meet; and such Bailiffs and Freemen, or their Treasurer, shall have Power and Authority, by an Order or Draft under the Common Seal of the said Bailiffs and Freemen, to disburse the Interest or Dividends of the Money herein-before directed to be raised and applied for that Purpose as may be required, and to apply the same in and about such Repairs, Paving, Watching, Lighting, or any other Matters or Things relating or appertaining to the said Bridge, Roads, Lamps, Watch Boxes, and other Matters and Things to be maintained, repaired, and supported by virtue of this Act as aforesaid.

Corporation  
may be in-  
dicted for  
Failure of  
Repairs.

XCIX. And be it further enacted, That if the said Bridge, or the said Roads, Lamps, Watch Boxes, or other Works to be maintained and repaired by virtue of this Act, or any Part or Parts thereof, shall become and be out of Repair; or if the said Bridge or Roads, or any Part or Parts thereof, shall not continue to be lighted; then the said Bailiffs and Freemen shall forthwith cause the said Bridge and Roads, Lamps, Watch Boxes, and other Works to be repaired, or the said Bridge and Roads to be lighted as herein-before directed; and in case the said Bailiffs and Freemen shall fail, within One Week after Notice to their Town Clerk to that Effect, to commence such Repairs, or to cause the said Bridge and Roads to be lighted, then it shall be lawful to or for any Person or Persons to prefer or prosecute any Bill or Bills of Indictment against the said Bailiffs and Freemen for such Failure; and if the said Bailiffs and Freemen shall be found guilty upon the Trial of such Bill or Bills of Indictment, they the said Bailiffs and Freemen shall forfeit and lose, to the Person or Persons who shall have preferred and prosecuted such Bill or Bills of Indictment, the Sum of Twenty Pounds for every such Failure, and shall be subject and liable



liable to commence such Repairs as aforesaid, and to cause the said Bridge and Roads to be lighted within Ten Days after such Verdict or Verdicts on such Bill or Bills of Indictment; and in case of Failure in the Whole or any Part thereof, the said Bailiffs and Freemen shall again become subject and liable to such Bill or Bills of Indictment, and so *toties quoties*, until the said Repairs on the said Bridge shall be completed, or the same shall be lighted as herein-before directed.

C. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to make the said Bailiffs and Freemen, or their Treasurer, Clerk, or other Officers, liable to the watching, lighting, or repairing of the said Bridge and Roads, or any Part thereof respectively, or to any of the Pains, Penalties, and Forfeitures to be incurred under or by virtue of this Act, or to expend or apply any Sum or Sums of Money in or towards all or any of the Purposes in this Act mentioned, beyond the Amount of the Tolls to be from Time to Time received and taken thereon, and the net Income to arise from the Bridge Estates herein-before mentioned.

But not to be liable beyond the Tolls and Bridge Estates.

CI. And be it further enacted, That if any Person or Persons shall wilfully or maliciously damage the said Bridge, or any Part thereof, or any Gate, Turnpike, or Toll House belonging thereto, or shall wilfully or maliciously and without Authority from the said Bailiffs and Freemen, remove or take away any Works thereunto belonging, or in any Way direct or procure the same to be done, or shall be aiding or assisting therein, whereby the said Bridge or the Works thereof may be damaged, any Person so offending shall be adjudged guilty of Felony, and every such Person so offending and being thereof lawfully convicted, shall be subject to the like Punishments and Penalties as in case of Felony; and the Court by or before whom such Person shall be tried and convicted shall have Power and Authority to cause such Person to be punished in like Manner as Felons are directed to be punished by the Laws and Statutes of this Realm, or, in Mitigation of such Punishment, such Court may award such Sentence as the Law directs in case of Petty Larceny.

For preventing wilful Damage to Bridge.

CII. And be it further enacted, That in case any Damage or Mischief shall be done to the Bridge, or any of the said Works, by any Ship, Lighter, Barge, Boat, Float, Raft, or Vessel, through the Mismanagement or Negligence of any Person having the Command of any such Ship, Lighter, Barge, Boat, or other Vessel, or any of the Mariners or Persons employed therein, then, and in every such Case, the Owner or Owners of such Ship, Lighter, Barge, Boat, or other Vessel, shall be, and is hereby made answerable to the said Bailiffs and Freemen for the Amount or Value of any such Damage or Mischief; and the same, provided it shall not exceed the Sum of Twenty Pounds, if not forthwith paid and satisfied, shall and may be recovered in such Manner as the Penalties and Forfeitures hereby imposed are in and by this Act directed to be recovered.

Owners of Vessels liable for Damage.

CIII. And be it further enacted, That in case the Owner or Owners of any such Ship, Lighter, Barge, Boat, or other Vessel, shall be

Masters to recover from their Ser-

[Local.]

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compelled



vants any  
Sum paid  
for their De-  
faults.

compelled to pay any Penalty, or to make Satisfaction for any Damages by reason of any Neglect or Default done or committed by his, her, or their Servants or Mariners, or any of them, such Servants or Mariners, and each and every of them, shall be liable to repay such Penalty or Damages (with the Costs thereof), to such Owner or Owners; and in case of Nonpayment upon Demand thereof, and Oath made by such Owner or Owners of the Payment made by him, her, or them of such Penalty, Satisfaction, or Damages, and that the same, with the Costs thereof, have not been repaid to him, her, or them, by such Servants or Mariners, or any of them, although demanded (such Oath to be made before any One or more Justices of the Peace of the County or Place where such Penalty or Satisfaction shall have been recovered), the Amount thereof, provided the same shall not exceed the Sum of Twenty Pounds, shall be recovered in the same Manner as any Penalty is hereby directed to be recovered.

No Ferry  
Boat to be  
permitted  
within a  
Quarter of a  
Mile of the  
Bridge.

CIV. And be it further enacted, That from and after the passing of this Act it shall not be lawful for any Person or Persons for Hire, Reward, or any other Advantage, to ferry or carry across the said River *Thames*, in Boats, Barges, or any other Vessels, any Passengers, Beasts, or Carriages, to or from any Part of the Shore within the Parish of *Kingston-upon-Thames* in the County of *Surrey*, to or from the Shore within the Hamlet of *Hampton Wick* in the County of *Middlesex*, within the Distance of a Quarter of a Mile from the Site of the said intended Bridge, under the Penalty of Five Pounds for every such Offence, to be recovered and applied in such Manner as is herein provided for Recovery of the Penalties to be inflicted under the Provisions of this Act.

Corporation  
answerable  
in case of  
Misapplica-  
tion.

CV. And be it further enacted, That if any Monies to be raised by virtue of this Act shall be misapplied, or converted to any other Use than the Purposes aforesaid, by the said Bailiffs and Freemen for the Time being, or any of their Officers, or any other Person or Persons acting under colour of any Warrant, Power, or Authority by, from, or under them respectively, then and in such Case the said Bailiffs and Freemen shall be answerable for the same, out of the Revenue of the said Corporation, in any Action or Actions to be brought by any of the Creditors of the said Bailiffs and Freemen, claiming under or by virtue of this Act, or by the Successors, Executors, Administrators or Assigns of any such Creditor or Creditors; which said Sum and Sums of Money so recovered shall be applied to the same Uses as the Money so misapplied or converted should or might have been applied to, if such Misapplication had not happened, except that the Costs of Suit shall be deducted and retained thereout, in the first Place, for the Benefit of him, her, or them so suing.

Treasurer to  
keep Ac-  
count of Re-  
ceipts and  
Disburse-  
ments.

CVI. And be it further enacted, That from Time to Time there shall be provided and kept by the Treasurer of the said Bailiffs and Freemen for the Time being, One or more Book or Books, in which all the Sum or Sums of Money which shall be raised or received by virtue of this Act, or otherwise received by him, shall from Time to Time, as the same shall be paid, be entered and set down; and wherein also



all the Monies to be paid and disbursed out of the Sum or Sums of Money to be raised or received as aforesaid, shall from Time to Time be entered and set down; and such Entry shall express the Time when, the Occasion for which, and the Names of the Persons to whom the same respectively shall be paid; and the Account of the Receipts and Application of the said Monies received from, and to be raised on the Credit of the said Tolls, shall be kept separate and distinct from the Account of the Receipt and Application of the Sum or Sums of Money to be advanced by virtue of this Act.

CVII. And be it further enacted, That the said Bailiffs and Freemen, and all Persons acting under their Direction or Authority, shall not be subject or liable to any Action, Suit, Indictment, Claim, or Demand whatsoever, for or in respect or on account of any Damage or Injury which may arise to any Person or Persons, Body or Bodies, or his or their Houses, Lands, Estates, Vessels, or Property, by reason or on account of the Alterations of the Channels or Currents of the said River, or of the Want of Water for navigating the same, nor for or by reason or on account of any other Matter or Thing occasioned by the Removal of the said present Bridge, nor to any Indictment, Action, Suit, Claim, or Demand whatsoever, for any Nuisance, Obstruction or Injury, or on account of the said Bridge, Approaches, or other the Works to be executed under or by virtue of this Act remaining unfinished, in case the Sum or Sums of Money to be raised and advanced by virtue of this Act shall be insufficient to complete the same.

Corporation not to be liable for Damage occasioned by the Removal of the Bridge, nor for the Bridge being unfinished, if the Funds be insufficient.

CVIII. 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, as or by way of Compensation or Satisfaction for any Materials or Costs, or for any Damage, Spoil, or Injury of any Nature or Kind whatsoever, done or committed by the said Bailiffs and Freemen, 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 Bailiffs and Freemen to the Party or Parties entitled to receive the same within Ten Days after Demand in Writing shall have been made by the Clerk of such Justices to the said Bailiffs and Freemen or their Treasurer, in pursuance of the Direction or Order made by such Justice or Justices, and in which Demand the Order of such Justice or Justices shall be stated, then and in such Case the Amount of such Compensation or Satisfaction shall or may be levied or recovered by Distress and Sale of the Goods and Chattels vested in the said Bailiffs and Freemen, or of the Goods and Chattels of their Treasurer for the Time being, under a Warrant to be issued for that Purpose by such Justice or Justices, 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

Compensation for Damages, &c. how to be recovered from the Corporation.



the Costs and Expences of such Distress and Sale, then and in such Case such Overplus shall be returned on Demand to the said Bailiffs and Freeman, or to their Treasurer for the Time being, as the Case may be: Provided always, that it shall and may be lawful for such Treasurer to retain out of any Monies which he shall have received or shall receive in pursuance of this Act, all such Damages, Costs, Charges, and Expences which he shall have sustained, or be put unto by virtue of any such Warrant as aforesaid.

Duty of  
Watchmen.

CIX. And be it further enacted, That the Watchmen to be appointed by the said Bailiffs and Freeman as aforesaid shall use their best Endeavours to prevent Murders, Burglaries, Robberies, Disturbances, Breaches of the Peace, and all Outrages, Misdemeanors, and Disorders on the said Bridge and Roads, and other Places near or adjoining thereto, and to that End are hereby jointly and severally empowered and required without further Warrant to arrest, apprehend, and detain in the Watch House of the Parish or Place wherein the Offence shall be committed, or in any other Watch House or convenient Place (whether provided or appointed by the said Bailiffs and Freeman or otherwise), all Malefactors, Rogues, Vagabonds, and other disorderly and suspicious Persons who shall be found committing any Disorder or Offence, or loitering, wandering, or misbehaving themselves, or whom the said Watchmen shall have just Cause or Reason to suspect of any evil Design; and the Person or Persons so apprehended to convey, as soon as conveniently may be, before One or more of His Majesty's Justices of the Peace acting in and for the County or Place wherein such Arrest, Apprehension, or Detention shall take place, to be examined and dealt with according to Law.

Watchmen  
vested with  
the Powers of  
Constables.

CX. And be it further enacted, That all Watchmen shall be sworn in as Constables before some Justice or Justices of the Peace for the Counties of *Middlesex* and *Surrey*, or the Town and Liberty of *Kingston-upon-Thames*, or one of them, who is and are hereby required to swear them in accordingly; and such Watchmen shall act as such whilst in the Execution of the Powers and Authorities of this Act, and they are hereby invested with and shall have and enjoy the like Powers and Authorities, Privileges and Immunities, as any Constable or Constables is or are invested with by Law.

Penalty on  
assaulting  
Collectors.

CXI. And be it further enacted, That in case any Person or Persons shall resist or make forcible Opposition against any Person or Persons employed in the due Execution of this Act, or shall assault any Surveyor, Engineer, or Agent, or any Collector or Collectors of Tolls in the Execution of his or their Office or Offices, or shall forcibly pass over the said Bridge, or through the Toll Gates or Bars to be erected by virtue of this Act, without having paid the said Tolls, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Penalty on  
Persons  
damaging  
Mile Stones,  
Watch  
Houses, &c.

CXII. And be it further enacted, That if any Person or Persons shall wilfully break, throw down, deface, or damage any of the Mile Stones, or Measuring Stones or Posts, or any of the Watch Houses, Boxes, Benches, or other Requisites to be provided by virtue of this Act,



Act, he, she, or they shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds, and also shall make Satisfaction to the said Bailiffs and Freemen, or to such Person or Persons as they shall appoint to receive the same, for the Damage so by him, her, or them done as aforesaid, which Satisfaction shall be recovered as Part of and in the same Way as the said Penalty is by this Act authorized to be recovered.

CXIII. And be it further enacted, That if any Person or Persons shall wilfully break, throw down, or otherwise damage or destroy any of the said Lamps which shall be so erected or continued by the said Bailiffs and Freemen, or which may be erected by any Person or Persons at his or their own Expence on the said Bridge or Roads, or any of the Posts, Irons, Cover, or other Furniture thereof, or take away or throw any of the Oil from or out of the said Lamps, or extinguish any of the said Lamps when lighted, he, she, or they shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds for each Lamp and Oil so broken, damaged, destroyed, taken away, thrown out, or extinguished as aforesaid; and full Satisfaction shall also be made to the said Bailiffs and Freemen, or to their Surveyor, or to the Party injured, by such Offender or Offenders, for the Damage by him, her, or them done as aforesaid, which shall be recovered in like Manner as, and as Part of the Penalty; and if any Person shall negligently or accidentally break, throw down, or otherwise damage, destroy, take away, or waste any of the said Lamps or Oil, or any of the Posts, Iron, or other Furniture thereof, and shall not, upon Demand, make Satisfaction to the said Bailiffs and Freemen, or to their Surveyor, for the Damage by such Person so done, the Amount of just and reasonable Satisfaction shall and may be recovered in the same Manner as Penalties are by this Act directed to be recovered.

Penalty for wilfully damaging Lamps.

CXIV. And be it further enacted, That if any Person or Persons shall at any Time leave the Coal Plate or other Covering of or belonging to any Hole or Funnel leading to any Cellar unfastened, or without being properly fastened and secured from moving, or shall leave open, after Sunset and before Sunrise, the Aperture of any Coal or other Cellar, Door or Window of, or Opening of or leading to any Area, Cellar, or other under-ground Room or Apartment, without having placed or left a sufficient Fence round the same to warn and prevent Persons passing along the Streets or Roads within the Limits of this Act from falling into such Apertures, Coal-holes, Areas, Cellars, or other under-ground Rooms, Apartments or Openings, or leave open, after Sunset and before Sunrise, the Aperture of any Coal or other Cellar, or the Door or Window of, or Opening leading into any Area, Cellar, or other under-ground Room or Apartment, without having sufficiently guarded and protected the same, and placed or left a sufficient Light therein to warn and prevent Persons passing the Streets or Roads within the Limits of this Act from falling into such Apertures, Areas, Cellars, or other under-ground Rooms, Apartments, or Openings; then and in every such Case the Owner or Occupier of every such House, Building, Area or Cellar, Tenement, Shop, or Place,

For preventing dangerous Annoyances.

[Local.]

37 P

shall



shall be deemed and taken to be a principal Offender, and shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

For prevent-  
ing Obstruc-  
tions and  
Nuisances  
on the Bridge  
and Roads.

CXV. And be it further enacted, That if any Person or Persons having the Care of any Float, Raft, Boat, Barge, or other Vessel, which shall be navigated in and upon the said River *Thames*, shall fix or fasten any such Float, Raft, Boat, Barge, or other Vessel to the said Bridge, or any Part thereof; or if any Person or Persons shall haul or draw, or cause to be hauled or drawn, upon any Part of such Bridge and Roads, any Timber, Stone, or other Thing; otherwise than upon wheeled Carriages, or shall suffer any Timber, Stone, or other Thing which shall be carried principally or in Part upon wheeled Carriages, to drag or trail upon such Bridge and Roads to the Prejudice thereof; or shall use any Tipstick, Joggle, or other Instrument, for the Purpose of retarding the Descent of any Carts or other Carriages down the Descent of any Part of the said Bridge or Roads, or shall permit or suffer the Whipping Tree, Spreader, or any other Thing whatsoever attached to any Towing or other Horse, to drag or trail upon such Bridge or Roads, or shall permit or suffer the Whipping Tree, Spreader, or any other Thing whatsoever attached to any Towing or other Horse, to drag or trail upon such Bridge or Roads, in such Manner as to destroy, injure, or disturb the Surface thereof; or if any Person driving any Horse or other Beast on the said Bridge and Roads, carrying any Iron Bar or Rod, Basket or Pannier, or any other Matter or Thing, shall place such Bar or Rod, Basket or Pannier, Matter or Thing, so that the same or any of them shall project more than Twenty-four Inches from the Side of such Horse or other Beast; or if any Person or Persons shall pass a Line over the said Bridge, or so as in any Manner to obstruct or impede the Passage of any Person, or any Horse, Beast, or Carriage travelling along the said Bridge or Roads; or if any Blacksmith or other Person occupying a Blacksmith's Shop, situate near the said Bridge and Roads, and having a Window or Windows fronting the same or any Part thereof, shall not by good and close Shutters, every Evening after it becomes Twilight, bar and prevent the Light from such Shop shining into or upon the said Bridge and Roads; or if any Person shall, upon any of the Footpaths or Foot-pavements of the said Bridge and Roads, or any of them, run, draw, drive, or carry any Wheelsledge, Wheelbarrow, Handbarrow, Bier, or Carriage whatsoever, or roll any Cask or Tub, other than for the necessary loading or unloading thereof, upon, from, or out of any Carriage Road or Footway, further than the Extent of the Premises in the Occupation of the Person from or to whose House or Building such Cask or Tub shall be rolled; or if any Person shall wilfully drive any Cart or Carriage whatsoever, or shall ride, lead, or drive any Horse or other Beast, or any Cattle whatsoever, on any of the said Footpaths or Foot-pavements, or set up, affix, or use any Stall, Standing Block, or Working Place thereon, or so near thereto as to obstruct the passing thereon, or put or place any Cask, Tub, Pail, Bucket, Stool, Bench, Stall, or any other Matter or Thing, and suffer it to remain so as in any Manner to cause any Obstruction or Impediment in the Footway or on the Foot-pavement; or shall, on the said Bridge or Roads, or any of them, hoop, fire, cleanse,  
wash,



wash, or scald any Cask or Tub; or hew, saw, or cut any Stone, Wood, or Timber, or bore any Timber, or make or repair any Coach, Chaise, Waggon, Sledge, Barrow, or other Carriage (except such as may want immediate Repair from any sudden Accident on the Spot, or which cannot be conveniently removed for that Purpose, such unavoidable Repair to be done and completed with all convenient Speed); or if any Person shall hang out or cause to be hung out any Linen or Cloth, or any Article of Wearing Apparel, or other Article for the Purpose of Sale, or of airing the same, upon or from any Door or Window within the said Roads or any of them; or fix or tie up any Line, Rope, or Cord for any such Purpose, or erect or set up any Blind, Shade, Coverlid, or Awning; or any other Matter or Thing in the Front of or before any House, Shop, or other Building so as in any way to cause an Obstruction or Impediment in the Pavements, Flagging, or Footways; or if any Person shall, in or upon the said Bridge or any of the said Roads, shoe, bleed, farry, or kill any Horse, or other Beast or Cattle (except in case of Accident); or if any Person shall throw or lay, or shall permit or suffer to be thrown or laid, any Ashes, Dirt, Dust, Soil, Straw, Dung, Oyster Shells, Water, or any Filth or Annoyance whatsoever on the said Bridge and Roads; or shall set out and leave, or cause to be set out and left, any Carriage, Horse, or Beast, or any Timber, Stone, Log of Wood, Cask, or any other Matter or Thing whatsoever, which may occasion any Annoyance, Nuisance, or Obstruction on the said Bridge or Roads; or if any Person shall, upon the said Bridge or any of the said Roads, at any Time shew or expose any Stallion, or expose to sale any Horse or other Beast, or turn loose any Horse, Mule, Ass, Pig, or other Beast, or any Kind of Poultry; or if any Person shall make or assist in making any Bonfire, or shall wantonly let off or discharge any Gun, Pistol, Blunderbuss, or other Fire Arms, or shall wantonly let off any Serpent or Rocket, or throw any Cracker, Squib, or other Fire Works, or play at Football or any other Game or Games, to the Annoyance of any Inhabitant or Passenger, or shall wilfully break, or aid, abet, or assist in wilfully breaking or injuring any Glass, Pane, or Window Panes, or Windows, or any Bell, Bell Handle, or Bell Pull, or the Wires or Cranks connected with the same, or any Knocker, or any Lock or Handle to the same, belonging to any Dwelling-House or other Building; or shall, for the Purpose of obtaining or collecting Manure, or for any other Purpose, stop up or impede the Passage of any Common Sewer, Ditch, or Watercourse, or shall empty, convey, or discharge any Filth or Rubbish into any Common Sewer or public Drain; or if the Driver of any Waggon, Cart, or other Carriage, shall, on the said Bridge or any of the said Roads, ride on the Shafts, or in or upon any Part of such Waggon, Cart, or other Carriage without Reins, or on any of the Horses or Cattle drawing the same; or if any Person riding any Horse or Beast, or driving any Sort of Carriage, shall ride or drive the same furiously, so as to endanger the Life or Limb of any Passenger; or if any Person or Persons shall wilfully hinder, obstruct, or prevent the free Passage of the said Bridge or Roads, or any of them, or any of the Footways thereof; or if the Driver of any Sort of Carriage whatsoever, meeting any other Carriage, shall not keep his or her Carriage on the Left or Near Side of the Road or Way, or shall in any Manner wilfully prevent any other Person



Person or Persons from passing him or her in any Carriage under his or her Care on the said Bridge or on the said Roads, or any of them, or by Negligence or Misbehaviour prevent, hinder, or interrupt the free Passage of any Carriage, or of His Majesty's Subjects, on the said Bridge, or within the said Roads or any of them, or shall 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; every Person so offending in any of the aforesaid Cases, or the Owner or Proprietor of any such Horse, Beast, Cattle, Carriage, Goods, Matter, or Thing as aforesaid, as the Case may be, in any Instance where the Person actually offending cannot afterwards be found, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds; and it shall be lawful for any Officer appointed by virtue of this Act, or for any Constable, to take away and remove any of the before-mentioned Obstructions, in case the Party occasioning the same shall not remove the same within a reasonable Time after being required so to do by any Person or Persons whomsoever.

Power to re-  
move An-  
noyances.

CXVI. And be it further enacted, That it shall be lawful for the said Bailiffs and Freemen, or for their Surveyor or Surveyors, or for such Person or Persons as the said Bailiffs and Freemen, or their Surveyor or Surveyors, or any of them, shall appoint for that Purpose, to remove and prevent all Annoyances on any Part of the said Bridge and Roads by Filth, Dung, Ashes, Rubbish, or otherwise, and to turn any Watercourse, Sinks, or Drains running into, along, or out of the said Roads to the Prejudice thereof, and to open, scour, and cleanse any Watercourses or Ditches adjoining to the said Roads, and make the same as deep and as large as he or they shall think proper and necessary; but any such Enlargement to be made at the Expence of the said Bailiffs and Freemen; in case the Owners or Occupiers of the Premises shall neglect to open, scour, or cleanse such Watercourses or Ditches, or remove such other Annoyances, for the Space of Three Days next after Notice in Writing given for that Purpose by the said Bailiffs and Freemen, or their Surveyor or Surveyors for the Time being, the Charges thereof, except for enlarging any Watercourses or Ditches as aforesaid, to be settled by any Two Justices of the Peace for the said County of *Middlesex* or *Surrey*, or the Town and Liberty of *Kingston-upon-Thames*, as the Case may require, and which Charges the said Justices are hereby authorized and required to settle accordingly, and shall be reimbursed to the said Bailiffs and Freemen by such Owners or Occupiers, the same to be recovered in such Manner as Penalties and Forfeitures are hereinafter directed to be recovered; and if, after the Removal of any of the said Annoyances, any Person shall again offend in the like Kind, every such Person shall for every such Offence forfeit and pay a Sum not exceeding Five Pounds.

Gates to  
open in-  
wards.

CXVII. And be it further enacted, That no Door or Gate of any Building, Park, Paddock, Field, Ground, or Inclosure whatsoever shall be made to open into or towards any Part of the Roads hereby authorized to be made, or of any Footpath or Causeway belonging thereto,



thereto, or be suffered to continue so to open, except the Hanging Post thereof shall be fixed or placed so far from the Centre of any Part of the said Roads as that no Part of such Door or Gate shall, when open, project over any Part of such Roads, or any Footpaths or Causeways belonging thereto; and every Occupier of any Building, Park, Paddock, Field, Ground, or Inclosure having any Door or Gate opening outwards, contrary to the Meaning of this Act, shall within Fourteen Days after Notice to him, her, or them given either personally or in Writing from the Surveyor of the said Roads, cause any such Door or Gate to be hung so that no Part of the same when open shall project over any Part of the said Roads, or any Footpath or Causeway belonging thereto; and in Default thereof, the said Bailiffs and Freemen, or their Surveyor, are and is hereby authorized to cause every such Door or Gate to be hung according to the Intention of this Act; and every Person guilty of such Neglect or Default shall, over and above such Sum as any Justice of the Peace for the County or Place where the same shall be situate shall direct to defray the Expences of making the Alterations and hanging every such Door or Gate, forfeit and pay a further Sum not exceeding Forty Shillings for his, her, or their Neglect therein.

CXVIII. And be it further enacted, That if any Horse, Ass, Sheep, Swine, or Beast, or Cattle, shall at any Time be found wandering, straying, or lying on the said Bridge or Roads, or by the Sides thereof, it shall be lawful for the Surveyor of the said Bailiffs and Freemen, or any other Person or Persons whomsoever, to seize and impound every such Horse, Ass, Sheep, Swine, or other Beast or Cattle, in the common Pound of the Hundred, Parish, Township, Tything, or Place where the same shall be, or in such other Place as the said Bailiffs and Freemen shall appoint, and the same there to detain until the Owner or Owners thereof shall for every and each such Horse, Ass, Sheep, Swine, or other Beast or Cattle so impounded, pay the Sum of One Shilling to the Person impounding the same, together with the reasonable Charges and Expences of impounding and keeping the same; and in case the said Penalty, Charges, and Expences shall not be paid within Four Days next after such impounding, it shall be lawful for the said Bailiffs and Freemen to sell, or cause to be sold, every such Horse, Ass, Sheep, Swine, or other Beast or Cattle, and the Money arising from such Sale, after deducting the said Penalty and Charges of impounding, keeping, and selling every such Horse, Ass, Sheep, Swine, or other Beast or Cattle, shall be paid, on Demand, to the Person whose Property the same shall appear to have been.

Cattle found straying on the Roads or Bridge, to be impounded.

CXIX. And be it further enacted, That in case any Person or Persons shall release or attempt to release any Cow, Horse, Ass, Swine, or other Live Stock or Cattle, which shall be seized for the Purpose of being impounded under the Authority of this Act, from the Pound or Place where the same shall be so impounded, or shall pull down, damage, or destroy the same Pound or Place, or any Part thereof, or any Lock or Bolt belonging thereto, or with which the same shall be fastened, or shall rescue or release, or attempt to rescue or release,

Penalty on Persons guilty of Pound-breach or Rescue.

[Local.]

37 Q

any



any Distress or Levy which shall be made under the Authority of this Act, until or before such Cow, Horse, Swine, or other Live Stock or Cattle seized or so impounded, or such Distress or Levy so made, shall be discharged by due Course of Law; every Person so offending shall, upon Conviction thereof before any One or more of His Majesty's Justices of the Peace for the County or Place where the Offence shall have been committed, either upon the Confession of the Party or Parties offending, or upon the Oath of One credible Witness, and which Oath the said Justice is hereby authorized and empowered to administer, be committed by such Justice, by Warrant under his Hand and Seal, to the Common Gaol or House of Correction of the County or Place where the Offence shall have been committed, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months.

Damages and Costs, in case of Dispute, to be settled by Justices.

CXX. And be it further enacted, That in all Cases where by this Act any Damages, Costs, or Charges are directed or authorized to be paid or recovered in addition to any Penalty or Penalties for any Offence or Offences, the Amount of such Damages, Costs, or Charges, in case of Dispute respecting the same, shall be settled, ascertained, and determined by the Justice or Justices of the Peace by or before whom any Offender shall be convicted of any such Offence or Offences, who is hereby authorized and required, on Nonpayment thereof, to levy such Damages or Charges by Distress and Sale of the Offender's Goods and Chattels, in Manner directed by this Act for the levying of any Penalties or Forfeitures.

For Recovery and Application of Penalties.

CXXI. And be it further enacted, That all Fines, Penalties, and Forfeitures inflicted or imposed by this Act, or by virtue of any Rule or Order made in pursuance thereof (the Manner of levying and recovering whereof, and the Appropriation whereof is not hereby particularly directed), may, in case of Nonpayment thereof, be recovered in a summary Way by the Order and Adjudication of some Justice or Justices of the Peace for the County or Place where the Offence or Offences shall have been committed, on Complaint to him or them for that Purpose exhibited, and afterwards be levied, as well as the Costs of such Proceedings on Nonpayment, by Distress and Sale of the Goods and Chattels of the Offender or respective Offenders, or Person or Persons liable to pay the same, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, who is and are hereby authorized and required to summon and examine any Witness upon Oath of and concerning such Offences, Matters, and Things, and to hear and determine the same; and the Overplus, if any, of the Money raised or recovered, after discharging the Fine, Penalty, or Forfeiture for which such Warrant shall be issued, and the Costs and Expences of recovering and levying the same, shall be rendered to the Owner or Owners of the Goods and Chattels so seized and distrained; all which Penalties, not herein otherwise directed to be applied, shall be paid to the Overseers of the Parish or Place within which such Offence shall be committed; 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



veniently 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 Seven Days from the Time of taking any such Security, and which Security the said Justice or Justices is and are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant or Warrants it shall appear that no sufficient Distress can be had whereupon to levy the said Penalty or Penalties and such Costs as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to the Satisfaction of any such Justice or Justices, upon the Confession of the Offender or Offenders or otherwise, that he, she, or they hath or have not sufficient Goods and Chattels whereupon such Penalties, Forfeitures, Costs, and Expences can be levied if a Warrant of Distress were issued, such Justice or Justices shall not be required to issue such Warrant of Distress, and thereupon it shall be lawful for such 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 any Common Gaol or House of Correction of the County or Place, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, or until such Offender or Offenders shall have paid such Penalty or Penalties, 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: Provided always, that in all Cases where the Penalty imposed by this Act shall exceed the Sum of Five Pounds, no Proceedings before Justices shall be had and taken for the Recovery thereof before a less Number than Two such Justices.

CXXII. Provided nevertheless, and be it further enacted, That it shall be lawful for the said Bailiffs and Freemen from Time to Time, if they see Cause, to pay and apply such Part of the said Penalties, Forfeitures, and Fines, or any of them, to and for the Use of the Informer or Informers, or any Person or Persons, not being a Witness or Witnesses, aiding or assisting in the Apprehension of any Offender or Offenders therein, or any of them; any thing herein contained to the contrary thereof in anywise notwithstanding.

Power to give Informer Part of the Penalties.

CXXIII. And be it further enacted, That in case of any Information, Complaint, Dispute, Suit, or Litigation touching or in anywise relating to the said Tolls, or any Offence committed against this Act, the Person or Persons appointed to collect such Tolls, or other Person or Persons acting under the Authority of the said Bailiffs and Freemen, shall not be incompetent to give Evidence therein.

Collectors not incompetent to give Evidence.

CXXIV. And be it further enacted, That if any Person who shall be summoned as a Witness to give Evidence before any Justice or Justices of the Peace respecting any Matter of Fact relating to any Information or Complaint for any Offence against this Act, either on the

For compelling the Attendance of Witnesses.

Part



Part of the Prosecutor or the Person or Persons accused, shall, after a reasonable Sum for his or her Costs and Charges shall have been tendered or paid to him or her, refuse or neglect to appear at the Place and Time by such Summons appointed without a reasonable Excuse for such Neglect or Refusal, such Person or Persons shall forfeit for every such Neglect or Refusal any Sum not exceeding Ten Pounds.

For securing  
transient  
Offenders.

CXXV. And be it further enacted, That it shall be lawful for any Collector, Agent, or any other Officer of the said Bailiffs and Freemen, and such Person or Persons as he shall call to his Assistance, and which all By-standers and other Persons, on Demand, are hereby required to give, without any Warrant or other Authority than this Act, to seize and detain any Person or Persons to him unknown who shall refuse to pay the Toll payable by him, her, or them, or who shall be seen by such Collector, Agent, or other Officer, to commit any other Offence against this Act, and forthwith to take him, her, or them, or any of them, before One or more Justice or Justices of the Peace of the County or Place where such Refusal or Offence shall take place or be committed, or where such Offender or Offenders shall be, and such Justice or Justices is or are hereby required to act with respect to such Offender or Offenders according to the Provisions of this Act.

Conviction  
of Offenders.

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

to wit. } BE it remembered, That on the \_\_\_\_\_ Day of \_\_\_\_\_  
in the Year of our Lord  
A. B. is convicted before me, C. D. [or before us, C. D. and E. F.] One [or Two, as the Case may be] of His Majesty's Justices of the Peace for the said County or Town and Liberty, for [here specify the Offence, and when and where committed], contrary to an Act passed in the Sixth Year of the Reign of King George the Fourth, intituled [here insert the Title of this Act], for which Offence I [or we] adjudge the said A. B. to have forfeited the Sum of \_\_\_\_\_ [or shall be committed to \_\_\_\_\_ for the Space of \_\_\_\_\_]. Given under my Hand and Seal [or our Hands and Seals] the Day and Year first above written.

Distress not  
unlawful for  
want of  
Form.

CXXVII. And be it further enacted, That when any Distress shall be made by virtue of this Act, the Distress itself shall not be deemed unlawful, nor shall the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or want of Form in the Summons or Conviction, Warrant of Distress, in the Appointment of the Officer or Officers, or any Proceeding relating thereto, nor shall the Party or Parties be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity which shall be afterwards committed in making the Distress.

CXXVIII. Pro-



CXXVIII. Provided always, and be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Order or Judgment made or given in pursuance of any Rule or Order of the said Bailiffs and Freemen, or by any Order, Judgment, or Determination of any Justice or Justices relating to this Act, or any Matter or Thing herein contained, such Person or Persons may appeal to the Justices of the Peace at the first or next General or Quarter Sessions to be holden for the County or Place wherein the Cause of Appeal shall have arisen, unless the same shall arise within Twenty-one Days preceding such Sessions, in which Case such Appeal may be brought at the Second Sessions after such Cause shall have arisen; and the said Justices are hereby authorized and required to take Cognizance thereof, and to hear and determine such Complaint or Complaints at such General or Quarter Sessions, or, if they think proper, may adjourn the Hearing thereof to the next General or Quarter Sessions of the Peace to be holden for such County or Place; and shall and may, if they see Cause, by Order of such Sessions, mitigate, at their Discretion, all or any of the Penalties or Forfeitures laid upon or incurred by the Party or Parties complaining, or vacate or set aside the Conviction or Convictions, and set the Parties at liberty, or otherwise may ratify or confirm the same, with such Costs as to them in their Discretion shall seem reasonable, and to levy by their Order or Warrant such Costs so awarded by Distress and Sale of the Goods and Chattels of the Person or Persons who shall refuse to pay the same, and for want of sufficient Distress to commit such Person or Persons to the Common Gaol for the County or Place where the Cause of Appeal shall arise, for any Time not exceeding Three Calendar Months, or until Payment of such Costs: Provided always, that the Person or Persons so appealing as aforesaid shall, and he, she, and they is and are hereby required to give Notice in Writing of such his, her, or their Intention of bringing or prosecuting such Appeal, Fourteen Days before the said Quarter Sessions, and shall, before the said Quarter Sessions and before such Notice given, enter into a Recognizance before One or more Justice or Justices of the Peace of the County or Place where the Cause of Appeal shall have arisen, in the Sum of Twenty Pounds, with Two sufficient Sureties in the Sum of Ten Pounds each, with Condition to prosecute such Appeal, and to pay all Costs, in case such Appeal shall be determined against the Party or Parties so appealing.

CXXIX. And be it further enacted, That no Proceedings to be had touching the Conviction of any Offender or Offenders against this Act, or any Order made, or any other Matter or Thing to be done or transacted in or relating to the Execution of this Act, shall be vacated or quashed 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* (except as herein-before mentioned), any Law or Statute to the contrary notwithstanding.

CXXX. Provided always, and be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action to be commenced against any Person

[Local.]

37 R

Person

Plaintiff not to recover after Tender of Amends.



Person or Persons for any thing done in pursuance of this Act, unless Notice in Writing, signed by his, her, or their Attorney (specifying the Cause of Action), shall have been given to the Defendant or Defendants, or left at his, her, or their last or usual Place or Places of Abode, at least Twenty-one Days before the same shall have been commenced; 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 to his, her, or their Attorney, by or on the Behalf of the Defendant or Defendants, before such Action brought; nor if such Tender of Amends shall be made after the said Action brought, and before the Trial thereof, together with Costs of Suit to the Time of such last-mentioned Tender; but on Proof of such Tender on any Trial to be had in such Action, the Plaintiff or Plaintiffs shall suffer Judgment as in Cases of Nonsuit, with Double Costs, to be recovered in the same Manner as any Defendant or Defendants may recover Costs in any other Case by Law; and in case no such Tender of Amends shall have been made, it shall be lawful for the Defendant or Defendants (by Leave of the Court) at any Time before Issue joined, to pay into Court such Sum or Sums of Money as he, she, or they shall think fit; whereupon such Proceedings, Orders, and Judgments shall be made and given in and by such Court, as in other Actions when Defendants are allowed to pay Money into Court.

Limitation  
of Actions.

CXXXI. And be it further enacted, That no Action or Suit shall be brought against any Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, for any thing done in pursuance of this Act, after Three Calendar Months next after the Cause of Action shall arise, and every such Action or Actions shall be laid and brought in the County where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in any such Action or Suit may, at his, her, or their Option, either plead specially or plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if it shall appear to have been so done, or that such Action or Suit was brought without Ten Days Notice thereof having been given as aforesaid, or after sufficient Amends tendered as aforesaid, or after the Time limited for bringing the same, or to be brought in any other County or Place than as aforesaid, then and in such Case the Jury shall find a Verdict for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or suffer a Discontinuance of his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, then the Defendant or Defendants shall and may recover Treble Costs, and shall have the like Remedy for the same as any Defendant or Defendants hath or have for the Costs of Suit in any other Cases by Law.

General  
Issue.

Declaring  
what shall be  
good Ser-

CXXXII. And be it further enacted, That in all Cases wherein it may be requisite or necessary for any Person or Persons, Party or Parties, to serve any Notice or Notices upon the said Bailiffs and Freemen, or  
any



any Writ or Writs or other legal Proceedings, the Service thereof upon the Town Clerk of the said Bailiffs and Freemen for the Time being, or at the Office of such Town Clerk, or left at his usual Place of Abode, shall be deemed a good and sufficient Service of the same respectively on the said Bailiffs and Freemen.

vice of Notices on Corporation.

CXXXIII. 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 the said Bailiffs and Freemen, or any Contractors, Officers, Servants, or Workmen employed by or under their Direction in carrying any of the Purposes of this Act into Execution as a public or private Nuisance, or from bringing any Action or Actions against the said Bailiffs and Freemen, or any such Contractors, Officers, Servants or Workmen, for any Injury sustained by reason of the Works to be performed in pursuance of this Act, whether such Injury shall proceed from the Carelessness or Want of Skill of any of the Persons employed therein, or from any other Cause whatsoever.

Corporation may be indicted for a Nuisance.

CXXXIV. Provided always, and be it further declared and enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to prejudice, diminish, alter, or take away any of the Rights, Powers, or Authorities vested in the Commissioners of Sewers for the Limits extending from *East Moulsey* in the County of *Surrey*, to *Ravensbourne* in the County of *Kent*; but all the Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been passed.

Act not to prejudice the Powers of the Commissioners of Sewers for Surrey and Kent.

CXXXV. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to take away, prejudice, or derogate from the Rights, Interests, Privileges, Franchises, Jurisdictions, or Authorities of the Mayor, Commonalty, and Citizens of the City of *London*, or their Successors, or the Lord Mayor of the said City for the Time being, or to prohibit, defeat, alter, or diminish any Power, Authority, or Jurisdiction which at the Time of passing this Act the said Mayor, Commonalty, and Citizens, or the said Lord Mayor for the Time being, as Conservators of the said River *Thames*, or otherwise, had, did, or might lawfully claim, use, or exercise, other than and except to remove any Shelves, Gravel, Sand, Mud, or other Obstructions, or to embank, deepen, or widen the said River as aforesaid, erecting the said Bridge, and for facilitating the Access or Accesses to the said Bridge, and to do and effect every other Matter or Thing which shall or may be necessary to be done and effected for the erecting, maintaining, and supporting the said Bridge.

Saving the Rights of the Corporation of London.

CXXXVI. And be it further enacted, That if the said Bailiffs and Freemen shall not, within Five Years from and after the passing of this Act, complete the said Bridge so as to make the same passable for Horses and Carriages, that then and from thenceforth all and singular the

The Bridge to be completed in Five Years.



the Powers and Authorities vested in them by this Act shall cease and determine to all Intents and Purposes whatsoever.

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



The SCHEDULE to which this Act refers.

Parish or Hamlet.	Description of Premises.	Owners or reputed Owners.	Occupiers.
SURREY, KINGSTON-UPON- THAMES.	A House and Yard	William Wadbrook	William Wadbrook.
	A Public House called } the Hand and Mace }	The Corporation of Kingston	Joseph Walter.
	House, Stable, and Garden	Thomas Hannington, Esq.	James Carter.
	A House and Yard	James Coffey, Esq.	Ditto.
	Ditto	Ditto	Sarah Dixon.
	Ditto	Ditto	Sarah Munday.
	Ditto	Thomas Ayers	William Browne.
	Ditto	William Walton	Thomas Glover.
	Ditto	Mary Wadbrook	William Brockel.
	Ditto, Stable and Yard	Daniel Hilderley	Daniel Hilderley.
	Ditto and Yard	Henry Peirson	Henry Peirson.
	Ditto and Shop	George Acton	George Acton.
	Ditto and Garden	Elizabeth Witts, Broome Witts, and Broome Philip Witts	John Bradshaw.
	Ditto in Three Tene- } ments, Garden, Stab- } ling, and Shed }	The Corporation of Kingston	William Parkhurst. William Welch. Ann Brooks.
	House, Yard, and Garden	Ditto	Ann Brooks.
	House	Thomas Bush	William Archer.
	A Public House called } the Crown and Thistle }	Catharine Henrietta Rowlls	James Potter.
	House	Joseph Saunders	John Clark.
	Ditto	John Saunders	
	Ditto	Ditto	Henry Pulsford.
	A Public House called } the Adam and Eve }	Mary Waring and John Ed- } ward Waring }	John Batterbee.
	House and Yard	Robert Scott	Henry Paddington.
	Ditto	Richard Smith	Susannah Barber.
	Ditto	Ditto	William Wright.
	Ditto	William Gates	William Gates.
	Ditto	Ditto	Elizabeth Emms.
	Ditto	Ditto	Elizabeth Bennett.
	House	Ditto	John Constable.
	Ditto	Ditto	John Moulding.
	Ditto	Ditto	George Old.
	Ditto	Ditto	James Dibble.
	Ditto	Ditto	Thomas Mackey.
Ditto, Yard, and Stabling	John French	John French.	
Ditto	Ditto	Ditto.	
Ditto	Ditto	Joseph Mitchell.	
Ditto	Ditto	Henry White.	
Ditto	William Lewis	John Bruiser.	
Ditto	Benjamin Sargeant	Elizabeth Peters.	
Ditto	Ditto	George Saunders.	
Ditto	Richard Smith	Elizabeth Turner.	
Ditto	William Champion	William Rowe.	
Ditto	Owen Davis	Mary Dandy.	
Ditto	Richard Smith	Samuel Millis.	

[Local.]

[37 S]



Parish or Hamlet.	Description of Premises.	Owners or reputed Owners.	Occupiers.
Hamlet of HAMPTON-WICK, in the Parish of HAMPTON, MID- DLESEX.	Public-House called the Dolphin	Jean Jacques Schenck, Eliza- beth Schenck, and Charles Rowlls	Richard Elms.
	House	Ditto	Elizabeth Honey.
	Ditto	Ditto	Richard Armstrong.
	Ditto and Stable	The Corporation of Kingston	Henry Sansom.
	Sheds and Granary	Ditto	Richard Galley.
	Shed	Ditto	{ The Corporation of Kingston.
	A Shed	William Kent	Lytia Noble.
	A House	Ditto	Edward Hammerton.
	Ditto	Ditto	Charles King.
	Ditto	Ditto	Ann Brown.
	Garden	John Donaldson	John Donaldson.
	House and Garden	Robert Wilson	Robert Thompson.
	Angle of Wall	Marchioness Delapierre	Marchioness Delapierre.
	Towing Path	{ The Crown, in Lease to the City of London }	Augustus Manning.
	A small Ait	The Corporation of Kingston	{ The Corporation of Kingston.
	A Piece of Meadow	The Crown	Richard Penford.
	A House and Garden	{ Ditto, in Lease to the City of London }	{ Augustus Manning & John Rockingham.
	A Stable	Ditto	Frederick Noble.
	A House and Shop	William Wornham	William Wornham.
	House, Sheds, and Garden	Richard Penford	Richard Penford.
Two Houses and Gardens	Thomas English	{ Richard Thrope. John White. Robert Wilson. John Ayliff.	
A House	John Donaldson	Charles Keates.	
Two ditto	Richard Smith	{ Elizabeth Read. William Wheeler.	
Two ditto	John Donaldson	{ John Warner. John Ayliff.	
Two ditto	John Reade	{ Joseph Sawyer. Catharine Williams.	
One ditto	Ann Hyde	John Edes.	
One ditto	John Donaldson	John Barber.	

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