



ANNO NONO

# GEORGII IV. REGIS.

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## Cap. c.

An Act for building a Bridge over the River  
*Thames* at *Staines* in the County of *Middlesex*,  
and for making proper Approaches thereto.

[19th June 1828.]

**W**HEREAS an Act was passed in the Thirty-first Year of the  
Reign of His late Majesty King *George* the Third, inti-  
tuled *An Act for building a Bridge cross the River Thames* 31G.3. c.84.  
*from Staines to Egham in the Counties of Middlesex and Surrey:*  
And whereas another Act was passed in the Forty-fourth Year of the 44G.3. c.78.  
Reign of His said late Majesty, intituled: *An Act to amend an Act*  
*made in the Thirty-first Year of His present Majesty, for building a*  
*Bridge cross the River Thames from Staines to Egham in the Counties*  
*of Middlesex and Surrey:* And whereas the Commissioners ap-  
pointed to put the said Acts into Execution ~~did~~, in pursuance of  
the Powers thereby given, cause the present Wooden and Iron  
Bridge to be erected across the said River; but the Repairs of the  
said Bridge have become a very considerable Annual Expence, and  
the said Bridge is incommodious, and so greatly decayed, that it is  
expedient that the same be taken down, and a new Bridge built in  
lieu of the same: And whereas it is expedient that the said new  
Bridge should be erected upon a permanent and substantial Plan,  
and on an improved Site, within a short Distance from the present  
Bridge, and that as soon as may be after the Erection thereof the  
present Bridge should be taken down: And whereas the said Com-  
missioners

[Local.]

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missioners



missioners have, in pursuance of the Powers given them by the said recited Acts, borrowed a very considerable Sum of Money upon the Credit of the Tolls arising on the said Bridge, which still remains due and owing, and cannot be repaid, and the said intended new Bridge erected, unless additional Tolls and Powers are granted, for which Purpose it is expedient that the necessary Provisions should be consolidated in One Act: 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 the said recited Acts, and each and every of them, shall upon the Second *Monday* after the passing of this Act be and the same are hereby repealed.

Recited  
Acts re-  
pealed.

This Act to  
be put in  
force for  
building a  
new Bridge,  
&c.

II. And be it further enacted, That from thenceforth this Act shall be put in execution for building a new Bridge over the River *Thames*, from *Staines* in the County of *Middlesex* to *Egham* in the County of *Surrey*, and for making Approaches thereto, and for repairing, maintaining, and supporting the present Bridge over the said River until the said intended Bridge shall be completed, and for other the Purposes of this Act.

Debts con-  
tracted un-  
der the for-  
mer Acts  
secured by  
this Act.

III. And be it further enacted, That all and every Sum and Sums of Money which on the Day appointed for the Commencement of this Act shall be due and owing on the Credit of the said former Acts or either of them, or on the Security of the Tolls thereby respectively granted, together with the Interest due thereon, shall stand and be charged and chargeable on the Tolls by this Act granted, and may be recovered in like Manner as if the same had been contracted on the Credit of this Act, or secured on the Tolls hereby granted.

Securities,  
&c. under  
former Acts  
to continue  
in force.

IV. And be it further enacted, That all Conveyances, Bonds, Covenants, Agreements, Contracts, and Securities made to or by or entered into by any Person or Persons to or with any of the Commissioners for executing the said recited Acts hereby repealed, shall remain in full Force and Effect, and be and continue available in all Courts of Law and Equity, until the same are or shall be fully satisfied and performed; and all Bargains, Contracts, Agreements, or Notices made, entered into, or given by the said Commissioners for executing the said Acts, with or to any Person or Persons, for any Purpose relating to the said Acts, shall remain in full Force and Effect, and be observed and kept by the Commissioners for executing this Act, and by the other Parties to such Bargains, Contracts, Agreements, or Notices, according to the Terms, Stipulations, and the true and equitable Intent and Meaning thereof.

Books un-  
der former  
Acts to be  
Evidence  
under this  
Act.

V. And be it further enacted, That all Books of Mortgages and Assignments, and all Entries therein, and all Books of Proceedings of the said Commissioners, kept according to the Directions and Provisions of the said recited Acts hereby repealed, or either of them, and made Evidence thereby, shall and may be given in Evidence in all Cases of Appeal, and in all Prosecutions, Suits, Actions, and Pro-  
ceedings



ceedings whatsoever, in such and the same Manner as if the said recited Acts had not been repealed.

VI. And be it further enacted, That all Persons who have been employed or who shall have received any Tolls or other Money by virtue or in pursuance of the said recited Acts hereby repealed, or who shall have in their Custody or Possession any Books, Accounts, Papers, Writings, or Things relating to the said Bridge, shall account for, pay, and deliver over the same to the Commissioners for executing this Act, in like Manner and under the like Penalties as are hereby inflicted in respect to the several Persons receiving any Monies, or having the Possession of any Books, Writings, or other Things by virtue of this Act.

Officers under former Acts to account.

VII. And be it further enacted, That every Clerk, Receiver, Collector, Surveyor, and other Officer, (except the Treasurer,) appointed under and by virtue of the said recited Acts hereby repealed, or either of them, shall hold and enjoy their several and respective Offices and Employments until he or they shall be removed therefrom respectively by the said Trustees; and every such Clerk, Receiver, Collector, Surveyor, and other Officer shall have the like Powers and Authorities for carrying this Act into Execution, and shall be subject and liable to the like Pains, Penalties, and Powers of Removal, and to the like Regulations in all Respects whatsoever, as if he or they had been nominated or appointed under or by virtue of this Act.

Old Officers (except the Treasurer) to continue.

VIII. And be it further enacted, That Sir *John Gibbons* Baronet, *Peter Henderson*, *Thomas Wood* junior, *Jeffery Meriweather Shaw*, Colonel *John Carmichael*, the Reverend *James Cowe*, the Reverend *Robert Govett*, the Right Honourable Sir *William Henry Freemantle*, *Culling Charles Smith*, *John Stapleton*, *William Scott*, *Edgell Wyatt Edgell*, *Benjamin Torin*, and the Reverend *John Leigh Bennett*, being Fourteen Persons residing or having Estates near the said Bridge, Seven whereof, *videlicet*, the said Sir *John Gibbons*, *Peter Henderson*, *Thomas Wood* junior, *Jeffery Meriweather Shaw*, Colonel *John Carmichael*, *James Cowe*, and *Robert Govett*, are for the County of *Middlesex*, and Seven, *videlicet*, the said Sir *William Henry Freemantle*, *Culling Charles Smith*, *John Stapleton*, *William Scott*, *Edgell Wyatt Edgell*, *Benjamin Torin*, and *John Leigh Bennett*, are for the County of *Surrey*, and their Successors, to be nominated and appointed by virtue of this Act, shall be and they are hereby appointed Commissioners for building the said intended new Bridge, and when built, for supporting and maintaining the same, and for carrying the several Purposes of this Act into Execution.

Commissioners.

IX. Provided always, and be it further enacted, That no Person shall be capable of acting as a Commissioner in the Execution of this Act (except for the Purpose of giving Notice of the First Meeting under this Act, and of administering the Oath hereinafter mentioned, and which Oath any or either of the Commissioners hereinbefore named are or is hereby empowered to administer,) until he shall have taken an Oath (or, being One of the People called *Quakers*,

Commissioners to take the following Oath.

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an Affirmation,) in the following Words, or in Words to the following Effect; and an Entry or Minute shall be made in the Book of Proceedings of the Commissioners of the taking such Oath or Affirmation, and of the Date of administering the same; *videlicet,*

Oath.

‘ I do swear, [*or, being One of the People called Quakers, do solemnly affirm,*] That I will faithfully, impartially, and honestly, according to the best of my Skill, Knowledge, and Judgment, execute the several Powers and Authorities reposed in me as a Commissioner by virtue of an Act passed in the Ninth Year of His Majesty King *George* the Fourth, intituled ‘ *An Act* [*here set forth the Title of this Act*].

‘ So help me GOD.’

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

Power to  
appoint new  
Commission-  
ers in case  
of Death,  
&c.

X. And be it further enacted, That when and as often as any One or more of the said Commissioners hereby named and appointed, or their Successors, to be elected in Manner hereinafter mentioned, shall happen to die, remove out of the said Counties respectively, or by Writing under their Hands, delivered to the Clerk to the said Commissioners for the Time being, shall refuse to act in the Execution of this Act, then and in every such Case it shall be lawful for the surviving or remaining Commissioners, at a Meeting or Meetings to be held for that Purpose, or any Five or more of them, from Time to Time to elect and appoint One other Person residing or having Estates as near as may be to the said Bridge, to be a Commissioner in the Room of each such Commissioner so dying, or becoming incapable of acting, or refusing to act as aforesaid, so that a Succession of Fourteen Commissioners, Seven whereof to be always of the County of *Middlesex*, and the other Seven of the County of *Surrey*, may always hereafter be kept up for putting the Powers in this Act contained in due Execution; and Notice of the Time and Place of the Meeting for every such Election, signed by the Clerk for the Time being to the said Commissioners, shall be inserted in some Newspaper or Newspapers generally circulated in the said Counties of *Middlesex* and *Surrey*, Ten Days at the least before such Meeting; and every Person so elected a new Commissioner as aforesaid, after taking the Oath or Affirmation hereinbefore mentioned, shall be and is hereby empowered to act in the Execution of this Act, to all Intents and Purposes, in as full and ample a Manner as the Commissioner in whose Room or Stead he shall have been so elected, or as if he had been herein named and appointed such Commissioner.

Qualifica-  
tion of Com-  
missioners.

XI. Provided always, and be it further enacted, That no Person who shall be elected a new Commissioner as aforesaid shall be capable of acting as a Commissioner in the Execution of this Act, unless he shall, in his own Right or in the Right of his Wife, be in the actual Possession and Enjoyment or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments within the County for which he shall be appointed a Commissioner as aforesaid, of the clear yearly Value of One hundred Pounds above all Reprizes, or shall be possessed of a Personal Estate of Ten thousand Pounds, nor until he shall have taken and subscribed, before any One or more of  
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the said Commissioners, an Oath or Affirmation in the Words or to the Effect following; and which Oath or Affirmation any Trustee (previously sworn) shall be and is hereby authorized and empowered to administer or take; and an Entry or Minute shall be made in the Book of Proceedings of the said Commissioners of the taking of such Oath or Affirmation, and the Date of administering the same:

‘ I do swear, [or, being One of the People called Quakers, do solemnly affirm,] That I am truly and *bonâ fide*, in my own Right [or, in the Right of my Wife,] in the actual Possession and Enjoyment or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments within the County of *Middlesex*, [or *Surrey*, as *the Case may be*,] of the clear yearly Value of One hundred Pounds above Reprizes, [or, am possessed of a Personal Estate of the Value of Ten thousand Pounds]; and that I will faithfully, impartially, and honestly, according to the best of my Skill, Knowledge, and Judgment, execute the several Powers and Authorities reposed in me as a Commissioner by virtue of an Act passed in the Ninth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act* [here set forth the Title of this Act].

‘ So help me GOD.’

[or, being a Quaker, omit the Words ‘ So help me God.’]

XII. Provided also, and be it further enacted, That no Person shall be capable of acting as a Commissioner in the Execution of this Act during the Time he shall be interested in any Contract, or shall hold any Employment or Place of Profit under this Act; and if any Person, not being qualified as aforesaid, or being disqualified by any of the Causes aforesaid, shall act in the Execution of this Act, every such Person shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall inform or 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 the Person so prosecuted shall prove that he is so qualified, or otherwise shall pay the said Penalty, without any other Proof or Evidence on the Part of the Prosecution than that such Person has acted as a Commissioner in the Execution of this Act.

Contractors not to act as Commissioners.

XIII. Provided nevertheless, and be it further enacted, That all such Acts and Proceedings as shall have been done and performed by any such Person, touching the Execution of this Act, previous to his being convicted of such Offence, shall, notwithstanding such Conviction, be as valid and effectual as if such Person had been qualified according to the Directions of this Act.

Acts of unqualified Commissioners before Conviction valid.

XIV. And be it further enacted, That no Act of the said Commissioners shall be or be deemed to be good, valid, or effectual, unless the same be done at a Public Meeting to be holden in pursuance of this Act, (except as herein otherwise particularly expressed); and that all the Powers and Authorities by this Act granted to the said Commissioners

Proceedings of Commissioners.

[Local.]

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missioners



missioners shall and may be exercised, from Time to Time, by the major Part of them who shall be present at any Meeting to be holden in pursuance of this Act, the Number of Commissioners present at every such Meeting not being less than Three; and all the Orders and Proceedings of the major Part of the Commissioners present at such their several Meetings shall have the same Force and Effect as if the same were made or done by all the Commissioners for the Time being (save and except as hereinafter excepted); and that a Chairman shall and may, in the first place, be appointed at every Meeting to be held by virtue of and for the Purposes of this Act, who, in case of an equal Number of Votes (including the Chairman's Vote), shall have the casting or decisive Vote; and that no Order or Determination at any Meeting of the Commissioners, once made, agreed upon, or entered into, shall be revoked or altered at any subsequent Meeting, unless Notice of the Intention to make such Revocation or Alteration shall have been given by Three or more Commissioners, by Writing under their Hands, to the Clerk to the said Commissioners, at a previous Meeting, and entered in the Book of Proceedings of such Meeting, and unless Notice signed by any Three or more Commissioners shall have been inserted in some Newspaper or Newspapers generally circulated in the said Counties of *Middlesex* and *Surrey*, Twenty-one Days at the least before such Meeting, nor unless such Revocation or Alteration shall be agreed to be made by a greater Number of Commissioners than concurred in the making of any such Order or Determination; and at all the several Meetings the Commissioners shall pay and defray their own Expences, except any Sum not exceeding Twenty-one Shillings *per Diem* for the Use of the Room wherein they shall meet, and Two Shillings and Sixpence for the Waiter and Fire.

First Meeting of the Commissioners.

XV. And be it further enacted, That the said Commissioners shall meet at the *Bush* Inn or some other convenient Place at *Staines* aforesaid on the *Monday* Fortnight next after the passing of this Act, and proceed to put this Act into Execution; and the said Commissioners shall and may at such Meeting, and at their several Meetings to be holden for the Purpose of carrying this Act into Execution, from Time to Time adjourn the same, and appoint the next Meeting to be holden there, or at any other Place in the Town of *Staines* that to the said Commissioners shall seem convenient, and at such Time as to them shall seem proper; and if it shall so happen that there shall not be Five Commissioners present at or within Two Hours after the Time appointed for holding any such Meeting to act in the Execution of this Act, the Commissioners, or any One Commissioner, if there shall be but One Commissioner then present, or if no One Commissioner shall be present, then the Clerk to the said Commissioners, shall from Time to Time, as often as the Case may be, adjourn such Meeting to some other Day within Fourteen Days then next following, to be holden at the same Place; and the said Clerk shall cause Notice of every such Adjournment in Writing to be given to the said Commissioners, or left at their usual Places of Abode respectively, at least Seven Days before the Day to which such Meeting shall be adjourned.

XVI. And



XVI. And be it further enacted, That if after any Adjournment of any Meeting as aforesaid it shall at any Time be thought necessary that an earlier Day of Meeting should be appointed than the Day appointed by such Adjournment, then and in every such Case the Clerk to the said Commissioners (upon receiving an Order in Writing signed by any Three or more of the said Commissioners, mentioning the Time, Place, and Purpose of such Meeting) shall forthwith give, in Manner in this Act directed, Notice of the Meeting to be holden on such earlier Day, and of the Time, Place, and Purpose mentioned in such Order; such Time not being less than Fourteen Days after such Notice; and all Proceedings of the Commissioners at such earlier Meeting, whether relating to the particular Subject on which such Meeting shall be called or not, shall be as good and valid as they would have been in case such Commissioners had met in pursuance of an Adjournment; and such Meeting may be adjourned, or be appointed to be again held, in such Manner as other Meetings under this Act are hereinbefore directed to be adjourned or appointed to be held, notwithstanding any former Adjournment to the contrary.

Meetings on Emergencies.

XVII. And be it further enacted, That the said Commissioners 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 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 nominate and appoint another Person or Persons in his or their Room or Stead, in Manner aforesaid, and take such Security from every such Treasurer, Engineer, Architect, Surveyor, 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 Commissioners shall think proper.

Power to appoint and remove Officers.

XVIII. And be it further enacted, That every Treasurer, Engineer, Architect, Surveyor, Collector, Receiver, or other Officer or Servant of the said Commissioners, 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 Commissioners shall direct, deliver to the said Commissioners, 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 Commissioners, 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 Commissioners, or to such Person

Officers to account, &c.



Person or Persons as they shall respectively appoint, within Ten Days after being thereunto required by the said Commissioners, 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 Commissioners, or as they shall respectively direct and appoint, then and in any of the Cases aforesaid the said Commissioners 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 Commissioners, 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 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 any 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 Nonpayment thereof, by Warrant or Warrants under his Hand and Seal or their Hands and Seals, to cause such Money to be levied by 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 Commissioners, 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 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 Commissioners, 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 Commissioners; 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  
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of this Act, for any longer Space of Time than Six Calendar Months.

XIX. And be it further enacted, That it shall not be lawful for the said Commissioners to continue or appoint the Person or Persons who has been or may be appointed 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 continue or appoint the Person or Persons who has been or 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 the Offices of both 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 act as Deputy of the Treasurer, or in any Manner officiate for the 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, or the Clerk or Clerks or other Person or Persons in the Service or Employ of the Partner or Partners of such Treasurer or Treasurers, shall accept the Office of Clerk, or act as Deputy of the Clerk, or in any Manner officiate for the 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 Commissioners, 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, nor more than One *Imparlance*, shall be allowed.

Clerk not to act as Treasurer, and vice versa.

XX. Provided always, and be it further enacted, That no One or more of the said Commissioners 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 Commissioners 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 Commissioner to be Treasurer or Clerk, or Lessee of the Tolls.

XXI. And be it further enacted, That no Commissioner who shall hold any Place of Profit or Contract under this Act, or be in any Manner interested or concerned directly or indirectly in supplying any Articles or Materials for the Purposes of this Act, unless gratuitously, shall be entitled to vote at any Meeting of the said

No Person holding any Place of Profit to vote.

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Commissioners during the Time that he shall be so employed, or shall be concerned or interested as aforesaid; and in case any Commissioner holding any Place of Profit under or any Contract with the said Commissioners, or being in any Manner concerned directly or indirectly in supplying any Articles or Materials for the Use of the said Commissioners, (except as aforesaid,) shall vote or attempt to vote at any such Meeting, then and in every such Case every Person so offending shall forfeit and pay for every such Offence the Sum of Fifty Pounds, together with full Costs of Suit, to any Person who shall sue for the same, to be recovered 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, or Wager of Law, nor more than One Imparance, shall be allowed; and one Moiety of such Penalty, when recovered, shall be paid to the Person or Persons who shall sue for the same, and the other Moiety shall be paid to the said Commissioners, to be applied to the Purposes of this Act.

Actions to be brought in the Name of the Clerk or One of the Commissioners.

XXII. And be it further enacted, That the said Commissioners may sue and be sued for or concerning any thing relating to the Execution of this Act in the Name of their Clerk, or in the Name of any One of the said Commissioners on behalf of the said Commissioners; and that no Action or Suit which shall be so brought shall abate or be discontinued by the Death or Removal of the Person in whose Name the same shall be brought or defended, or by this Act; but the Clerk for the Time being of the said Commissioner, or the Successor of the Commissioner, in whose Name any Action or Suit shall be so brought, shall always be deemed the Plaintiff or Defendant in any such Action.

Indemnity to Commissioners and Officers for Expences of Suit.

XXIII. Provided always, and be it further enacted, That all and every the Commissioners hereinbefore named, and their respective Successors to be appointed as hereinbefore mentioned, and the respective Officers of the said Commissioners, shall from Time to Time and at all Times hereafter, be fully indemnified, from and out of the Monies to be raised under this Act, of and from all Costs, Charges, Damages, and Expences which they or any of them shall and may sustain and be put unto for or by reason of any Action, Suit, or other Proceedings which may be had, sued, commenced, or prosecuted by or against them, any or either of them, for or in respect of any Matter or Thing relating to the Execution of this Act, or the Trusts reposed in them under the same.

Materials, &c. vested in Commissioners.

XXIV. And be it further enacted, That all and every the Timbers, Stones, Bricks, Iron, Lead, and other Materials of the present Bridge, and all such Articles, Matters, and Things, to be erected, made, or provided, and all the Stones, Bricks, Timber, Iron, Lead, and other Materials which shall be purchased or procured, by Order of the said Commissioners, for the Purpose of erecting and building the said intended new Bridge, and for making the Approaches thereto, and also all the Materials of any Houses or other Buildings which may be purchased by the said Commissioners for the Purposes of this Act, shall belong to and be the Property of, and the same,  
and



and each and every of them, and every Part and Parcel thereof, are and is hereby vested in the said Commissioners; and it shall be lawful for the said Commissioners to bring or cause to be brought any Action or Actions, or direct the preferring of any Bill or Bills of Indictment, (as the Case may require,) against any Person or Persons who shall spoil, injure, or destroy either of the said Bridges, or any Part or Parts thereof respectively; or who shall steal, remove, take, or carry away the Stones, Timber, Iron, and other Materials of them respectively, vested in the said Commissioners by virtue of this Act; or any of them, or any Part or Parts thereof respectively; and in all such Actions and Bills of Indictment it shall be and be deemed and taken to be sufficient to state generally that the said Bridge or Bridges, Buildings, Article or Articles, Thing or Things, for or on account of which such Action or Actions shall be brought, or Bill or Bills of Indictment preferred, is or are the Property of the Commissioners for building a Bridge over the River *Thames* at *Staines* in the County of *Middlesex*, and for making proper Approaches thereto, and other Purposes, without particularly stating or specifying the Names of all or any of the said Commissioners.

XXV. And be it further enacted, That in case the Pier of the Bridge proposed to be placed on the *Surrey* 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 Commissioners shall make and erect, or cause to be made and erected, a good and substantial Road or Way on the South and East Sides 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 River; and that such Road or Way 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.

For making good the Towing Path.

XXVI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered; 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* Westward of the said present Bridge, 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 the said Bridge shall be of such Form, Construction, and Dimensions, and be erected and built of such Materials as the said Commissioners shall think proper: Provided always, that there shall be no Obstruction by Cofferdams, Piles, Centering, or otherwise, during the building of the said intended new Bridge, which may impede the Navigation of the River.

Commissioners to build a new Bridge Westward of the present Bridge.

XXVII. And



Commissioners to make convenient Approaches to the new Bridge.

XXVII. 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 Commissioners, 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 new Bridge, and to lay out, or cause to be laid out, such Part thereof for Carriages, and such Part for Foot Passengers, as they shall think proper; and in order to make such Approaches as direct as possible, it shall be lawful for the said Commissioners to alter or divert the Course of that Branch of the River *Colne* which discharges itself into the said River *Thames* near to the present Bridge, and to cut a new Channel for the same, and to fill up the present one, and also to widen or enlarge any Bridge or Horse Roads, or any other Ways or Roads leading to the said Bridge on each Side of the said River, so as to make the same fit for Carriages, and to make all such new or other Roads or Ways to and from such Bridge (the same being specified and set forth in the Map or Plan hereinafter mentioned) as may facilitate and improve the Approaches to and Passage over the said Bridge, particularly at certain Places called *Church Street* and *Shooting Off*, in the Parish of *Staines* aforesaid, doing as little Damage as may be, and making such Satisfaction as is hereinafter mentioned to the respective Owners and Occupiers of such Houses, Lands, and Grounds as shall be altered, damaged, spoiled, taken or made use of by Means of or for the Purposes of this Act.

Road over the Bridge.

XXVIII. And be it further enacted, That the said Commissioners shall cause proper and convenient Carriage and Footways to be made over the said new intended Bridge, which shall be properly guarded on each Side by a Stone Fence, and the said Bridge shall be faced on each Side with Stone, and no House or Building shall be set up, erected, or built upon the said Bridge, except a Toll House or Toll Houses, in case the said Commissioners shall judge the same requisite and necessary for the Purposes of this Act.

Commissioners empowered to land Materials within 500 Feet of the said intended new Bridge.

XXIX. And be it further enacted, That, for the Purpose of making erecting, building, maintaining, repairing, and supporting the said intended new Bridge, and also for the Purpose of taking down the said present Bridge, it shall be lawful for the said Commissioners, 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 Five hundred Feet of the Site of the said intended new Bridge, after Ten 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 Commissioners, 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



Tenants thereof, doing as little Damage as may be, and making such Satisfaction as hereinafter mentioned to the respective Owners and Occupiers of all Wharfs and Grounds, Lands, Tenements, and Hereditaments, which shall be altered, damaged, spoiled, taken, or made use of by Means or for the Purposes of this Act.

XXX. And be it further enacted, That the said Commissioners shall and they are hereby authorized and empowered to take upon Lease for any Term not exceeding Five Years, or to agree for the Use and Occupation of proper Places within Five hundred Yards of the said intended new 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 intended new Bridge, for such Compensation or Compensations, and upon such Terms and Conditions, as to them the said Commissioners shall appear reasonable.

Places may be taken for depositing Materials.

XXXI. 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 or 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 respective Clerks of the Peace for the said Counties, to the end that all Persons may at 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 Two Shillings and Sixpence 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 the said Commissioners in making the said intended Streets or Roads shall not deviate more than One hundred Yards from the Lines described in the said Maps or Plans, without the Consent 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;

and not to be deviated from.

XXXII. 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 Commissioners, 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 hereinafter directed.

Power to take Houses and Lands.



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

XXXIII. 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.

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

XXXIV. 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, or in the said Book of Reference, 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 for the Counties of *Middlesex* or *Surrey*, within whose Jurisdiction any such Houses or Premises shall lie, 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 or Book of Reference, and such Mistake or Mistakes respectively had not occurred or happened.

Power to  
Commis-  
sioners and  
their Sur-  
veyors, &c.  
to enter upon  
Houses, &c.  
for the Pur-  
pose of sur-  
veying or  
valuing.

XXXV. And be it further enacted, That it shall be lawful for the said Commissioners, and for their Surveyor or Surveyors, Officers and Workmen, from Time to Time, and at all reasonable Times in the Day, upon giving Notice 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.

Power of  
purchasing  
limited to  
Five Years.

XXXVI. Provided always, and be it further enacted, That if the said Commissioners 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.

Bodies  
Politic, &c.  
Trustees,

XXXVII. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole,



Sole, Tenants in Tail or for Life, Husbands, Guardians, Trustees, and other Persons empowered to sell and convey. and other Persons empowered to sell and convey. 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 or 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 or 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 Commissioners 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 said Commissioners; 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 whosesoever, 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.

XXXVIII. 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 Commissioners; and the said Commissioners shall, if they shall think proper, be thereupon admitted to hold the same unto the said Commissioners according to the Custom of the said Manor or Manors, any Law or Usage to the contrary notwithstanding: Provided always, that if the said Commissioners, 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 Commissioners 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. Conveyance of Copyholds.

XXXIX. And be it further enacted, That all such Contracts, Agreements, Sales, Conveyances, and Assurances as shall be made of any Houses, Buildings, Lands, or other Hereditaments, to the said Commissioners, shall be made at their Expence, and according to the following Form, or as near thereto as the Number of the Parties and Circumstances of the Case will admit; (that is to say,) Form of Conveyance.

' I    of    in consideration of  
' the Sum of    to me paid by the Commis-  
' sioners acting in execution of an Act passed in the Ninth Year of    the



‘ the Reign of His Majesty King *George* the Fourth, intituled  
 ‘ [*here set forth the Title of this Act*], do hereby grant and convey  
 ‘ to the said Commissioners all [*describing the Premises to be con-*  
 ‘ *veyed*], and all my Right, Title, and Interest in and to the same  
 ‘ and every Part thereof, to hold to the said Commissioners and  
 ‘ their Successors for ever, by virtue and according to the true  
 ‘ Intent and Meaning of the said Act. In witness whereof I have  
 ‘ hereunto set my Hand and Seal, this Day of  
 ‘ in the Year of our Lord

and all such Conveyances and Assignments as aforesaid shall be good, valid, and effectual in the Law to all Intents and Purposes, and shall operate as and be a Merger of all outstanding Terms of Years, and be a complete and effectual Bar of all Estates Tail and other Estates, Rights, Titles, Remainders, Reversions, Dower, Trusts, and Interests respectively.

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

XL. 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 Commissioners, 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 Clerk to the said Commissioners within Seven 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 if it shall happen that the said Commissioners 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 Commissioners 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.

Bodies  
 Politic, &c.  
 may accept  
 for Lands,  
 &c.

XLI. And be it further enacted, That all and every Bodies and Body Politic, Corporate, or Collegiate, Trustees or Trustee, and other Persons and Person hereinbefore capacitated to contract for, sell, and convey 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 and Recompence for the Value thereof, and such Bodies or Body, Trustees or Trustee, Persons or Person, Owners or Owner, and also any Tenants or Tenant 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 anywise relating thereto, as shall be agreed upon between them respectively and



and the said Commissioners; and in case the said Commissioners and the said Parties interested in such Houses, Buildings, Lands, Tenements, and 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 described.

XLII. And be it further enacted, That if any Body or Bodies Politic, Corporate, or Collegiate, Trustee or Trustees, hereinbefore 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 Commissioners, 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 Thirty 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 Commissioners, then and in every such Case the said Commissioners shall and they are hereby empowered and required, from Time to Time, to issue a Warrant under their Hands and Seals, directed to the Sheriff of the said County of *Middlesex* or of the said County of *Surrey* (as the Case may 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 Twenty-four substantial and indifferent Persons, qualified to be returned for the Trial of Issues of 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 Bystanders, or of others who can

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



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, 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 Five 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 Recompence 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, Recompence, or Compensation so to be assessed, and shall order the same Sum or Sums to be paid by the said Commissioners 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 Com-  
pensation for  
Damages, to  
be assessed  
separately.

XLIII. 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



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.

XLIV. 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 Person so offending shall, upon Proof thereof made before any One or more of His Majesty's Justices of the Peace for the County 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 Ten 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 or Justices, 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*.

Penalty on Witnesses for Neglect.

XLV. 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.

XLVI. 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 Money paid into the Bank in Manner hereinafter 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 Custody of the Records of the Quarter Sessions of the said County of *Middlesex* or of *Surrey*, as the Case may be, and shall be deposited with the Records of such Quarter Sessions; and the said Verdicts, Sentences, Decrees, or

Verdicts of Juries to be recorded.



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; and all Persons shall have Liberty to inspect the same, paying for each Inspection the Sum of Two Shillings and Sixpence, or to have Copies thereof, paying for every Copy the Sum of Sixpence for every One hundred Words thereof.

Expences of  
Jury and  
Witnesses,  
by whom to  
be paid.

XLVII. 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 in which such Assessment or Awards 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 for that Purpose, after summoning the Parties interested therein to attend him for that Purpose,) and such Expences shall be paid as hereinafter 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 Commissioners, 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 Commissioners, 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 Conveyances to or receive Compensation from the said Commissioners, then such Expences shall be paid by the said Commissioners; and in case such Costs and Expences shall not be paid to the Party entitled to receive the same, within Fourteen 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 Commissioners as Commissioners of the said Bridge, or of any Goods or Chattels vested in the Treasurer to the said Commissioners 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 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 the Behalf of the said Commissioners, or for Damages (where the same Dispute is for Damages only), one Moiety of the said Expences shall be paid by the said Commissioners, and may be recovered in manner aforesaid, and the other Moiety thereof



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 Commissioners 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 of Money 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 Commissioners in the same Manner as is hereinafter provided for the Recovery of any Penalty or Forfeiture incurred by or under this Act.

XLVIII. 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 said Commissioners, 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 Commissioners 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.

XLIX. And be it further enacted, That the said Commissioners 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 Clerk of the said Commissioners, within the Space of Three 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.

Commissioners not to receive Complaints unless Notice is given within Three Months.

L. 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 hereinafter directed and required, (in case the same shall be requisite,) within

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



One Calendar Month after such Contract or Agreement shall have been made or entered into, or such Sum or Sums of Money shall have been so assessed or awarded as aforesaid, as the Case may be, 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, Interest, Use, Trust, Property, Claim, and Demand in Law and Equity of the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons whomsoever, 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 Commissioners 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 Compensations when  
amounting  
to 200*l.*

1 G. 4. c. 35.

LI. 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, 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 Commissioners of *Staines 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



Profits of the said Houses, Buildings, Lands, Tenements, and Hereditaments, in the Purchase or Redemption of the Land Tax, or in the 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, 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 Bank Annuities, 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 or Settlement was made.

LII. 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

When less than 200l. and more than 20l.



placed to his Account as aforesaid, in order to be applied in Manner hereinbefore 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 Commissioners, such Nomination and Approval to be signified in Writing under the Hand and Seal or Hands and Seals, or under the Common Seal or Common Seals, (as the Case may be) of the nominating and approving Parties, in order that the same Principal Money, and the Dividends arising thereon, may be applied in any Manner hereinbefore 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 20<sup>l</sup>.

LIII. 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 Commissioners 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 to accept, or cannot be found, or the Title be defective, the Money to be paid into the Bank.

LIV. 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 Commissioners, or in case 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 Commissioners 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



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 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.

LV. 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 Privy 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 shown 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.

LVI. 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  
 [Local.] 27 Q Persons

The Court of Exchequer may order the



Expences of Purchases to be paid by the Commissioners.

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 Privy 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 Expences of all Purchasers 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 Commissioners 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.

LVII. 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 Commissioners, 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 Commissioners, or such Person or Persons as the said Commissioners shall appoint; or in case such Mortgagee or Mortgagees, or other Person or Persons, shall have Notice in Writing from the said Commissioners, 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 Commissioners, or as they shall direct; 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 hereinbefore directed, then the said Commissioners shall not



not be liable to pay the Mortgagee or Mortgagees more than the real Value of such Premises, to be determined as aforesaid.

LVIII. Provided always, and be it further enacted, That in case any such Mortgagee or other Person shall neglect or refuse to convey or assure 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 or Receipts for the said Money in like Manner as hereinbefore 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 Commissioners, 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 Commissioners; 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 Commissioners, 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.

On Neglect or Refusal of Mortgagees to convey, Premises to vest in the Commissioners, on Payment of Principal and Interest into the Bank.

LIX. 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

Mortgagors to convey or to be fore-closed.



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 Commissioners, 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 Commissioners, 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.

LX. 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 Commissioners or their Clerk 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 Commissioners, or the Person or Persons authorized by them, in Writing under their Hands and Seals, to take Possession thereof, whether such Notice be given with reference to the Time of the holding or not, the said Commissioners 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 Commissioners; and in case such Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, and the said Commissioners, 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 hereinbefore 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 Commissioners, and they are hereby empowered and required, to issue a Precept or Precepts under their Hands and Seals 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



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 and Chattels: 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 Three 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 then be required so to do, then and in every such Case the said Commissioners shall, immediately after the Expiration of the said Three 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.

Tenants at Will, quitting before they would be obliged to do so by Law, to have Compensation.

LXI. 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 Commissioners, 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 hereinbefore 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.

LXII. And be it further enacted, That it shall be lawful for the said Commissioners to sell and dispose of, and by Indenture under their Hands and Seals 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 Commissioners 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 Commissioners shall be

Commissioners empowered to re-sell Lands which may not be wanted.

[*Local.*]

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valid



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

First Offer  
of Sale to  
whom to  
be made.

LXIII. Provided always, and be it further enacted, That the said Commissioners, 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, for such Estate or Interest as such Person or Persons had therein, and had sold to the said Commissioners at a Price to be paid to the said Commissioners; and in case the said Commissioners 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 Clerk to the said Commissioners for the Time being, 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 Commissioners 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 re-purchase 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 Commissioners, 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 Commissioners of such Premises, Estates, and Interests as aforesaid, shall be applied to the  
Purposes



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.

LXIV. And be it further enacted, That in all Grants and Conveyances to be made by the said Commissioners 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 Commissioners, for themselves and their Successors, that they the said Commissioners, 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 Commissioners, and all claiming under them, and that all such Purchasers shall be indemnified and saved harmless by the said Commissioners and their Successors in respect thereof.

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

LXV. And be it further enacted, That it shall be lawful for the said Commissioners 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 the old Materials.

LXVI. And be it further enacted, That it shall be lawful for the Surveyor or Surveyors for the Time being to the said Commissioners, and for all such Persons as he or they shall appoint, to search for, dig, gather, take, and carry away any Materials for making or repairing any of the Roads hereby authorized to be made, out of any common River or Brook, (not being within Fifty Yards of any Bridge, Dam, Weir, or Jetty,) or out of or from any Waste or Common, in any Parish, Hamlet, or Place in which any Part of the said Roads shall lie, or in any adjoining Parish, Hamlet, or Place, and to haul, cart, and carry away any such Materials when got over any Common or Waste Lands, without paying any thing for such Materials, and without being deemed a Trespasser or Trespassers; the said Surveyor or Surveyors, or other Person or Persons, filling up the Pits or Quarries, levelling the Grounds, or sloping down the Banks wherefrom

Power to get Materials from any River, Brook, &c.



wherefrom such Materials shall be taken, or railing or fencing off such Pits or Quarries, so that the same shall not be dangerous to any Persons or Cattle, and paying or tendering for the Damage done by going through and over any inclosed Lands or Grounds for or with such Materials, and such Damages to be ascertained as hereinafter mentioned; and also that it shall be lawful for the said Surveyor or Surveyors, and such Person or Persons as he or they shall appoint, to search for, dig, get, gather, take, and carry away any such Materials in or out of the Land of any Person or Persons where the same may be had or found, in any Parish, Hamlet, or Place in which any Part of the said Roads shall lie, or in any adjoining Parish, Hamlet, or Place, (not being a Garden, Yard, Park, Paddock, planted Walk, or Avenue to any House, or any Piece of Ground planted and set apart as a Nursery for Trees,) making or tendering such Satisfaction for such Materials, and for the Damage done, to the Owners or Occupiers of the Lands where and from whence the same shall be dug, gathered, and carried away, or over which the same shall be carried, as the said Commissioners shall judge reasonable; and also to land on and carry through or over any inclosed Lands or Grounds, (not being a Garden, Yard, Park, Paddock, planted Walk, or Avenue to a House, or any Piece of Ground planted and set apart as a Nursery for Trees,) or on, through, or over any open or common Land, any Stone or other Materials for making or repairing any of the said Roads, or for building or repairing any present or future Toll House or Toll Houses on or by the Sides thereof, from any River, Stream, or Canal in any Parish, Hamlet, or Place in which any Part of the said Roads shall lie, or in any adjoining Parish, Hamlet, or Place, paying or tendering, for the Damage done in landing on or going through or over any inclosed Lands or Grounds for or with such Materials, such Sum or Sums of Money as the said Commissioners shall judge reasonable; and in case of any Difference between the said Commissioners or their Surveyor or Surveyors, or other Persons appointed or employed by them as aforesaid, and the Owners and Occupiers of such Lands, or any of them, concerning such Payment and Damages as aforesaid, any Two or more Justices of the Peace for the County or Place wherein the Place from whence such Materials shall have been taken shall be situate, on Ten Days Notice thereof being given in Writing by either Party to the other, shall hear, settle, and determine the Matter of such Payments and Damages, and the Costs attending the hearing and determining the same.

Notice to be given before Materials are taken from private Lands.

LXVII. Provided always, and be it further enacted, That it shall not be lawful for the said Surveyor, or any other Person or Persons acting under the Authority of this Act, to dig, gather, get, take, or carry away any Materials for making or repairing any Part of the said Roads, or for other such Purpose or Purposes as aforesaid, out of or from any inclosed Land or Ground, until Notice in Writing, signed by the Surveyor, shall have been given to the Owner or Owners of the Premises from which such Materials are intended to be taken, or his or her known Agent, or to the Occupiers of the Premises from which such Materials are intended to be taken, or left at the House or last or usual Place of Abode



Abode of such Owner or Occupier, to appear before any Two or more Justices of the Peace acting in and for the County or Place where the Lands from whence such Materials are intended to be taken shall lie, to show Cause why such Materials shall not be had therefrom; and in case such Owner or Agent or Occupier shall attend pursuant to such Notice, but shall not show sufficient Cause to the contrary, such Justices shall, if they think proper, authorize such Surveyor or other Person to dig, get, gather, take, and carry away such Materials at such Time or Times as to such Justices shall seem proper; and if such Owner, Agent, or Occupier shall neglect or refuse to appear, by himself or herself, or his or her Agent, before such Justices, the said Justices shall and may (upon Proof on Oath of the Service of such Notice, and which Oath they are hereby empowered to administer) make such Order therein as they shall think fit, as fully and effectually, to all Intents and Purposes, as if such Owner or Occupier or his or her Agent had attended.

LXVIII. And be it further enacted, That if the said Surveyor or Surveyors to the said Commissioners, or any Person employed by him or them, shall, by reason of the searching for, digging, or getting any Gravel, Sand, Stones, Chalk, Clay or other Materials for making or repairing any of the said Roads, make or cause to be made any Pit or Hole in any Common or other Lands or Grounds, Rivers, or Brooks as aforesaid wherein such Materials shall be found, the said Surveyor shall forthwith cause the same to be sufficiently fenced off, and such Fence supported and repaired during such Time as the said Pit or Hole shall continue open, and shall, within Three Days next after such Pit or Hole shall be opened or made, where no Gravel, Stones, or Materials shall be found, cause the same to be forthwith filled up, levelled, and covered with the Turf or Clod which was dug out of the same; and where any such Materials shall be found, within Fourteen Days after having dug up sufficient Materials in such Pit or Hole, if the same is not likely to be further useful, cause the same to be filled up, sloped down, or fenced off, and so continued; and if the same is likely to be further useful, the Surveyor shall secure the same by Posts and Rails or other Fences, to prevent Accidents to Persons or Cattle; and in case such Surveyor shall neglect to fill up, slope down, or fence off such Pit or Hole, in Manner and within the Time aforesaid, he or they shall forfeit the Sum of Twenty Shillings for every such Default; and in case such Surveyor shall neglect to fence off such Pit or Hole, or to slope down the same, as hereinbefore directed, for the Space of Six Days after he or they shall have received Notice for either of those Purposes from any Justice of the Peace, or from the Owner or Occupier of such several Grounds, River, or Brook, or any Person having Right of Common within such Common or Waste Lands as aforesaid, and such Neglect or Notice shall be proved upon Oath before One or more of the said Justices of the Peace, such Surveyor shall forfeit and pay any Sum not exceeding Ten Pounds nor less than Forty Shillings for every such Neglect, to be determined and adjudged by such Justice or Justices, and to be laid out and applied in the fencing off, filling up,

Pits or Holes made in getting Materials to be filled up and fenced off.



or sloping down such Pit or Hole, in such Manner as the said Justice or Justices shall direct and appoint; which Forfeiture, in case the same be not forthwith paid, shall be levied as other Forfeitures are hereinafter directed to be levied.

Power to contract for Lands to get Materials.

LXIX. Provided always, and be it further enacted, That it shall and may be lawful for the said Commissioners to contract and agree with any Person or Persons whomsoever for the Purchase or Demise for any Term or Terms of Years, from him, her, or them, of, and to hold any Land or Ground, for the Purpose of digging Stones, Gravel, and Materials therefrom for the Repair or Use of the said Roads, and at any Time afterwards to sell the Land or Ground so purchased, by Public Auction or Tender: Provided also, that the entering into any such Contract or Agreement as last aforesaid shall not be compulsory upon or against any Person or Persons unwilling to enter into the same.

Penalty on taking away Materials provided for the Bridge.

LXX. And be it further enacted, That if any Person or Persons shall take away any Materials which shall have been gotten, dug, or gathered for the Repair or Use of the said Bridge or Roads, or any Materials out of any Quarry which shall be made, dug, or opened for the Purpose of getting Materials for the said Bridge or Roads, before the Surveyor to the said Commissioners, and the Workmen employed for getting such Materials, shall have discontinued working therein for the Space of Six Weeks, (except the Owner or Occupier of any private Grounds, and Persons authorized by such Owner or Occupier to get Materials in such Quarry, for his own private Use, and not for Sale,) every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Repositories for Materials to be provided.

LXXI. And be it further enacted, That the Commissioners are hereby empowered to purchase or rent any Piece or Pieces of Land or Ground, not exceeding in any one Place Six Yards Square, on the Sides of the said Roads, as Repositories for Stone, Gravel, or other Materials for making or repairing the same; and in case any Difference shall arise between the said Commissioners and the Owner of such Land or Ground, with respect to the Value thereof, or the Necessity or Propriety of taking such Land or Ground, the same shall be settled and determined by any Two of His Majesty's Justices of the Peace acting in and for the County where the said Land or Ground shall be situated, in Manner hereinbefore directed with respect to getting Materials for the Repair of the said Roads.

Regulation as to procuring Gravel from the River Thames.

LXXII. Provided always, and be it further enacted, That all such Ballast, Sand, Gravel, Earth, or other Materials as the said Commissioners, or the Persons employed or to be employed by them, shall at any Time raise or take from and out of the 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 of *London* for the Time being, as Conservator of the said River, or any other the Person or  
Persons



Persons acting under his Authority, shall, on Request of the said Commissioners in Writing, direct and appoint.

LXXIII. 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 Five Pounds, to be recovered before the Lord 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.

LXXIV. And be it further enacted, That it shall be lawful for the said Commissioners, 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 Commissioners to fix Lamps.

LXXV. 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 Commissioners from Time to Time to borrow and take up at Interest any Sum or Sums of Money not exceeding together the Sum of Sixty 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 Commissioners shall think proper; and the said Commissioners are hereby fully authorized and empowered, by any Instrument or Instruments in Writing under the Hands and Seals of any Five or more of them, 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 60,000*l.* on Mortgage of Tolls.

LXXVI. And



Form of  
Mortgage.

LXXVI. 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,)

‘ BY virtue of an Act passed in the Ninth Year of the Reign of His  
 ‘ present Majesty King *George* the Fourth, intituled *An Act*  
 ‘ [*here set forth the Title of this Act*] we, Five of the Commissioners  
 ‘ appointed for carrying the said Act into Execution, in consider-  
 ‘ ation of the Sum of \_\_\_\_\_ to us advanced by  
 ‘ *A. B.* of \_\_\_\_\_, 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 Hands and Seals, this \_\_\_\_\_ Day of \_\_\_\_\_,  
 ‘ in the Year of our Lord \_\_\_\_\_,

Money may  
be borrowed  
at a lower  
Rate of  
Interest, to  
pay off ex-  
isting Mort-  
gages.

LXXVII. And be it further enacted, That in case the said Commissioners 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 Commissioners by virtue of this Act, it shall be lawful for the said Commissioners 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 higher Rate of Interest.

No Mort-  
gagee to be  
paid off  
against his  
Consent,  
without  
Three  
Months  
Notice.

LXXVIII. 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 Hand of the Clerk to the said Commissioners for the Time being, shall have been given to such Body or Bodies, Person or Persons, or left at his, her, or their then last or usual Place or Places of Abode, or advertised in the *London Gazette*.

Form of  
Grant of  
Annuity.

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

‘ BY virtue of an Act passed in the Ninth Year of the Reign of  
 ‘ His Majesty King *George* the Fourth, intituled *An Act* [*here*  
 ‘ *set forth the Title of this Act*], we, Five of the Commissioners  
 ‘ appointed for carrying the said Act into Execution, in consider-  
 ‘ ation of the Sum of \_\_\_\_\_ to us paid by *A. B.* of  
 ‘ \_\_\_\_\_ do grant unto the said *A. B.*, his [*or her*]  
 ‘ \_\_\_\_\_ Successors,



Successors, or Executors, Administrators, or Assigns, out of the Tolls or Duties of the said Bridge, One annual or yearly Sum of to be paid 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 of , or to the Day of the Decease of the Survivor of them [as the Case may be]. Given under our Hands and Seals, this Day of in the Year of our Lord

LXXX. 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 passed 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.

48 G. 3. c. 142.

49 G. 3. c. 64.

52 G. 3. c. 129.

LXXXI. 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 Commissioners, 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.

LXXXII. 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.

LXXXIII. 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 Clerk to the said Commissioners.

Copy of Securities to be inserted in the Books of Commissioners.

LXXXIV. And be it further enacted, That every Security to be made for any Sum of Money borrowed, and the Interest thereof, or [Local.] 27 T for

Mortgages and An-



nuities may  
be trans-  
ferred.

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 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,

Form of  
Transfer.

‘ [ *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  
Commis-  
sioners.

LXXXV. And be it further enacted, That every Transfer shall within Thirty Days next after the Date thereof be left with the Clerk to the said Commissioners, 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 Clerk shall be paid by the Party or Parties to whom such Security or Transfer shall be made, the Sum of Two Shillings and Sixpence, and no more.

Expences of  
this Act to  
be defrayed  
out of the  
first Money  
advanced.

Application  
of the Re-  
mainder of  
the Money  
advanced.

LXXXVI. And be it further enacted, That out of the first Money which shall be advanced upon Bond or otherwise, or for the Purchase of Annuities as aforesaid, the said Commissioners shall and they are hereby required to pay and defray all the Costs, Charges, and Expences incident to and attending the obtaining and passing this present Act; and after Payment thereof the Remainder of the Money advanced upon Bond or otherwise, or for the Purchase of such Annuities, shall be applied and disposed of in paying the Money already due and owing on the Credit of the said former Acts, in building the said new Bridge, paying for Ground and other Premises necessary for building the same, and making proper and convenient Approaches thereto, and in improving, supporting, and maintaining the same for the future, and in paving, lighting, watching, and watering the same Bridge and Roads; and in case there shall be any Overplus of such Money, the same shall be applied in Payment of the  
said



said Bonds and Annuities respectively, or such of them as the said Commissioners may think proper.

LXXXVII. And be it further enacted, That the said Commissioners shall and may continue or cause to be erected and set up a Turnpike Gate or Gates, or Toll Gate or Gates, at or upon the present Bridge, and from and after such Time as the said intended Bridge shall be open for the Passage of Horses, Beasts, Cattle, and Carriages, then upon the said intended 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 said 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 Commissioners 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 continued or erected as aforesaid, by such Person or Persons as the said Commissioners shall from Time to Time appoint to receive the same; that is to say,

Power to erect Turnpike Gates and take Tolls.

For every Horse or other Beast drawing any Coach, Chariot, Chaise, Hearse, Barouch, Landau, Gig, Chair, or other such Carriage, the Sum of Sixpence :

Tolls.

For every Horse or other Beast drawing any Waggon, Wain, Dray, Car, Cart, or other such Carriage, the Sum of Sixpence :

For every Horse or other Beast, laden or unladen, and not drawing, the Sum of Two-pence :

For every Drove of Oxen, Cows, or other Neat Cattle, the Sum of One Shilling and Eight-pence *per* Score, and so in proportion for any greater or less Number ;

And for every Drove of Calves, Hogs, Sheep, or Lambs, the Sum of Ten-pence *per* Score, and so in proportion for any greater or less Number :

For every Lighter, Barge, or other Vessel (other than a Wherry or Scull) passing under the said Bridge, the Sum of Four-pence.

LXXXVIII. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to empower the said Commissioners to cause more than One full Toll to be demanded or taken for or in respect 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.

No more than One full Toll to be taken on the same Day.

LXXXIX. 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.

Stage Coaches, &c. to pay every Time of passing.

XC. And



Post Chaises  
to pay on  
each new  
Hiring.

XC. And be it further enacted, That the Tolls hereby made payable shall be paid 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 any new Hiring thereof shall have taken place.

Horses hav-  
ing passed  
through a  
Gate, and  
returning  
drawing a  
Carriage,  
the Toll paid  
on the  
Horses to be  
deducted.

XCI. And be it further enacted, That where any Horse or Horses shall pass through the several Turnpikes or Toll Gates to be erected on the Bridge and Roads, not drawing any Carriage, and a Toll shall be paid on such Horse or Horses at such Turnpike or Toll Gate, and the same Horse or Horses shall return drawing any Carriage on the same Day after their first passing through such Gate, the Toll paid on such Horse or Horses on their originally passing shall be deducted from the Toll payable on the same when drawing the Carriage to which they shall be attached on their Return, so that no higher Toll shall in the whole be taken than if such Horse or Horses had in the first place passed through such Turnpike or Toll Gate drawing the same Carriage.

Tolls to be  
paid upon  
Carriages  
affixed to  
others.

XCII. And be it further enacted, That when any Coach, Chariot, Chaise, or any other Carriage whatsoever with Four Wheels, shall pass over or along the said Bridge and Roads, affixed, tied, or secured to any Waggon or Cart, the same Toll and no more shall and may be demanded and taken for or in respect of such Coach, Chariot, Chaise, or other Carriage, as if the same had passed through drawn by Two Horses; and when any Chair, Cart, or other Carriage whatsoever with Two Wheels only, shall pass over or along the said Bridge and Roads so affixed, tied, and secured to any Waggon or Cart as aforesaid, the same Toll and no more shall and may be demanded and taken for and in respect of such Chair, Cart, or other Carriage with Two Wheels only, as if the same had passed through drawn by One Horse only; and when any Horse shall be fastened to but not used in drawing any Waggon, Cart, or other Carriage, such Horse shall not be liable to a higher Toll than a single Horse: Provided that if any Coach, Chariot, Chaise, Chair, Cart, or other Carriage so affixed, tied, or secured to any Waggon or Cart, shall have any Goods conveyed therein other than the Harness thereto belonging, and such Articles of Package as may be necessary for the Protection of such Carriages, the same shall be liable to Double the Toll hereby imposed.

Exemptions  
from Tolls.

XCIII. 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 His Majesty or 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 conveying 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, or returning after having been so employed;



employéd; 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 Five Pounds.

XCIV. And be it further enacted, That the said Commissioners shall have full Power from Time to Time at any Special Meeting to lower or reduce, or take off and remove, all or any 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 Commissioners 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, as often as it shall be deemed necessary. Tolls may be altered.

XCV. And be it further enacted, That it shall be lawful for the said Commissioners, from Time to Time, to compound and agree, by the Year or otherwise, with any Person or Persons (except common Carriers, Innkeepers, Hackneymen, 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, 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 half-yearly from Time to Time after Tolls may be compounded for.

[Local.] 27 U such



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 Commissioners shall think proper.

Power to  
farm Tolls.

XCVI. And be it further enacted, That it shall be lawful for the said Commissioners 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 Commissioners 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.

Commis-  
sioners to  
put up a  
Table of  
Tolls, and  
provide  
Tickets if  
necessary.

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

XCVIII. Provided always, and be it further enacted, That it shall not be lawful for the said Commissioners to demand or take, or cause to be demanded or taken, any Tolls for or in respect of any 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 fixed at such Toll Gate.

Persons may  
be stopped  
on refusing  
to pay Toll.

XCIX. 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



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 on 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 as aforesaid, 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 be and are hereby vested in the said Commissioners, 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 any wise notwithstanding.

C. 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, or afterwards put on or add more Horses or Beasts 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 Shillings, 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.

CI. 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 imposed or to be imposed by or by virtue of this Act, then and in every such Case such Dispute shall be heard and determined by any Justice or Justices of the Peace for the County in which the Cause of Dispute shall arise, who, upon Application 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

For settling  
Disputes  
concerning  
Tolls.



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 prevent-  
ing Toll  
Collectors  
taking undue  
Tolls.

CII. And be it further enacted, That every Toll Collector appointed or to be appointed by virtue of this Act 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 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 on 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 Commissioners 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, on 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 Five Pounds.

Commis-  
sioners may  
appoint Col-  
lectors.

CIII. And be it further enacted, That when and so often as any Lessee, Collector, or Receiver of the Tolls, acting under or by virtue of this Act, shall die, or neglect or refuse to perform or become incapable of performing his Duty, or shall abscond

or



or absent himself, it shall be lawful for the said Commissioners 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 Commissioners, 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 of the same for the Space of Twelve Hours next after Demand thereof made, by Notice in Writing signed by the Clerk to the said Commissioners for the Time being, 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 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 Day-time, and to remove the Persons who shall be found therein, together with their Goods, out of such House, and to put the Commissioners or their new-appointed Collector into the Possession thereof.

CIV. And be it further enacted, That it shall be lawful for the said Commissioners 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 Outhouses, Gardens, and Appurtenances thereunto belonging, when they shall be considered by the said Commissioners unnecessary for the Purposes of this Act, in the same Manner and under the same Regulations as are hereinbefore 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.

CV. And be it further enacted, That when and so often as there shall be any Surplus or Saving out of the Profits arising by the said Tolls and Duties, over and above what shall have been laid out and expended in paying the Interest due upon Bond or otherwise, or the Annuities to be granted as aforesaid, and in building the said Bridge, and making the Approaches thereto, or in defraying any other necessary Expences attending the Execution of this Act, then and in such Case the said Commissioners for the Time being shall be and are hereby authorized and empowered to direct the said

How the Sur-  
plus of the  
Tolls, if any,  
shall be dis-  
posed of.

[*Local.*]

27 X

Surplus



Statement of the Accounts to be transmitted yearly to the Clerks of the Peace.

Surplus or Surpluses from Time to Time to be applied towards the Discharge of the said Money so to be borrowed, and afterwards to be laid out in the Purchase of Lands, Tenements, or Hereditaments, or upon Government or other sufficient Security or Securities, and the Rents and Profits, or the Interest and Proceeds thereof, to be applied to the Use and Benefit of the said Bridge, or in Ease, Mitigation, or Discharge of the said Tolls and Duties, as to them the said Commissioners shall seem meet; and the said Rents and Profits, Interest or Proceeds, so applied, shall be managed and accounted for as herein is directed with regard to the said Tolls and Duties; and the said Commissioners shall yearly transmit to the Clerks of the Peace for the respective Counties of *Middlesex* and *Surrey* a full and perfect Account, under their Hands, of the Receipts and Disbursements of the said Tolls and Duties, and of the Rents, Profits, Interest, and Proceeds as aforesaid.

Raising a Fund for future Repairs, after which Tolls are to cease.

CVI. And be it further enacted, That from and after such Time as the Debt due and owing on the Credit of the Tolls by this and the said Act granted shall have been paid off and discharged, the said Commissioners shall cause the surplus Produce of the said Tolls, after defraying the Expences of the Repairs of the said Bridge and Roads, to be invested in the Purchase of Three Pounds *per Centum* Consolidated Bank Annuities, in the joint Names of any Four of the said Commissioners, and the Income arising therefrom shall be accumulated in the Nature of Compound Interest until a sufficient Sum shall be raised by such Accumulation and Investment of Tolls to produce the Annual Sum of Three hundred Pounds, which said last-mentioned accumulated Fund, and the Dividends or Interest thereof, shall (subject to the Payment of the said Annuities, and the said Rents, if any,) be held and considered as a Fund for answering and paying the Expences of repairing, lighting, and keeping in good Order and Condition the said Bridge and the Roads thereto, and shall and may be accordingly sold, and the Produce or Dividends thereof applied and disposed of by or by the Order of the said Commissioners for any of the said Purposes; and when and so soon as the said last-mentioned accumulated Sum shall be raised, the Tolls hereby authorized and directed to be raised and taken in respect of the Passage over the said Bridge shall (subject to the Provisoes next hereinafter contained) wholly cease and determine: Provided nevertheless, that if at any Time or Times after the said accumulated Fund shall have been so raised the same shall, by reason of Repairs of the said Bridge and Roads, or other Expenditures made by the said Commissioners in pursuance or for any of the Purposes of this Act, be reduced to the Sum of Five thousand Pounds Three Pounds *per Centum* Consolidated Bank Annuities, then and in every such Case the said Commissioners shall and may, and they are hereby authorized and directed to revive the aforesaid Tolls in the same Way and Manner as if the same had not ceased in pursuance of this Act, until by the Receipt of such revived Tolls the said Commissioners shall have again accumulated a Fund of Ten thousand Pounds Three Pounds *per Centum* Consolidated Bank Annuities for the future Purposes of this Act.

CVII. And



CVII. And be it further enacted, That the said Commissioners shall cause to be prepared in the Month of *April* in every Year a full and complete Account of such of their Receipts and Disbursements up to the Twenty-fifth Day of *March* then last past as shall not have been included in any preceding Account, and that such Account shall be signed by the Treasurer and Three of the said Commissioners, in testimony of their Allowance and Approbation of the same, and shall be laid before both Houses of Parliament within Fourteen Days after such Account shall have been so allowed and approved, or within Fourteen Days after the first Meeting of Parliament for the Dispatch of Business next after the Allowance and Approval of such Account.

Accounts to be laid before Parliament.

CVIII. And be it further enacted, That after the said intended new 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 Parish of *Staines*, and the other Half of the said Bridge adjoining to the County of *Surrey* shall be deemed to be in the County of *Surrey*, and Part of and in the Parish of *Egham*.

The Bridge to be public on Payment of Toll.

CIX. And be it further enacted, That the said intended Bridge shall not be rated or assessed for or towards the Payment of any Parochial Rate, Tax, or Assessment whatsoever.

New Bridge not to be rated.

CX. And be it further enacted, That the said Commissioners shall have full Power and Authority to do and perform all Matters and Things which to them shall seem meet and necessary, in and about the building, maintaining, repairing, and supporting the said Bridge, and the said Roads, and the several Lamps, Watchboxes, and other Works, Matters, and Things to be built, maintained, repaired, and supported by virtue of this Act, in such Manner as to them the said Commissioners shall seem meet; and the said Commissioners or their Treasurer shall have Power and Authority, by an Order from them entered on their Minute Book, to disburse the Interest or Dividends of the Money hereinbefore 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, Watchboxes, and other Matters and Things to be maintained, repaired, and supported by virtue of this Act as aforesaid.

Powers of the Commissioners.

CXI. And be it further enacted, That if the said Bridge, or the said Roads, Lamps, Watchboxes, and other Works, Matters, or Things 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 or watered, then the said Commissioners shall forthwith cause the said Bridge and Roads, Lamps, Watchboxes, and other

Commissioners may be indicted for Failure of Repairs.

Works



Works to be repaired, or the said Bridge and Roads to be lighted or watered, as hereinbefore directed; and in case the said Commissioners shall fail within One Month after Notice to their Clerk to that Effect to commence such Repairs, or to cause the said Bridge and Roads to be lighted or watered, 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 Commissioners for such Failure; and if the said Commissioners shall be found guilty upon the Trial of such Bill or Bills of Indictment, they the said Commissioners 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 to commence such Repairs as aforesaid, and to cause the said Bridge and Roads to be lighted or watered, within Six 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 Commissioners shall again become subject and liable to such Bill or Bills of Indictment, and so *toties quoties* until the said Repairs of the said Bridge shall be completed, or the same shall be lighted or watered, as hereinbefore directed.

Commis-  
sioners not  
to be liable  
to repair  
beyond the  
Tolls.

CXII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to make the said Commissioners, or their Treasurer, Clerk, or other Officers, liable to the watching, lighting, watering, or repairing 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.

Costs and  
Penalties to  
be paid out  
of Tolls.

CXIII. Provided always, and be it further enacted, That in case any Action, Suit, or Prosecution shall be brought or commenced, or any Bill or Bills of Indictment preferred, against the said Commissioners, or any One of them, for any thing done by virtue or in pursuance of this Act, or for or by reason of the said Bridge, or the said Roads, Lamps, Watchboxes, and other Works, Matters, or Things, or any of them, being out of Repair as aforesaid, all the Costs, Charges, and Expences of defending such Action, Suit, Prosecution, or Indictment, and all the Penalties, Forfeitures, and Expences which such Commissioners or Commissioner shall incur in consequence thereof, shall be defrayed out of the Tolls arising and to be collected by virtue of this Act.

Justices may  
proceed by  
Summons in  
the Recovery  
of Penalties.

CXIV. And be it further enacted, That in all Cases in which by this Act any Penalty or Forfeiture is made recoverable by Information before a Justice of the Peace, it shall and may be lawful for any Justice of the Peace to whom Complaint shall be made of any Offence against this Act to summon the Party complained against before him, and on such Summons to hear and determine the Matter of such Complaint, and on Proof of the Offence to convict the  
Offender,



Offender, and to adjudge him to pay the Penalty or Forfeiture incurred, and to proceed to recover the same, although no Information in Writing shall have been exhibited or taken by or before such Justice; and all Proceedings by Summons without Information shall be as good, valid, and effectual, to all Intents and Purposes, as if an Information in Writing was exhibited.

CXV. 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 Commissioners 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 done to the Bridge.

CXVI. And be it further enacted, That in case the Owner or Owners of any such Ship, Lighter, Barge, Boat, or other Vessel, shall be 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 for the County where such Penalty or Satisfaction shall have been recovered,) the Amount thereof, provided the same shall not exceed the Sum of Five Pounds, shall be recovered in the same Manner as any Penalty is hereby directed to be recovered.

Masters to recover from their Servants any Sum paid for their Defaults.

CXVII. 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 *Staines* in the County of *Middlesex*, or to or from the Shore within the Parish of *Egham* in the County of *Surrey*, within the Distance of Six hundred Yards from the Site of the said intended Bridge, under the Penalty of Ten Shillings 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.

No Ferry Boat to be permitted within Six hundred Yards of the Bridge.

[Local.]

27 Y

CXVIII. And



Commiss-  
sioners an-  
swerable for  
Misappli-  
cation of  
Monies.

CXVIII. 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 Commissioners 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 Commissioners shall be answerable for the same in any Action or Actions to be brought by any of the Creditors of the said Commissioners, 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  
Receipts and  
Disburse-  
ments.

CXIX. And be it further enacted, That from Time to Time there shall be provided and kept by the Treasurer of the said Commissioners 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.

Commiss-  
sioners not  
to be liable  
for Damage  
occasioned  
by the Re-  
moval of the  
Bridge, nor  
for the  
Bridge being  
unfinished,  
if the Funds  
be insuf-  
ficient.

CXX. And be it further enacted, That the said Commissioners, 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 for or on account of the said intended new 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.

For prevent-  
ing dan-  
gerous An-  
noyances.

CXXI. 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



being properly fastened and secured from moving; or shall leave open after Sunrise and before Sunset the Aperture of any Coal or other Cellar, Door or Window of or Opening of or leading to any Area, Cellar, or other underground 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 underground 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 underground 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 underground 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, 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.

CXXII. 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 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 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

For preventing Obstructions and Nuisances upon the River, or on the Bridge and Roads.



carry any Wheel Sledge, Wheelbarrow, Hand Barrow, 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, 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 One of them; to 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 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 show 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 Fireworks, 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 Crauks 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 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.

CXXIII. And be it further enacted, That it shall be lawful for the said Commissioners, or for their Surveyor or Surveyors, or for such Person or Persons as the said Commissioners, 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 Commissioners, 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 Commissioners, 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*, as

Power to  
remove  
Annoyances.

[*Local.*]

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the



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 Commissioners 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.

CXXIV. 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, 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 Commissioners 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 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 or their Neglect therein.

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

CXXV. 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 Side thereof, it shall be lawful for the Surveyor of the said Commissioners, 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, Tithing, or Place where the same shall be, or in such other Place as the said Commissioners 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 Commissioners 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 and Expences 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.

CXXVI. 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 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, 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.

Penalty on  
Persons  
guilty of  
Pound  
Breach or  
Rescue.

CXXVII. 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 and Forfeitures.

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

CXXVIII. And be it further enacted, That when and as often as any Sum or Sums of Money shall be directed and 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 Commissioners, or any Person or Persons acting by or under their Authority, and such Sum or Sums of Money shall not be paid by the said Commissioners to the Party or Parties entitled to receive the same, within Ten Days after Demand in Writing shall have been made by the Clerk of such Justices to the said Commissioners or their Treasurer, in pursuance to 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

Compens-  
ation for  
Damages,  
&c. how to  
be recovered  
from Com-  
missioners.



by Distress and Sale of the Goods and Chattels vested in the said Commissioners, 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 Costs and Expences of such Distress and Sale, then and in such Case such Overplus shall be returned, on Demand, to the said Commissioners, or to their Treasurer 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.

No Commissioner to be personally liable as such.

CXXIX. And be it further enacted, That no Commissioner shall be subject or liable to be charged with the Payment of any Sum or Sums of Money laid out and expended by virtue of and for the Purposes of this Act, nor shall Execution issue against the Goods and Chattels of any Commissioner by reason of his having acted as such Commissioner, or having signed or authorized or directed any Contract or Security to be entered into relating to the Execution of any of the Purposes of this Act, unless in such Contract or Security such Commissioner shall have in express Words rendered himself so personally liable.

For Recovery and Application of Penalties.

CXXX. 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 recovering and levying 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



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 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 Offender 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.

CXXXI. Provided nevertheless, and be it further enacted, That it shall be lawful for the said Commissioners from Time to Time, if they see Cause, to pay and apply such Part of the said Penalties, Forfeitures, and Fines to be imposed and recovered by virtue of this Act, 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 any wise notwithstanding.

Power to give Informer Part of the Penalties.

CXXXII. 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 Commissioners, shall not be incompetent to give Evidence therein.

Collectors not incompetent to give Evidence.

[*Local.*]

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CXXXIII. And



For compelling the Attendance of Witnesses.

CXXXIII. 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 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 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.

CXXXIV. And be it further enacted, That it shall be lawful for any Collector, Agent, or any other Officer of the said Commissioners, and such Person or Persons as he shall call to his Assistance, and which all Bystanders 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.

Form of Conviction of Offenders.

CXXXV. 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  
 ‘ Place, for [here specify the Offence, and when and where committed,]  
 ‘ contrary to an Act passed in the Ninth 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 for-  
 ‘ feited 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.

CXXXVI. 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



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.

CXXXVII. 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 Commissioners, 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 and confirm the same, with such Costs as to them in their Discretion shall seem reasonable, and to levy by their Order or Warrant such Costs so awarded by Distress and Sale of the Goods and Chattels of the Person or Persons who shall refuse to pay the same, and for Want of sufficient Distress to commit such Person or Persons to 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 for 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.

CXXXVIII. 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-  
Proceedings  
not to be  
quashed for  
Want of  
Form.



hereinbefore mentioned), any Law or Statute to the contrary notwithstanding.

Plaintiff not  
to recover  
after Tender  
of Amends.

CXXXIX. Provided always, and be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action to be commenced against any 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 then 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 advanced, nor if any 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 where Defendants are allowed to pay Money into Court.

Limitation  
of Actions.

CXL. 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.

What shall  
be good  
Service of  
Notices on  
Commis-  
sioners.

CXLI. And be it further enacted, That in all Cases wherein it may be requisite and necessary for any Person or Persons, Party or Parties, to serve any Notice or Notices upon the said Commissioners, or any Writ or Writs or other legal Proceedings, the Service thereof upon any One of the said Commissioners, or upon the Clerk of the said Com-



Commissioners for the Time being, or at the Office of such Clerk, or left at his usual Place of Abode, shall be deemed a good and sufficient Service of the same respectively on the said Commissioners.

CXLII. 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 Commissioners, 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 Commissioners, 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.

Commis-  
sioners may  
be indicted  
for a Nui-  
sance.

CXLIII. Provided nevertheless, and it is hereby further enacted, That it shall be lawful for the said Commissioners, and they are hereby required, to cause the present Bridge, to be upheld, supported, maintained, and repaired with all such Repairs as shall be necessary to keep the same secure and fit for the Public Use during such Time as the said intended new Bridge shall be building, and until the same shall be completely finished and opened for Public Use, and to defray the Costs and Expences of such Repairs out of the Money to be raised by virtue of this Act; and until the said Bridge shall have been so completed and opened for Public Use, all the Powers, Provisions, Matters, and Things herein contained shall extend, and be construed to extend to the present Bridge over the said River; any thing herein contained to the contrary thereof in any wise notwithstanding.

Commis-  
sioners to  
maintain the  
present  
Bridge until  
the new one  
is completed.

CXLIV. And be it further enacted, That as soon as the said intended new Bridge shall be built and completely finished, and made commodious for the Passage of Passengers, Carriages, and Cattle over the same, it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, either by Public Auction or Private Contract, to sell and dispose of all the Timber and other Materials belonging to the present Bridge, for the best Price or Prices that can be had or gotten for the same, and to apply the Monies arising from such Sale or Sales to the Uses and Purposes of this Act.

Materials of  
the present  
Bridge to be  
disposed of  
when new  
Bridge is  
built.

CXLV. 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 Lord 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 Lord 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 re-

Saving the  
Rights of  
the Corpo-  
ration of  
*London*.

[*Local.*]

28 B

move.



move 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 for  
the Colne  
Mills.

CXLVI. Provided always, and be it further enacted, That no such Alteration or Diversion of the Course of the said Branch of the River *Colne* shall in any Manner injure or deteriorate the River, Property, or Rights of the Proprietors of certain Mills situated upon the said Branch called the *Pound Mills* and the *Hale Mills*, and that all new Channels to be cut in pursuance of this Act for the same shall be of equal Width and Depth with the present one, and be so formed as in the Event of Floods not to increase the Flow of Water into the Tails or Pools of the said Mills.

New Bridge  
to be com-  
pleted in  
Five Years.

CXLVII. And be it further enacted, That if the said Commissioners 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 Powers and Authorities vested in them by this Act shall cease and determine to all Intents and Purposes whatsoever.

Public Act.

CXLVIII. 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.



SCHEDULE to which this Act refers.

Proprietors Names.	Names of Occupiers.	Description of Property.
Roger Petteward, Esquire	James Baker	A House.
Ditto	William Hills	Tenement.
Ditto	Ditto	Coal Shed, open Yard behind Coal Shed.
John and Thomas Willis, Minors	Mrs. East	A Part Front Room, next the Red Lion Inn.
Jane Smith	Ditto	The other Part of Front Shop.
Executrix, William Booker and William Gold Hawk	Ditto	Two Rooms on First Floor. Cottage in the Rear of No. 2.
Trustees	Thomas Lewis	Ditto.
Mr. J. Smith	John Stevens	Ditto, abutting against Bush Stables.
Baker Staines	Richard Smith	Ditto.
Uncle to the Minors Agent	William Brown	Ditto.
Ditto	John Pepper	Ditto.
Ditto	George Wooden	Ditto.
Ditto	William Yeexlee	A Front Shop.
Ditto	Ditto	Two Rooms on Ground Floor.
Ditto	Ditto	A Coal Shed between 10 and 11.
Ditto	Ditto	A Room in Front First Floor.
Ditto	— Stevens, Blacksmith	A Front Room, First Floor.
Ditto	W. Knots	A Back Room on the First Floor.
Ditto	— Jones, Bricklayer	Two Back Rooms on First Floor.
Ditto	John Towse	A Front Room on the Two Pair.
Ditto	— Parsons	Ditto.
Ditto	— Barret, Shoemaker	A Back Room, Two Pair Floor.
John and Thomas Willis	— Wiltshire, Shoemaker	Ditto.
Ditto	Mrs. Burns	Ditto.
Ditto	-	Common open Ground.
Roger Petteward, Esquire	Ralph Pizzey	Bush Tap.
Do.	William Hills	Stables of Bush Inn.
Ditto	Ditto	Stables and Piggery, adjoining Kitchen Garden of Bush Inn.
Ditto	Ditto	Stables by Mill Stream.
Ditto	Ditto	Chaise Shed, abutting against Lawn Fence.
Ditto	Ditto	Bush Inn.
Ditto	Ditto	Pleasure Lawn.
Ditto	Ditto	Meadow.
Ditto	Ditto	Kitchen Garden.
Ditto	Ditto	Ditto.
William Dearle, Esquire	Thomas Symonds	Ditto.
Roger Petteward, Esquire	William Hills	Pleasure Ground.
Ann and John Hall	William Calcot	Dwelling House near the Market Place.
Richard Tayler, Esquire	-	Market House.



Proprietors Names.	Names of Occupiers.	Description of Property.
Mrs. Rowles -	William Lloyd -	Public House, King's Head.
William Rosewell } and Ann Warner }	William Taylor -	Tenement.
Ditto -	Ditto -	Garden.
Commissioners of } Staines Bridge }	- - - - - }	Tenement on South Side of Staines Bridge.
Ditto -	- - - - - -	Ditto on North Side.

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