



ANNO NONO

GEORGIIV. REGIS.

Cap. xcvi.

An Act to amend an Act for making and maintaining a navigable Canal from *Lough Erne*, in the County of *Fermanagh*, to the River *Blackwater* near the Village of *Charlemont* in the County of *Armagh*. [19th June 1828.]

WHEREAS an Act was passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act for making and maintaining a navigable Canal from Lough Erne, in the County of Fermanagh, to the River Blackwater near the Village of Charlemont in the County of Armagh*: And whereas the Time limited by the said Act for making and completing the said Canal will expire on the Fifth Day of *July* One thousand eight hundred and twenty-nine: And whereas the Company of Proprietors incorporated by the said Act have been unable to raise the Funds necessary for the Execution of the said Canal, in Time to have it completed within the Period aforesaid, and it is also found that the Money which the said Company will be enabled to raise under the Authority of the said recited Act will not be sufficient to complete the said Canal; it is therefore necessary that the Time limited for such Completion should be extended, and that the Company should be empowered to raise an additional Sum of Money: And whereas it is expedient that some of the Provisions of the said recited Act should be altered and amended: 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
[Local.] 25 X by

6G.4. c.193.

Time for
completing
the Works
extended to
June 1833.

by the Authority of the same, That the Period limited by the said recited Act for the Completion of the said Canal and other Works authorized to be made under the said recited Act shall be and the same is hereby extended to the Twentieth Day of *June* One thousand eight hundred and thirty-three; and that all Powers, Authorities, Provisions, Penalties, Forfeitures, Matters, and Things in relation to the making and completing the said Canal and other Works, contained in the said recited Act, and now in force, shall be and remain and continue in full Force and Effect, for the Purposes of the said recited Act and of this Act, during such further Period as aforesaid, as fully and effectually in all respects and to all Intents and Purposes as if such extended Period had been given by the said recited Act, and as if such Powers Authorities, Provisions, Penalties, Forfeitures, Matters, and Things had been specially and particularly re-enacted in and made Part of this Act.

Power to
borrow a
further Sum
of Money.

57 G.3. c.34.

II. And be it further enacted, That from and after the passing of this Act it shall and may be lawful for the said *Ulster Canal Company* from Time to Time to borrow and take up at Interest for the Purposes of the said recited Act and of this Act, of and from any Person or Persons, or from the Commissioners for carrying into Execution an Act passed in the Fifty-seventh Year of His late Majesty, intituled *An Act to authorize the Issue of Exchequer Bills, and the Advance of Money out of the Consolidated Fund, to a limited Amount, for the carrying on of Public Works and Fisheries in the United Kingdom, and Employment of the Poor in Great Britain, in Manner therein mentioned*, or any subsequent Act or Acts for altering, amending, or extending the Powers of the said Act, any Sum or Sums of Money not exceeding the Sum of Thirty thousand Pounds, in addition to the Sum of One hundred thousand Pounds in the said recited Act mentioned, upon the Credit of the Tolls, Rates, and Duties to be levied, collected, and raised, and to be payable to the said Company, by virtue of the said recited Act and of this Act, and to assign all or any Part of the said Tolls, Rates, and Duties to such Commissioners or other Person or Persons as shall lend and advance any Money thereon, or to his, her, or their Trustee or Trustees, as a Security for the Principal Money to be advanced, and Interest for the same; and all such Assignments and Securities shall be made and shall be transferable from Time to Time in the same Manner (*mutatis mutandis*), and the same, and the Monies which may be borrowed as aforesaid, and the Interest thereof, shall be under and subject to such and the same Provisions, Regulations, Directions, and Management, in all respects, as are in and by the first-recited Act prescribed and directed concerning the Assignment and Securities to be made and given for the Monies thereby authorized to be borrowed at Interest, and concerning such last-mentioned Monies and the Interest thereof.

Power to
take Lawns,
&c. herein
described for
the Purposes
of the re-
cited Act.

III. And be it further enacted, That so much of a Lawn or Pleasure Ground at *Maydown* in the Parish of *Clonfacle* in the County of *Armagh*, belonging to *John Eyre Jackson*, and occupied by *Benjamin Eyre*, and so much of the Demesne belonging to the Right Honourable the Earl of *Caledon* in the Parish of *Tynan*, and so much of the Domain

Domain or Park belonging to *Dacre Hamilton* at *Cornecassa* in the Parish of *Monaghan* in the County of *Monaghan*, as respectively lie within the Limits authorized by the said first-recited Act to be used and taken for the said Canal and Works, shall and may be purchased, taken, and used for the Purposes of the said recited Act, any thing therein contained to the contrary in anywise notwithstanding.

IV. Provided always, and be it further enacted, That it shall be lawful for the said Company to make the said Canal through, across, or over any of the said Grounds, although the said Grounds, or the Name or Names of the Owner or Occupier thereof, may be hereinbefore inaccurately described or mis-stated, in case it shall appear to any Two Justices of the Peace for the County in which such Grounds shall be situated, and be certified by Writing under their Hands, that such inaccurate Description or Mis-statement proceeded from Mistake.

Trustees may make the Canal through the said Grounds, notwithstanding Errors of Description.

V. And whereas great Difficulties will be incurred by Boats, Barges, and Vessels using the said Canal, on their Passage through the said Lakes of *Lough Neagh* and *Lough Erne*; be it therefore enacted, That from and after the Completion of the said Canal it shall be lawful for the said Company, and they are hereby authorized and empowered, to build or cause to be built, or to engage, hire, or employ, One or more Steam Vessel or Steam Vessels, for the Purpose of conducting and towing Boats, Barges, and other Vessels through the said Lakes.

Trustees may employ Steam Boats to tow Barges and Vessels.

VI. And be it further enacted, That the Costs, Charges, and Expences of applying for and obtaining this Act shall be paid and defrayed out of the first Monies to be raised by virtue of the said recited Act or this Act.

Costs of Act.

VII. 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.

Public Act.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1828.

