



ANNO DECIMO & UNDECIMO

# VICTORIÆ REGINÆ.

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## *Cap. ccxvi.*

An Act to authorize the Purchase by the *York and North Midland* Railway Company of the Interests of the Shareholders in the *Market Weighton* Canal, and the Purchase of the Canal communicating therewith called *Sir Edward Vavasour's* Canal, of the *Pocklington* Canal, and of the *Leven* Canal, all in the East Riding of the County of *York*.  
[22d July 1847.]

**W**HEREAS an Act was passed in the Sixth Year of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for making a Railway from the City of York to and into the Township of Altofts, with various Branches of Railway, all in the West Riding of the County of York or County of the said City*, whereby a Company was incorporated for making the said Railway and Branches, by the Name and Style of "*The York and North Midland Railway Company*:" And whereas the Provisions of the said recited Act have been amended and enlarged by several subsequent Acts relating to the said Company, passed respectively in the First, Fourth, Seventh, Eighth, Ninth, and Tenth Years of the Reign of Her present Majesty Queen *Victoria*: And  
[Local.] 34 D whereas

6 & 7 W. 4.  
c. 81.



12 G. 3. c. 37. whereas an Act was passed in the Twelfth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for draining and preserving certain Commons, Low Grounds, and Cars in the Parish of Market Weighton and other adjacent Parishes in the East Riding of the County of York; and for making a navigable Cut or Canal from Market Weighton to the River Humber*, whereby Commissioners and Trustees were appointed for effecting the said Drainage, and for making and maintaining the said navigable Cut or Canal: And whereas, in virtue of Powers reserved by the said last-recited Act to the Owners of Land thereby intended to be drained, a certain Branch Cut or Canal was made communicating with and running into the said *Market Weighton Canal*, called or known by the Name of "*Sir Edward Vavasour's Canal*:" And whereas an Act was passed in the Fifty-fifth Year of the Reign of His said late Majesty King

55 G. 3. c. 55. *George* the Third, intituled *An Act for making and maintaining a navigable Canal from the River Derwent at East Cottingwith in the East Riding of the County of York to the Turnpike Road leading from the City of York to the Town of Kingston-upon-Hull at a certain Place there called Street Bridge, in the Township of Pocklington in the said Riding*, whereby a Company was incorporated for making and maintaining the said navigable Canal, by the Name and Style of the "*Pocklington Canal Company*:" And whereas an Act was passed in the Forty-first Year of the Reign of His said late

41 G. 3. c. 32. Majesty King *George* the Third, intituled *An Act for enabling Charlotta Bethell Widow to make and maintain a navigable Canal from the River Hull at a Point in the Parish of Leven near the Boundary between Eske or Leven Carrs in the East Riding of the County of York to Leven Bridge in the said Riding*, whereby the said *Charlotta Bethell*, or the Person or Persons for the Time being entitled to the Rents and Profits of the Lands and Grounds through which the said Canal was intended to pass, was empowered to make and maintain the said navigable Canal, which Act was amended and

45 G. 3. c. 43. enlarged by a subsequent Act passed in the Forty-fifth Year of the Reign of His said late Majesty King *George* the Third: And whereas by virtue of the said several last-recited Acts the said Canals and Works thereby authorized have been made and completed, and are now open to the Public: And whereas it would be for the Advantage of the Public, and for the Benefit of the said Railway Company, and of the Subscribers or Contributors to or Shareholders in the said *Market Weighton Canal*, and of the Company of Proprietors, Owners, and others interested in the said other Canals respectively, if the Interests and Shares of the Contributors or Subscribers to or Shareholders in the said *Market Weighton Canal*, and if the Cut or Canal communicating therewith called "*Sir Edward Vavasour's Canal*," the "*Pocklington Canal*," and the "*Leven Canal*," were acquired by and vested in the said *York and North Midland Railway Company*, whereby the said several Canals might be worked and managed in connexion with the said Railway and Branches with the greater Efficiency and Economy: And whereas the said *York and North Midland Railway Company* are willing to purchase the Interests or Shares of such Subscribers or Contributors to or Shareholders in the said *Market Weighton Canal*, together with all their Estate and Interest in the same, and are also willing to



purchase the said several other Canals, namely, the Canal called "Sir Edward Vavasour's Canal," the "Pocklington Canal," and the "Leven Canal," and all the Towing Paths, Wharfs, Locks, Lands, Buildings, and Works held therewith, and all the Estate and Interest of the said Company of Proprietors, Owners, and others, Proprietors of and interested in the said Canals respectively; but such Purchases and Sales cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen'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 Lands Clauses Consolidation Act, 1845, shall, except so far as the same is altered by or inconsistent with this Act, be incorporated with and form Part of this Act, and together with the same shall be construed as One Act.

8 & 9 Vict.  
c. 18. incor-  
porated with  
this Act.

II. And be it enacted, That all the Provisions, Matters, and Things contained in the said recited Acts relating to the said *York and North Midland* Railway, so far as the same are now unrepealed, and except such of them as are by this Act or any Statute repealed, altered, or otherwise provided for, and except so far as such Provisions, Matters, and Things are inconsistent with the said Lands Clauses Consolidation Act, shall extend to this Act, and shall operate with respect to the Purposes of this Act as fully and effectually as if the same Provisions, Matters, and Things were repeated and re-enacted in this Act with reference to such Purposes.

Provisions of  
York and  
North Mid-  
land Railway  
Acts to  
apply to this  
Act.

III. And be it enacted, That the following Words and Expressions in this Act shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

Interpreta-  
tion of Act.

The Word "Person" shall be taken to include Corporation:

Words importing the Singular Number shall include the Plural, and Words importing the Plural Number shall include the Singular Number:

Words importing the Masculine Gender only shall include Females:

The Word "Lands" shall extend to Messuages, Lands, Tenements, and Hereditaments of any Tenure:

The Word "Shareholders" shall mean Contributors or Subscribers to or Shareholders in or other Person having any Share or Interest in the said *Market Weighton* Canal, or in and to the Capital Stock or Sums of Money subscribed for the Purposes of the said Canal, in virtue of the said recited Act relating thereto:

The Word "Canal" shall include Branch, Cut, or Canal made in virtue of the said recited Acts or any of them:

The Expression "*Vavasour* Canal" shall mean the Branch, Cut, or Canal connected with the said *Market Weighton* Canal, and called or known by the Name of "Sir Edward Vavasour's Canal:"

The Expression "Company of Proprietors" shall mean the *Pocklington* Canal Company:

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The Word "Owner" or "Owners," "Proprietor" or "Proprietors," in connexion with the said *Vavasour* Canal and *Leven* Canal, shall mean the Owner or Owners, the Proprietor or Proprietors for the Time being of the said Canals respectively :

The Word "Railway Company" shall mean the *York and North Midland* Railway Company :

The Word "Undertaking" shall mean the *York and North Midland* Railway.

Power to  
York and  
North Mid-  
land Railway  
Company to  
purchase  
certain  
Shareholders  
Interests.

IV. And be it enacted, That it shall be lawful for the said *York and North Midland* Railway Company to purchase, and for the Shareholders in the said *Market Weighton* Canal to sell, all the Estate and Interest of such Shareholders in the same ; and it shall also be lawful for the said Railway Company to purchase, as they are hereby authorized to do, the said *Vavasour* Canal, *Pocklington* Canal, and *Leven* Canal respectively, together with all the Towing Paths, Banks, Toll Houses, Wharfs, Locks, Lands, Buildings, Premises, and Works belonging thereto respectively, by virtue of the said several recited Acts or otherwise ; and it shall be lawful for the Owner for the Time being of the said *Vavasour* Canal, the Company of Proprietors of the said *Pocklington* Canal, and the Owner for the Time being of the said *Leven* Canal, and they are hereby respectively authorized, to sell the same several Canals to the said Railway Company, for such Prices or Considerations and upon such Terms and Conditions as shall be agreed upon by and between the said Railway Company and the said several last-mentioned Parties.

Shareholders  
in Market  
Weighton  
Canal to ap-  
point Trus-  
tees to treat  
for Sale.

V. And be it enacted, That at any Time after the passing of this Act the said Shareholders in the said *Market Weighton* Canal, or any Seven of them, shall have Power to call a Special Meeting of such Shareholders (which Meeting shall be called by Advertisement to be inserted for Four consecutive Weeks in One or more Newspapers published in the East Riding of the County of *York*, or if there be no Newspapers published therein, then in One or more Newspapers published in the City of *York*, and which Meeting shall be held on a Day not earlier than Seven clear Days after the last Insertion of such Advertisement), at which Meeting the Shareholders present, or at least Three Fifths of such Shareholders, shall approve of and authorize the Sale to the said Railway Company of the Interests of the Shareholders in the said Canal, and upon such Approval shall appoint Three Trustees to treat with the said Railway Company for the Purchase of the Interests of the whole of the said Shareholders in the same Canal, and in the event of an Agreement being come to, to receive the Purchase Money for the same ; and such Trustees shall accordingly have full Power to treat with the said Railway Company, and to convey all the Shares, Estate, and Interests of the whole of the Shareholders in the same Canal to the said Railway Company, and to receive the Purchase Money for the same, and such Purchase Money shall afterwards be divided amongst the Shareholders in manner herein-after directed.

Pocklington  
Canal Com-  
pany to ap-  
point Trus-

VI. And be it enacted, That at any Time after the passing of this Act a Special General Meeting of the Company of Proprietors of the *Pocklington* Canal, to be convened in manner above prescribed in  
relation



relation to the Meeting of the Shareholders of the *Market Weighton* Canal, shall be held, at which Meeting the Shareholders present, or at least Three Fifths of such Shareholders, shall approve of and authorize the Sale to the said Railway Company of the said *Pocklington* Canal, and in the event of such Approval shall appoint Three Trustees to treat with the said Railway Company for the Sale to them of the said *Pocklington* Canal, and the Works and Hereditaments connected therewith, and all other the Property of the Proprietors therein or thereto, and in the event of an Agreement being come to to receive the Purchase Money for the same; and such Trustees shall accordingly have full Power to treat with the said Railway Company, and to convey the same Canal, and all the Works and Hereditaments connected therewith, and all other the Property of the said Proprietors therein or thereto, to the said Railway Company, and to receive the said Purchase Money for the same, and such Purchase Money shall afterwards be divided amongst the said Company of Proprietors in manner herein-after directed.

tees to treat  
for Sale.

VII. And be it enacted, That the Receipt or Receipts in Writing of the said Trustees to be appointed at such Meetings for the respective Purchase Monies so to be payable by the said Railway Company shall effectually discharge the said Railway Company from the Sums in such Receipts expressed to be received, and such Railway Company shall not be obliged to see to the Division or Distribution thereof amongst the Shareholders of the said *Market Weighton* Canal, or the Company of Proprietors of the said *Pocklington* Canal.

Receipts of  
Trustees to  
be sufficient  
Discharge to  
Railway  
Company.

VIII. And be it enacted, That upon the Completion of the said Purchases respectively by the *York and North Midland* Railway Company (of which Completion Deeds of Conveyance duly stamped denoting the Payment of the full and proper Stamp Duties by Law payable in respect of the Purchase Monies, and duly executed, shall be sufficient Evidence), and upon Publication of Notice of such Purchases respectively in the *London Gazette*, and in some One or more Newspapers usually circulated in the County of *York*, the Interests or Shares of the Shareholders in the said *Market Weighton* Canal, and all their Estate and Interest therein or connected therewith, and the said *Vavasour* Canal, the *Pocklington* Canal, and the *Leven* Canal respectively, and, so far as respects the said *Vavasour* Canal, the *Pocklington* Canal, and the *Leven* Canal, all Lands, Buildings, Wharfs, Locks, Banks, Towing Paths, or other Works held or enjoyed therewith, shall cease to be the Property of the said Shareholders, and of the said Company of Proprietors, and of the Owners of the said Canals respectively as aforesaid, and shall thenceforth vest in and become the Property of the said *York and North Midland* Railway Company, but subject to the several Provisions of the said recited Acts or otherwise relating to the said Canals respectively, so far as the same may be applicable, and are not modified by or inconsistent with the Provisions of this Act.

Canals to vest  
in Railway  
Company on  
Completion  
of Purchase.

IX. And be it enacted, That when the Shares or Interests of the Shareholders in the said *Market Weighton* Canal shall have become vested in the said Railway Company in manner aforesaid, the said  
[Local.] 34 E last-  
Railway  
Company  
may exercise  
Powers of

Canal Com-  
pany.

last-mentioned Company shall and may thenceforward hold and enjoy the same, and with the like Powers, Privileges, and Advantages as such Shareholders now do or could have done if this Act had not been passed; and as regards the said *Vavasour* Canal, the *Pocklington* Canal, and the *Leven* Canal, the Purchase of which is hereby authorized, the same, and all the Lands, Buildings, Towing Paths, Toll Houses, Wharfs, Quays, Banks, Locks, and Works belonging thereto or connected therewith, the said Railway Company shall and may have, hold, use, and enjoy and exercise all the Powers, Rights, and Privileges connected therewith respectively, and receive and take the same Rates, Tolls, and Charges, and have and enjoy all the like Benefits and Advantages conferred on, belonging to, or acquired by the said Company of Proprietors and Owners of the same respective Canals by virtue of the said recited Acts relating thereto, or which immediately before the Completion of such Purchase the said Company of Proprietors and Owners respectively held, used, exercised, and enjoyed, or might have held, used, exercised, and enjoyed, except so far as such Powers, Rights, and Privileges are modified by or inconsistent with the Provisions of this Act.

Saving of  
Rights.

X. Provided always, and be it enacted, That, save as by this Act otherwise provided, nothing herein contained shall extend or be deemed or construed to extend to defeat, affect, or prejudice any Rights, Privileges, Liberties, Powers, Easements, Accommodations, or Exemptions which, under or by virtue of the said recited Acts relating to the said Canals or any of them, or otherwise, are specifically granted or reserved to or for the Benefit of particular Persons and Corporations whose Estates, Properties, or Interests are, have been, or may be in anywise affected in or by the making or maintaining or otherwise on account of the said Canals or any of them, or to which such Persons and Corporations are or may be otherwise entitled under or by virtue of the same Acts or either of them, or by virtue of any Contract or Agreement entered into between them and the said Shareholders, Company of Proprietors, and Owners respectively, and such Persons and Corporations shall be entitled to such or the like Powers and Remedies upon and against the said *York and North Midland* Railway Company, for securing the Possession, Use, and Enjoyment of such Rights, Privileges, Easements, Accommodations, and Exemptions, save such of them as are inconsistent with the Provisions of this Act, as under the Provisions of the said Acts relating to the said Canals respectively they would have been entitled to against the said Shareholders, Company of Proprietors, or Owners thereof respectively, in case this Act had not been passed.

Actions,  
&c. not to  
abate.

XI. And be it enacted, That no Action, Suit, Prosecution, or other Proceeding whatsoever, commenced either by or against the said Shareholders, Company of Proprietors, or Owners respectively, previously to the Time when the Interests of the Shareholders in the said *Market Weighton* Canal, and the said other Canals as aforesaid, shall respectively become vested in the said Railway Company, shall abate or be discontinued or prejudicially affected by virtue or in consequence of the Provisions of this Act, but, on the contrary, the same shall continue and take effect in the same Manner in all respects

as



as the same would have continued and taken effect if this Act had not been passed; and also that all Penalties by reason of any Offence against the Provisions of the said Acts relating to the said Canals respectively or otherwise previously to the Transfer of the said Canals, or the Interests therein respectively, as aforesaid, to the said Railway Company, may be sued for, and all Offences which may have been committed before such Transfer against the Provisions of the said last-mentioned Acts or either of them, or otherwise in relation to the said Canals, prosecuted, in such or the like Manner to all Intents and Purposes as the same might have been sued for and prosecuted respectively if this Act had not been passed.

XII. And in respect of the Purchase Monies to be paid respectively for the Interests of the said Shareholders of the said *Market Weighton* Canal, and for the Purchase of the said *Pocklington* Canal, be it enacted, That the respective Trustees so to be appointed as aforesaid shall, as soon as the respective Purchase Monies shall have been paid as herein-before provided, stand possessed of and interested in such Monies upon trust, after paying all the Debts, Liabilities, and Engagements of the said Shareholders and of the said *Pocklington* Canal Company, or either of them, to divide the same between the several Persons who at the Time of the Completion of the said Purchases respectively shall be Shareholders in the said *Market Weighton* Canal or Proprietors of Shares in the Capital of the said *Pocklington* Canal Company respectively, in proportion to the Number of their respective Shares therein, and their respective Executors, Administrators, and Assigns.

Application  
of the Pur-  
chase  
Monies.

XIII. And be it enacted, That the Receipt of an Executor, Administrator, Committee, Guardian, or any authorized Agent of any Shareholder in the *Market Weighton* Canal or in the said Company of Proprietors of the *Pocklington* Canal shall be a good and effectual Discharge to the said respective Trustees so to be appointed as aforesaid for so much Money as shall therein be expressed to have been received, and shall exonerate and discharge the same Trustees respectively from seeing to the Application thereof, and from being answerable for the Misapplication or Nonapplication of the same or of any Part thereof, or from being liable to any other Duty or Obligation by reason of any Trust affecting the Person to whom or in whose Behalf such Payment shall be made.

Receipt of  
Executors,  
&c. of Share-  
holders a  
sufficient  
Discharge.

XIV. And be it enacted, That at the Expiration of Six Calendar Months next after the Day on which the Purchase of the Shares in the said *Market Weighton* Canal and the Purchase of the *Pocklington* Canal and Works shall have been respectively completed as aforesaid the said Trustees shall, in case the whole of the Monies to be distributed under the Authority of this Act shall not have been called for, cause Notice to be inserted Three Times in the *London Gazette* and also in some Newspaper usually printed or circulated in the County of *York*, containing the Names of the several Persons appearing in the Books relating to the said *Market Weighton* Canal and of the said *Pocklington* Canal Company respectively to be Proprietors of Shares therein, who may not have called for or claimed their

List of Non-  
claimants to  
be published  
in the Lon-  
don Gazette.



their Share or Proportion of the Money by this Act ordered to be distributed amongst the Shareholders of the said *Market Weighton* Canal and the Proprietors of Shares in the said *Pocklington* Canal Company respectively, and stating that if such Persons or their Representatives shall not make and substantiate their Claim to such Monies within a Time to be limited in such Notice (being not less than Twelve Calendar Months from the Day on which the same Purchase shall have been completed) the Amount of such Monies will be paid into the Bank of *England*, in pursuance of the Provisions of this Act: Provided always, that a Copy of such Notice as last aforesaid shall be given or sent by the Post unto or left at the last known usual Place of Abode in *England* of such nonclaiming Shareholders or Proprietors of Shares respectively appearing in the Books relating to the said *Market Weighton* Canal and to the *Pocklington* Canal Company respectively to have been possessed of such unclaimed Shares, and in case that the last known or usual Place of Abode in *England* of any such Shareholder or Proprietor cannot be ascertained upon Inquiry, then the Insertion as aforesaid of such Notice in the *London Gazette* and such Newspaper as aforesaid shall be deemed sufficient Notice to such Shareholder or Proprietor of Shares of the Matters contained in such Notice; and after such Notice, and in default of any such Shareholder or Proprietor of Shares making or establishing his Claim in respect of such Shares, it shall be lawful for the said Trustees respectively to pay such Monies into the Bank of *England* accordingly.

Shares not claimed within One Year to be transferred to the Accountant General of the Court of Chancery.

XV. And be it enacted, That on the Expiration of Twelve Calendar Months from the Day on which the said Purchases respectively shall have been so completed as aforesaid the said Trustees respectively shall cause all such Sum and Sums of Money as shall not have been distributed amongst the Shareholders and Proprietors of the said *Market Weighton* Canal and the *Pocklington* Canal Company respectively, and shall then remain in their Hands, either from the same not having been called for by the said Shareholders or Proprietors respectively entitled thereto, or from the Persons claiming the same not having shown a sufficient Title thereto to the Satisfaction of the same Trustees, or from any other Cause, to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account there to the Credit of the Party or Parties entitled thereto (describing him or them as he or they may be described in the Books relating to the said *Market Weighton* Canal and the *Pocklington* Canal Company respectively), pursuant to the Method prescribed by the Act of the Twelfth Year of the Reign of His late Majesty King *George* the First, Cap. 32, and pursuant to the General Orders of the said Court, and without Fee or Reward, according to the Act of the Twelfth Year of the Reign of His Majesty King *George* the Second, Cap. 24.

If adverse Claims be made, Money to be paid into the Bank.

XVI. And be it enacted, That if Two or more Persons shall claim to be entitled to the same Share or Shares, or to the Money which may be payable in respect thereof, or to any Part of such Money, and such Persons cannot agree as to which of them shall receive such



Money, or as to the Manner in which the same shall be disposed of, then and in such Case it shall be lawful for the said Trustees respectively and they are hereby authorized and empowered, at the Expiration of Twelve Calendar Months from the Day on which the Purchase shall have been so completed as aforesaid, to pay the Money which shall be payable in respect of the Share or Shares the Title to which shall be so in dispute into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account there *ex parte* the Proprietors of such Share or Shares, describing such Share or Shares by their Numbers in the Books relating to the *Market Weighton* Canal and the *Pocklington* Canal respectively, subject to the Control and Disposition of the said Court.

XVII. And be it enacted, That all the Money paid into the Bank of *England* in the Name of the Accountant General, under the Authority of this Act, shall there remain until the Person or Persons entitled thereto shall, upon Petition to be presented to the Court of Chancery in a summary Way (and which he, she, or they is or are hereby authorized to make), at his, her, or their own Expence, obtain an Order for the Transfer thereof into his, her, or their own Name or Names or otherwise; and that the said Accountant General may from Time to Time invest the Dividends thereof, when the same shall amount to a competent Sum, in the Purchase of Stock in the *Three per Centum Consolidated Annuities*, for the Benefit of the respective Parties entitled thereto, subject to the Orders and Directions of the said Court; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the said Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estates or Interests of the Person or Persons making claim thereto, and to make such other Order as to the said Court shall seem just and reasonable.

Money paid into the Bank to be invested in the Three per Cent. Consols.

XVIII. And be it enacted, That in all Cases in which any Money shall be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the High Court of Chancery, under the Authority of this Act, the Certificate of the said Accountant General, together with the Receipt of One of the Cashiers of the Bank of *England*, to be thereto annexed and therewith filed in the Registrar's Office in the said Court of Chancery, of the Payment into the Bank of *England* by the said Trustees respectively of any such Money as aforesaid, or an Office Copy thereof, shall at all Times and on all Occasions be and be deemed and taken to be a good and sufficient Discharge to the same Trustees respectively, and to their respective Heirs, Executors, Administrators, or Assigns, for the same, or so much thereof as therein shall be expressed to have been paid, and the same Trustees respectively, and their respective Heirs, Executors, Administrators, or Assigns, shall not afterwards be liable to see to the Application of such Monies, or be answerable or account-

Cashier's Receipt a sufficient Discharge.



able for any Loss, Misapplication, or Nonapplication of the same or of any Part thereof.

Money, until wanted for Distribution, may be invested in Exchequer Bills, at Interest.

XIX. And be it enacted, That in the meantime and until the said Purchase or Consideration Monies can be distributed amongst the said Shareholders of the *Market Weighton* Canal and Company of Proprietors of the said *Pocklington* Canal respectively, in pursuance of the Provisions of this Act, the same, or so much thereof as the said Trustees respectively in their Discretion may think expedient, may be invested by them respectively in the Purchase of Exchequer Bills, and the Money so invested, and the Interest which shall arise therefrom, shall be subject to the Directions and Provisions of this Act in regard to the said Purchase or Consideration Monies.

Canal Trustees may employ Clerks, &c.

XX. And be it enacted, That it shall be lawful for the said Trustees respectively and they are hereby authorized and empowered to retain and employ such Clerks and other Servants as they may deem requisite for carrying into effect such of the Provisions of this Act as relate to the said Trustees respectively, and also to allow them such Salaries as they shall think proper out of the Funds which shall come to their respective Hands by virtue of this Act.

Trustees to pay Debts affecting the same, before Distribution of Purchase Money.

XXI. And be it enacted, That it shall be lawful for the said Trustees respectively and they are hereby authorized and required, before they shall proceed to distribute or pay any Part of the Monies by this Act distributable and payable to and amongst the Shareholders of the said *Market Weighton* Canal and Proprietors of the *Pocklington* Canal Company respectively, and for the Owner or Owners for the Time of the said *Vavasour* Canal and *Leven* Canal respectively, to pay and discharge all just Debts and Demands outstanding against the said Trustees and Shareholders of the said *Market Weighton* Canal and the Company of Proprietors of the said *Pocklington* Canal, or affecting the said *Vavasour* Canal and *Leven* Canal respectively, and also all such Costs and Charges as shall have been incurred by such Trustees or Owners respectively preparatory and incidental to the Sale of the said Canals and the carrying the Provisions of this Act into effect, so far as they relate to the said Trustees, Shareholders, last-mentioned Company, and Owners respectively.

Trustees to be chargeable for their own Acts only.

XXII. And be it enacted, That the said Trustees respectively, or any or either of them, or their or any or either of their Heirs, Executors, or Administrators, shall not be charged or chargeable with or for any more Monies than they respectively shall actually receive or than shall come to their respective Hands under or by virtue of this Act, and that no One or more of the said Trustees respectively shall be answerable or accountable for the other or others of them, or for the Acts, Receipts, Neglects, or Defaults of the other or others of them; and also that it shall be lawful for the said Trustees respectively, by and out of the Money which shall come to their respective Hands by virtue of the Provisions of this Act, to deduct, retain, and reimburse to and for themselves respectively, and also to allow to their Colleagues, and to the Executors and Administrators of any deceased



deceased Trustee respectively, all Costs, Charges, Damages, and Expences, and Fees to Counsel for Advice, which they or any of them shall or may suffer, sustain, expend, disburse, lay out, or incur in or about the Execution of the Provisions of this Act, or in relation thereto, and also to settle, adjust, and allow the Accounts of any of the Trustees respectively who shall depart this Life, or become incapable to act, and also to receive and to give Discharges for the Money which shall appear to be the Balance of the same Accounts, without any Responsibility in the Person or Persons paying the same Money to see to the Application thereof, or to be answerable or accountable for any Misapplication or Nonapplication of the same or any Part thereof.

XXIII. And be it enacted, That for the Purpose of ascertaining whether any Persons, other than those whose Names shall appear in the Books of the said *Market Weighton* Canal and the *Pocklington* Canal respectively to be the Shareholders or Proprietors of Shares therein, are entitled to any such Shares, the said Trustees respectively shall, within the Space of One Calendar Month next before the Time at which the Purchase of the said Canals and Works shall be completed, cause Notice to be inserted twice in the *London Gazette* and also in some Newspaper usually printed or circulated within the County of *York*, stating the Intention of such Trustees and Committee respectively, in the event of receiving from the *York and North Midland* Railway Company the Purchase or Consideration Money for the said Shares and Canals respectively, to pay to the several Persons whose Names shall on a Day to be named therein appear in the Books relating to the said *Market Weighton* Canal and the *Pocklington* Canal respectively to be Proprietors of Shares therein, and requiring all Persons who may have become entitled to any Shares in the said *Market Weighton* Canal and *Pocklington* Canal, under or by reason of any Purchase, Marriage, Bequest, Right, or Representation, Operation of Law, or other Right or Title, of which no Entry shall have been made in the Books of the said *Market Weighton* Canal and of the said *Pocklington* Canal respectively, to send in their Claims to such Shares to the Office of the said Trustees respectively on or before the Day to be named in such Notice, and to verify the same in such Manner required by the said recited Acts relating to the said respective Canals, or in such other Manner as the said Trustees respectively shall think proper to require.

Notice to be given in *London Gazette* requiring unregistered Proprietors to make their Claims.

XXIV. And be it enacted, That the several Persons whose Names shall appear in the Books relating to the said *Market Weighton* Canal and of the said *Pocklington* Canal respectively to be the Proprietors of Shares therein shall, unless the contrary be proved to the Satisfaction of the said Trustees respectively, be considered to be Shareholders in the same Canals respectively for the Purposes of the Distribution of the Purchase Money or other Consideration to be paid for the Purchase of the said respective Canals.

Persons appearing in the Books as Proprietors, to be deemed such until the contrary be proved.

XXV. And in respect to the Purchase or Compensation Money to be paid by the said Railway Company as the Price of the said *Vavasour* Canal and *Leven* Canal respectively, be it enacted, That the

As to Payment of Price of the *Vavasour* Canal



and Leven  
Canal.

the said Purchase or Compensation Money shall be paid by the said Railway Company to the Owner or Owners for the Time being of the said Canals and Works respectively; and a Receipt or Receipts under the Hands of such Owner or Owners respectively shall be a good and effectual Discharge to the said Railway Company for such Sum as shall so be paid by or by their Order to such Owner or Owners respectively, and shall exonerate and discharge the said Railway Company from seeing to the Application thereof, and from being answerable for the Misapplication or Nonapplication of the same or of any Part thereof, or from being liable to any other Duty or Obligation by reason of any Trust affecting the Person or Persons to whom or in whose Behalf such Payment shall be made, and the Assets of the said Railway Company shall not after such Payment be in anywise liable to the Performance of such Trusts, or to any Action or Suit at Law or in Equity in respect thereof: Provided always, that in the event of any such Purchase or Compensation Money coming to Parties under any Disability the same shall be paid and applied in like Manner as is prescribed in respect to the Application of Compensation Money in the Lands Clauses Consolidation Act, 1845, which, so far as applicable thereto, shall be incorporated with and form Part of this Act.

Power to  
York and  
North Mid-  
land Railway  
Company to  
raise Money  
by Creation  
of new  
Shares.

XXVI. And whereas it may be necessary to increase the Capital of the *York and North Midland* Railway Company, in order to provide for the Purchase of the said Shares and Canals respectively; be it therefore enacted, That it shall be lawful for the said Railway Company from Time to Time, by an Order of any General or Special General Meeting of the said Company, to raise by Contribution among themselves, or by the Admission of other Persons as Subscribers to the Undertaking, or in part by each of those Means, such Sum or Sums of Money as they shall from Time to Time think expedient, not exceeding in the whole the Sum of Seventy thousand Pounds, in addition to the Monies authorized to be raised by any former Act.

New Shares  
to be con-  
sidered the  
same as  
original  
Shares.

XXVII. And be it enacted, That the Capital so to be raised by the Creation of new Shares shall be considered as Part of the general Capital of the said *York and North Midland* Railway Company, and shall be subject to the same Provisions in all respects, whether with reference to the Payment of Calls or the Forfeiture of Shares on Non-payment of Calls, or otherwise, as if it had been Part of the original Capital, except as to the nominal Amount or Value of such Shares, and the proportionate Dividends thereon respectively, and except also as to any special Advantages in favour of or other Regulations in relation to such Shares which may be resolved on by any General or Special General Meeting of the said Railway Company, and except as to the Amount and Time of making and of Payment of Calls on such new Shares, which the Directors of the same Company shall fix from Time to Time as they shall think fit; and such new Shares shall be allotted to such Persons and in such Manner as the same Company at any General or Special General Meeting shall have directed or shall hereafter direct.

XXVIII. Pro-



XXVIII. Provided also, and be it enacted, That the Proprietors of such new Shares shall be entitled only to such Number of Votes in respect thereof as the Amount of Stock represented by such Share would have entitled them to had they been original Shareholders in the said Undertaking; and no Proprietor shall be entitled to any Vote unless possessed of some Share or Shares representing Two hundred and fifty Pounds at least in the Capital of the said Railway Company.

Proprietors of new Shares to vote only for the Amount of Stock represented by them.

XXIX. And be it enacted, That after the whole of the Capital authorized to be raised by this Act shall have been subscribed, and One Half thereof paid up, it shall be lawful for the said Railway Company to borrow on Mortgage or Bond such Sums of Money as shall from Time to Time be authorized to be borrowed by an Order of a General Meeting of the said Company, not exceeding in the whole the Sum of Twenty-three thousand Pounds, and to secure the Repayment of the Money so borrowed, with Interest, by Mortgage of the Undertaking, or by Bond, as by the said Acts relating to the said Railway is provided, and, if they so think fit, by Mortgage of the future Calls on the Shareholders of the said Company.

Power to borrow Money on Mortgage.

XXX. And be it enacted, That all the Provisions of the Companies Clauses Consolidation Act, 1845, with respect to the borrowing of Money by the *York and North Midland* Railway Company, and to the Conversion of Money borrowed or authorized to be borrowed into Capital, shall be held applicable to the borrowing by the same Company of the Money hereby authorized to be borrowed by them, and to the Conversion thereof into Capital.

Provisions of 8 & 9 Vict. c.16. relating to borrowing applied to this Act.

XXXI. And be it enacted, That it shall not be lawful for the said Company, out of any Money by this Act or any other Act relating to the said Railway Company authorized to be raised by Calls in respect of Shares, or by the Exercise of any Power of borrowing, to pay Interest to any Shareholder on the Amount of the Calls made in respect of the Shares held by him in the Capital by this Act authorized to be raised: Provided always, that nothing herein-before contained shall be deemed to prevent the said Company from paying to any Shareholder such Interest on Money advanced by him beyond the Amount of the Calls actually made as shall be in conformity with the Provisions in the Companies Clauses Consolidation Act, 1845, in that Behalf contained.

Interest not to be paid on Calls paid up.

XXXII. And be it enacted, That it shall not be lawful for the said Company, out of any Money by this Act or any other Act relating to the said Railway Company authorized to be raised for the Purposes of such Act or Acts, to pay or deposit any Sum of Money which, by any Standing Order of either House of Parliament, now in force or hereafter to be in force, may be required to be deposited in respect of any Application to Parliament for the Purpose of obtaining an Act authorizing the said Company to construct any other Railway or execute any other Work or Undertaking.

Deposits for future Bills not to be paid out of the Company's Capital.

[*Local.*]

34 G

XXXIII. And



Purchase not to be completed till Capitals paid up and expended.

XXXIII. And be it enacted, That it shall not be lawful for the said *York and North Midland* Railway Company to purchase the said *Pocklington* Canal, *Leven* Canal, and *Vavasour* Canal, and the Estate and Interest of the Shareholders in the *Market Weighton* Canal, hereby authorized to be purchased, unless it shall have been proved to the Satisfaction of the Commissioners of Railways, and certified by them under their Seal, previously to the Completion of such Sale, that One Half of the whole Amount of the Capital (exclusive of Loans) by the Acts relating to the said Railway Company authorized to be raised has been actually paid up, and expended for the Purposes authorized by such Acts.

Saving the Drainage and Navigation of the *Market Weighton* Canal.

XXXIV. Provided always, and be it enacted, That nothing herein contained shall defeat or prejudice the Powers and Provisions of the said *Market Weighton* Canal and Drainage Act of the Twelfth Year of the Reign of His late Majesty King *George* the Third, for the preserving, supporting, and perpetuating the Drainage and Navigation therein mentioned and authorized, but all the Rights, Liberties, Trusts, and Authorities by the said Act given to or vested in the Trustees for the Time being of the said Drainage and Navigation, for preserving, supporting, and perpetuating the same, shall remain and continue in force and virtue as if this Act had not passed.

The Railway Company to keep Canals open and in good Repair, and not to sell the same.

XXXV. And be it enacted, That in respect of the said *Pocklington* Canal, *Leven* Canal, and *Vavasour* Canal, hereby authorized to be purchased, the said *York and North Midland* Railway Company shall not, after such Purchases respectively, at any Time thereafter sell or dispose of, to any Person or Persons whomsoever, any Part of the said Canals or the Works thereto belonging; and the said Company shall and they are hereby expressly directed and required, from Time to Time and at all Times from and after the Completion of the Purchase of the said Canals respectively, to keep and maintain the said Canals, Navigation, and the Works thereto belonging, and every Part thereof respectively, in good working Order and Condition, and preserve the Supplies of Water to the same, so that the same Canals and every Part thereof may be at all Times kept open and navigable for the Use of all Persons desirous to use and navigate the same, and that without any unnecessary Hindrance, Interruption, or Delay; and in case the said Railway Company shall not at all Times thereafter repair, maintain, and support the same Canals, and the several Reservoirs, Tunnels, Towing Paths, Lands, Buildings, and Works belonging thereto, in such good working Order and Condition, and preserve the Supplies of Water as aforesaid, then and in every such Case it shall and may be lawful for the Commissioners of Railways and they are hereby required, upon the Complaint and at the Cost of any Person or Persons using or desirous of using the said Canals, to cause an Inquiry to be made as to the State and Condition of the said Canals, and the several Reservoirs, Tunnels, Towing Paths, Lands, Buildings, and Works belonging thereto; and if upon such Inquiry and Examination the same shall not be found to be in such good working Order and Condition as aforesaid, it shall be lawful for the said Commissioners to cause a Notice to be given to the said Railway Company to



to put the same and every Part thereof in such good working Order and Condition as aforesaid (by leaving such Notice at the Office of the said Company, or with their Secretary or other recognized Officer); and in default of their putting the same into such Repair as aforesaid within Sixty Days from the Delivery or leaving of such Notice as aforesaid, it shall be lawful for the said Commissioners to cause the same to be put into such Order and Condition as aforesaid; and the Costs, Charges, and Expences of making such Inquiry and Repairs as aforesaid shall be borne and paid by and to such Party and in such Manner as the said Commissioners shall order and direct, and if not so paid the Party entitled to receive the same shall and may recover the same by Action at Law in any of Her Majesty's Courts of Law at *Westminster*, against the Party or Parties ordered to pay the same.

XXXVI. And be it enacted, That, as respects the said Three last-mentioned Canals, the Company, its Agents and Servants, shall not give any undue Preference to any Persons, Vessels, or Goods whatsoever, as against any other Persons, other similar Vessels, or other similar Goods whatsoever, as respects the Use of the said Canals or the Conveniences thereunto belonging; and in case the Company, its Agents or Servants, shall give any such undue Preference, the Company shall for every such Offence forfeit and pay the Sum of One hundred Pounds, to be recovered and applied in manner directed by the Railways Companies Clauses Consolidation Act, 1845, in reference to Penalties recoverable before Two Justices.

Penalty on Company giving undue Preference.

XXXVII. And be it enacted, That, as respects the said Three last-mentioned Canals, if at any Time after the passing of this Act it shall appear to the Commissioners of Railways to be necessary for the Interests of the Public, it shall be lawful for the said Commissioners to require the said *York and North Midland* Railway Company to proceed forthwith to the Correction or Prevention of any Inconveniences or Evils by the said Commissioners specified, and upon the Failure or Inability of the said Railway Company to comply with the Requisitions of the said Commissioners within a Period of Six Months from the Date of such Requisition in the Particulars aforesaid it shall be lawful for the said Commissioners to serve the said Railway Company with Notice to introduce into Parliament, in the then existing Session if Parliament should be sitting, and if not in the next ensuing Session, a Bill or Bills for amending this Act in such Particulars as aforesaid, and thereupon the said Railway Company shall and they are hereby required to introduce such Bill or Bills accordingly, and duly to prosecute the same, in default whereof it shall be lawful for the said Commissioners to introduce or prosecute (as the Case may be) such Bill, at the Expence of the said *York and North Midland* Railway Company.

If Evils should arise, Commissioners of Railways may require the Company to remedy the same.

XXXVIII. And be it enacted, That, as respects the said *Pocklington* Canal and *Leven* Canal, the several Tolls, Rates, and Duties due and payable under and by virtue of the said recited Acts relating to the said Canals respectively shall from and after the passing of this Act be and they are hereby repealed, and in lieu thereof there shall thenceforth

Amount of Tolls to be taken.



thenceforth (subject to the Provisions in this Act contained) be paid and payable to the Proprietors for the Time being of the said Canals respectively the several Tolls and Duties mentioned and set forth in Schedules (A.) and (B.) to this Act annexed.

For regul-  
ating Bye  
Laws, and  
Tolls upon  
the Canal.

XXXIX. And be it enacted, That, as respects the said *Pocklington* Canal, *Leven* Canal, and *Vavasour* Canal, if at any Time Complaint shall be made to the Commissioners of Railways, by any Person whomsoever, that the Bye Laws now or at any Time hereafter made or to be made by the Proprietors for the Time being of the said Canals are impolitic or unjust, or operate to the Prejudice or Disadvantage of Persons using or desirous of using or trading upon the said Canals, or that the Amount of the Tolls, Rates, or Duties receivable or claimable by the said Proprietors for the Time being of the said Canals by virtue of this Act operate prejudicially to the Persons using or intending to use the said Canals, it shall be lawful for the said Commissioners and they are hereby required, from Time to Time, when and as often as such Complaints shall be made, to examine and inquire, or, at their Discretion, to appoint some competent Person to examine and inquire, into such Complaints, and the Ground thereof, and after such Examination had to make such Regulations from Time to Time as the said Commissioners shall think fit with respect to the said Bye Laws, and to the Amount of all or any of the Tolls, Rates, and Duties which shall be received or claimable by the said Company by virtue of this Act, and by such Regulations to impose such Conditions and Restrictions with regard to the said Bye Laws, and the Amount of all or any Part of such Tolls, Rates, and Duties, as the said Commissioners shall think fit; and every such Regulation, on being published in the *London Gazette*, shall be binding upon the said Proprietors for the Time being of the said Canals, and such Tolls, Rates, and Duties only as may be fixed thereby shall be recoverable by them until such Regulation be revoked or altered by the said Commissioners.

Canals  
subject to  
any general  
Act relating  
to Canals.

XL. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the Canals hereby authorized to be purchased by the said Company from the Provisions of any general Act relating to this Act, or of any general Act relating to Canals, or relating to Canals amalgamated with Railways, or of any Act relating to the said *York and North Midland* Railway, which may pass during the present or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the Tolls, Rates, and Duties authorized to be taken by this Act.

Railway  
Company to  
be subject to  
Provisions of  
1 & 2 Vict.  
c. 98.,  
3 & 4 Vict.  
c. 97.,  
5 & 6 Vict.  
c. 55.,  
7 & 8 Vict.  
c. 85., and

XLI. And whereas an Act was passed in the Second Year of the Reign of Her present Majesty, intituled *An Act to provide for the Conveyance of the Mails by Railway*; and another Act was passed in the Fourth Year of the Reign of Her said Majesty, intituled *An Act for regulating Railways*; and another Act was passed in the Sixth Year of the Reign of Her said Majesty, intituled *An Act for the better Regulation of Railways, and for the Conveyance of Troops*; and another Act was passed in the Eighth Year of the Reign of Her said Majesty, intituled *An Act to attach certain Conditions to the Construction of future Railways authorized or to be authorized by any*



*Act of the present or succeeding Sessions of Parliament, and for other Purposes in relation to Railways*; and another Act was passed in the Tenth Year of the Reign of Her said Majesty, intituled *An Act for regulating the Gauge of Railways*; and another Act was passed in the said Tenth Year of the Reign of Her said Majesty, intituled *An Act for constituting Commissioners of Railways*; be it enacted, That nothing in this Act contained shall be held to exempt the said *York and North Midland Railway*, or the said *York and North Midland Railway Company* in respect thereof, from the Provisions of the same several Acts respectively, but such Provisions shall be in force with reference to the same Railway, and Company in respect thereof, so far as the same are applicable.

9 & 10 Vict.  
cc. 57. & 105.

XLII. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the said *York and North Midland Railway*, by the recited Acts authorized to be made, from the Provisions of any general Act relating to the said Acts, or of any general Act relating to Railways, which may hereafter pass during the present or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by the said Acts relating to the said Railway.

Railway to  
be subject to  
Provisions of  
any future  
general Acts.

XLIII. And be it enacted, That in the event of any future Revision of Rates and Tolls, by which the Rates and Tolls leviable in respect of all Passengers, Goods, Matters, and Things conveyed on the said *York and North Midland Railway* shall be diminished, a proportionate Diminution shall be made of the Rates and Tolls leviable in respect of Passengers, and on the same Goods, Matters, and Things, conveyed along the said *Pocklington Canal* and *Leven Canal* respectively.

Revision of  
Rates on  
Canals.

XLIV. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments or Proceedings, it shall be sufficient to use the Expression "*The York and North Midland Railway (Canals Purchase) Act, 1847.*"

Short Title.

XLV. And be it enacted, That all Costs, Charges, and Expences attending the passing of this Act or incidental thereto shall be paid by the said *York and North Midland Railway Company* out of the first Monies which shall come to their Hands after the passing of this Act.

Expences of  
Act.

XLVI. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

Public Act.



## SCHEDULES referred to in the foregoing Act.

## SCHEDULE (A.)

*Pocklington Canal.*

Rates, Tolls, and Duties to be taken to and from the Pocklington Canal Head and the River Derwent, and the intervening Towns.		Canal Head to and from East Cottingworth.	Bielby to and from East Cottingworth.	Walbut to and from East Cottingworth.	Melbourne to and from East Cottingworth.	Haggbridge to and from East Cottingworth.
		s. d.	s. d.	s. d.	s. d.	s. d.
Per Quarter	Wheat, Mastlin Barley, Rye, } Beans, and Peas - - - }	0 3	0 3	0 2 $\frac{1}{4}$	0 2 $\frac{1}{4}$	0 2 $\frac{1}{4}$
—	Malt and Oats - - - - }	0 2 $\frac{1}{2}$	0 2 $\frac{1}{4}$	0 2 $\frac{1}{4}$	0 2 $\frac{1}{4}$	0 2
—	Rape and Mustard Seed, } Apples, Pears, and Onions }	0 5	0 5	0 4 $\frac{3}{4}$	0 4 $\frac{3}{4}$	0 4 $\frac{1}{2}$
—	Rye Grass - - - - - }	0 5	0 5	0 4 $\frac{3}{4}$	0 4 $\frac{3}{4}$	0 4 $\frac{1}{2}$
Load, Pack, Bag.	Shelling per Load, Oatmeal } per Pack, and Flour per } Bag - - - - - }	0 3	0 3	0 3	0 3	0 3
Per Ton -	Coals, Cinders, and Slack - - }	1 6	1 4	1 4	0 10 $\frac{1}{2}$	0 9
—	Hay and Straw - - - - - }	6 5	6 3	6 3	6 2	6 1
—	Bacon, Cheese, Potatoes, } Turnips, and Carrots - }	3 6	3 3	3 0	2 11	2 9
—	Soap, Currants, Sugar, Treacle, } Fruit, in Chests or } Boxes, Starch, Tobacco, } Turpentine, Hemp, Flax, } Tar, Oil, heavy Seeds, } and all Kinds of Gro- } ceries - - - - - }	6 0	6 0	5 10	5 6	5 6
—	Chalk and Whiting - - - - }	3 0	3 0	3 0	2 9	2 9
—	Gravel and Sand - - - - - }	0 8	0 8	0 7 $\frac{1}{2}$	0 6 $\frac{3}{4}$	0 6 $\frac{3}{4}$
—	Timber 40 Feet, Fir Timber } 50 Feet, Deals and } Battens - - - - - }	3 0	3 0	2 8	2 6	2 4
—	Bark and Charcoal - - - - - }	3 0	2 11	2 8 $\frac{1}{2}$	2 6	2 6
—	Brass, Lead, Iron, Nails, } and Ironmongery Goods }	3 9	3 8	3 5	3 2 $\frac{1}{2}$	3 0
—	Dry Pelts and Spetches - - }	3 9	3 8	3 5	3 2 $\frac{1}{2}$	3 0
—	Green Hides - - - - - }	4 3	4 1	3 9	3 9	3 8 $\frac{1}{2}$
—	Glass and Earthenware - - }	5 6	5 5	5 0 $\frac{1}{2}$	5 0 $\frac{1}{2}$	5 0 $\frac{1}{2}$
—	Household Furniture - - - }	6 0	6 0	5 8	5 8	5 7
—	Cobbles for Paving - - - - }	1 6	1 6	1 3	1 3	1 3
—	Slates - - - - - - - - }	3 0	3 0	2 9	2 9	2 8
—	Flags 10 Square Yards 16 } Cubic Feet - - - - - }	2 10	2 10	2 8	2 6	2 6
—	Bones, Bone Dust, Rape } Dust, Soot, Soap Ashes, } Horn Shavings, and } Whale Blubber - - - }	1 0	1 0	1 0	1 0	1 0
—	Salt - - - - - - - - - }	2 0	2 0	2 0	2 0	2 0
—	All Manure not specified } above - - - - - }	0 6	0 6	0 6	0 6	0 6



Rates, Tolls, and Duties to be taken to and from the Pocklington Canal Head and the River Derwent, and the intervening Towns.				Canal Head to and from East Cottingworth.		Bielby to and from East Cottingworth.		Walbut to and from East Cottingworth.		Melbourne to and from East Cottingworth.		Haggbridge to and from East Cottingworth.	
				s.	d.	s.	d.	s.	d.	s.	d.	s.	d.
Thousand	-	Bricks and Tiles	-	2	2	2	1	1	10½	1	10½	1	9
Chaldron	-	Lime	-	1	0	1	0	0	10	0	8	0	8
Firkin	-	Butter	-	0	1	0	1	0	1	0	1	0	1
Chest	-	Tea	-	0	4	0	4	0	4	0	4	0	4
Pipe	-	Wine	-	4	6	4	6	4	3½	4	3½	4	0½
Puncheon	-	Spirits	-	2	6	2	6	2	3½	2	3½	2	1
Bundle	-	Laths and Willows	-	0	1	0	1	0	1	0	1	0	1
Pocket	-	Hops	-	0	6	0	6	0	5½	0	5½	0	5
Dozen	-	Liquors, Ale, Porter, Cider, &c. in Quart Bottles	-	0	2	0	2	0	1¾	0	1¾	0	1½
Barrel	-	Ale and Porter	-	0	8½	0	8½	0	8	0	8	0	7½
Butt	-	Porter	-	2	6	2	6	2	4	2	4	2	3½
Sheet	-	Wool	-	0	5	0	5	0	4½	0	4	0	3¾

From any of the intermediate Towns on the Line to any other Town a proportionate Part of the above Dues according to the Distance.

### SCHEDULE (B.)

#### *Leven Canal.*

Rates, Tolls, and Duties to be taken for Goods and other Merchandize and Things conveyed along the Leven Canal or any Part thereof.

For Lime and Limestone, Dung, Soot, Rape } 6d. per Ton.  
Dust, and other Manure, the Sum of - }

For all Coal and Coke, the Sum of - - 9d. do.

For Wheat and Beans, Pease, and Seeds - 1½d. per Quarter.

For Oats and Barley - - 1d. do.

For Stones, Bricks, Tiles, Slate, and Sand, } 1s. per Ton.  
the Sum of - - }

For all other Goods, Wares, Merchandize, and } 1s. do.  
Things whatsoever, the Sum of - - }

And the additional Sum of 7s. for the Wharfage of every Boat, Barge, or other Vessel loaded with Goods, and using and navigating upon the same Canal.



