



ANNO SECUNDO

VICTORIÆ REGINÆ.

Cap. xli.

An Act for enabling the *Liverpool* and *Manchester* Railway Company to extend the Line of the said Railway, and for amending and enlarging the Powers and Provisions of the several Acts relating to such Railway. [14th June 1839.]

WHEREAS by an Act passed in the Seventh Year of the Reign of His Majesty King George the Fourth, intituled *An Act for making and maintaining a Railway or Tramroad from the Town of Liverpool to the Town of Manchester, with certain Branches therefrom, all in the County of Lancaster,* the several Persons thereby united and made One Body Corporate of the Name and Style of "The *Liverpool* and *Manchester* Railway Company," were authorized to make a Railway from *Liverpool* to *Manchester*: And whereas by Three other Acts, the one passed in the Ninth Year of His said Majesty King George the Fourth, intituled *An Act to enable the Company of Proprietors of the Liverpool and Manchester Railway to alter the Line of the said Railway, and for amending and enlarging the Powers and Provisions of the several Acts relating thereto,* another passed in the Tenth Year of the same Reign, intituled *An Act for enabling the Liverpool and Manchester Railway Company to make an Alteration in the Line of the said Railway, and for amending and enlarging the Powers and Provisions* [Local.] 10 F of 7 G. 4. c. 49. 9 G. 4. c. 7. 10 G. 4. c. 35.

of the several Acts relating thereto, and the other passed in the Second Year of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for enabling the Liverpool and Manchester Railway Company to make a Branch Railway, and for amending and enlarging the Powers and Provisions of the several Acts relating to such Railway*, the Company were empowered to make certain Alterations in the Line of the said Railway: And whereas Three other Acts were passed, one in the Session of Parliament held in the Seventh and Eighth Years of the Reign of King *George* the Fourth, intituled *An Act for amending and enlarging the Powers and Provisions of an Act relating to the Liverpool and Manchester Railway*, another in the First Year of the Reign of King *William* the Fourth, intituled *An Act for amending and enlarging the Powers and Provisions of the several Acts relating to the Liverpool and Manchester Railway*, and the other in the Seventh Year of the Reign of His said late Majesty King *William* the Fourth, intituled *An Act for enabling the Liverpool and Manchester Railway Company to raise more Money, and for amending and enlarging the Powers and Provisions of the several Acts relating to the said Railway*: And whereas the said Railway, by the said several recited Acts, or some of them, authorized, has been made: And whereas it is expedient that the said *Liverpool and Manchester Railway Company* should be empowered to extend the Line of the said Railway, and to make and maintain a Railway or Railways (with proper Works and Conveniences) to connect the *Liverpool and Manchester Railway* with the *Manchester, Bolton, and Bury Railway* in the Township of *Salford*, and with the *Manchester and Leeds Railway* in the Township of *Manchester*, all in the said County: And whereas it is expedient that some of the Powers and Provisions in the said several recited Acts should be altered, amended, extended, and enlarged, and that further Powers should be granted: And whereas the several Purposes herein-before mentioned cannot be carried into execution without the Aid and 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 Parliament assembled, and by the Authority of the same, That the said several recited Acts of Parliament herein-before recited or mentioned, and all Powers for or respecting the taking of Land, and all other Powers, Authorities, Exceptions, Penalties, Forfeitures, Rules, Remedies, Directions, Articles, Matters, and Things therein respectively contained, shall (except so far as the same, or any of them, is or are heretofore or hereby varied, altered, or repealed,) be good, valid, and be revived and extended to, and be applicable and effectual for carrying this Act into execution, to all Intents and Purposes, and in as full, ample, and beneficial a Manner as if the same were repeated and re-enacted expressly and at length in this present Act.

Powers of recited Acts extended to this Act.

Power to make a Branch Railway.

II. And be it further enacted, That it shall be lawful for the said *Liverpool and Manchester Railway Company*, and they are hereby authorized and empowered (if they think fit), to extend and enlarge the Line of the *Liverpool and Manchester Railway*, and to make a Branch Railway or Railways as herein-after mentioned, or any Part

or Parts thereof, for the Passage of Waggon and other Carriages properly constructed, commencing at and communicating with the new Line of the said *Liverpool and Manchester Railway* in the Township of *Salford* in the Parish of *Manchester* aforesaid (at or near to *Cross Lane* in the said Township), in an eastwardly Direction, to the *Manchester, Bolton, and Bury Railway* in the said Township of *Salford*, and then from or from near to the Termination of the said last-mentioned Railway (near to the *New Bailey* in the said Township) to and to communicate with the proposed Extension, Enlargement, or new Line of the *Manchester and Leeds Railway* on the north-easterly Side of the River *Irwell* in the Township and Parish of *Manchester* aforesaid, in a Piece of Land near to a Place there called *Hunt's Bank*, lying between *Great Ducie Street* and a Dwelling House lately occupied by Mr. *Edward Norris*, and there or thereabouts terminating, the said extended or new Line or Lines of Railway passing from, through, or into the several Townships, Parochial Chapelries, or Places of *Salford, Cheetham, and Manchester*, all in the Parish of *Manchester* aforesaid, or some or one of them, with proper Warehouses, Wharfs, Stations, Yards, and Works belonging thereto or connected therewith, and that such extended Railway shall for all Purposes whatsoever be and be considered as Parcel of the said *Liverpool and Manchester Railway*.

III. And whereas Plans and Sections describing the Lines and Levels of the Extension of the said *Liverpool and Manchester Railway*, and the Lands and Buildings in and through which the same and the Works connected therewith are intended to be carried or made, together with Books of Reference to such Plans respectively, containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and Occupiers of such Lands and Buildings, have been deposited in the Office of the Clerk of the Peace of the County of *Lancaster*, being the County within which such Extension is intended to be made: And whereas the said Plans and Sections have been approved of by Parliament as the Plans and Sections according to which the said Extension is to be made; be it therefore enacted, That the Plans and Books of Reference so deposited shall remain with and be kept by the said Clerk of the Peace, who shall at all seasonable Hours of the Day permit any Person to view and examine the same, and to make Copies of or Extracts therefrom, such Person paying for the same the Sum of One Shilling for every such Inspection, and the further Sum of One Shilling for every Hour during which such Inspection shall continue after the first Hour, and after the Rate of Sixpence for every One hundred Words copied therefrom; and that the said Plans and Books of Reference, or true Copies thereof respectively, or of so much thereof respectively as shall relate to any Matter in question, shall be and are hereby declared to be good Evidence in all Courts of Law and elsewhere.

Plans describing the Extension deposited with the Clerk of the Peace to remain there and be open for Inspection.

IV. Provided always, and be it further enacted, That it shall be lawful for the said Company to make the said Railway or Railways and other Works, and to take Lands and Buildings required for the Purposes of the said Undertaking, although such Lands and Buildings, or any of them, or the Situation thereof respectively,

Unintentional Errors in Schedule or Plans or Books of Reference not

to prevent
Execution of
the Act.

tively, or the Names of the Owners, Lessees, and Occupiers thereof respectively, may happen to be omitted, mis-stated, or erroneously described in or upon the said Plans and Books of Reference, or in the Schedule to this Act annexed, if it shall appear to any Justice of the Peace for the said County, (in case of Dispute about the same,) and be certified by Writing under his Hand, that such Omission, Mis-statement, or erroneous Description proceeded from Mistake; and every such Certificate shall be deposited with and remain in the Custody of the Clerk of the Peace for the said County.

Limiting
Deviation
from Plan.

V. And be it further enacted, That the said Company, in making the said Railway or Railways by this Act authorized, shall have full Power and Authority to deviate from the Line and Levels delineated on the Maps or Plans and Sections deposited with the Clerk of the Peace for the said County of *Lancaster*: Provided always, that no such Deviation shall extend to a greater Distance than Ten Yards from the Line so delineated upon the said Plans, save as regards the Properties lying between *Ordsall Lane* and *Quay Street* and *Cook Street*, as described on the Plans deposited as aforesaid; and as regards the several Properties lying between those Points, it shall be lawful for the said *Liverpool* and *Manchester* Railway Company to construct the Railway through the same, but not so as to deviate more than Thirty-five Yards on either Side from the existing Line; nor shall such Deviation extend into the Lands or Property of any Person whose Name is not mentioned in the said Books of Reference, unless the Name of such Person shall have been omitted by Mistake, and unless the Fact that such Omission proceeded from Mistake shall be certified in manner herein-before provided for in Cases of unintentional Errors in the said Books of Reference.

Limiting
Deviations
from Datum
Line de-
scribed on
the Section,
&c.

VI. And be it further enacted, That in making the said Railway it shall not be lawful for the said Company to deviate from the Levels of the said Railway, as referred to the common Datum Line described on the Section so deposited as aforesaid, and as marked on the same, to any Extent exceeding in any Place Five Feet, or in the said Towns of *Salford* and *Manchester* Two Feet, without the Consent of the Owners, Lessees, and Occupiers of the Land in, through, or over which such Deviation is intended to be made; or in case any public Street or Carriage Road shall be affected by such Deviation, then the same shall not be made without the Consent of the Trustees or Commissioners, or, if there be no such Trustees or Commissioners, without the Consent of Two or more Justices of the Peace for the said County in Petty Session assembled for that Purpose, and acting for the District in which such public Street or Carriage Road may be situated, or without the Consent of the Commissioners for any public Sewers, or without the Consent of the Proprietors of any Canal or Navigation affected by such Deviation; and that no Increase in the Inclination or Gradients of the said Railway, as denoted by the said Section, shall be made in any Place to an Extent exceeding the Rate of Three Feet *per* Mile; and where in any Place it is intended to carry the Railway on an Arch or Arches, as marked on the said Plan or Section, the same shall be made accordingly; and where a Tunnel is marked on the said Plan or Section as intended to be

be made at any Place, the same shall be made accordingly, unless the Owners, Lessees, and Occupiers of the Land in or through which such Arch or Arches or Tunnel is or are intended to be made shall consent that the same shall not be so made: Provided nevertheless, that it shall be lawful for the said Company (with such Consent as aforesaid, and not otherwise,) to make a Tunnel or an Arch or Arches as aforesaid, not marked on the said Plan or Section, so that no such Tunnel shall be of a greater Length than Two hundred Yards, and that no Two Tunnels be at a less Distance from each other than One hundred Yards measured on the Line of the said Railway: Provided always, that Notice of every Petty Session to be holden for the Purpose of obtaining such Consent of Justices as aforesaid shall, Fourteen Days previous to the holding of such Petty Sessions, be given in some Newspaper circulating in the County of *Lancaster*, and also be affixed on the Church Door of the Parish in which such Deviation or Alteration is intended to be made, or if there be no Church, some other Place to which Notices are usually affixed: Provided also, that for the Purpose of consenting to any such Deviation from the said Sections, and to any tunnelling or arching as aforesaid, the Word "Owners" shall be deemed and taken to mean such Persons as are herein capacitated to agree for the Sale of and to convey Land for making the said Railway; and the Consent of such Persons, with or without the Consent of any other Persons interested as Owners in the said Lands, shall be deemed and taken to be sufficient for the Purposes aforesaid.

VII. And be it further enacted, That it shall not be lawful to diminish the Radius of any Curve as described on the Plan deposited with the Clerk of the Peace, unless such Radius exceed One Mile, nor to diminish it in any such Case so that it shall become less than One Mile, nor to diminish any greater Radius by more than a Quarter of a Mile, unless where it exceeds Two Miles, or by more than Half a Mile, unless where it exceeds Three Miles on the said Plan.

Restricting
Alteration in
Curves.

VIII. Provided also, and be it further enacted, That nothing herein contained shall authorize the said Company, or any Person acting under their Authority, to take, injure, or damage, for the Purposes of this Act, any House or other Building attached to a House which was erected or built on or before the Thirtieth Day of *November* One thousand eight hundred and thirty-eight, or any Ground which was then set apart and used as and for a Garden, Orchard, Yard, Park, Paddock, Plantation, planted Walk or Avenue to a House, or any inclosed Ground planted as an Ornament or Shelter to a House, or planted and set apart as a Nursery for Trees, other than and except such as are specified in the Schedule to this Act annexed, without the Consent in Writing of the Owner and Occupier thereof respectively, unless the Omission thereof in such Schedule shall have proceeded from Mistake or Inadvertence, and unless it shall be so certified in manner herein-before provided for in Cases of unintentional Errors in the said Book of Reference.

Houses and
Gardens not
to be used
unless spe-
cified in the
Schedule.

Empowering
Company to
purchase Ten
Acres of
Land.

IX. And be it further enacted, That it shall be lawful for the said Company and they are hereby empowered to contract with any Person or Corporation (who shall be willing to sell the same) for the Purchase of any Lands, not exceeding in the whole Ten Statute Acres (in addition to the Lands by any of the said recited Acts authorized to be taken and used), in such Place or Places as shall be deemed eligible, for the Purpose of making and providing additional Stations, Yards, Wharfs, waiting, loading, or unloading Places, Warehouses, Offices, and other Buildings and Conveniences for receiving, depositing, loading, or keeping any Cattle, or any Goods, Articles, Matters, or Things, conveyed or intended to be conveyed upon the said Railway, or for making convenient Roads or Ways thereto, or for any other Purposes whatsoever connected with the Undertaking which the said Company shall judge requisite; and it shall be lawful for all Persons and Corporations (including especially such Persons and Corporations as are by the said recited Acts or any of them capacitated to sell and convey other Lands, and release Rents and other Charges,) to sell or grant and convey to the said Company and their Successors any Lands whatsoever, for the Purposes herein-before mentioned or any of them, and release Rents and other Charges thereon, or to enfranchise any such Lands, being of Copyhold or Customary Tenure, in the same Manner as is by the said recited Acts or any of them directed concerning the Lands to be taken for the Purpose of making the said Railway and other Works by the said Acts authorized.

Company
authorized to
sell Lands
not required
for additional
Stations, &c.
and after-
wards to pur-
chase other
Lands for the
same Pur-
poses.

X. And be it further enacted, That it shall be lawful for the said Company to sell and dispose of such additional Lands as they are by this Act empowered to purchase and shall actually have purchased for the Purposes of additional Stations, Yards, Wharfs, waiting, loading, and unloading Places, Warehouses, Offices, and other Buildings and Conveniences, as herein-before authorized, or such Parts of such Lands as the said Company shall think proper, and in such Manner and for such Considerations and to such Persons as the said Company shall think proper, and again to purchase other Lands which the said Company shall deem more eligible for the Purposes aforesaid, and afterwards to sell and dispose of the same in manner herein-before mentioned, and so from Time to Time as the said Company shall deem proper, so that the total Number of Acres to be purchased and held by the said Company for the Purposes lastly herein-before mentioned shall not exceed at any one Time the Number of Acres for those Purposes expressly specified or allowed in this and the said recited Acts.

Treasurer,
upon Receipt
of Money, to
give and sign
Receipts.

XI. And be it further enacted, That upon Payment of any Money which shall arise from the Sale or Sales, by the said Company or their Successors, of any Messuages, Lands, Tenements, or Hereditaments, or Share or Shares, or Part or Parts, Interest or Interests of or in Messuages, Lands, Tenements, or Hereditaments which shall have been purchased by the said Company under any of the Powers in the said recited Acts or in this Act contained, it shall be lawful for the Treasurer or Treasurers for the Time being of the said Company

pany to sign and give 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 Messuages, Lands, Tenements, or Hereditaments, Parts, Shares, or Interests, 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 for any Loss, Misapplication, or Non-application of such Purchase Money or any Part thereof.

XII. And be it further enacted, That it shall not be lawful for the said Company to purchase for the Purposes last before mentioned, from any Corporation, Trustee, Feoffee in Trust, for charitable or other Purposes, Executor, Administrator, Husband, Guardian, Committee, or other Trustee for or on behalf of any Infant, Lunatic, Idiot, Feme Covert, or Cestuique Trust, or from any Tenant for Life or in Tail, or Person to whom or for whose Benefit Lands are limited in strict Settlement, or other Persons, being under legal Disability or Incapacity, more than such Ten Statute Acres; and in case the said Company shall purchase such Ten Statute Acres from any Person or Corporation under such legal Disability or Incapacity as aforesaid, and shall afterwards sell the Whole or any Part of such Ten Statute Acres so purchased, it shall not be lawful for the said Company to purchase of or from the same Person or Corporation, being under legal Disability or Incapacity, nor for such Person or Corporation to sell to the said Company, any other Lands in lieu of such Statute Acres of Land, or any Part thereof, so sold or disposed of by the said Company.

Restraining Company from purchasing more than Ten Acres of Land for additional Stations from incapacitated Persons.

XIII. And be it further enacted, That if any Corporation or other Party by this Act authorized to sell and convey any Lands, Tenements, or Hereditaments shall be applied to by or on behalf of the said Company, to treat for, sell, dispose of, or convey any Part of any House, Warehouse, Building, or Manufactory, and shall, by Notice in Writing to be left with the Clerk of the said Company, within Twenty-one Days after such Application, signify his Inclination or Desire to treat for, sell, dispose of, and convey the Whole of such House, Warehouse, Building or Manufactory, and if it shall happen that the said Company shall not think proper or be willing to purchase the Whole of such House, Warehouse, Building, or Manufactory, then and in every such Case nothing in this Act contained shall extend or be construed to extend to compel such Corporation or Party interested therein to treat for, sell, dispose of, or convey, or to authorize the said Company to take or use, Part only or less than the Whole of such House, Warehouse, Building, or Manufactory; any thing herein contained to the contrary thereof in anywise notwithstanding.

No Person compellable to sell Part of his House, &c. if willing to sell the Whole.

XIV. And be it further enacted, That within Twenty-one Days next after Notice in Writing from the said Company or their Agent duly authorized of their Intention to take or use any Land, Tenement, or Hereditament or any Part thereof, for the Purposes of this Act and of this Provision, shall have been given to any Corporation or other Person seised, possessed of, or interested in, or authorized

Parties to deliver a Statement of their Estates and Claims within 21 Days after Notice.

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by this Act to accept and receive Satisfaction, Recompence, or Compensation for the Value of the same, or any Estate, Share, or Interest therein or Charge thereon, or for any Injury or Damage sustained on account of the Execution of this Act, or left at the last known Place of Abode of such Person, or given to the Clerk or known Agent of such Corporation, such Person or Corporation shall deliver or cause to be delivered at the Office of the said Company a Statement in Writing of the Particulars of the Estate, Share, Interest, or Charge which they or he claim to be entitled to, or to be authorized to receive Satisfaction, Recompence, or Compensation for, and of the Injury or Damage sustained by them or him, and of the Amount of the Sum of Money which they or he may expect and be willing to receive in Satisfaction, Recompence, or Compensation for the Value of such Estate, Share, Interest, or Charge, and for such Injury or Damage respectively.

If Land is not contracted for within Three Years the Power of purchasing to cease.

XV. Provided always, and be it further enacted, That if the said Company shall not within the Space of Three Years, to be computed from the passing of this Act, agree for and cause to be valued, and shall pay for, as in the said first-recited Act is mentioned, the Houses, Buildings, or other Premises which they are by this Act empowered to purchase (or so much thereof as shall be deemed necessary or proper for the Purposes of this Act), then from thenceforth all the Powers which are hereby granted to them for such Purpose only shall cease and determine and be utterly null and void.

Special Jury.

XVI. And be it further enacted, That in all Cases of Controversy between the said Company and any Person or Persons, where by the said first-recited Act a Jury is authorized or directed to be summoned, it shall be lawful for the said Company, or for the Person or Persons with whom any such Controversy shall arise, and they are hereby empowered, if they think proper so to do, to require the Sheriff or Under Sheriff of the County in which such Controversy is to be determined to summon the Party with whom such Controversy shall arise, or the said Company, to appear, by himself or themselves, or his or their Attorney, before the said Sheriff or Under Sheriff, at such convenient Place and Time as such Sheriff or Under Sheriff shall appoint, for the Purpose of nominating a Special Jury between the said Parties, which Requisition to the said Sheriff or Under Sheriff shall be served on such Sheriff or Under Sheriff a reasonable Time before the Time appointed for taking the said Inquiry; and such Sheriff or his Under Sheriff shall and he is hereby required to produce or cause to be produced, at the Place and Time so appointed, the Jurors Book and Special Jurors List, and the Numbers, written on Parchment or Card, as specified and directed in and by the Statute made and passed in the Sixth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act for consolidating and amending the Laws relative to Jurors and Juries*, and at the Place and Time so appointed the said Sheriff or his Under Sheriff, or some Persons duly appointed by them or one of them, shall proceed to nominate or strike a Special Jury in the Manner specified and authorized by the last-mentioned Act to be performed by the proper Officers of Her Majesty's Courts at *Westminster*; and the said

6 G. 4. c. 50.

said Sheriff or Under Sheriff, or some Person duly appointed by them or either of them as aforesaid, shall, at some then future reasonable Time and Place to be appointed by him in that Behalf, proceed to reduce the said Special Jury in the Manner used and accustomed to be performed by the proper Officers of the Superior Courts as aforesaid, of which last-mentioned Time and Place not less than Twenty-four Hours Notice in Writing shall be given by the Party requiring such Special Jury to be summoned to the said other Party; and the Special Jurymen to be summoned, impanelled, and returned by the said Sheriff or Under Sheriff shall be subject to all such and the same Fines and Penalties for Nonattendance, and to all such and the same Provisions, as Jurymen are by the said recited Railway Act rendered subject to: Provided always, that nothing herein contained shall be construed to prevent the same Special Jury from trying any Number of Inquiries, so as the Parties to such Inquiries respectively, or their Attornies, shall have signified their Assent in Writing to the Nomination of such Special Jury for the Trial of their respective Inquiries, nor shall any Special Jurymen be required to attend more than once in the same Year for the Trial of any Inquiries under this or the said recited Acts, or any of them: Provided also, that if a sufficient Number of Special Jurymen shall not attend at the Time and Place appointed for holding the Inquiry, the Sheriff, Under Sheriff, Coroner, or other Person presiding thereat shall, on the Request of either of the Parties to such Inquiry, add to the List of such Special Jury the Names of any By-standers qualified to act as Jurymen for the County in which the Inquiry is held; and all Persons shall have their lawful Challenges against the Jurymen so added; and the said Sheriff, Under Sheriff, Coroner, or other Person shall and may proceed in the said Inquiry with the Jurors so added, in like Manner as he might have done if all the Persons summoned to attend as Jurymen on such Inquiry had attended thereat.

XVII. Provided always, and be it further enacted, That the Consideration Money to be paid for any Lands to be purchased for the Purposes of this Act from or conveyed by any Corporation, or any Person under any Disability or Incapacity, as in the said first-recited Act mentioned, or not having Power to sell, except under the Provisions of the said first-recited Act, shall in no Case be less than such Sum as the same shall be estimated at by the Verdict of a Jury, or by Two able practical Surveyors, one of whom shall be nominated by the said Company, and the other by the Person or Corporation contracting or agreeing to sell the same, and if such Two Surveyors shall not agree in the Valuation thereof, then by such Third Surveyor as any Two Justices acting for the County in which the Lands or any Part thereof shall be situate shall for that Purpose nominate; and each of the said Two Surveyors, if they shall agree in and make their Valuation, or if not then the Surveyor so to be nominated by the Justices as aforesaid, shall annex to their or his Survey, Estimate, or Valuation, when completed, a Declaration of the Correctness thereof.

Lands bought of any Corporation or Person under Disability to be valued by Two Surveyors or an Umpire.

XVIII. And be it further enacted, That in every Case in which the Verdict of a Jury to be summoned as in the said first-recited Act

Expences of Jury to be paid by

[Local.]

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the Company when the Verdict is for the same Sum as shall have been offered by the Company.

is directed for the Purpose of ascertaining the Value of any Lands to be taken or used for the Purposes of this Act, or the Sum of Money to be paid by way of Compensation or Satisfaction for any Damage to be done in the Execution of the Powers of this Act, shall be given for the same Sum as shall have been previously offered by the said Company, all the Costs, Charges, and Expences incurred in summoning, impannelling, and returning such Jury, taking such Inquisition, and the Attendance of Witnesses, and recording the Verdict or Judgment thereon, and otherwise incident to the said Inquisition, shall be ascertained, paid, levied, and recovered in the same Manner as such Costs, Charges, and Expences are by the said first-recited Act directed to be ascertained, paid, levied, and recovered, in Cases in which the Verdict of the Jury shall have been given for a greater Sum than shall have been previously offered by the said Company.

Expence of Council to be allowed in the Taxation of Costs.

XIX. And be it further enacted, That in all Cases where the Verdict of a Jury summoned as by the said first-recited Act directed shall be given for the same or a greater Sum than shall have been previously offered by the said Company for the Purchase of any Lands to be used or taken by them for the Purposes of this Act, or as Compensation for any Damage or Loss which may happen or arise in the Execution of any of the Powers thereof, the reasonable Fees which may have been paid to One Counsel for attending the Inquiry before such Jury by the Party with whom the said Company may be in Dispute shall be paid by the said Company; and the Amount of such Fees shall be settled and determined by the Sheriff, Under Sheriff, Coroner, or other Person presiding at the taking of such Inquiry, in like Manner as the Costs of summoning such Jury and other Expences payable by the said Company, but upon the same Scale of Allowance as may for the Time being be adopted or allowed by the Taxing Officers of Her Majesty's Courts of Record at *Westminster*.

Costs and Expences of Titles to be paid by the Company.

XX. And be it further enacted, That all the Costs, Charges, and Expences, on the Part as well of the Seller as the Purchaser, of all Conveyances and Assurances of any Lands which shall be purchased or taken by the said Company for the Purposes of this Act, and of deducing, evidencing, and verifying such Title as the said Company may require, and of making out and furnishing such Abstract and such attested Copies as the said Company may require, and all Expences whatsoever incident to the Investigation, Deduction, and Verification of such Title, shall be exclusively borne and paid by the said Company; and the said Company, before entering into possession of the said Premises so purchased or taken, shall pay the Amount of such Costs, Charges, and Expences, or, in case there shall be any Dispute about the same, shall obtain such Order as herein-after mentioned, and shall deposit, for the Purpose of paying the same, in such Manner as herein-after mentioned, the Amount of Costs, Charges, and Expences claimed by the Party from whom the Premises shall be purchased or taken: Provided always, that the said Company shall not be prevented from entering into possession of the said Premises so purchased by reason of the Nonpayment of the said Costs, Charges, and Expences, or by reason of the Order herein-before mentioned not having been obtained, or the Deposit herein mentioned

mentioned not having been made, unless the Party from whom such Lands shall have been purchased shall, within Seven Days after Notice in Writing for that Purpose shall have been given to them by the said Company, deliver a Bill of their said Costs, Charges, and Expences to the said Company.

XXI. And be it further enacted, That if the said Company and the Party aforesaid cannot agree as to the Amount of such Costs, Charges, and Expences, the same shall be ascertained by the Court of Exchequer, and it shall be lawful for the said Court, on Petition to be presented by the said Company, to order and direct that such Costs, Charges, and Expences shall be referred to one of the Masters of the said Court, to be taxed in the usual Manner, and such Order shall be served on the Party aforesaid, who shall be at liberty to proceed under the same; and after Taxation thereof it shall be lawful for the said Court to order and direct the Amount of such Costs, Charges, and Expences so taxed, together with the Costs, Charges, and Expences attending the Taxation thereof, or so much of the same as shall be payable by the said Company to the Party from whom the Premises shall have been purchased or taken, to be paid to the Party aforesaid: Provided always, that the said Company shall not be at liberty to enter into possession of the Premises so purchased or taken until an Order shall have been made for the Taxation of the said Costs, Charges, and Expences, and the said Company shall have deposited the Sum claimed in respect of the same in 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 there *ex parte* "The *Liverpool and Manchester Railway Company*," pursuant to the Method prescribed in an Act passed in the First Year of the Reign of His Majesty King *George* the Fourth, 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*, which Sum shall be applied, under the Order of the said Court, in Payment of the said Costs, Charges, and Expences: Provided always, that the Expence of determining such Costs, Charges, and Expences as aforesaid, and of obtaining the Order or Orders referring the same to be taxed, shall be borne and paid by the said Company, unless One Sixth of the said Costs, Charges, and Expences shall be disallowed, in which Case the said Expence shall be paid and borne by the Party from whom the said Premises were purchased or taken, and the Amount thereof may then be paid to the said Company out of the said Sum so deposited by them as aforesaid.

How such
Costs are to
be ascer-
tained.

1 G. 4. c. 35.

XXII. And be it further enacted, That upon Payment or legal Tender of such Sums of Money as shall have been agreed upon between the Parties, or awarded by a Jury in manner in the said first-recited Act mentioned, for the Purchase of any Lands for the Purposes of the said Undertaking, to the respective Proprietors of such Lands, or other Persons respectively interested therein and entitled to receive such Money, or if the Parties so respectively interested and entitled as aforesaid cannot be found, or shall be absent

Power to
enter Lands
on Payment
or Tender of
Purchase
Money, and
for setting
out the Line.

absent from *England*, or shall refuse or be unable from any Cause whatever to receive such Money as aforesaid, or shall refuse, neglect, or be unable to make a good Title to such Lands to the Satisfaction of the said Company, or if any Party entitled unto or to convey such Lands shall not be known, or shall die after such Agreement or Award, or shall be absent from *England*, or shall refuse, neglect, or be unable from any Cause to convey the same, then, upon Payment of such Money into the Bank of *England*, as in the said first-recited Act directed, to the Credit of the Parties interested in such Lands, or in case such Money shall have been agreed or awarded to be paid for the Purchase of any such Lands which any Corporation, Trustee, or Person under any Disability is by the said recited Act capacitated to convey, then upon Payment of the same into the Bank of *England*, as in the said first-recited Act is directed, to an Account *ex parte* "The *Liverpool* and *Manchester* Railway Company," then and in every such Case it shall be lawful for the said Company immediately to enter upon such Lands, and thereupon all the Estate, Use, Trust, and Interest of all Parties in respect of whose Rights or Interest such Purchase Money shall have been paid shall thenceforth be vested in and become the sole Property of the said Company, to and for the Purposes of the said recited Acts and this Act; and such Payment or Tender and Conveyance, or such Deposit in the Bank of *England* as aforesaid, shall operate to merge all outstanding or other Terms of Years, and to bar and destroy all Dower and Curtesy, and all Estates Tail, and other Estates in Reversion and Remainder, and all Rights, Titles, Limitations, and Trusts whatsoever of and in the said Lands purchased or paid for by means of such Payment, Tender, or Deposit: Provided always, that before such Payment, Tender, or Deposit in the Bank of *England* as aforesaid it shall not be lawful for the said Company, or for any Person acting under their Authority, to bore under, dig, or cut into, or enter upon such Lands for any of the Purposes of this or the said recited Acts, except as hereafter mentioned, without the previous Consent of the Persons in receipt of the Rents and of the Occupiers thereof respectively: Provided nevertheless, that the said Company shall be at liberty to enter upon the said Lands for the Purpose of setting out and marking, by Stakes or otherwise, the Line of the said Railway, and ascertaining the precise Direction thereof, and the Quantity and Extent of Land requisite to be taken for the Purpose of the same, but without boring upon, digging, or excavating the said Lands further than may be absolutely necessary for ascertaining the Nature of the Soil thereof, with the Consent of the Occupiers thereof, or without their Consent at such reasonable Times and under such Regulations and Restrictions as shall be authorized and imposed by any Justice of the Peace acting for the County or Place within which such Lands or any Part thereof may be situate, upon Notice to be given to the respective Occupiers of the said Lands, or left at their last known or usual Place of Abode: Provided also, that the said Company shall pay full Compensation for any Damage they may do in setting out or ascertaining their said Line, and the Nature of the Soil thereof, whether by the Destruction of Timber, boring, Excavation, or otherwise, such Compensation, in case of Dispute about the same, to be settled by any Two

Justices of the Peace for the County or Place where the said Lands may be.

XXIII. And be it further enacted, That so much of the said recited Acts or either of them as imposes any Penalty for the entering upon the Lands of any Person, without the previous Payment or Tender of the Sums agreed on or awarded for the Purchase of the same, shall be and the same is accordingly hereby repealed; and in lieu thereof be it enacted, that, save as herein-after provided, if the said Company, or any of their Contractors, shall wilfully enter upon and take possession of any Lands, except for the Purposes and according to the Provisions herein-before mentioned, without the Consent of the Persons in receipt of the Rents, or the Occupiers thereof, or without having made or tendered Payment for the same in manner herein-before directed, the said Company shall forfeit and pay to the Party in possession or in receipt of the Rents of such Lands, and to the Occupier, the Sum of Ten Pounds, and also the Amount of any Damage done to the said Lands by reason of such Entry and taking possession thereof as aforesaid, such Penalty and Damage respectively to be recovered before any Two Justices of the Peace for the County or Place where the said Lands may be situate, to be divided between the Person in possession or receipt of the Rents and the Occupier in such Shares and Proportions as to such Justices shall seem proper and reasonable; and if the said Company or the Contractors shall, after Conviction in such Penalty as aforesaid, or after Notice to the said Company from the Party in possession of such Lands, continue in the unlawful Possession of the said Lands, the said Company shall be liable to forfeit and pay the Sum of Twenty Pounds for every Day they or their Contractors may so remain in possession as aforesaid, such Penalty to be recoverable by the Party in possession or in the Receipt of the Rents of the said Lands, with full Costs of Suit, in any of Her Majesty's Courts of Record at *Westminster*: Provided always, that nothing herein contained shall be held to subject the said Company to the Payment of any such Penalties as aforesaid, if they shall *bonâ fide* and without Collusion have paid or tendered the Compensation agreed on or awarded to be paid in respect of the said Lands to any Person whom the said Company may have reasonably believed to be entitled to receive the same, although such Person may not have been legally entitled to receive the same, or if the said Company unknowingly shall have made an incorrect Deposit thereof; nor shall any Decision of any Justices under the Provisions herein-before contained be held conclusive as to the Right of Entry by the said Company: Provided also, that in case the said Company shall have given Notice of this Provision to any Contractor or Contractors, the said Company shall be entitled to recover from such Contractor or Contractors any Penalty in which they may have been convicted in consequence of the Acts of such Contractor or Contractors, or his or their Servants, Agents, or Workmen, done without the Authority of the said Company.

Penalty for entering on Lands before Purchase.

XXIV. And be it further enacted, That if any Proceedings shall at any Time be had or taken against the said Company, or any Person

Providing Remedy in case of Pro-

[Local.]

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claiming

ceedings for
Recovery of
Land pur-
chased by the
Company.

claiming under them, for the Recovery of the Possession of any Land which may have been purchased or taken in pursuance of this or the said recited Acts for which they shall have *bonâ fide* and without Collusion paid, deposited, or tendered, according to the Provisions of the said recited Acts or this Act, the Purchase Money, Compensation, or Satisfaction agreed or awarded to be paid in respect of the same, then within Two Calendar Months after final Judgment shall be obtained by any Person for the Recovery of the Possession of any such Lands, or the final Determination of any Writ of Error or Appeal from such Judgment, or the final Taxation of the Costs of such Proceedings, there shall be paid or tendered, in lieu of such Lands, to the Person so obtaining such Judgment, or into the Court in which such Proceedings shall be pending, his Costs, Charges, and Expences of any Proceedings for the obtaining such Judgment, together with such Sum of Money as the Jury shall in manner herein-after mentioned find to be the Value of the said Lands at the Time when the same were purchased and conveyed for the Purposes of the said Acts, or when Possession thereof was taken as aforesaid by the said Company, together with such a Sum of Money as the said Jury shall at the Time find to be the Value or an Equivalent for such mesne Rents and Profits of the said Lands, in case the same had not been taken or used for the said Railway, as the Party obtaining such Judgment would have been entitled to; or in case the Person obtaining such Judgment shall be entitled to any partial or less Interest in the said Land than the absolute Fee Simple thereof in Possession, free from Incumbrances, then the Value of the said Lands, to be ascertained as after mentioned, shall be paid into the Bank of *England* with the Privity of the Accountant General of the Court of Exchequer, or in such other Manner as directed by the said recited Acts with respect to Lands purchased from such Parties; and upon Payment or Tender of such Sum or Sums of Money as herein-before mentioned, the Interest of such Person or Persons in the said Land shall be and remain absolutely vested in the said Company, their Successors and Assigns.

The Jury
who shall try
such Pro-
ceedings
shall ascer-
tain the
Value to be
paid in lieu
of the Land.

XXV. And be it further enacted, That the Jury who shall try any Proceedings brought for the Recovery of the Possession of such Lands as aforesaid shall at the same Time ascertain the Value thereof at the Time when they were purchased and conveyed for the Purposes of this Act, or when Possession was taken thereof by the said Company, or in default thereof such Value may be settled and ascertained by a Jury to be summoned and returned as in manner directed by the said recited Acts, and the Value so found shall be certified by the presiding Judge under his Hand, and such Certificate shall be delivered to the Person seeking to recover Possession of the same Lands, and such Value shall be the Amount to be paid in lieu of the said Lands, and shall be paid and applied in manner directed by this and the said recited Acts.

Corpora-
tions, &c.
may sell fur-
ther Lands

XXVI. And be it further enacted, That all Corporations and Persons by this or the said recited Acts capacitated to treat and agree with the said Company for the Sale and Conveyance of
Land

Land required for the said Railway may and they are hereby empowered (if they shall be willing, but not otherwise;) to treat and agree with the said Company for the Sale and Conveyance of any further Land that may hereafter be required for the Purpose of the said Railway, notwithstanding the Period by the said recited Acts limited for the compulsory Purchase of Land may have expired, but subject nevertheless to the Provisions and Restrictions in the said recited Acts and this Act contained.

XXVII. And be it further enacted, That if at any Time after the said Company shall have entered upon any Lands which shall be permanently required for the Purposes of the said recited Acts, and for which they shall have *bonâ fide* and without Collusion paid, deposited, or tendered, according to the Provisions of the said recited Acts or this Act, the Purchase Money, Compensation, or Satisfaction agreed or awarded to be paid in respect of the same, any Person or Corporation shall appear to be entitled to any Estate, Right, or Interest in, to, or affecting such Lands, which Estate, Right, or Interest the said Company shall have failed or omitted duly to purchase or to pay Satisfaction or Compensation for, by reason of the said Company not having had express Notice of the Existence thereof, or by reason of any other Accident or Mistake, and such Estate, Right, or Interest shall not have been vested in or barred or extinguished for the Benefit of the said Company by virtue of any of the Provisions in this or the said recited Acts contained, and the said Company shall, within the Period of Six Calendar Months after they shall have had express Notice of the Existence of such Estate, Right, or Interest, purchase or pay Compensation or Satisfaction for the same, then, notwithstanding such Estate, Right, or Interest, and whether the Period limited by the said recited Acts or this Act for the Purchase of Lands shall then have expired or not, the said Company shall remain in the undisturbed Possession of such Lands for the Purposes of this and the said recited Acts; and the Purchase Money, Compensation, or Satisfaction to be paid for such Estate, Right, or Interest shall be agreed on or awarded and paid, and such Estate, Right, or Interest shall be vested in or barred or extinguished for the Benefit of the said Company, in like Manner as, according to the Provisions in this and the said recited Acts contained, the same respectively would have been agreed or awarded and paid, and vested, barred, or extinguished, in case the said Company had purchased and paid Compensation or Satisfaction for such Estate, Right, or Interest before their Entry upon such Lands, or as near thereto as Circumstances will admit.

XXVIII. And be it further enacted, That whenever the said Company shall have occupied or shall occupy, under the Provisions of the said recited Acts or this Act, any Land for temporary Purposes, the said Company shall pay to the Owner and Occupier of the said Lands for the Time being full Compensation for the Occupation of the same, and for any temporary Injury such Owner and Occupier may sustain in consequence of the Occupation of the same, the Amount of which Compensation, whether the same shall exceed or be

to the Com-
pany.

The Com-
pany em-
powered to
purchase
Interest in
Land the
Purchase
whereof may
have been
omitted by
Mistake.

Compensa-
tion to be
made for
temporary
Damage.

be less than Twenty Pounds, shall be settled, from Time to Time as such Compensation shall be claimed, by any Two Justices acting for the District within which such Land may lie, and shall be recovered in the same Manner as Compensation for Damages is by the said recited Act of the Seventh Year of the Reign of King *George* the Fourth directed to be recovered: Provided always, that the permanent Injury or Damage, if any, which may be done to the said Land, shall be settled as directed by the said last-mentioned Act.

Penalty for obstructing the Construction of the Railway.

XXIX. And be it further enacted, That if any Person shall knowingly or wilfully obstruct or prevent any Person employed by the said Company or acting under their Authority in setting out the Line of the said Railway or any Part thereof, according to the Provisions of this and the said recited Acts, or pull up or remove any Stakes or Poles that may have been driven into the Ground, or deface any Marks made for the Purpose of setting out the Line of the said Railway, such Person shall be liable to a Penalty not exceeding Five Pounds for every such Offence.

Provision for Injury to Roads.

XXX. And be it further enacted, That in all Cases in which, in the Exercise of any of the Powers hereby granted, any Carriage or Horse Road, either public or private, or any Part of the same, shall be found necessary to be crossed, cut through, raised, sunk, taken, or so much injured as to be impassable for Travellers, Passengers, or Carriages, or Persons entitled to the Use thereof, the said Company shall, at their own Expence, before any such Road shall be so crossed, cut through, raised, sunk, taken, or injured as aforesaid, cause a good and sufficient Road, as the Case may require, to be set out and made instead of such Road so crossed, cut through, raised, sunk, taken, or injured, and such new Road shall be as convenient for Passengers and Carriages as the said Road so to be crossed, cut through, raised, sunk, taken, or injured as aforesaid, or as nearly so as may be, and shall cause such new Road to be put into good and substantial Order and Condition where the former Road cannot more easily be restored; and where the Road so crossed, cut through, raised, sunk, taken, or injured shall be a Turnpike Road, the substituted Road, if temporary, shall be so made, and the principal Road restored, within Six Calendar Months after the Commencement of such Operation, and the Railway, where it shall cross such Turnpike Road, shall be made and kept in repair so as to prevent Inconvenience or Obstruction to the Passage along such Turnpike Road; and in case the said Company shall not in manner aforesaid cause a good and sufficient Road to be set out and made before any such Road shall be so injured or prejudiced as aforesaid, or in case any Turnpike Road shall not be restored within Six Calendar Months after the Commencement of the Operation herein-before mentioned, then and in either of such Cases the said Company shall forfeit and pay for each and every Day beyond the prescribed Period the Sum of Thirty Pounds, which Penalty shall be recoverable from the said Company in such and the same Manner as any other Penalties incurred by the said Company for which no special Provision is made by this or the said recited Acts.

XXXI. And

XXXI. And be it further enacted, That in case the Railway by this Act authorized to be made shall at any Time or Times hereafter, from its near Approach to any Turnpike Road, occasion Danger to the Travellers on such Road in consequence of Horses being frightened by the Sight of the Engines and Carriages travelling upon the said Railway, it shall be lawful for any Person to make Complaint thereof to any Two Justices of the Peace acting for the Limit where such Turnpike Road shall lie, who shall summon the Clerk or Treasurer for the Time being of the said Company, or One of the Directors thereof, before them, to answer such Complaint; and if it shall appear to such Justices that the said Complaint is reasonable, then the said Company shall, within such Time as shall be ordered by the said Justices in that Behalf, and after Notice of such Order served upon them, or their principal Engineer, Clerk, or other Officer, or upon any Director, within such Time as shall be appointed by the said Justices, commence, and, within such Time as shall be appointed by the said Justices, complete Works in the Nature of a Screen near to or adjoining the Sides of the said Turnpike Road or the said intended Railway, as shall be directed by the said Justices, so as to prevent such Danger to Travellers upon the said Turnpike Road; and in case the said Company shall neglect, within the Time appointed in that Behalf, to commence, or shall not continue to execute such Works until the due Completion thereof, or shall not complete the same within the Time in that Behalf appointed, the said Company shall forfeit and pay for every Day during which they shall not commence or shall not proceed in the Completion of such Works, or during which such Works shall not be completed after the Time appointed for the Completion thereof, the Sum of Twenty-five Pounds, to be recoverable by the Commissioners or Trustees of the said Turnpike Road from the said Company in such and the same Manner as any other Penalties incurred by the said Company for which no special Provision is made by this or the said recited Acts.

Company to erect a Screen on Side of Railway in case of Danger to Passengers travelling on Turnpike Roads.

XXXII. And be it further enacted, That where the Railway by this Act authorized to be made shall cross any Turnpike Road or public Highway, either such Turnpike Road or public Highway shall be carried over the said Railway, or the said Railway shall be carried over the said Turnpike Road or public Highway, at the Expence of the said Company, by means of a Bridge of such Construction as is in this Act mentioned.

Railway not to cross Turnpike Roads, &c. on a Level.

XXXIII. And be it further enacted, That where any Bridge shall be erected by the said Company for the Purpose of carrying the said Railway over or across any public Carriage Road, the Span of the Arch of such Bridge shall (subject as after mentioned) be formed and shall at all Times be and be continued of such Width as to leave a clear and open Space under every such Arch of not less than Thirty Feet in the Case of a Turnpike Road, and of not less than Twenty-five Feet in all other Cases, and of a Height from the Surface of such Road to the Centre of such Arch of not less than Eighteen Feet; and the Descent under any such Bridge shall, in the Case of a Turnpike Road, not exceed One Foot in Thirty Feet, and in the Case of any other public Carriage Road shall not exceed

Regulations as to Width and Height of Bridges for carrying Railway over public Roads.

[Local.]

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One Foot in Twenty Feet, and in the Case of any private Carriage Road shall not exceed One Foot in Sixteen Feet: Provided however, that in no Case shall the said Company be compelled or compellable to make or leave any Bridge of a greater Width than the Road over or under which it is made now is at the Point of crossing.

Regulating
Ascent of
Bridges for
carrying
public Roads
over the
Railway.

XXXIV. And be it further enacted, That where any Bridge shall be erected for carrying any public Carriage Road over the said Railway, the Road over such Bridge shall be formed and shall at all Times be continued of such Width as to leave a clear and open Space between the Fences of such Road of not less than Thirty Feet in the Case of a Turnpike Road, and of not less than Twenty-five Feet in all other Cases, provided that the Width at the Point of crossing be now so much; and the Ascent of every such Bridge for the Purpose of such Carriage Road shall not in the Case of a Turnpike Road exceed One Foot in Thirty Feet, and in the Case of any other public Carriage Road shall not exceed One Foot in Twenty Feet, and in the Case of any private Carriage Road shall not exceed One Foot in Sixteen Feet; and a good and sufficient Fence shall be made on each Side of every such Bridge, which Fence shall not be less than Four Feet above the Surface of such Bridge: Provided always, that where the Level of any Roads shall be altered, the Ascent shall not be less than is herein-before specified for carrying such Road over the said Railway.

Parties claim-
ing Compen-
sation or
appealing to
be treated as
Plaintiffs.

XXXV. And be it further enacted, That every Party who shall claim any Compensation or Satisfaction for any Lands to be taken or used or for any Act to be done in pursuance of or by Authority of this Act, and every Party who shall appeal, in the Manner by said first-recited Act provided, from any Order, Judgment, or Proceeding made, given, or taken in pursuance of the said recited Acts or of this Act, shall be treated as Plaintiff, and shall have all such Rights and Privileges as Plaintiffs in Actions at Law are entitled to.

Company to
keep separate
Accounts
showing the
Number of
Passengers
carried.

XXXVI. And be it further enacted, That in all Cases in which the said Company of Proprietors shall carry for their own Profit any Passengers, Cattle or other Animals, Goods, Wares, or Merchandize, Articles, Matters, or Things, a separate Account shall be duly kept, showing the Amount of Tolls, Rates, or Dues which would have been received by the said Company for the Use of the said Railway in respect of such Passengers, Cattle or other Animals, Goods, Wares, or Merchandize, Articles, Matters, or Things, if carried by any other Party or Parties; and the Overseers of the Poor of the several Parishes and Townships through which the said Railway now passes or shall hereafter pass shall have free Access to and Liberty to inspect the same at any Times during the first Fourteen Days in the Months of *February* and *August* in each Year; and the Sums from Time to Time demanded by the said Company upon the Toll Boards by the said recited Act directed to be affixed in some conspicuous Place shall be assumed to be the gross Tolls, Rates, or Dues which would so have been received by the said Company for the Use of the said Railway: Provided always, that if the said Company shall refuse or neglect to keep such Accounts they shall forfeit and

and pay the Sum of Three hundred Pounds for each Default therein; and if the said Company shall at any reasonable Time, during the first Fourteen Days in the Months of *February* and *August* respectively, in each Year, refuse, for Ten Days after Demand in Writing, to permit any of the said Overseers of the Poor to inspect such Accounts as aforesaid, the said Company shall forfeit and pay the Sum of Fifty Pounds for each Day during which such Refusal shall continue; such several Penalties to be recovered and applied in like Manner as Penalties and Forfeitures are by the said recited Acts or one of them directed to be recovered and applied.

XXXVII. And be it further enacted, That the said Company shall and they are hereby required, in each and every Year, to cause an annual Account in Abstract to be prepared, showing the total Receipts and Expenditure of all Funds levied under or by virtue of this or the said recited Acts, for the Year ending on the Thirtieth Day of *June*, or some other convenient Day in each Year, under the several distinct Heads of Receipt and Expenditure, with a Statement of the Balance of such Account, duly audited and certified by the Secretary or Clerk for the Time being of the said Company, and shall transmit a Copy of the said Account free of Charge to the Clerk of the Peace for the said County of *Lancaster*, on or before the First Day of *January* then next, which Account shall be open to the Inspection of the Public at all seasonable Hours, on Payment of the Sum of One Shilling for every such Inspection: Provided always, that if the said Company shall omit or neglect to prepare and transmit, or cause to be prepared and transmitted, such Account as aforesaid, they shall forfeit and pay for every such Omission or Neglect the Sum of Twenty Pounds.

Annual Account to be made up and Copy transmitted to the Clerk of the Peace.

XXXVIII. And be it further enacted, That no Bye Law which the said Company may have heretofore made under the Authority of the said recited Acts (except such as may relate solely to the Proprietors or Directors of the said Company, or to any of their Officers or Servants,) shall be valid or binding for a longer Period than Six Months from the passing of this Act, nor shall any Bye Law, except as aforesaid, which shall hereafter be made by the said Company, be valid or binding unless the same shall be allowed by some Judge of one of Her Majesty's Courts of Record at *Westminster*, or by the Justices assembled at some General or Quarter Sessions of the Peace for the County of *Lancaster*, which said Justices are hereby authorized and required, on the Request of the said Company, to examine into the Bye Laws which may be tendered to them for that Purpose by the said Company, and to allow of or disallow the same, as to them may seem meet; and all Penalties which may be imposed by virtue of any such Bye Laws shall be so framed as to allow the Justice or Justices before whom the same may be sought to be recovered to order the Whole or any Part of such Penalties to be paid: Provided always, that a produced Copy of Bye Laws, bearing the Signature of a Judge of one of Her Majesty's Courts of Record at *Westminster*, or of a Justice of the Peace for the County of *Lancaster*, shall, for all Purposes of Evidence, and otherwise, be valid, building,

Bye Laws to be confirmed.

binding, and conclusive as to the due making, Allowance, and Ratification of such Bye Laws.

Repeal of
Clause as to
Limitation
of Actions.

XXXIX. And whereas it is by the said first-recited Act enacted, that no Action or Suit, or any Information or other Proceeding, of what Nature soever, shall be brought, commenced, or prosecuted against any Person for any thing done or to be done in pursuance of this Act, or in the Execution of the Powers or Authorities or any of the Orders made, given, or directed in, by, or under this Act, unless Fourteen Days previous Notice in Writing shall be given by the Person or Persons intending to commence and prosecute such Action, Suit, or Information to the Defendant or Defendants, nor unless such Action, Suit, or Information shall be brought or commenced within Three Calendar Months next after the Fact committed, or in case there shall be a Continuance of Damages then within Three Calendar Months next after the doing or committing such Damage shall have ceased, and not afterwards, and shall be laid and brought in the County where the Matter in dispute or Cause of Action shall arise, and not elsewhere; and the Defendant or Defendants in such Action, Suit, or Information shall and may 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 if any such Action, Suit, or Information shall have been brought or commenced before or after the respective Times so limited for bringing or commencing the same, or in any County or Place than as aforesaid, then and in every such Case the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall become nonsuited, or suffer a Continuance of his, her, or their Action, Suit, or Information after the Defendant or Defendants shall have appeared, or if a Verdict shall pass against the Plaintiff or Plaintiffs, or if upon Demurrer or otherwise Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Treble Costs, and shall have such Remedy for recovering the same as any Defendant hath for recovering Costs of Suit in any other Case by Law: And whereas it is expedient that the said Enactment should be repealed; be it therefore enacted, That the said Enactment shall be and the same is hereby declared to be repealed.

Provision for
the Punish-
ment of Per-
sons ob-
structing the
Railway, or
guilty of
Negligence
or Miscon-
duct thereon.

XL. And whereas it is expedient to make further and more effectual Provision for preventing Accidents upon the said *Liverpool* and *Manchester* Railway, and the Branches thereof; be it therefore further enacted, That if any Person shall wilfully, maliciously, or negligently leave, place, throw, scatter, or drop any Engine, Carriage, Waggon, Truck, Iron, Wood, Stones, Gravel, Rubbish, or any other Matter or Thing whatsoever, upon any Part of the said Railway, or any of the Branches thereof, whereby the Passage of or upon the said Railway or Branches shall or might be obstructed or impeded, or if any Person shall wilfully, maliciously, or negligently do or omit to do any Act whereby the Life or Limb of any Person passing along or who shall be otherwise upon the said Railway or Branches,

Branches, or the Works thereof respectively, shall be or might be injured or endangered, every such Person so offending, and every Person counselling, aiding, or assisting therein, shall be deemed guilty of a Misdemeanor, and, being convicted thereof upon the Oath of One or more Witnesses before any Two or more of Her Majesty's Justices of the Peace for the County or Place wherein the said Offence shall be committed, who are hereby authorized and required; upon Complaint to them made upon Oath, to take cognizance thereof, and to act summarily in the Premises, shall for every such Offence forfeit and pay a Sum not exceeding Ten Pounds, to be recovered and applied in like Manner as Penalties imposed by the said first-recited Act are directed to be recovered and applied, and in default of Payment thereof shall, in the Discretion of such Justices, be imprisoned, with or without hard Labour, for any Term not exceeding Three Calendar Months, or, being indicted and convicted of any such Offence as aforesaid before any Court of Quarter Sessions or Court of Assize, shall, at the Discretion of such Court, be imprisoned, with or without hard Labour, for any Period not exceeding Two Years.

XLI. And be it further enacted, That the Securities for Money borrowed by the said Company under the Authority of the said recited Acts or this Act, and the Dividends and Interest to arise thereupon, shall not be transferrable unless by Instrument duly stamped, in which the Consideration for such Transfer shall be stated, nor shall any Interest be paid upon the said Securities unless to the *bonâ fide* Holders thereof, or to the Parties to whom the same may have been lawfully assigned under an Instrument duly stamped, or to the Agents of such Holders or Parties duly authorized to receive the same.

Securities for Money not to be transferable except by Deed duly stamped.

XLII. And be it further enacted, That the said Company shall not be compelled or compellable to carry upon the said Railway any Goods which, in the Judgment of the said Company or their Officers or Agents, shall be of a dangerous Quality; and it shall be lawful also for the said Company to restrain any other Persons from carrying or having any such Goods upon the said Railway or Station or Works: Provided also, that public Notice shall be given of this Enactment, by the same being printed or painted on Boards, and hung up or affixed and continued in some conspicuous Place in the public Stations belonging to the said Company in *Liverpool*, *Manchester*, and *Salford*, in the said County, and by Advertisement in some public Newspaper published and circulated in *Liverpool* and in *Manchester* respectively.

Packages containing Goods of a dangerous Quality to be marked.

XLIII. And be it further enacted, That if any Person who has (personally or by some other Party) at any Time taken a Place or Seat, or paid the Fare, or been booked for the Purpose of being carried in, upon, or by any of the Coaches or Carriages of the said Company, or any other Company or Person using the said *Liverpool* and *Manchester* Railway, from one Place to another Place, shall knowingly or wilfully refuse or neglect to quit such Coach or Carriage on arriving at the Point to which he has paid his Fare, or been

For preventing Frauds on the Carriers on the Railway.

[Local.]

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booked,

booked, or taken his Place or Seat, or shall knowingly or wilfully ride or proceed, or attempt to ride or proceed, in the same or in any other Coach or Carriage, to a Place more distant than that to which he or she shall have so taken a Place or Seat, or paid the Fare, or been booked, without previously paying to the said Company or other Company or Person aforesaid the additional Fare or Price of Carriage to such more distant Place, or if any Person or Persons shall at any Time hereafter knowingly or wilfully ride or be in any of the said Company's Coaches or Carriages without having previously paid to the said Company or other Company or Person aforesaid his Fare, or the Charge for his Carriage, every such Person shall forfeit and pay any Sum not exceeding Forty Shillings, with Costs, to be recovered and applied in the same Way as any other Penalty or Forfeiture under any of the said recited Acts; and if any Person or Persons shall be discovered in or after the Commission or Attempt to commit any such Offence as aforesaid, it shall be lawful for all Officers and Servants and other Persons on behalf of the said Company, and for all Constables, Gaolers, and Peace Officers, to apprehend and detain every such Person until he, she, or they can be conveniently taken before some Justice of the Peace, or until he, she, or they be otherwise discharged by due Course of Law.

Notices to
the Com-
pany.

XLIV. And be it further enacted, That in all Cases in which it may be necessary to give or serve any Summons or Demand, Notice, Writ, or other Proceeding, at Law or in Equity, or otherwise howsoever, upon the said Company, the same shall be given to or served upon, or left at the usual Place of Abode of the Clerk or Treasurer of the said Company, or in case there shall be no such Clerk or Treasurer, then the same shall be given to or served upon or left at the usual Place of Abode of some One of the Directors of the said Company, and such Service shall be deemed good and sufficient Service on the said Company.

Gates to be
kept shut
after passing
through.

XLV. And be it further enacted, That all Occupiers of Lands for the Occupation whereof (either alone, or together with other Lands,) any Gate or Gates shall have been or shall be erected or put up by the Side of the said *Liverpool* and *Manchester* Railway, shall keep such Gates constantly shut and fastened (except only during such Time as must necessarily be from Time to Time occupied in passing through the same for the Occupation of the said Lands); and every Occupier neglecting so to do shall forfeit and pay any Sum not exceeding Twenty Shillings for every such Offence: Provided always, that public Notice shall be given of this Enactment in manner herein-before directed with respect to Packages containing Goods of a dangerous Quality.

Authorizing
Ecclesiastical
Persons to
hold Shares.

XLVI. And be it further enacted and hereby declared, so as to operate retrospectively as well as prospectively, That any Clerk, Clergyman, or Ecclesiastical Person whatever is and has been and shall be legally competent to, and can or may, purchase, hold, or enjoy and dispose of any Share or Shares already or hereafter to be created in the said Company, or the Capital or Stock and Profits thereof, in like Manner and subject to the same Conditions as any
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other

other Person is by this or the said recited Acts authorized, and without being liable to any Penalty or Forfeiture or other Consequence by reason thereof; and the said Company may sue and be sued, and enjoy the same Privileges and Immunities as they are or would be entitled to if no such Clerk, Clergyman, or Ecclesiastical Person was or had been a Shareholder; any Law, Statute, Usage, or Custom to the contrary thereof notwithstanding: Provided always, that no such Clerk, Clergyman, or Ecclesiastical Person shall be capable of acting as a Director or otherwise in the Management of the Affairs of the said Company.

XLVII. And be it further enacted, That if any Engineman or other Person having the Care or Charge of any Engine upon the said Railway, or if any other Person, shall be upon the said Railway or Works in a State of Drunkenness or Inebriety, or shall do any Act or be guilty of any Negligence or Misconduct whereby the Life or Property of the said Company, or of any other Company, or of any Person, is or might be injured or endangered, every such Offender shall for every such Offence forfeit and pay any Sum not exceeding One hundred Pounds, to be recovered and applied in like Manner as Penalties imposed by any of the said recited Acts are directed to be recovered and applied.

Punishment
of Persons in
the Service
of the Com-
pany for Mis-
conduct.

XLVIII. And be it further enacted, That (subject and without Prejudice to the Mortgage mentioned in the said recited Act of the Ninth Year of His said late Majesty's Reign to have been made to the Commissioners for the Issue of Exchequer Bills, or their Secretary, or to any of the Powers, Rights, and Remedies in respect of the same; and also subject and without prejudice to the several Mortgages made and executed by the said Company to any other Person or Persons under the Powers of the said several herein-before recited Acts, and now subsisting or remaining undischarged, whether wholly or in part, and to all the Powers, Rights, and Remedies given by the said Acts respectively to or for the Benefit of such Mortgages respectively, until such Mortgages shall have been fully paid and satisfied,) it shall be lawful for the said Company and they are hereby empowered, by any Order or Orders from Time to Time of any General or Special General Meeting or Meetings of the said Company, to borrow and take up at Interest, on the Credit of the said Undertaking, (over and above the several Sums of Money which the said Company are already authorized to raise, whether by Contribution among themselves, or upon Loans or Interest, as mentioned in the several recited Acts,) from the said Commissioners, or from any other Bodies or Persons whomsoever, or from all, any, or either of them, such further or additional Sum or Sums of Money, not exceeding in the whole the further Sum of Two hundred and eight thousand Pounds, as to the said Company shall seem expedient for the Purposes of this Act and of the said recited Acts; and the said Company, or the Directors thereof, (after any such Order or Orders shall have been made for any such Purpose from Time to Time by any General or Special General Meeting of the said Company,) are hereby empowered from Time to Time to assign the Property of the said Undertaking, and the Rates and Tolls arising or to arise therefrom

Power
to raise
208,000*l.*
on Loan.

therefrom by virtue of the said recited Acts or of this Act, or of any or either of them, or any Part or Parts thereof, under the Common Seal of the said Company, as a Security or Securities for any Sum or Sums of Money so to be borrowed, with Interest thereon at such legal Rate or Rates as may from Time to Time be agreed upon, to the said Commissioners, or to such Person or Persons, or Bodies Politic or Corporate respectively, or to his, her, or their Trustees or Officers respectively, as shall advance the same, by Mortgage or Mortgages, or by Bond or Bonds respectively, in a like Manner and Form, and with, under, and subject to the like Powers, Provisions, and Directions for transferring and registering every such Mortgage or Bond, and every Transfer thereof, and to the like Powers, Remedies, Regulations, and Provisions as are in the said recited Acts or any of them contained concerning the borrowing of Money, or the securing or recovering of the same or the Interest thereof; and that all and every Persons and Person, Bodies Politic and Corporate, (except the said Commissioners for the Loan of Exchequer Bills, or their Secretary, in case they shall advance Monies by this Act authorized to be raised, or any Part or Parts thereof,) to whom any Security shall be granted under this Act, shall be equally entitled one with another to the Rates, Tolls, and Property thereby assigned or to be assigned, in proportion to the Sum or Sums of Money for which such Security or Securities respectively shall have been or shall be granted, without any Preference by reason of any Priority in the Date or Time of Payment of any such Security or otherwise howsoever.

In case Exchequer Loan Commissioners advance any Money by this Act authorized to be raised, their Security to have Priority.

XLIX. And be it further enacted, That in case all or any of the Monies by this Act authorized to be raised shall be advanced by the said Commissioners for the Issue of Exchequer Bills, (who are hereby authorized to advance the same, or any Part or Parts thereof, from Time to Time when and as they shall think fit,) any Security which shall be given by the said Company to the said Commissioners or their Secretary, shall not be impeachable for or on account of any Informality in the convening or holding of any General or Special General Meeting of the said Company, or of any Meeting of the Directors thereof, or on account of any Informality of any Acts done at any such Meeting, and shall have Priority over and precede all other Mortgages, Assignments, or Securities granted or to be granted by the said Company to any other Persons or Bodies, and all Dividends and Divisions of Profits, or Interest upon any Sums advanced or contributed or which may hereafter be advanced or contributed for carrying on or completing the said Undertaking or Railway; any thing in the said recited Acts or this Act, or any subsequent Act or Acts of Parliament relating to the said Undertaking or Railway, to the contrary in anywise notwithstanding.

In case such Securities are paid off, the Company may raise the Amount again on Loan.

L. And be it further enacted, That when and so often as the said Company shall be required or shall desire to pay off, or shall pay off, all or any Part of the Monies hereby authorized to be borrowed from Time to Time, it shall be lawful for the said Company, or the Directors thereof, and they are hereby empowered, again to raise, in lieu of the Monies so paid off or to be paid off by them, so much and such

such Sum or Sums of Money as they shall from Time to Time have paid off, or be required or desire to pay off, or any Part or Parts thereof, from such Person or Persons, Body or Bodies, as may be willing to lend the same, on Security of the said Undertaking, or the Rates or Tolls thereof, and at such Rates of legal Interest as the said Company or the Directors thereof may deem expedient, and so from Time to Time as often as the same shall happen; but so nevertheless that the said Company shall not in any Event borrow upon Mortgage or Bond, under the Authority of this Act, at any one Time, more than the said Sum of Two hundred and eight thousand Pounds, or so much or such Part or Parts thereof as by the Order of such General or Special General Meeting shall have been or be authorized or ordered to be borrowed from Time to Time.

LI. And be it further enacted, That it shall be lawful for the said Company and they are hereby empowered, by any Order or Orders of any Special General Meeting or Meetings of the said Company to be from Time to Time held for that Purpose, to raise from Time to Time, by Contribution amongst themselves, or by the Admission of other Persons as Subscribers to the said Undertaking, or in part by each of those Means, such Sum or Sums of Money, not exceeding in the whole the said Sum of Two hundred and eight thousand Pounds hereby authorized to be raised, or any Part or Parts thereof, either in the first instance or at any Time or Times hereafter, for enabling the said Company to pay off and discharge the several Sums of Money which they may borrow under the Authority of this Act, or any Part or Parts of such Monies; and the Amount of the Money so to be raised from Time to Time shall be divided into such and so many distinct and integral Shares of such Value and Amount as will allow a convenient Appropriation thereof to the then Proprietors of Shares in the said Undertaking, as nearly as conveniently may be, according to their respective Shares in the Joint Stock of the said Company; and such new Shares shall be offered to the then Proprietors of Shares in the said Undertaking, upon the like Principle and in like Manner as by the said Act of the First Year of the Reign of His said late Majesty is directed with respect to the Shares thereby authorized to be created, and the same shall vest in and belong to such of the then Proprietors of Shares as shall accept the same, and shall pay the Amount thereof to the said Company at such Times and in such Manner as the same shall be called for by the said Directors for the Time being of the said Company; and in case any or either of the then Proprietors of Shares shall refuse or neglect to accept the new Shares so to be appropriated to him, her, or them respectively, or to pay the Amount thereof respectively to the said Company when called for as aforesaid, then and in every or any such Case, after a similar Offer or Notice as by the said Act of the First Year of His said late Majesty's Reign is directed to be made or given in respect of the Shares thereby authorized to be created, or in case such Proprietor or Proprietors shall be incapacitated or under any legal Disability to hold such Shares, or in case any such Proprietor shall not hold such a Number of the then existing Shares in the said Undertaking as will entitle him to One of the new Shares so

Power to create new Shares for the Purposes of this Act.

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to be created under the Authority of this Act, then and in every or any such Case it shall be lawful for the said Company, or for the Directors thereof, and they are hereby empowered, to sell, appropriate, or otherwise dispose of all and every or any of such Shares as shall not be accepted and paid for, or shall not be appropriated as aforesaid, unto such Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Lay, as may be willing to become and shall become Subscribers for and Proprietors of the same, for such Sum or Sums of Money as the said Directors may be able to obtain for the same.

If any Portion remain after such Creation of Shares, the Company may create additional Shares.

LII. And whereas it may happen that, after the Creation of so many additional Shares as can be divided in equal Proportions amongst the then Proprietors of Shares in the said Undertaking who may accept the same, there may remain a Portion of the Money hereby authorized to be raised which cannot be so divided and appropriated; be it therefore enacted, That in such Case it shall be lawful for the said Company and they are hereby empowered, by any Order or Orders of such Special General Meeting or Meetings to be held as last aforesaid, or to be called for that Purpose, to raise from Time to Time such Sum or Sums of Money as shall be equal to such remaining Portion, by creating additional new Shares to an adequate Amount, and of such Value or Amount *per* Share as may be requisite, and to sell and dispose of such last-mentioned Shares, for such Prices or Sums of Money *per* Share as the said Company or the Directors thereof may be able to obtain for the same, unto such Bodies Politic, Corporate, or Collegiate, or other Person or Persons, Ecclesiastical or Lay, as may be willing to become and shall become Subscribers for and Proprietors of the same.

Such new Shares to be Personal Estate.

LIII. And be it further enacted, That all and every new Share or Shares to be created in pursuance of the Powers of this Act shall be deemed Personal Estate, and shall be transmissible and transferrable as such; and all and every Body and Bodies Politic, Corporate, and Collegiate, and other Person and Persons, who shall become entitled thereto, and the several and respective Successors, Executors, Administrators, and Assigns of such Body and Bodies, Person and Persons respectively as aforesaid, shall be and they are hereby declared to be Owners and Proprietors of Stock in the said Undertaking to the Value and Amount of such Shares so by them possessed, as beneficially as the Proprietor of any other Shares in the said Undertaking, but in the Proportion nevertheless which the Value and Amount of such Shares respectively so to be created as aforesaid may have or bear to the Value and Amount of the other Shares respectively by the said several recited Acts authorized to be created, and under and subject to all the Powers, Provisions, Directions, Remedies, Penalties, Forfeitures, Clauses, Matters, and Things contained in the said several recited Acts (so far as the same are not altered or varied,) and in this Act, relating to any other Shares in the said Undertaking, and so far as the same will apply; and all such Body and Bodies, Person and Persons aforesaid, shall be and they are hereby declared to be thenceforth united to and incorporated with the said Company.

LIV. And be it further enacted, That nothing in this Act contained shall extend to invalidate, annul, abridge, or affect the Mortgage in the said recited Act of the Ninth Year of the Reign of His said late Majesty King *George* the Fourth mentioned to have been made to the Commissioners for the Issue of Exchequer Bills, or to their Secretary, or any of the Powers, Rights, and Remedies upon or in respect of the same; and all Powers and Authorities, Rights and Privileges, Lands and Tenements, Works and Property whatsoever, which shall hereafter become conveyed to or vested in the said Company for forming, completing, or carrying on the said Undertaking, are hereby declared to form Part of and to be comprised in and among the Premises, Authorities, and Interests respectively conveyed and assigned by the said Mortgage; and all and every the Sale and Sales authorized to be made by the said Company, and made during the Continuance of such Security, shall not be made unless with the Concurrence of the said Commissioners, and which Concurrence the said Commissioners are hereby empowered to give, in like Manner as they are authorized, by the said Act of the Seventh and Eighth Years of the Reign of His said late Majesty King *George* the Fourth, to give in respect of any Sale or Sales by the said Company; and that the said Mortgage so made to the said Commissioners for the Issue of Exchequer Bills as aforesaid shall have Priority over and shall precede any new Share or Shares to be granted by the said Company by virtue of the said Act, or any Mortgage, Bond, or other Security whatsoever already granted or entered into by the said Company, or which shall or may hereafter be granted or entered into by the said Company, under or by virtue of the said several Acts herein-before recited, or this Act, or any of them, or any other Act or Acts relating to the said Railway and Undertaking, and also shall have Priority over and shall precede all other Liabilities, Claims, and Securities whatever chargeable on the Property included in the said Mortgage under the Provisions of the said recited Acts or this Act, or any or either of them, or any subsequent Act or Acts of Parliament relating to the said Railway, or any Works which shall now or at any Time hereafter be connected therewith, and all Dividends and Division of Profits, or Interest upon any Sum or Sums advanced or contributed, or which shall or may hereafter be advanced or contributed, for the carrying on or completing the said Railway and Undertaking, or otherwise howsoever, until the Instalments of Principal Money and Interest secured to the said Commissioners or their Secretary for the Time being under the said Mortgage, or which shall hereafter be secured by any future Mortgage, Charge, or other Security to be granted or entered into by the said Company to the said Commissioners or their Secretary for the Time being, shall be fully paid and satisfied, compounded, liquidated, or otherwise discharged; any thing contained in the Acts herein-before recited or referred to, or this Act, or any of them, or in the said Mortgage, to the contrary thereof notwithstanding.

This Act not to invalidate the Mortgage given to Exchequer Loan Commissioners.

LV. Provided always, and be it further enacted, That nothing in this Act contained shall extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by the Company of Proprietors of the *Manchester* and *Salford* Saving Rights of *Manchester* and *Salford* Waterworks Company.

- Salford Waterworks*, in virtue of all or any of the following Acts; namely, an Act passed in the Forty-ninth Year of the Reign of His Majesty King George the Third, intituled *An Act for more effectually supplying with Water the Inhabitants of the Towns of Manchester and Salford in the Parish of Manchester in the County Palatine of Lancaster*; an Act passed in the Fifty-third Year of the Reign of His said Majesty, intituled *An Act for enlarging the Powers of an Act of His present Majesty, for supplying with Water the Towns of Manchester and Salford in the County Palatine of Lancaster*; an Act passed in the Fifty-sixth Year of the Reign of His said Majesty, intituled *An Act for altering, amending, and extending the Powers of Two Acts of His present Majesty's Reign, for supplying with Water the Inhabitants of the Towns of Manchester and Salford in the Parish of Manchester in the County Palatine of Lancaster*; and an Act passed in the Fourth Year of the Reign of His late Majesty King George the Fourth, intituled *An Act to alter and amend several Acts passed for more effectually supplying with Water the Inhabitants of the Towns of Manchester and Salford in the Parish of Manchester in the County Palatine of Lancaster, and for further extending the Powers and Provisions of the said Acts, or otherwise.*

Providing for
the Altera-
tion of the
Water Pipes.

LVI. And be it further enacted, That the said Company of Proprietors of the *Manchester and Salford Waterworks* shall at all Times have free and uninterrupted Access to all their respective Main Pipes, Service Pipes, and Branch Pipes; and in the Event of its being necessary in making the said Railway that the Pipes of the said Waterworks Company or their Tenants should be altered, raised, removed, or relaid, the said *Liverpool and Manchester Railway Company* shall give Notice in Writing, to be left at the Office or Place of Business of the said Waterworks Company, in manner following; that is to say, Three Months Notice before any principal Main Pipe is to be removed, Seven Days Notice before any Street, Main, or Service Pipe is to be removed, and Twenty-four Hours Notice before any Branch Pipe for supplying Houses, Buildings, or Works with Water is to be removed; which said Pipes shall be altered, raised, relaid, and removed by the said last-mentioned Company of Proprietors, out of the Funds arising under the Act incorporating the said *Liverpool and Manchester Railway Company*, or under this Act; and all Loss, Costs, Damages, and Expences which the said Waterworks Company or their Tenants shall or may sustain or be put unto in consequence of the said Pipes being so altered, raised, or removed, shall be paid out of the said Funds, and the same shall and may be recovered from the said Railway Company by the said Waterworks Company as any other Debt or Demand can or may, at Law or in Equity, be recovered by the said Waterworks Company.

For protect-
ing Water
Pipes.

EVII. And be it further enacted, That in every Case where the said Railway shall cross any of the Pipe or Pipes of the said Waterworks Company now laid, or hereafter to be laid, prior to the making of the said Railway, in virtue of the said several Acts or any of them, so as to obstruct the said Waterworks Company's Means of Access thereto, the said Railway Company shall, at their own proper Costs and Charges, before such Railway be formed, make good and substantial

substantial Arches or Culverts of Brick or Stone over the said Pipes, the better to enable the said Waterworks Company to have Access thereto for the Purpose of repairing, amending, or relaying the said Pipes, which said Arches or Culverts shall be constructed of the Height of Four Feet at the least, and of the Breadth of Four Feet at the least; and the said Railway Company shall for ever thereafter keep the same Arches or Culverts, at their own proper Costs and Charges, in good and substantial Repair.

LVIII. And whereas, by reason of the Exercise of the Powers by this Act granted, there may be Deficiencies in the Produce of the Rates commonly called the County Rates, Poor Rates, Highway Rates, and Police Rates, and of the Parochial and other local Rates in the said Township of *Salford*; be it further enacted, That from and after the passing of this Act, and until the Works hereby authorized or directed to be made and done shall be completed and assessed to such Rates, the said Company shall and they are hereby made liable to make good One Half of any Deficiency in the said Rates or Assessments for or in respect of any Land, Ground, Yard, Garden, House, Shop, Warehouse, Coach-house, Stable, Mill, Building, Manufactory, Cellar, Vault, or any other Tenement or Hereditament whatsoever, which may be taken, pulled down, or demolished, or which may become unoccupied by reason of any Notice given by the said Company of Intention to take the same under the Powers of this Act; and the Treasurer for the Time being of the said Company is hereby required to pay, on Demand, to the Collector or Collectors of the said Rates, or other Person or Persons duly authorized to receive the same, from Time to Time, such Sum of Money as shall be sufficient to make good One Half of every or any such Deficiency as aforesaid.

Provision for
Deficiency of
Rates in
Salford.

LIX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by the Commissioners or others acting in execution of an Act passed in the Eleventh Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act for better cleansing, lighting, watching, regulating, and improving the Town of Salford in the County Palatine of Lancaster*, by virtue of the same Act, but all their Rights, Privileges, Powers, and Authorities are hereby expressly saved and reserved, not only as against and with respect to the said Company, but also as against and with respect to all other Companies and Persons whomsoever.

Not to pre-
judice Right
of Commis-
sioners under
the Salford
Improvement
Act, 11 G. 4.
& 1 W. 4.
c. 8.

LX. And be it further enacted, That it shall not be lawful for the said Company to make the said Railway over any public Carriage Road in the Town of *Salford*, unless by means of a Bridge or Viaduct, to be built of Stone, Brick, or Iron, the Openings of each and every such Bridge or Viaduct to be constructed so as to leave a clear Roadway of equal Width to the present Roadway, and a Footway of equal Width to the present Footway, and so that the said Openings for Roadways shall not be less than Seventeen Feet in Height from

Railway not
to cross
Streets, ex-
cept in cer-
tain Manner.

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the Crown or Pavement of the said Carriage Roads to the Underside of the said Openings for the whole Width thereof, and so that the Undersides of such Openings shall be perfectly Water-tight or Drop-dry, and shall be made horizontal, and not arched, for the whole Space thereof over *New Bailey Street, Chapel Street, Gravel Lane, and Green Gate*, and so that the Battlements of each and every such Bridge or Viaduct shall be built or made of Stone, Brick, or Iron, and shall be made or constructed at least Four Feet in Height from the Surface of the Rails of the said Railway along each Side of such Bridge or Viaduct throughout the entire crossing of the said Carriage Roads, and for the further Extent of Ten Yards in Length at both Ends and on each Side of the said Bridges and Viaducts respectively.

Commis-
sioners and
Surveyors of
Highways in
Salford to
have free
Access to
Gas Pipes
and Sewers.

LXI. And be it further enacted, That the last-mentioned Commissioners, and the Surveyors of the Highways of the Township of *Salford*, and any Person or Persons with their Authority on their Behalf, shall at all Times have free and uninterrupted Access to all or any of the Gutters, Sinks, Drains, Sewers, and Watercourses belonging to the Town of *Salford*, and interfered with by the said intended Railway, and to all or any of the Main Pipes, Service Pipes, Branch Pipes, or other Pipes of or belonging to or in any Manner connected with the Gas Works of the said Commissioners, which now are laid, or which may be laid previously to the making of the said intended Railway, for lighting the said Town of *Salford*, or the Neighbourhood or Environs thereof, or any public or private Property; and that the said Company shall give Notice in Writing to the said Commissioners and to the said Surveyors, one of such Notices to be left at the Office of the said Commissioners in *Salford* aforesaid, and the other to be left at the Office of the said Surveyors in *Salford* aforesaid, in manner following; that is to say, One Calendar Month's Notice before they interfere with or disturb any underground Gutter, Sink, Drain, Sewer, Watercourse, or Main Pipe; Seven Days Notice before they interfere with or disturb any Street or Service Pipe; and Forty-eight Hours Notice before they interfere with or disturb any Branch Pipe for supplying Lamps, Houses, Shops, Warehouses, Offices, or other Buildings, either of a public or private Description; and the said Gutters, Sinks, Drains, Sewers, Watercourses, Gas Pipes, and Works, and every of them, shall then be altered, raised, removed, and taken up or relaid by the said Commissioners, as may be necessary for the Purposes of the said Railway and Works; and if it shall be necessary to substitute new Gutters, Sinks, Drains, Sewers, Watercourses, Gas Pipes, or Works, in lieu of those which may be removed for the Purposes of this Act, the said Commissioners may and they are hereby authorized so to do; and the Costs, Charges, and Expences of and attending the altering, raising, taking up, removing, relaying, or repairing such of the said Gutters, Sinks, Drains, Sewers, Watercourses, Gas Pipes, and Works as may be altered, raised, removed, taken up, or relaid for the Purposes aforesaid, and of substituting any such new Gutters, Sinks, Drains, Sewers, Watercourses, Gas Pipes, or other Works as may be substituted as aforesaid, shall be borne by the said Company, and be by them paid to the said Commissioners, or any Person appointed by them to receive the same, on Demand thereof made to the said Company or their

their Clerk or Treasurer; and in default of Payment within Seven Days after such Demand made thereof as aforesaid the same shall and may be levied and recovered by the said Commissioners by Distress and Sale of the Goods and Chattels of the said Company, together with the Charges of or relating to the Hearing of the Complaint, and of such Distress and Sale, by Warrant under the Hand and Seal of any One Justice of the Peace for the said County of *Lancaster*, which Warrant any such Justice is hereby empowered and required to grant, or the same shall and may be recoverable from the said Company by the said Commissioners, with full Costs of Suit, by Action of Debt or on the Case, in any of Her Majesty's Courts of Record at *Westminster*, or in the Court of Common Pleas at *Lancaster*, or in any other Court or Courts whatsoever; and the said Costs, Charges, and Expences of altering, raising, taking up, removing, relaying, or repairing such Gutters, Sinks, Drains, Sewers, Watercourses, Gas Pipes, or other Works, and of substituting any such new Gas Pipes or Works as aforesaid, shall and may from Time to Time, either on Application of the said Commissioners or of the said Company, be ascertained and settled by any One such Justice as aforesaid, and the Signature of such Justice to the Amount so by him ascertained and settled as aforesaid shall be conclusive Evidence of such Amount in any Court or Courts whatsoever; and in case the said Commissioners shall not, within a reasonable Time after Notice given as aforesaid, alter, vary, raise, take up, remove, divert, relay, or repair such of the said Sinks, Drains, Sewers, Watercourses, Pipes, and Works as may be necessary to be altered, raised, taken up, relaid, or repaired as aforesaid, or substitute others in lieu thereof as aforesaid, then and in every such Case the said Company may do so, they paying the Costs and Charges thereof.

LXII. And be it further enacted, That in every Case where the Foundations of the said Railway shall cross, rest, or be constructed upon or over any of the Gas Pipes of the said last-mentioned Commissioners, the said Company shall (at their own Costs and Charges), previous to the Formation and Commencement of such Part of the said Railway and Works as may so cross, rest, or be constructed, make over such of the said Pipes as may be crossed or overlaid as aforesaid good and substantial Arches or Culverts of Brick or Stone, of the internal Height of Five Feet at the least, and of the internal Breadth of Three Feet at the least, and shall, at the like Costs and Charges, for ever thereafter keep the same in good and substantial Repair, and the said Commissioners shall have Access thereto for the Purpose of repairing, amending, or relaying the said Pipes over which the said Arches or Culverts shall be constructed; and in the event of the said Company failing to make and afterwards to maintain such good and substantial Arches or Culverts as aforesaid, it shall and may be lawful for the said Commissioners to do the same, at the Costs and Charges of the said Company, to be paid by the said Company to the said Commissioners, on Demand; and in default of such Payment the same Costs and Charges may be ascertained, settled, and recoverable in the Manner herein-before provided with respect to the Costs and Charges to be incurred by the said Commissioners

For Protection of Gas Pipes crossed by Railway.

in altering, raising, taking up, removing, relaying, or substituting any of the said Gas Pipes and Works as aforesaid.

Gas Pipes which may be injured to be repaired at Expence of Company.

LXIII. And be it further enacted, That such of the Main Pipes, Service Pipes, Branch or other Pipes or Works of the said last-mentioned Commissioners as shall or may be damaged, injured, affected, or destroyed by the said Company in or about or in consequence of the Execution or under colour of the Powers hereby given to them, shall be repaired, made good, and reinstated by the said Commissioners; and the Expences of and attending the same, together with the Value of all Gas which may escape or be lost in consequence of any Main or other Pipe being damaged, injured, affected, or destroyed as aforesaid, shall be paid by the said Company to the said Commissioners, on Demand; and in default of such Payment the same may be ascertained, settled, and recovered by the said Commissioners from the said Company in the Manner herein-before provided with respect to Costs and Charges to be incurred by the said Commissioners.

Company to make good Damages done to Pavements, &c.

LXIV. And be it further enacted, That such of the several public Streets, Highways, and Pavements in the Township of *Salford*, and such of the Flags, Sinks, Drains, Sewers, and Watercourses therein or thereon, as shall or may be impeded, broken, disturbed, damaged, injured, affected, or destroyed by the said Company in or about or in consequence of the Execution of all or any of the Powers hereby given, shall be repaired and made good and reinstated by the Surveyors of the Highways in the said Township of *Salford*, at the Costs and Charges of the said Company, to be paid by the said Company to the said Surveyors, on Demand; and in default of such Payment, the same Costs and Charges may be ascertained and settled, and may be recovered by the said Surveyors from the said Company, in like Manner and by the like Means as is and are herein-before provided with respect to Costs and Charges to be incurred by the last herein-before mentioned Commissioners from the said Company.

As to raising and lowering Streets by Company.

LXV. And be it further enacted, That if in the Execution of this Act it shall be necessary or convenient to raise or lower any Street or Road in the said Township of *Salford*, the same shall be done with all practicable Despatch, by and at the Expence of the said Company, in such Manner as that the Ascent or Inclination of any Street crossed by the said Railway, or any Street leading into or out of any Street which may be so raised or lowered, shall not exceed One Inch in a Yard in any Part thereof affected by the Operations of the said Company; and in default therein by the said Company it shall be lawful for the said Surveyors to do the same; and the Costs and Charges thereof shall be borne by the said Company, and paid to the said Surveyors, on Demand, and in default of Payment may be ascertained and settled, and may be recovered by the said Surveyors from the said Company, in the Manner herein-before provided with respect to other Costs and Charges to be incurred by the said Surveyors.

LXVI. And

LXVI. And be it further enacted, That if any House, Building, Land, or Tenement shall be damaged by the raising or lowering any Street or Road under and according to the Powers and Directions of this Act, then and in every such Case the said Company, at their Expence, shall immediately well and effectually repair and make good the Damages which shall be done to every such House, Building, Land, or Tenement, as far as practicable; and in default thereof the Owner, Proprietor, Tenant, or Occupier of every such House, Building, Land, or Tenement may do the same, and the Expences thereof shall and may be recoverable by such Owner, Proprietor, Tenant, or Occupier from the said Company, by Action of Debt or on the Case in any of Her Majesty's Courts of Record at *Westminster*, or in any other Court or Courts whatsoever.

Company to make good Damages, &c. by raising or lowering Roads.

LXVII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to authorize the said Company to raise, lower, alter, or otherwise interfere with the present Level or Inclination of, or to obstruct, prevent, or hinder the free and uninterrupted Passage in, over, or along, any of the public or private Streets, Highways, Pavements, or Flags within the Town of *Salford*, or any Part thereof, otherwise than in the Manner and subject to the Restrictions herein expressly provided, nor, without the Consent of the said Commissioners, to obstruct, prevent, or hinder more than One Half in Width at the same Time of the free and uninterrupted Passage in, over, or along any Part or Parts thereof, nor the free and uninterrupted Passage of any One Half in Width thereof for a greater or longer Period than Three Calendar Months.

Company not to interrupt the free Passage of Streets otherwise than as by this Act is expressly provided.

LXVIII. And be it further enacted, That previously to the Commencement and during the Progress of the Works hereby authorized to be done, as regards any crossing of or any Interference with any public or private Carriage Road, Street, or Highway, the said Company shall from Time to Time cause such proper and sufficient Hordes, Fences, and Lights to be erected, set up, and continued in such Situations and for such Time as shall be necessary for the Protection or Convenience of the Public; and if the said Company shall refuse or neglect to erect or set up any such Hordes, Fences, or Lights, or shall not continue the same standing and in good Condition, or shall not remove the same when no longer necessary, then and in every such Case the said Company shall be and are hereby made subject and liable to the Payment to the said Commissioners of the Penalty of Five Pounds for each and every Day during which they shall so refuse or neglect to erect and set up or to continue or remove the same Hordes, Fences, and Lights, or any of them; which Penalty, in default of Payment by the said Company to the said Commissioners, on Demand, may be recovered by the said Commissioners from the said Company in the Manner herein directed with respect to Costs and Charges to be incurred by the said Commissioners.

Company to erect sufficient Hordes, &c. for Protection of the Public during the Execution of the Works.

LXIX. And be it further enacted, That the said Company shall complete the Viaduct for the said intended Railway, between the

A certain Part of the Railway to

[*Local.*]

10 O

Commencement

be completed
within Three
Years.

Commencement thereof near the *New Bailey* aforesaid and the River *Irwell*, with the Works connected therewith, within Three Years next after they shall have begun to sink the Foundation for any Part of such Viaduct.

Company
to keep the
Bridges,
Viaducts,
&c. in good
Repair.

LXX. And be it further enacted, That at all Times for ever after the said Bridges or Viaducts and Battlements shall have been erected, built, made, and constructed under or over or on the Side of any of the said Streets, Roads, or Ways within the said Township of *Salford*, and as to the said Battlements for the further Extent in Length herein-before mentioned at both Ends and on each Side of the said Bridges respectively, shall have been erected, built, made, and constructed, the said Company shall, at their own Expence, maintain and keep the same and every Part thereof, and all future Bridges or Viaducts, Battlements, Fences, Walls, and Approaches to be erected, built, made, and constructed in lieu thereof respectively, and which shall be of the like Dimensions, Capacity, and Materials as are herein-before mentioned, in good, perfect, and complete Repair; and in case of any Want of Repair or Rebuilding, and Notice thereof being given by the Surveyors of the Highways in the said Township of *Salford*, or by the said last-mentioned Commissioners, or any Agent or other Person authorized by the said Surveyors or Commissioners, to the said Company or their Clerk or Treasurer, of any Want of Repair or Rebuilding, if the said Company shall not, within the Space of One Calendar Month at farthest after the Service of such Notice, commence such Repair or Rebuilding, and proceed therein with all reasonable Expedition until the same shall be completed, the said Surveyors or the said Commissioners may from Time to Time make such Reparations or Rebuildings, as the Case may require; and all the Costs and Charges thereof shall be repaid by the said Company to the said Surveyors or the said Commissioners (as the Case may be), on Demand, and in default of such Payment may be ascertained and settled; and may be recovered by the said Surveyors or the said Commissioners from the said Company, in the Manner herein-before provided with respect to other Costs and Charges to be incurred by the said Surveyors or the said Commissioners respectively.

Company to
make and
maintain a
Station in
Salford.

LXXI. And be it further enacted, That as soon as the said intended Railway shall be made, the said Company shall make, and shall at all Times thereafter maintain and use, within the Town of *Salford* aforesaid, a good and sufficient Station for Passengers.

Company not
to lay Gas
Pipes for the
Conveyance
of Gas into
any of the
Streets in
Salford
without
consent.

LXXII. And be it further enacted, That the said Company shall not (except as herein-after mentioned) lay, place, or deposit any Main, Service, Branch, or other Pipe or Convenience for the Conveyance of Gas, in, under, over, along, or across any of the Streets or Roads in *Salford* aforesaid by means of the said Railway or the Works connected therewith, or any Part thereof, without the Consent in Writing of the said Commissioners under their Common Seal; and in case the said Company shall lay any Pipes or Conveniences, except as herein-after mentioned, they shall be and are hereby made subject
and

and liable to the Payment to the said Commissioners of the Penalty of Five Pounds for each and every Day during which such Pipes or Conveniences as aforesaid, or any of them, shall be so laid, placed, or deposited as aforesaid, which Penalty, in default of Payment thereof, on Demand, may be recovered by the said Commissioners from the said Company in the same Manner as is herein-before provided in respect of the Costs and Charges to be incurred by the said Commissioners as aforesaid: Provided nevertheless, that the said Company shall be at liberty to manufacture and use Gas of their own, and to lay down any Main, Service, Branch, Gas, or other Pipe in, upon, and adjoining the said Railway, for the Purpose of lighting the same, and the Works and Property belonging to or used by the said Company, and conducting Gas thereto: Provided always, that it shall be lawful for the said Commissioners, if they shall think proper, instead of suing for or recovering the said Penalty, to give Notice in Writing to the said Company to remove such Pipes and Conveniences as may have been unlawfully erected or laid down; and if such Removal shall not be made by the said Company within Three Weeks from the Time of giving such Notice, it shall be lawful for the said Commissioners to remove, cut off, or destroy any of the said Pipes and Conveniences, except as aforesaid, at their own Costs and Charges, not doing any Damage or Injury, or thereby impeding the said Railway or the Works thereof, further than is unavoidably necessary: Provided also, that the said Company shall not supply Gas to any Corporation or other Person or Persons whomsoever.

LXXIII. And whereas under and by virtue of an Act passed at a Session of Parliament holden in the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to consolidate and amend the Laws relating to Highways in that Part of Great Britain called England*, instead of appointing Surveyors of the Highways, a Board for the Superintendence of the Highways in the Township of *Salford* in the Parish of *Manchester*, and for the Purpose of carrying the Provisions of the said recited Act into effect, has been duly formed, and certain Persons duly nominated and elected to serve the Office of Surveyors of the Highways of the said Townships for the current Year, and called "The Board for the Repair of the Highways in the Township of *Salford* in the Parish of *Manchester*;" be it enacted, That where in this Act any Rights, Powers, or Authorities are given to, conferred upon, or vested in the Surveyor of Highways of the Township of *Salford*, or any Act, Matter, or Thing is required to be done by them, or subject to their Approbation, Approval, or Satisfaction, all and every the same Rights, Powers, and Authorities, and all and every the said Acts, Matters, and Things, shall extend and be deemed and construed to extend to, and be given to or conferred upon or vested in, the said Board, and to be done by and subject to the Approbation and Approval or Satisfaction of the said Board, subject nevertheless to the Provisions, Regulations, Restrictions, and Conditions in the said recited Act contained, in so far as they relate to the said Board or any Member, or Members thereof, so long as the said Board shall continue to be formed, nominated, and elected; any thing herein contained to the contrary notwithstanding.

The Board of Surveyors to exercise the same Powers, &c. as are hereby given to the Surveyors.
5 & 6 W. 4.
c. 50.

LXXIV. And

Company not to purchase certain Land near Hunt's Bank, after the Expiration of Nine Months, without Consent.

LXXIV. Provided always, and be it further enacted, That unless the said Company shall within the Space of Nine Calendar Months, to be computed from the Time of the passing of this Act, agree for or cause to be valued and paid for, as in this Act mentioned or referred to, the whole of the Land or Ground, containing by Admeasurement Four thousand and eighty Square Yards, or thereabouts, situate at *Hunt's Bank* in the Township and Parish of *Manchester*, now held by *John Briggs, John Hall, Randolph Frith, Robert Croskell, and James Peacock*, under a Lease granted by *John Clowes, Edward Lloyd, William Fox, and Thomas Clowes*, for a Term of Nine hundred and ninety-nine Years, from the First Day of *June* One thousand eight hundred and thirty-six, then and from thenceforth the Powers which are hereby granted to them for taking or using any such Land or Ground, or any Part thereof, shall absolutely cease and be void, save and except with the Consent in Writing of the said *John Briggs, John Hall, Randolph Frith, Robert Croskell, and James Peacock*, or the Survivors or Survivor of them, or the Executors, Administrators, or Assigns of such Survivor; any thing herein contained to the contrary thereof in anywise notwithstanding.

As to Communications with the *Manchester, Bolton, and Bury Railway*.

LXXV. And be it further enacted, That the Communications respectively hereby authorized with the *Manchester, Bolton, and Bury Railway* shall respectively terminate at the respective Points where, according to the Plan deposited with the Clerk of the Peace for the County of *Lancaster*, the Railway hereby authorized appears to communicate therewith, and at no other Points, without the Consent in Writing of the *Manchester, Bolton, and Bury Railway Company*, under their Common Seal, and that all Communications between the Railway hereby authorized and the said *Manchester, Bolton, and Bury Railway* shall be effected in a substantial and workmanlike Manner, by means of Connexion Rails and Points (of the Construction most approved from Time to Time), laid and maintained in the Manner most approved from Time to Time, and to the entire Satisfaction of the Engineer for the Time being of the said *Manchester, Bolton, and Bury Railway*.

Expences of such Communications to be borne by the *Liverpool and Manchester Railway Company*.

LXXVI. And be it further enacted, That the Expence of the Communications hereby authorized with the *Manchester, Bolton, and Bury Railway*, and of all necessary Openings in the Rails thereof, and of all other Works which may from Time to Time be requisite for the effecting, altering, amending, repairing, and maintaining such Rails and Points, and of regulating and adjusting the same, shall be borne and paid by the *Liverpool and Manchester Railway Company*, and that all such Communications, Openings, and Works shall not only be in the first instance made and done, but shall also from Time to Time be altered, amended, repaired, and maintained to the entire Satisfaction of the Engineer for the Time being of the *Manchester, Bolton, and Bury Railway Company*, and in such Manner and Form, and by such Ways and Means only, as shall not in anywise prejudice or injure the said *Manchester, Bolton, and Bury Railway*, or impede, obstruct, or interfere with the free, uninterrupted, and safe Passage along the same.

LXXVII. And

LXXVII: And be it further enacted, That, notwithstanding any thing in this Act contained to the contrary, it shall not be lawful for the *Liverpool and Manchester Railway Company*, or any other Company, or for any other Person or Persons, either for or in the Execution of this Act, or for any other Purpose, or in any Manner, either permanently or temporarily, to enter upon, take, or use any of the Lands of the said Company of Proprietors, nor in any Manner to alter, vary, or interfere with the said *Manchester, Bolton, and Bury Railway*, or any of the Works appertaining thereto, save only for the Purpose of effecting the Junctions hereby authorized in manner aforesaid.

Liverpool and Manchester Railway Company not to take Property of the Manchester, Bolton, and Bury Railway Company, or interfere with their Railway or Works.

LXXVIII. And whereas the said Company of Proprietors of the *Manchester, Bolton, and Bury Canal Navigation and Railway* were incorporated by a certain Act of Parliament made and passed in the First and Second Years of the Reign of His late Majesty King *William the Fourth*, and intituled *An Act to enable the Company of Proprietors of the Canal Navigation from Manchester to Bolton and to Bury to make and maintain a Railway from Manchester to Bolton and to Bury, in the County Palatine of Lancaster, upon or near the Line of the said Canal Navigation, and to make and maintain a collateral Branch to communicate therewith*; and the Powers and Authorities of the said Company of Proprietors so incorporated, have been varied and extended by Three certain other Acts of Parliament, one made and passed in the Second Year of the Reign of His said late Majesty King *William the Fourth*, and intituled *An Act to enable the Company of Proprietors of the Manchester, Bolton, and Bury Canal Navigation and Railway to alter some Parts of the said Canal Navigation, to alter and amend the Line of the said Railway, to make further collateral Branches thereto, and for amending the Powers and Provisions of the Act relating to the said Canal and Railway*; another made and passed in the Fifth Year of the Reign of His said late Majesty King *William the Fourth*, intituled *An Act to amend the Acts relating to the Manchester, Bolton, and Bury Canal Navigation and Railway, and to make a Branch Railway to Bolton*; and the Third and last made and passed in the First Year of the Reign of Her present Majesty Queen *Victoria*, and intituled *An Act for enabling the Company of Proprietors of the Manchester, Bolton, and Bury Canal Navigation and Railway to raise more Money, and for amending the Powers and Provisions of the several Acts relating thereto*: And be it further enacted, That nothing in this Act contained shall extend, or be deemed or construed to extend, or prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, Franchises, or Authorities of or vested in or belonging to the said *Manchester, Bolton, and Bury Railway Company*, but all their Rights, Privileges, Powers, Franchises, and Authorities (under their several Acts of Parliament, or otherwise,) are hereby expressly saved and reserved, not only as against and with respect to the *Liverpool and Manchester Railway Company*, but also as against and with respect to all other Companies and Persons whomsoever.

Saving Rights of the Manchester, Bolton, and Bury Railway Company.

1 & 2 W. 4. c. 60.

2 & 3 W. 4. c. 69.

5 & 6 W. 4. c. 30.

1 & 2 Vict. c. 25.

The Liverpool and Manchester Railway Company to keep and render the Accounts of Traffic.

LXXIX. And be it further enacted, That the said *Liverpool and Manchester Railway Company* shall, if required by the said Company of Proprietors, cause a separate Account of the whole of the Traffic carried by the said *Liverpool and Manchester Railway Company* over or along the aforesaid Portion of the Railway of the said Company of Proprietors to be duly kept, and shall, on the First Day of each and every Month, if required by the said Company of Proprietors, furnish and deliver to the said Company of Proprietors a true and accurate Copy or Abstract of such Account so to be kept as aforesaid; and the said Company of Proprietors shall have free Access to the said Account, and all Documents and Vouchers verifying the same, to enable them to examine and compare such Copy therewith, and to investigate and ascertain the Correctness of the said Account and Copy.

Act not to prejudice the Rights of the Commissioners of Manchester Police, nor of Directors of Manchester Gas Works.
32.G.3. c.69.

5 G. 4. c. 133.

9 G. 4. c. 8.

11 G. 4. & 1 W. 4. c. 8.

1 W. 4. c. 16.

2 & 3 W. 4. c. 36.

LXXX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by the Commissioners, Directors, or others acting in execution of the Six several Acts of Parliament following, or any of them, by virtue of all or any of the same Acts of Parliament; *videlicet*, an Act passed in the Thirty-second Year of the Reign of His late Majesty King George the Third, intituled *An Act for cleansing, lighting, watching, and regulating the Streets, Lanes, Passages, and Places within the Towns of Manchester and Salford in the County Palatine of Lancaster; for widening and rendering more commodious several of the said Streets, Lanes, and Passages; and for other Purposes therein mentioned*; an Act passed in the Fifth Year of the Reign of His Majesty King George the Fourth, intituled *An Act for better lighting with Gas the Town of Manchester in the County Palatine of Lancaster*; an Act passed in the Ninth Year of the Reign of His said last-mentioned Majesty, intituled *An Act to amend several Acts, for cleansing, lighting, watching, improving, and regulating the Towns of Manchester and Salford in the County Palatine of Lancaster*; an Act passed in the Eleventh Year of the Reign of His said last-mentioned Majesty, intituled *An Act to amend several Acts, for supplying the Town of Manchester with Gas, and for regulating and improving the same Town*; and an Act passed in the First Year of the Reign of His late Majesty King William the Fourth, intituled *An Act to authorize the raising of further Monies for supplying the Town of Manchester with Gas*; and an Act passed in the Second Year of the Reign of His said last-mentioned Majesty, intituled *An Act for widening and improving Part of London Road in the Parish of Manchester and County of Lancaster, and also for effecting Improvements in the Streets and other Places within and contiguous to the said Town of Manchester*.

Commissioners and Surveyors to have free Access to

LXXXI. And be it further enacted, That the said Commissioners and Directors, and the Surveyors of the Highways of the Township of *Manchester*, and any Person or Persons with their Authority on their Behalf, shall at all Times have free and uninterrupted Access and

and Power to all and every the public Streets and Places within the Town of *Manchester*, and to all or any of the present and future Gutters, Sinks, Drains, Sewers, and Watercourses therein, belonging to the Town of *Manchester*; and that the said last-mentioned Commissioners and Directors, and any Person or Persons with their Authority on their Behalf, shall at all Times have free and uninterrupted Access to all or any of the Main Gas Pipes, Service Pipes, Branch Pipes, or other Pipes belonging to the Town of *Manchester*, and now laid or which may be laid in the said Streets previously to the making of the said Railway; and that the said Company shall give Notice in Writing, to be left at the Office of the principal or head Officer of the said Commissioners in *Manchester* aforesaid, in manner following; that is to say, One Calendar Month's Notice before they interfere with or disturb any underground Gutter, Sink, Drain, Sewer, or Watercourse, or any Main Pipe; Seven Days Notice before they interfere with or disturb any Street or Service Pipe; and Forty-eight Hours Notice before they interfere with or disturb any Branch Pipe for supplying Lamps, Houses, Shops, Warehouses, Offices, or other Buildings, either of a public or private Description; and the said Gutters, Sinks, Drains, Sewers, Watercourses, Pipes, and Works, or such of them as it may be necessary for them to interfere with or disturb in forming the said Railway or Works as aforesaid, shall then be altered, varied, raised, removed, taken up, or relaid by the said Commissioners and Directors, or either of them, in such Direction, Manner, and Form as they shall think proper; and if, in the Opinion of the said Commissioners or Directors, or either of them, it shall be necessary to substitute new Gutters, Sinks, Drains, Sewers, Watercourses, Gas Pipes, or Works, in lieu of those which may be removed for the Purposes of the said Railway or Works as aforesaid, or to do any Work or to adopt any Measure requisite in their Judgment for the better Protection and Stability of all present and future Sinks, Drains, Sewers, Watercourses, Gas Pipes, or Works, or any of them, or any Part or Parts thereof, the said Commissioners and Directors may and they are hereby respectively authorized so to do; and the Costs and Charges incurred thereby shall be borne by the said Company, and be by them paid to the said Commissioners or Directors, as the Case may be, or any Person appointed by them respectively to receive the same, on Demand thereof made to the said Company, or any Clerk or other Officer thereof; and in default of Payment within Seven Days after Notice in Writing to such Clerk or Officer, any Two or more of Her Majesty's Justices of the Peace for the said County Palatine of *Lancaster* shall and they are hereby required, on Application by the said Commissioners or Directors, or any Person or Persons authorized by them, by Warrants under the Hands and Seals of the said Justices, to cause the Amount of such Costs and Charges to be levied and recovered by Distress and Sale of the Goods and Chattels of the said Company, and to be paid to the said Commissioners or Directors, as the Case may be, or to some of their Agents, rendering the Overplus, if any, on Demand, after deducting the Costs and Charges of and attending such Distress and Sale, to the said Company or to some of their Agents, or otherwise the said Commissioners or Directors,

Sewers, and
Directors to
Gas Works.

tors, as the Case may be, shall and may sue for and recover the same against the said Company, by Action of Debt or on the Case in any of Her Majesty's Courts of Record at *Westminster*, or otherwise in such Manner and Form, and by such Ways and Means, and with the same Benefit and Advantage, as they or either of them are authorized to sue or recover by any of the Acts of Parliament herein-before mentioned or referred unto, or by any other Act of Parliament, or any Law, Usage, or Custom now in force; and in case the said Commissioners and Directors shall not, within a reasonable Time after Notice to be given as aforesaid, alter, vary, raise, take up, remove, divert, relay, or repair such of the said Sinks, Drains, Sewers, Watercourses, Pipes, and Works as may be necessary to be altered, raised, taken up, relaid, or repaired as aforesaid, then and in every such Case the said Company may do so, they paying the Costs and Charges thereof.

For protecting Gas Pipes in Manchester crossed by the Railway.

LXXXII. And be it further enacted, That in every Case where the said Railway and Works, or any Part thereof, shall cross any Street within the Town of *Manchester*, and the present or any existing Gas Pipes and Works of the said Commissioners and Directors, or either of them, in such Street, the said Company shall, at their own proper Costs and Charges, previous to the Formation and Commencement of such Part of the said Railway and Works as may cross any of the said Streets, make good and substantial Arches or Culverts, of Brick or Stone over such of the said Pipes as may be crossed as aforesaid, and every of them, of the internal Height of Five Feet at the least, and of the internal Breadth of Three Feet at the least, and at the like Costs and Charges shall for ever thereafter keep the same in good and substantial Repair; and the said Commissioners and Directors, and each of them, shall have Access thereto for the Purpose of repairing, amending, or relaying the said Pipes over which the said Arches or Culverts shall be constructed; and in the Event of the said Company failing to make and afterwards to maintain such good and substantial Arches or Culverts as aforesaid, it shall and may be lawful for the said Commissioners or Directors so to do, at the Costs and Charges of the said Company, who shall pay the same to the said Commissioners, on Demand, as aforesaid; and in default of Payment within Seven Days after Notice in Writing to any Clerk or Officer of the said Company, the same may be recovered by the said Commissioners or Directors from the said Company in the same Manner as is herein-before provided with respect to Costs and Charges to be incurred by the said Commissioners.

In case Pavements are injured, the Company to make good the same.

LXXXIII. And be it further enacted, That such Part of the Streets within the Town of *Manchester*, and such of the present and future Pavements, Flags, Sinks, Drains, Sewers, and Watercourses therein or thereon, as shall or may be damaged, injured, affected, or destroyed by the said Company in or about or in consequence of the Execution of the Powers hereby given to them or any of them, shall be repaired and made good and reinstated by the said Commissioners, when, as, and in such Manner and Form as they shall think necessary

and proper; and the Expences of and attending the same shall be borne by the said Company and paid to the said Commissioners, on Demand, and in default of Payment within Seven Days after Notice in Writing to any Clerk or Officer of the said Company, may be recovered by the said Commissioners from the said Company, in the same Manner as is herein-before provided with respect to Costs and Charges to be incurred by the said Commissioners.

LXXXIV. And be it further enacted, That such of the present and future Main Pipes, Service Pipes, Branch and other Pipes or Works belonging to the Town of *Manchester*, which shall or may be damaged, injured, affected, or destroyed by the said Company in or about or in consequence of the Execution of the Powers hereby given to them, shall be repaired, made good, and reinstated by the said Directors, when, as, and in such Manner and Form as they shall think necessary and proper, and the Expences of and attending the same, together with the Value of all Gas which may escape or be lost in consequence of any Main or other Pipe or Works being damaged, injured, affected, or destroyed as aforesaid; and in case the said Directors or any of their Servants shall be hindered or obstructed by the said Company or any of their Servants from repairing or amending the said Pipes which shall be so damaged or destroyed, then the Amount in Value also of all Gas which the said Directors shall thereby be prevented from supplying to any Corporation, or Person whomsoever, shall be paid by the said Company to the said Directors, on Demand; and in default of such Payment within Seven Days after Notice in Writing to any Clerk or Officer of the said Company, it shall be lawful for the said Directors to recover the Amount thereof from the said Company, in the same Manner as is herein-before provided with respect to Costs and Charges to be incurred by the said Commissioners.

Damage done to Gas Pipes to be repaired.

LXXXV. And be it further enacted, That where the said Railway and Works, or any Part thereof, shall cross a certain Street in the Town of *Manchester*, called *Great Ducie Street*, the same shall be constructed and made by means of a Bridge or Viaduct over the same Street, which shall be Drop-dry at all Times, and shall be built of Stone, Brick, or Iron, according to a Plan, Section, and Specification to be submitted to and approved of by the Surveyors of the Highways of the Township of *Manchester*, and the said Commissioners, or by their Surveyor or respective Surveyors for the Time being; and the Foundation of such Bridge or Viaduct, and the Abutments thereof, shall extend and be made below the Surface of such Street to a Depth sufficient to allow the said Commissioners to make and construct any Sinks, Drains, Sewers, or Watercourses, and to allow the said Directors to lay or deposit any Main or other Pipes or Works which by all or any of the said Acts they are authorized to do, and that the Opening or Arch of the Bridge or Viaduct to be made over the said Street shall be constructed so as to leave a clear Roadway and Footway to the full Width of the said Street; and the Spring of the said Arch shall commence at a Point not being less than Ten Feet above the Surface of the Centre of the said Street, and the Underside of the Crown of the said Arch shall be at least

As to Manner of crossing Great Ducie Street within the Town of Manchester.

Nineteen Feet from the same Surface of the said Street, and that the Battlements of such Bridge or Viaduct shall be built or made of Stone, Brick, or Iron, and shall be made and constructed Seven Feet in Height from the Surface of the Railway at least along each Side of such Bridge or Viaduct, throughout the entire crossing of the said Street, and for the further Extent of Five Yards in Length at both Ends and on each Side of the said Bridge and Viaduct; and in constructing the said Railway across the said Street the said Company shall not deviate from the Line thereof as laid down on the Plan deposited with the Clerk of the Peace of the County Palatine of *Lancaster*, without the Consent in Writing of the said Commissioners or their Surveyor first had and obtained for that Purpose.

Breadth of
Railway over
Great Ducie
Street.

LXXXVI. And be it further enacted, That the Breadth of the said Railway and Works over the said Street called *Great Ducie Street* shall in no Case exceed Sixteen Yards.

Company to
keep the said
Bridge, Via-
duct, &c. in
good Repair.

LXXXVII. And be it further enacted, That the said Company shall at Times for ever after the said Bridge or Viaduct and Battlements shall have been erected, built, made, and constructed over *Great Ducie Street* aforesaid, and as to the said Battlements for the further Extent of Five Yards in Length at both Ends and on each Side of the said Bridge, keep the same and every of them, and all and every future Bridge or Viaduct and Battlements to be erected, built, made, and constructed in lieu thereof respectively, and which shall be of the like Dimensions, Capacity, and Materials as are herein-before mentioned, in good, perfect, and complete Repair; and in case of any Want of Repair or Rebuilding, and Notice thereof in Writing being given by any Agent or other Person authorized by the said Commissioners, Directors, or Surveyors, to the said Company, or to their Clerk or Treasurer, of any Want of Repair or Rebuilding, if the said Company shall not, in the Space of One Calendar Month after the Service of such Notice, commence such Repair or Rebuilding, and proceed therein with all reasonable Expedition until the same shall be completed, the said Commissioners may from Time to Time make such Reparations or Rebuildings, as the Case may require, and as to the said Commissioners may seem necessary; and all the Costs and Charges thereof shall be repaid by the said Company to the said Commissioners, on Demand, and in default of such Payment within Seven Days after Notice in Writing to the Clerk of the said Company, may be recovered by the said Commissioners from the said Company, in the same Manner as herein-before provided with respect to Costs and Charges to be incurred by the said Commissioners.

Sufficient
Hordes, &c.
to be erected
for the Pro-
tection of
the Public
during the
Execution of
certain
Works.

LXXXVIII. And be it further enacted, That previous to the Commencement of and during the Progress of the Work hereby authorized to be done by the said Company, Commissioners, and Surveyors, through the said Town of *Manchester*, the said Company shall from Time to Time cause such proper and sufficient Hordes, Fences, Stages, and Lights to be erected, set up, and continued in such Situations, and for such Time as the said Commissioners shall deem necessary for the Protection or Convenience of the Public, and as the said Commissioners shall, by Notice in Writing, to be signed by any
of

of their Clerks, Servants, or Agents, and to be served upon the Clerk of the said Company, or left at his last or usual Place of Abode or Business, order and direct; and if the said Company shall refuse or neglect to erect or set up any such Hordes, Fences, Stages, and Lights, or any of them, or shall not continue the same standing and in good Condition, or shall not remove the same when required by the said Commissioners, by Notice in Writing, to be signed and left as aforesaid, then and in every such Case the said Company shall be and are hereby made subject and liable to the Payment to the said Commissioners of the Penalty of Five Pounds for each and every Day during which they shall so refuse or neglect to erect and set up, or to continue standing and in good Condition, or to remove the same Hordes, Fences, Stages, and Lights, or any of them; which Penalty, in default of Payment to the said Commissioners, on Demand, may be recovered by the said Commissioners from the said Company in the Manner herein directed with respect to Costs and Charges to be incurred by the said Commissioners.

LXXXIX. And be it further enacted, That nothing in this Act contained shall extend or be construed to extend to authorize the said Company to raise, lower, alter, or otherwise interfere with the present Level or Inclination of, or permanently to obstruct, prevent, or hinder the free and uninterrupted Passage in, over, and along the said Street called *Great Ducie Street*, or any Part thereof, nor to obstruct, prevent, or hinder more than Six Inches beyond One Half in Width of the free and uninterrupted Passage in, over, and along any Part of the said Street called *Great Ducie Street*, nor, without the Consent of the said Commissioners, to obstruct, prevent, or hinder the free and uninterrupted Passage of any One Half in Width of the said last-mentioned Street, or any Part thereof, for a greater or longer Period than the Three Calendar Months, nor, without such Consent as aforesaid, to erect, build, construct, or make any Bridge or Viaduct, or the Battlements thereof, over, across, or near to any such Street, otherwise than in the Manner herein-before expressly provided, nor, without such Consent as aforesaid, after the Work shall have been commenced, to be a greater or longer Period than Five Calendar Months in the erecting, building, constructing, and completing the same Bridge or Viaduct, Battlements, and Works respectively; and in case the said Company shall act contrary to the Restrictions and Provisions, or any of them, in this Clause contained, without the Consent in Writing of the said Commissioners or their Surveyor first had and obtained, the said Company shall be and they are hereby made subject and liable, for every Breach of the Restrictions and Provisions aforesaid, to the Payment to the said Commissioners of the Penalty of Ten Pounds for each and every Day during which such Breach shall exist, which Penalty, in default of Payment to the said Commissioners, on Demand, may be recovered by the said Commissioners from the said Company in the Manner herein directed with respect to Costs and Charges to be incurred by the said Commissioners.

Company not to interrupt the free Passage of Streets.

XC. And be it further enacted, That where the said Railway and Works, or any Part thereof, shall cross the *Irwell*, the same shall be constructed and made and at all Times maintained by means of a Bridge

As to Manner of crossing the River Irwell.

Bridge or Viaduct over the same of the Width of One hundred and ten Feet at least within the Abutments, and that the Spring of the Arch of such Bridge shall be at an Elevation of not less than Eight Feet above the ordinary Water Level of the said River; and the said Arch shall be so constructed that there shall be left a clear Waterway of not less than Ninety Feet in Width at the Height of Eighteen Feet above the said ordinary Water Level.

For the Protection of the public Gas Establishment in Manchester.

XCI. And be it further enacted, That the said Company shall not, except as herein-after mentioned, lay, place, or deposit any Main, Service, Branch, or other Pipe or Convenience for the Conveyance of Gas in, under, over, along, or across any Streets or Roads within the Town of *Manchester*, by means of the said Railway, or the Works connected therewith, or any Part thereof, without the Consent in Writing of the said Directors or their Clerk; and in case the said Company shall lay any Pipes or Conveniences, except as herein-after mentioned, they shall be and are hereby made subject and liable to the Payment to the said Commissioners of the Penalty of Five Pounds for each and every Day during which such Pipes or Conveniences as aforesaid, or any of them, shall be so laid, placed, or deposited as aforesaid; which Penalty, in default of Payment, on Demand, may be recovered in the same Manner as is herein-before provided with respect to Costs and Charges to be incurred by the said Commissioners: Provided nevertheless, that the said Company shall be at liberty to manufacture Gas for their own Use; and for that Purpose, and for the Purpose of conducting the same to and from and using the same in and about the Railway and Works, they the said Company shall be at liberty to lay down any Main, Service, Branch, Gas, or other Pipes in and upon and adjoining the said Railway, and the Works and Property belonging to or used by the said Company: Provided always, that it shall be lawful for the said Commissioners, if they shall think proper, instead of suing for or recovering the said Penalty, after having given Notice in Writing to the said Company to remove the same Pipes and Conveniences, and in default of such Removal after Three Days from the Time of giving such Notice, to remove, cut off, or destroy any of the said Pipes or Conveniences, except as aforesaid, at their own Costs and Charges, not doing Damage or Injury, and not thereby impeding the said Railway or the Works thereof further than necessarily may be.

Expences of this Act how to be paid.

XCII. And be it further enacted, That all the Costs, Charges, and Expences of and incident to the obtaining and passing of this Act and of carrying the same into effect, or otherwise incident thereto, shall and may be defrayed by the said Company out of any Monies received or to be received by them under the Authority of the said recited Acts and this Act, or any of them, in preference to any other Payment.

For Construction of certain Terms used in the Acts.

XCIII. And be it further enacted, That wherever in this Act or in any of the said recited Acts any Word is used importing the Singular Number only such Word shall extend to and include several Persons or Things as well as one Person or Thing; and every Word importing the Plural Number shall be applied to and comprise one Person

or Thing as well as several Persons or Things ; and every Word importing the Masculine Gender only shall extend and be applied to a Female as well as a Male ; and the Word " Corporation " shall be understood to mean any Body or Bodies Politic, Corporate, or Collegiate, Civil or Ecclesiastical, Aggregate or Sole ; and the Word " Lands " shall extend to Messuages, and all other corporeal Hereditaments whatsoever ; unless it be otherwise specially directed or provided for, or there be something in the Subject or Context repugnant to such Construction.

XCIV. And be it further enacted, That in case the said Railway and Works shall not have been made and completed (unless prevented by inevitable Accident) within the Space of Seven Years, to be computed from the passing of this Act, then from and after the Expiration of the said Term of Seven Years all the Powers, Authorities, and Privileges given by this Act shall cease and determine, save only and except as to so much (if any) of the said Railway and Works as shall be declared and certified to have been completed within the said Term, by the Justices of the Peace of the said County of *Lancaster*, assembled at any General or Quarter Sessions of the Peace to be held in and for the said County, at any Time before the Expiration of the said Term of Seven Years, or within Six Calendar Months next after the Expiration thereof, upon the Evidence of Two or more Witnesses upon Oath, to be produced before such Justices for that Purpose.

If Railway not completed in Seven Years. Powers to cease, except as to such Part, if any, as shall be completed.

XCV. And be it further enacted, That nothing herein contained shall be deemed or construed to exempt the Railway by this or the said recited Acts authorized to be made from the Provisions of any General Act relating to Railways which may pass during the present or any future Session of Parliament.

Railway not to be exempt from Provisions of any General Act of Parliament.

XCVI. And be it further enacted, That this Act shall be deemed a Public Act, and shall be judicially noticed as such by all Judges, Justices, and others.

Public Act.

The SCHEDULE to which the foregoing Act refers.

No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
COUNTY OF LANCASTER.				
<i>Township of Salford, Parish of Manchester.</i>				
1	- - - -	- - - -	- - - -	A public Road or Way called Cross Lane, and the Bridge there.
2	The Liverpool and Manchester Railway Company.	- - - -	The Liverpool and Manchester Railway Company.	The Liverpool and Manchester Railway.
3	Executors of Philip Wood.	- - - -	Henry Harper Richard Hudson	Public House and Yard. House and Garden.
4	George John Jones	- - - -	George John Jones	Land.
5	Ditto	- - - -	Ditto	Ditto.
6	Ditto	- - - -	Ditto	Ditto.
7	Ditto	- - - -	Ditto	A public Street or Way called Windsor Street.
8	Ditto	- - - -	Ditto	Plantation.
9	Ditto	- - - -	Ditto	Land.
10	Ditto	- - - -	Ditto	A public Street or Way called Egerton Street.
11	Ditto	- - - -	Ditto	Land.
12	Ditto	- - - -	Ditto	Ditto.
13	Ditto	- - - -	Ditto	Ditto.
14	Ditto	- - - -	Ditto	Ditto.
15	Ditto	- - - -	William Hers and John Duckworth.	Garden.
16	Samuel Hulme Bridgeford.	- - - -	James Robinson Edward Evans Jonathan Edwards Peter Donagan William Leigh William Jackson Walter Robinson Peter Bainbridge John Fletcroft Joseph Bramhall Mary Cousill	Cottage. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
17	Ellis Chantler	- - - -	John Muggleston Edward Bailey	House and Yard. Cottage.
18	John Richardson	- - - -	Moses Johnson William Ayres Thomas Leer John Duckworth John Brooks.	Ditto. Ditto. Ditto. Ditto. Cottage and Garden.
19	Daniel Isherwood	- - - -	Joshua Moore William Pearson William Foster John Ward William Wood	Ditto. Ditto. Ditto. Ditto. Ditto.

No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
20	Daniel Isherwood	-	James Wright William Rogers John Abbott Richard Rogers Elizabeth Warrington Robert Fowlks Mary Gratrix James Gill	Cottage. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
21	Ditto	-	Peter Culcheth John Swindells Richard Chapman John Littler John Smith John Huntley James Toole James Eccles John Turner William Lawrence William Brown Joseph Barns John Tongue	Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
22	-	-	-	A public Street or Highway called Hope Street.
23	John Richardson	-	John Wilson Jonathan Dugdale William Beckett William Smith Samuel Newton James Stephenson James Lyddell James Walkden John Britton Matthew Johnson John Lund Thomas Yates Richard Parker Nathaniel May Thomas Kay	Cottage. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
24	Daniel Isherwood	-	Daniel Isherwood	Ditto.
25	The Proprietors of the Manchester and Bolton and Bury Railway.	-	The Proprietors of the Manchester and Bolton and Bury Railway.	Land.
26	Ditto	-	Ditto	The Manchester and Bolton and Bury Railway.
27	Widow Ainsworth	-	James Pitt Widow Whittingham The Proprietors of the Manchester and Bolton and Bury Railway.	House and Yard. Ditto. Ditto.
28	James Wheeler	-	John Atkinson William Seddon	Ditto. Cottage.
29	Robert Pilling	-	Joseph Smith Edward Parris Charles Stewart James Walkden	Ditto. Ditto. Ditto. Ditto.
30	-	-	Hugh Hughes	Ditto.
				A public Street or Highway called Becks Street.

No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
31	The Executors of Betty Saxon.	-	Sarah Barker - John Johnson - Charles Roberts - Thomas Baxter - Robert Gallimore - Peter Johnson - Thomas Davies - Thomas Cox - David Ellis -	Cottage. Ditto. Ditto. Ditto. Cellar. Cottage. Ditto. Ditto. Ditto.
32	-	-	-	A public Street or Highway called Morris Street.
33	John Morris	-	James Banks - Thomas Evans - John Lawson - Maria Wainwright - William Evans -	Cottage. Ditto. Ditto. Ditto. Ditto.
34	Gwyn Parker	-	Sarah Wilcock - Thomas Owen -	House and Yard. Ditto.
35	Edward Foulks	-	Joseph Lyth - George Alcock -	Stable and Yard. Public House, Yard, and Buildings.
36	Thomas Walker	-	James Fairclough - Susannah Taylor -	House and Yard. Ditto.
37	William Leigh	-	James Horrocks - Francis Vesey -	Ditto. Ditto.
37a	-	-	-	A public Street or Highway called Gore Street.
38	The Proprietors of the Manchester and Bolton and Bury Railway.	-	The Proprietors of the Manchester and Bolton and Bury Railway.	Land.
39	-	-	-	A public Street or Highway called New Bailey Street.
40	John Adamthwaite	-	James Roiley - Elizabeth Makin - John Williamson - George Kirkley - William Lomas -	House and Shop. Ditto. Ditto. House. Ditto and Shop.
41	Executors of John Bancroft.	-	William Jackson -	Ditto.
42	Executors of Philip Sudcliffe.	-	Thomas Barlow and Sarah Dorrington } Mary Ann Oliver - William Kay -	Ditto. Ditto. Ditto.
43	James Bathe	-	Elizabeth Morris - John Travis -	Cottage. Ditto.
44	Executors of Thomas Howarth.	-	Thomas Howarth - Anthony Ainsworth - John Travis -	House and Yard. Cottage. House and Yard.
45	Executors of James Hyde.	-	John Driver -	Ditto.
46	George Ferneley	-	Jane Carrington - William Yeoman - Sarah Andrew - James Upton - Martha Hughes - Mary Watkinson - John Elliot Coates -	Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Cottage and Smithy.

No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
47	Robert Pennington -	-	{ John Wakefield - Richard Ashley - John Twiss - George Hurst - Thomas Ancell -	House and Yard. Cottage. Ditto. Ditto. Ditto.
48	Executor of John Bancroft. }	-	{ Elizabeth Markendale	House, Outbuildings, and Yard.
49	John Adamthwaite -	-	{ William Roberts - Samuel Howarth - John Higginbotham - Samuel Foster - Arthur Shores - Richard Rogers - George Ormrod -	House. Shop or House. House and Yard. House. Ditto. Ditto. Ditto.
50	Mary Watkinson -	-	{ Abel Rawbotham	Public House and Outbuildings.
52	Mary Hall -	-	{ William Oaks - Mary Williams -	House and Yard. Cottage.
53	John Rigby -	-	{ William Baker - Robert Jones -	House and Yard. Cottage.
54	Executors of Thomas Evans. }	-	{ George Hackin - John Galley - George Coates -	Public House and Yard. Cottage. Ditto.
55	Mary Holland -	-	{ James Clegg -	House and Yard.
56	Executors of James Holland. }	-	{ Anyon Duxbury - John Barr -	Ditto. Ditto.
57	Thomas Sutcliffe -	-	{ Henry Parker - George Bentley -	Ditto. Cottage.
58	Thomas Clayton -	-	{ Thomas Clayton - Henry Thompson -	House and Yard. Public House and Outbuildings.
59	Executors of James Holland. }	-	{ George Collier - William Tattersall - John Towers - James Irlam - Henry Harrison -	House and Yard. Ditto. Ditto. Ditto. Ditto.
60	Samuel Williamson -	-	{ Samuel Williamson - William Sigley - Joseph Smethurst - George Long - Benjamin Jowle -	House and Shop. Cottage. Ditto. Ditto. Brewery and Yard and House.
61	Benjamin Jowle -	-	{ John Dicks - George Sheldon - Esther Sheldon -	House and Yard. Ditto. Ditto.
62	Hannah Shuttleworth -	-	{ James Ravett - Thomas Lyon - James Lomas - Henry Kay - John Bamber - James Lawton - Elizabeth Harding - John Whittaker -	Cottage. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
63	Ann Walkden -	-	{ Anna Hughes - Thomas Scholefield - John Jones - James Fitten - Ann Bradshaw - John Thompson -	Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
64	George Walker -	-	{ Thomas Travis - Robert Keers -	Ditto. Ditto.
65	Samuel Williamson -	-	{ John Bowers	Ditto.

[Local.]

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No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
66	John Walker	-	-	Cottage.
67	John Walmsley	-	-	Ditto.
68	James Widdows	-	-	Ditto.
69	John Wainwright	-	-	Ditto.
70	Henry Cantrill	-	-	Ditto.
71	Mary Metcalf	-	-	Ditto.
72	Henry Cantrell	-	-	Ditto.
73	Ralph Seddon	-	-	Ditto.
74	-	-	-	Cellar.
75	Executors of John Thompson.	-	-	A public Street or Highway called Brown-cross Street.
76	William Griffiths	-	-	Cottage.
77	Mary Hall	-	-	Ditto.
78	Mary Jefferys	-	-	Ditto.
79	Thomas Howarth	-	-	Ditto.
80	William Griffiths	-	-	Ditto.
81	William Kay	-	-	Ditto.
82	-	-	-	Ditto.
83	-	-	-	Ditto.
84	-	-	-	Ditto.
85	-	-	-	Ditto.
				A public Street or Highway called Stable Street.
				A public Street or Highway called Johnson Street.
				A public Street or Highway called Spaw Street.
				A public Street or Highway called Wilkin-son Street.

No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
86	- - -	- - -	- - -	A public Street or Highway called Yorkshire Street.
			Thomas Cooke -	Cottage.
			William Skerratt -	Ditto.
			Ann Hughes -	Ditto.
			Samson White -	Ditto.
			Ann Cheetham -	Ditto.
			Peter Ryder -	Ditto.
			Robert Howard -	Ditto.
87	Executors of John Wagstaff. }	- - -	George Pilling -	Ditto.
			Matthew Maltby -	Ditto.
			William Hopwood -	Ditto.
			John Hughes -	Ditto.
			John Ashenurst -	Ditto.
			Edward Partington -	Ditto.
			Richard Bertwisle -	Ditto.
			Thomas Rouse -	Ditto.
			John Chatton -	Ditto.
			John Rigby -	Ditto.
88	Obadiah Kirk -	- - -	Lydia Liddell -	Ditto.
			Lydia Sweetman -	Ditto.
			John Irving -	Ditto.
			James Singleton -	Ditto.
			George Cardess -	Ditto.
89	Ditto -	- - -	Thomas Barlow -	Ditto.
			Michael Cooper -	Ditto.
			Sarah Barlow -	Ditto.
			Joseph Williams -	Ditto.
			Edward Shaw -	Ditto.
90	William Griffiths -	- - -	George Cartwright -	Ditto.
			Peter Doherty -	Ditto.
			Albian Davies -	House and Yard.
91	Ditto -	- - -	Simeon Seddon -	Ditto.
			Thomas Denton -	Cellar.
			Henry Walker -	Ditto.
92	Mrs. Taylor -	- - -	John Shackleton -	House and Yard.
			William Birk -	Cellar.
			William Griffiths -	House and Yard.
93	William Griffiths -	- - -	Ann Skilmerdine -	Cellar.
			William Thomas -	House and Yard.
			John Hawkrigg -	Ditto.
			John Smith -	Cellar.
94	- - -	- - -	- - -	A public Street or Highway called Quay Street.
95	Executor of James Holland.	- - -	Robert Lees -	Public House and Out-buildings.
			Robert Lees -	Ditto.
96	John Bury -	- - -	John Preston -	House and Yard.
			John Clarke -	Ditto.
			Thomas Whittaker -	Ditto.
97	- - -	- - -	- - -	A public Street or Highway called Wood Street.
98	- - -	- - -	- - -	A public Street or Highway called Back Garden Street.
99	Widow Blomeley -	- - -	John Williamson -	House and Garden.
			John Rigby -	Ditto.
100	Thomas Mottram -	- - -	John Aldecroft -	Public House and Out-buildings.

No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
101	Michael Satterthwaite	- -	{ Michael Satterthwaite John Townley Mary Brown	House and Yard. Cottage. Ditto.
102	- - -	- - -	- - -	A public Street or Highway called Brown Street.
103	Henry Williamson	- -	{ James Twiss Ann Sweethurst John Hodgkinson	House and Yard. Ditto. Ditto.
104	Ditto	- -	{ William Scholfield Mary Blackley Ann Stanfield Abraham Collier John Causon	Ditto. Ditto. Ditto. Ditto. Ditto.
105	John Bury	- -	{ Samuel Sidley David Roberts William Broughton George Dalton Joseph Gordon William Hindle	Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
106	- - -	- - -	- - -	A public Street or Highway called Chapel Street. Building.
107	The Overseers of the Poor for the Township of Salford.	- -	{ The Overseers of the Poor for the Township of Salford. John Ward Messrs. Greenup and Brown	Cottage. Land and Buildings.
108	Michael Satterthwaite	- -	{ James Gorbutt John Vipond Ann Fallowfield	House and Smithy. Cottage. Workshop and Yard.
109	Executors of Catherine Pullen.	- -	{ Joseph Howsley Thomas Harding Thomas Wilson	House and Yard. Ditto. Cellar.
110	Joseph Swan	- -	{ Thomas Shinton William Fallows Joseph Van Thomas Barton	House and Yard. Ditto. Cellar. Ditto.
111	Margaret Vose	- -	{ John Jones Betty Moore Thomas Riley Elizabeth Jones John Bromley James Laycock	House and Yard. House. Ditto. Ditto. Shed. Cellar.
112	Executors of Catherine Pullen.	- -	{ Michael Richardson James Frost Richard Barton Catherine Edwards Mary Leigh	House. Cellar. Ditto. Ditto. Ditto.
113	Maria and Mary Harding.	- -	{ Maria and Mary Harding. William Collins Francis Jones James Fowley	House and Yard. Ditto. Cellar. Ditto.
114	Widow Taylor	- -	{ John Tuke Henry Wallace	House and Yard. Cellar.
115	William Woolley	- -	{ William Woolley Joseph Ashton	House and Yard. Cellar.
116	Elizabeth Crombholme.	- -	{ Mary Cropper Edward Cropper	House and Yard. Cellar.

No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
117	Richard Crompton	-	John Read	House and Yard.
118	Maria Harding and Mary Harding.	-	William Boardman	Cellar.
119	Mary Ann Ogden	-	Henry Burton	House and Yard.
120	Executors of John Rylance.	-	Messrs. Lupton and Adamthwaite.	Brewery and Yard.
121	Joseph Rylance	-	George Cockshaw	House and Yard.
122	Widow Blomeley	-	Joseph Rylance	Ditto.
			James Overall	Ditto.
			Maria Broughton	Cellar.
			Thomas Wilson	Ditto.
			George Arrowsmith	House and Yard.
			George Whittaker	Cellar.
			William Edwards	House and Yard.
123	George Dennis	-	Hugh Wilson	Cellar.
			Moses Bland	House and Yard.
			Simeon Walker	Ditto.
			Joseph Brocklehurst	Ditto.
			Elizabeth Binns	Ditto.
124	-	-	-	A public Street or Highway called Cooke Street.
125	-	-	-	A public Street or Highway called Back Cooke Street.
126	Executors of Thomas Sherratt.	-	Executors of Thomas Sherratt.	Land, and Building, late Iron Foundry.
			George Yates	House and Yard.
127	Richard Hardman	-	Richard Hardman	Ditto.
			Sarah Leatherbarrow	Ditto.
128	Elizabeth Hardman	-	Martha Francis	Ditto.
			George Ashbrook	Ditto.
			Inspector of Weights and Measures.	Ditto.
129	-	-	-	A public Street or Highway called Hardman Street.
130	Michael Thompson	-	John Latham	Public House and Out-buildings.
131	-	-	-	A public Street or Highway called Foundry Street.
132	William Drinkwater	-	Jane Hulme	House.
			Elizabeth Bond	Ditto.
			William Drinkwater	Workshops and Land.
			Nathaniel Bathe	Workshops.
			William Walker	Ditto.
			James Drinkwater	House.
133	William Ackers	-	Thomas Fawcett	House and Yard.
			George Benson	Ditto.
			Joseph Taylor	Ditto.
			William Brassington	Ditto.
			Michael M'Cormick	Ditto.
			James Hancock	Ditto.
			John Barns	Ditto.
			Margaret M'Caba	Ditto.
			Elizabeth Wetton	Ditto.
			John Hewett	Ditto.
James Clegg	Ditto.			

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No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
134	James Holland	-	John Higgin and Robert Higgin.	Public House and Tallow Chandler's Shop.
			John Parrington	House and Yard.
			John Bury	Ditto.
			William Hughes	Ditto.
			Henry Graystock	Ditto.
135	-	-	-	A public Street or Highway called Deal Street.
			James Hartley	Cottage.
			William Swanwick	Ditto.
			Hugh Williams	Ditto.
			Thomas Littler	Ditto.
			Mary Knight	Ditto.
			John Golborn	Ditto.
			Thomas Pierce	Ditto.
136	George Harker	-	John Gregory	Ditto.
			Walter Young	Ditto.
			Robert Higham	Ditto.
			Edward Bailey	Ditto.
			John Fitton	Ditto.
			Owen Rowland	Ditto.
			John Paton	Ditto.
			John Shawcross	Ditto.
			Jackson Harrison	Ditto.
			John Wrangham	House and Yard.
			William Shepherd	Ditto.
137	James Holland	-	John Hague	Ditto.
			Robert Owen	Ditto.
			Abraham Stanfield	Ditto.
			William Bush	Ditto.
138	Thomas Pitt	-	John Jones	Ditto.
			Lot Edwards	Ditto.
139	John Bury	-	Joshua Scholfield	Public House and Yard.
			Aaron Swanwick	House.
			Edward Lancelott	Ditto.
140	John Bury	-	Joseph Bell	Ditto.
			James Clarke	Ditto.
			John Douglas	Ditto.
			Henry Royle	Ditto and Yard.
			James Horrocks	Public House and Yard.
			Lupton and Adamthwaite.	Stables and Yard.
141	Sarah Felton	-	Henry Shaw	Cellar.
			John Coates	Ditto.
			Theophilus Parkinson	Cottage.
			Robert Green	Ditto.
			Richard Eaton	House and Shop.
			James Hyde	House and Yard.
			Charles Taylor	Ditto.
			Thomas Beswick	Ditto.
			James Tickle	Ditto.
142	Francis Goadsby	-	Ann Moore	Ditto.
			George Bird	Ditto.
			Catherine Hughes	Ditto.
			Henry Ballard	Ditto.
			Griffith Roberts	Ditto.
			James Padley	Ditto.
143	-	-	-	A public Street or Highway called Union Street.

No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
144	Executors of Nathaniel Shelmerdine. }	-	Mary Ann Lyon - Maria Bentley - Aaron Sothern - William Law - Elizabeth Dickinson - Sarah Hewett - Mary Brierley - Charlotte Guest -	Public House and Yard. House and Yard. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
145	Executors of Thomas Marsh. }	-	Thomas Tebb - John Parr -	Ditto. Ditto.
146	John Bury -	-	Samuel Sherlock - John Hallows - James M'Mullen - William Lancaster - John Marlow - Isabella Boydell -	Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
147	Ditto -	-	John Bowers - Mary Hugard - James Ashcroft - Thomas Mottram - John Sutton - Thomas Heys - William Paulton - Peter Dempsey - John Rogers - John Thomas - John Elton -	Cottage. House and Yard. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
148	Thomas Wright -	-	John Elton -	Ditto.
149	-	-	-	A public Street or Highway called Bury Street.
150	James Ingham -	-	John Etterfield - John Moore - Thomas Wright -	House and Yard. Ditto. Cottage.
151	John Bury -	-	Thomas Harrow - William Catterall - Moses Phillips - John Hulme - Mary Birch -	Ditto. Ditto. Ditto. Ditto. Ditto.
152	Trustees of Methodist Chapel in Bury Street.	-	-	Chapel
153	Ralph Winder -	-	Martha Wharton - James Fullalove - Mary M'Kee - William Plant - John Cadman - Edward Jones - Henry Crawford - Richard Hammond - William Dale - John Maltby - Edward Hughes - Thomas Allmack - Judith May - Thomas Foulks - Henry Nickson - James Rowlandson - Patrick O'Brien -	House, Joiners Shops, and Timber Yard. House and Yard. Ditto. Ditto. Ditto. House. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
154	-	-	-	A public Street or Highway called Cross Street.

No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
163	Isaac Andrews	-	Richard Forrester - Catherine Pickering - William Williams - James Barlow - Samuel Dawson -	House. Ditto. Ditto. Ditto. Ditto.
164	-	-	-	A public Street or Highway called Thompson Street.
165	Joseph Teale	-	Richard Parkin - Mary Williams - Samuel Whittaker - Joseph Clayton - John Lancaster - James Pilling - Richard Carr - David Stott - Matthew Crossley - Michael Lennen -	Cottage. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
165 a	William Read, Executor of George Read.	-	Charles Hall - Mary Short - Henry Scott - Michael Collier - Sarah Dorrington - Samuel Welsby -	Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
166	Charles Williamson	-	John Molia - Edward Jones - James Benson - James Hindley - James Emmet -	House. Ditto. Cellar. House. Ditto.
167	Ann Newberry	-	James Trickett - James Clegg -	Ditto. Ditto.
168	Ditto	-	Robert Ewart - Thomas Page - William Frazer - Joseph Jones - Edward Williams - John Tasker -	House and Yard. Ditto. Ditto. Ditto. Ditto. Ditto.
169	-	-	-	A public Street or Highway called Cable Street.
170	Robert Oldham Middleton.	-	Charles Morris - John Millington - Richard Higham - William Ratcliffe -	House and Yard. Ditto. Ditto. House, Yard, and Workshops.
171	Cocker and Higgin	-	William Ellis -	Ditto. Vacant Land.
172	-	-	-	A public Street or Highway called Gravel Lane.
174	Colonel Drinkwater Bethuen.	-	Margaret Taylor -	Public House and Yard.
175	Executors of Godfrey Harris.	-	Mary Ann Morgan - Thomas Edwards - Thomas Bakewell - Elijah Perry - John Williamson - Ann Ryley - Richard Welch - Mary Clarke -	House. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.

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No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
185	Ditto		Thomas Irlam -	Cottage.
			Lydia Chorlton -	Ditto.
186	Wagstaff		Jonathan Read -	Ditto.
			-	Building Land.
			Richard Thomas -	Cottage.
			Lydia Bouker -	Ditto.
			Sarah Thornton -	Ditto.
			Joseph White -	Ditto.
			William Lyddall -	Ditto.
			Ann Smith -	Ditto.
			John Bouker -	Ditto.
			Mary Nikolson -	Ditto.
			Margaret Bashford -	Ditto.
			Joseph Griffiths -	Ditto.
			James Wood -	Ditto.
			Thomas Simester -	Ditto.
			Joseph Mooriwood -	Ditto.
			187	Benjamin Jowle
Ellen Wright -	Ditto.			
Richard Hankinson -	Ditto.			
Anthony Metcalf -	Ditto.			
William Edger -	Ditto.			
Major Dawson -	Ditto.			
Thomas Southwick -	Ditto.			
Elizabeth Waddington -	Ditto.			
James Halse -	Ditto.			
Luke Eliot -	Ditto.			
188			Michael Murphy -	Ditto.
			Francis Harris -	Ditto.
			Harriet Hill -	Ditto.
			-	A public Street or Way called Palmer Street.
189	Ann Newberry		Thomas Newhall -	House and Yard.
			Aaron Parks -	Ditto.
			Jonathan Adams -	Ditto.
			William Thompson -	Ditto.
			Isaac Bleazard -	Ditto.
			William Gemmell -	Ditto.
			Charles Davenport -	Ditto.
			Daniel Skivington -	Ditto.
			Philip Jenkinson -	Ditto.
			George Heathcote -	Ditto.
190	The Executors of William Hughes.		John Syddall -	Ditto.
			George Butcher -	Ditto.
191			John Boond -	Ditto.
192	Thomas Boardman		-	Methodist Chapel in Princess Street.
			John Shaw -	Cottage.
			James Bury -	Ditto.
			John Cooper -	Ditto.
193			William Peel -	Ditto.
			Thomas Roden -	Ditto.
194	Thomas Boardman		-	A public Street or Highway called Catcliff Street.
			John M'Cormick -	Cottage.
			Thomas Guilford -	Ditto.
			John Cox -	Ditto.
			James Hyde -	Ditto.
			James Barlow -	Ditto.
			George Crosland -	Ditto.
Sarah Wilkinson -	Ditto.			
Thomas Sharples -	Ditto.			

No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
195	Thomas Stubbs	-	Thomas Dean Sarah Darlington William Cooper George Marsden Esther Dimmock Sarah Bury Thomas Derbyshire	Cottage. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
196	Charles Gresswell	-	James Parrott Henry Cawley Thomas Croacker Robert Smith Francis Owen Alice Bowen William Lang Richard Hellowell John Ashcroft Peter Partington Bridget Fay Eliza Shepherd William Adcock Elizabeth Tipping	House and Yard. Cellar. House and Yard. Cellar. House and Yard. Cellar. House and Yard. Ditto. Ditto. Cellar. House and Yard. Ditto. Ditto. Ditto.
197	-	-	-	A public Street or Highway called Back Cross Street.
198	John Sharples	-	John Sharples John Mason	House and Yard. Cellar.
199	John Catterall	-	John Dessey	House and Yard.
200	Henry Wilson	-	Henry Wilson	Ditto.
201	John Thompson	-	John Gaskell Jonas Brocklehurst Robert Hudson James Bourn	Ditto. Ditto. Ditto. Ditto.
202	John Garnett	-	John Hadfield William Roden	Ditto. Ditto.
203	Thomas Hadfield	-	John Richardson John Sharples	House and Workshop. House and Yard.
204	Samuel Walker	-	Thomas Banford	Ditto.
205	Benjamin Jowle	-	Elizabeth Richardson Major Dawson James Richmond Thomas Smith James Harrison John Carter Michael Roberts Charles Buckle Robert Kennedy Josiah Jaques William Thetford Robert Gillan James Taylor John Heys William Scholes Catherine Pack Frederick Barlow John Arthington William Griffiths	Stables and Yard. Ditto. Gig or Cart House. Cottage and Yard. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
206	James Richmond	-	George Armitage James Robinson Joseph Worthington James Cassidy John White Adam Craig	Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.

No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
215	Joseph Bleackley	-	Ellen Wright John Hoyle Jane Phelan Samuel Walker Elizabeth Walker Michael King Thomas Scott	House and Yard. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
216	John Clayton	-	Jane Rowbottom Richard Bentley Jonathan Hollinsworth	Cellar. House and Yard. Cellar.
217	-	-	-	A public Street or Highway called Duke Street.
218	George Holland	-	Cornelius Hardisty Samuel Grocott Thomas Hopwood Richard Senior	House and Yard. Ditto. Ditto. Ditto.
219	-	-	-	A public Street or Highway called Green-gate.
220	Robert Gorton	-	John Fishwick Robert Martin William Burrows Angus Gun	House and Yard. Ditto. Ditto. Ditto.
221	-	-	-	A public Street or Highway called Gorton Street.
222	Eleanor Raby	John Dyson	John Dyson Edward Craston	House and Yard. Workshops.
223	Charles Smith	-	Joseph Royle Joshua Ronchetti	House and Yard. Ditto.
224	Ditto	-	William Carswell	Ditto.
225	Robert Gorton	Samuel Briddon	Samuel Briddon	Ditto.
226	Ditto	Robert Lomas	Robert Lomas	Ditto.
227	Ditto	-	John Goodman Robert Clarke	Ditto. Ditto.
228	Charles Smith	-	Taymor Taylor John Jones	Ditto. House, Yard, and Workshops.
229	Robert Gorton	-	Thomas Syddall Elizabeth Ward John Anwil James Wood Edward Easton Thomas Narwood Thomas Watts Robert Lomas	House and Yard. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
230	-	-	-	A public Street or Highway called Millers Lane.
231	Thomas Alderson Cooke	-	John Boutflour James Burrows John Cunningham John Cooke William Yates	House and Yard. Ditto. Ditto. Cottage. Ditto.
232	John Barrow	-	William Whitelegg Thomas Jones James Jones James Harkwright Margaret Barber James Lancashire William Gilbert John Hughes	Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. House. Ditto.

No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
233	Sarah Nutt - -	- -	William Houghton - Thomas Cliff - Charles Taylor - Andrew Bruffy - John Parks - Samuel Lomas - Henry Fogg - William Henshaw -	Cottage and Yard. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto.
234	Executors of John Hardman. }	- -	John Pearson - Francis Merron - Richard Hayes - William Gilbert - John Jackson -	Ditto. Ditto. Public House and Yard. House and Yard. Ditto.
235	John Jackson -	- -	Henry Reynolds - John Humber - Richard Wright - James Beswick - George Read - Thomas Davies - James Fowlds - Peter Pike - Samuel Wimbush - Judy Garnett - William Constantine - Peter Caldwell - Barnet Hughes - Michael Welsh - James Kelly and Edward Kellett.	Cottage and Yard. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Workshop and Yard.
236	Charles Cooke -	- -	Dennis Murphy - Andrew Kegan - Arthur Murphy - Thomas Wild - William Dawson - Barnard Finlay - John Jackson - Edward Chew -	Cottage and Yard. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. House and Yard.
237	Executors of John Hardman.	- -	Charles Cooke and John Frederick Beaver. Thomas Brownbill.	Offices and Yard. House and Yard.
238	Ditto, or — Benbow and others.	- -	Executors of John Hardman. Messrs. Hindley and Miller.	Land. Brewery, House, and Yard.
239	Samuel Dewhurst -	- -	John Jones - William Holland - John Dunderdale - Thomas Mellor - John Sharples - John Harding - Jacob Walker - Thomas Brogden - George Horrocks - Mary Ann Taylor - Thomas Rigby - Joseph Williamson -	Cottage and Yard. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. Ditto. House and Yard. Ditto. Ditto. Ditto.
240	James Bradford -	- -	-	Unitarian Chapel and Yard in Dawson Street.
241	-	-	-	A public Street or Highway called Dawson Street.
241 a	-	-	-	The River Irwell.

No. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
<i>Township of Manchester, Parish of Manchester.</i>				
242	-	-	-	The River Irwell.
243	Earl Ducie	-	Earl Ducie	Land.
244	-	-	-	A public Street or Highway called Great Ducie Street.
245	Mary Bealey	-	Mary Bealey and Sons	Houses, Land, and Warehouse.
246	-	-	John Hartley	Cottage and Yard.
247	-	-	-	Street leading out of Great Ducie Street.
248	The Devisees or Trustees of Dorothy Clowes, Widow, deceased.	Dr. Briggs and others, Trustees of a proposed Catholic Chapel.	The Trustees of a proposed Catholic Chapel.	Ditto Ditto. Land.
249	Christopher Moore	-	Thomas Bulkley	Public House and Yard.
250	Ditto	-	Ditto	Brewhouse.
251	Daniel Cooper	-	Daniel Cooper	Workshop and Yard.
252	William Brooks	-	Thomas Carling	House and Yard.
			Abraham Heap	Cottage and Yard.
			Isaac Jackson	Ditto.
			Ainsworth Slater	Ditto.
			Thomas Brown	Ditto.
			William Lord	Ditto.
			Michael Lee	Ditto.
			Abraham Ludlow	Ditto.
			Edwin Davies	Ditto.
			James Eccleston	Ditto.
			John Heap	Ditto.
			Stephen Pollitt	Cellar.
253	James Murray	-	John Davies	Cottage and Yard.
			Thomas Yates	Ditto.
			Anna Jackson	Ditto.
			Peter Jackson	Ditto.
			Alice Hartley	Ditto.
			Elijah Leech	Ditto.
			Elizabeth Worthington	Ditto.
			Edward Scholfield	Ditto.
			Thomas Richardson	Ditto.
			Jonathan Burgess	Ditto.
			David Morris	Ditto.
			Charles Arundell	Ditto.
			J. H. Starkey	Joiner's Shop and Timber Yard.
			Edward Allen	Cottage and Yard.
			John Hargreaves	Ditto.
254	George Croxton	-	Rebecca Langshaw	Ditto.
			Thomas Hill	Ditto.
			John Berry	Ditto.
			George Clayton	Ditto.
			Thomas Woodhead	Ditto.
			Thomas Edwards	Ditto.
255	Samuel Brooks	-	Samuel Brooks	Land.