



ANNO SEXTO

GULIELMI IV. REGIS.

Cap. xliii.

An Act for improving, enlarging, and extending the *Forth* and *Clyde* Navigation, and certain Harbours and Works belonging thereto and connected therewith; and for making and maintaining Two Branch Cuts or Canals from the said Navigation. [19th *May* 1836.]

WHEREAS an Act was passed in the Eighth Year of the Reign of His Majesty King *George* the Third, intituled *An Act for making and maintaining a Navigable Cut or Canal from the Firth or River of Forth, at or near the Mouth of the River of Carron in the County of Stirling, to the Firth or River of Clyde at or near a Place called Dalmuir Burnfoot, in the County of Dumbarton, and also a Collateral Cut from the same to the City of Glasgow; and for making a Navigable Cut or Canal of Communication from the Port and Harbour of Borrowstounness to join the said Canal at or near the Place where it will fall into the Firth of Forth,* whereby the Persons therein named, their several and respective Successors, Executors, Administrators, and Assigns, were united into a Company, and made One Body Politic and Corporate, by the Name
[*Local.*] 18 N of 8 G. 3. c. 63.

- of the Company of Proprietors of the *Forth and Clyde* Navigation, for carrying on, making, completing, and maintaining the said Navigable Cut or Canal from the Firth or River of *Forth* to the Firth or River of *Clyde*, and Collateral Cut to the City of *Glasgow* (called the *Forth and Clyde* Navigation), with other Works therein mentioned: And whereas another Act was passed in the Eleventh Year of the Reign of His said Majesty King George the Third, intituled *An Act to explain, amend, and render more effectual an Act made in the Eighth Year of His present Majesty's Reign, intituled 'An Act for making and maintaining a Navigable Cut or Canal from the Firth or River of Forth, at or near the Mouth of the River of Carron in the County of Stirling, to the Firth or River of Clyde at or near a Place called Dalmuir Burnfoot, in the County of Dumbarton, and also a Collateral Cut from the same to the City of Glasgow; and for making a Navigable Cut or Canal of Communication from the Port and Harbour of Borrowstounness to join the said Canal at or near the Place where it will fall into the Firth of Forth:'* And whereas another Act was passed in the Thirteenth Year of the Reign of His said Majesty King George the Third, intituled *An Act to enlarge the Powers of Two Acts made in the Eighth and Eleventh Years of the Reign of His present Majesty, for making and maintaining a Navigable Cut or Canal from the Firth or River of Forth, at or near the Mouth of the River of Carron in the County of Stirling, to the Firth or River of Clyde at or near a Place called Dalmuir Burnfoot, in the County of Dumbarton, and also a Collateral Cut from the same to the City of Glasgow; and for making a Navigable Cut or Canal of Communication from the Port and Harbour of Borrowstounness to join the said Canal at or near the Place where it will fall into the Firth of Forth:* And whereas another Act was passed in the Twenty-fourth Year of the Reign of His said Majesty King George the Third, intituled *An Act for extending, amending, and altering the Powers of an Act made in the Eighth Year of the Reign of His present Majesty, intituled 'An Act for making and maintaining a Navigable Cut or Canal from the Firth or River of Forth, at or near the Mouth of the River of Carron in the County of Stirling, to the Firth or River of Clyde at or near a Place called Dalmuir Burnfoot, in the County of Dumbarton, and also a Collateral Cut for the same to the City of Glasgow; and for making a Navigable Cut or Canal of Communication from the Port and Harbour of Borrowstounness to join the said Canal at or near the Place where it will fall into the Firth of Forth:'* And whereas another Act was passed in the Twenty-seventh Year of the Reign of His said Majesty King George the Third, intituled *An Act for varying and extending the Powers of the Company of Proprietors of the Forth and Clyde Navigation:* And whereas another Act was passed in the said Twenty-seventh Year of the Reign of His said Majesty King George the Third, intituled *An Act for altering and extending the Line of the Cut or Canal authorized to be made and maintained by so much of several Acts made in the Eighth, Eleventh, Thirteenth, and Twenty-fourth Years of the Reign of His present Majesty, as authorizes the making and maintaining a Navigable Cut or Canal from the Firth or River of Forth, at or near the Mouth of the River of Carron in the County of Stirling,*
- 11 G. 3. c. 62.
- 13 G. 3. c. 104.
- 24 G. 3. c. 59.
- 27 G. 3. c. 20.
- 27 G. 3. c. 55.
- to

to the Firth or River of Clyde at or near a Place called Dalmuir Burnfoot, in the County of Dumbarton; and also a collateral Cut from the same to the City of Glasgow; for deepening the said Cut or Canal; and for explaining and amending so much of the said Acts as relates to the making and maintaining the said Cut or Canal: And whereas another Act was passed in the Thirtieth Year of the Reign of His said Majesty King George the Third, intituled *An Act for forming a Junction between the Forth and Clyde Navigation and the Monkland Navigation, and for altering, enlarging, and explaining several former Acts passed for making and maintaining the said Navigations*, which Monkland Navigation was authorized to be made by virtue of an Act passed in the Tenth Year of the Reign of His said Majesty King George the Third: And whereas another Act was passed in the Thirty-ninth Year of the Reign of His said Majesty King George the Third, intituled *An Act for empowering the Company of Proprietors of the Forth and Clyde Navigation to repay into the Court of Exchequer in Scotland the Sum advanced to them for the Purpose of completing the said Navigation; for repealing so much of an Act of the Twenty-fourth Year of His present Majesty as relates to the said Company; and for enabling the Barons of the said Court of Exchequer to advance Part of the Sum so to be received to the Company of Proprietors of the Crinan Canal, on certain Conditions*: And whereas another Act was passed in the Forty-sixth Year of the Reign of His said Majesty King George the Third, intituled *An Act to alter and amend the several Acts passed for making and maintaining the Forth and Clyde Navigation*: And whereas another Act was passed in the Fifty-fourth Year of the Reign of His said Majesty King George the Third, intituled *An Act to enlarge, alter, and amend the Powers of the several Acts for making and maintaining the Forth and Clyde Navigation*: And whereas another Act was passed in the First Year of the Reign of His late Majesty King George the Fourth, intituled *An Act for altering and amending several Acts for making and maintaining the Forth and Clyde Navigation*: And whereas it would increase the local and public Utility of the said Navigation to raise and enlarge the Lock Number Nineteen, called *Castle Cary Lock*; to widen and raise the Banks of the said Navigation between the said Lock and Lock Number Twenty on the said Navigation, called *Windford Lock*, and to remove the said last-mentioned Lock, for the Purpose of extending and improving the Summit Level of the said Navigation; to improve, enlarge, and extend the Harbour and Basin at *Grangemouth*; to make, form, and maintain a new Harbour and Wharfs at, near, or adjoining the said Harbour and Basin, with an Entrance to such new Harbour from the River *Carron*, and another Entrance from the said new Harbour into the said Basin; to alter the Course of the Stream called *Grangeburn*; to improve the Entrance into the said Harbours from the Firth or River of *Forth*, and for that Purpose to extend, make, erect, and maintain a Bank or Sea Dyke from at or near the outer Buoy at the Mouth of the River of *Carron* to the said Harbours, with a Towing Path, Pier, Wharf, and other necessary Works and Conveniences: And whereas it would be of great local and public Utility to make and maintain a Branch Cut or Canal from the said Navigation at a certain Point or Place

30 G. 3. c. 73.

39 G. 3. c. 71.

46 G. 3.
c. 120.54 G. 3.
c. 195.

1 G. 4. c. 48.

Place at or near the said Lock Number Nineteen, called *Castlecary Lock*, and to pass by or near *Parlfoot* to *Loanhead* in the Parish of *Denny* and County of *Stirling*, and another Branch Cut or Canal from the said Navigation, at a certain Point or Place at or near the said Lock Number Twenty, called *Windford Lock*, to the said last-mentioned Branch Cut or Canal at or near *Parlfoot* aforesaid, with Towing Paths, Basins, Wharfs, and other Works and Conveniences attached thereto or connected therewith; and the making and maintaining of such Branch Cuts or Canals would also further increase the local and public Utility of the said Navigation: And whereas it would also increase the local and public Utility of the said Navigation to extend, deepen, and enlarge the Harbours, Basins, and Wharfs at or near *Port Dundas* in or upon the Land or Grounds belonging to the said Company: And whereas the Boats employed in conveying Passengers on the said Navigation, and the Number of such Passengers, have greatly increased, and it would tend to insure the Safety and Accommodation of the said Boats and the other Boats and Vessels using the said Navigation, and of the Passengers and other Persons conveyed and employed therein, and it is expedient to empower the said Company or their Governor and Council to grant Licences for plying and using such Boats for conveying Passengers, and to make and establish Rules and Regulations for the proper Management of the said Boats, and for the Payment of the Fares to be taken for conveying Passengers, Luggage, and Packages therein: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all the Powers, Authorities, Provisions, Directions, Penalties, Forfeitures, Payments, Tolls, Rates, Duties, Exemptions, Remedies, Regulations, Clauses, Matters, and Things in the said recited Acts or any of them contained, except in so far as the same are hereby altered or repealed, and which are now in force and capable of taking effect, shall extend and be construed to extend to the Purposes of this Act, and operate and be in force with respect to the several Works to be completed and executed as herein-after mentioned, as fully and effectually, to all Intents and Purposes whatsoever, as if the same and every Part thereof were repeated and re-enacted in this Act; and that the said several Works shall for all the Purposes of this Act and of the said recited Acts be deemed and considered Part and Parcel of the said *Forth* and *Clyde* Navigation, and of the Harbours, Basins, and other Works belonging thereto.

Powers of recited Acts extended to this Act.

Power to improve and enlarge the Harbour, &c. at Grange-mouth.

II. And be it further enacted, That it shall and may be lawful to and for the said Company and they are hereby empowered, by themselves, their Deputies, Agents, Servants, Officers, and Workmen, to raise and enlarge the said Lock Number Nineteen, called *Castlecary Lock*, on the said Navigation, situate in the Parish of *Falkirk* and County of *Stirling*; to widen and raise the Banks of the said Navigation on both Sides thereof between the said Lock Number Nineteen, called *Castlecary Lock*, and the said Lock
Number

Number Twenty, called *Windford Lock*, situate in the Parish of *Cumbernauld* and County of *Dumbarton*, and to remove the said last-mentioned Lock (such Portion of the said Navigation being situate in the said Parish of *Falkirk* in the County of *Stirling*, and in the said Parish of *Cumbernauld* in the County of *Dumbarton*); and also to improve, enlarge, and extend the Harbour and Basin at *Grangemouth*; to make, form, and maintain a new Harbour and Wharfs at, near, or adjoining the said Harbour and Basin, with an Entrance to such new Harbour from the River *Carron*, and another Entrance from the said new Harbour into the said Basin; to alter the Course of the Stream called *Grangeburn*, by leading or diverting the same by a Cut from a Point at or near to the Farm of *Inch* into the River *Carron* immediately to the East of the said Harbour hereby authorized to be made; to improve the Entrance from the Firth or River of *Forth* into the said Harbours, by making a Bank or Sea Dyke from at or near the outer Buoy at the Mouth of the River of *Carron* to the Western Termination of the present Bank or Sea Dyke; to make, erect, and maintain a Pier and Wharf at the Eastern Extremity of the said Bank or Sea Dyke hereby authorized to be made for the landing and embarking of Passengers, Goods, and Commodities, and also a Path and Road on the said Bank or Sea Dyke for the Convenience of Passengers, and for tracking Vessels up and down the said River of *Carron*; and to improve, enlarge, and keep in repair the present Bank or Sea Dyke on the South Side of the new Cut from *Grangemouth*, and to make and maintain a Path and Road thereon for the Purposes aforesaid; and which Harbours, Basin, and Wharfs at *Grangemouth*, and Works therewith connected, and the said Bank or Sea Dyke, Pier, and Wharf hereby authorized to be made and improved, and the said Paths and Roads and Entrance from the Firth or River of *Forth* to the said Harbours of *Grangemouth*, and the Course of the Stream called *Grangeburn*, hereby authorized to be made, improved, and diverted, will be made, executed, pass, or be carried in, upon, from, or through the several Parishes of *Falkirk*, *Polmont*, and *Bothkennar*, in the County of *Stirling*, or some or One of them.

III. Provided always, and be it enacted, That nothing herein contained shall authorize or empower the said Company, or any Person or Persons acting by or under their Authority, to make or execute any of the said Works at or near *Grangemouth* or in the River of *Carron*, in, upon, through, adjoining, or contiguous to any Land, Grounds, or Wharfs of or belonging to *Lawrence Lord Dundas*, without the Consent in Writing of the said *Lawrence Lord Dundas*, or his Heirs and Successors in the Estate of *Kerse*, first had and obtained.

Proviso as to Works at *Grangemouth*.

IV. And be it further enacted, That it shall and may be lawful to and for the said Company and they are hereby empowered, by themselves, their Deputies, Agents, Servants, Officers, and Workmen, to make and maintain the following Branch Cuts or Canals, of not less than Four or more than Five Feet Depth of Water; that is to say, a Na-

Power to make Branch Cuts from *Castlecary* and *Windford Locks*

[*Local.*]

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vigable

to Loan-
head;

vigable Cut or Canal from the said Navigation at a certain Point or Place in the Parish of *Falkirk* and County of *Stirling* at or near the said Lock Number Nineteen, called *Castlecary Lock*, to or near *Parkfoot*, and from thence to *Loanhead*, both in the Parish of *Denny* and County of *Stirling*; and another Navigable Cut or Canal from the said Navigation at a certain Point or Place in the Parish of *Cumbernauld* and County of *Dumbarton*, at or near the said Lock Number Twenty, called *Windford Lock*, and to pass by or near to *Bonnyhead* and *Garncrew* to the said last-mentioned Cut or Canal at or near *Parkfoot* aforesaid; together with Basins, Wharfs, Towing Paths, Bridges, Feeders, Wasters, and other Works and Conveniences attached thereto and connected therewith respectively; which said first-mentioned Branch Cut or Canal will pass from, through, and into the said Parishes of *Falkirk* and *Denny* in the County of *Stirling*, and which said last-mentioned Branch Cut or Canal will pass from, through, and into the said Parish of *Cumbernauld* in the County of *Dumbarton*, and the said Parish of *Denny* in the County of *Stirling*.

and to extend the
Harbour
and Basins
at Port
Dundas.

V. And be it further enacted, That it shall and may be lawful to and for the said Company and they are hereby empowered, by themselves, their Deputies, Agents, Servants, Officers, and Workmen, to extend, deepen, and enlarge the Harbour, Basins, and Wharfs at or near *Port Dundas* in the Barony Parish of *Glasgow* and County of *Lanark* in such Manner as they shall think necessary and proper for the Accommodation of the Boats, Vessels, and Traders resorting to and using the same; provided that such Extension and Enlargement be made in or upon the Land or Grounds now belonging to the said Company.

Plans of the
Works deposited with
the Clerks of
the Peace to
remain there,
and be open
to Inspection.

VI. And whereas Maps or Plans describing the Extension and Improvement of the Summit Level of the said Navigation, the Improvement and Extension of the said Harbours at *Grangemouth*, and other Works therewith connected, and the Lines of the said Branch Cuts or Canals herein-before mentioned respectively, and the Lands in and through which the same respectively are intended to be made or carried, together with Books of Reference to such Maps or Plans respectively, containing the Names of the Owners or reputed Owners and Occupiers of such Lands, have been deposited in the Offices of the Clerks of the Peace for the several Counties within which such Works respectively are intended to be made and executed; be it therefore enacted, That the Maps or Plans and Books of Reference so deposited shall remain with and be kept by the said several Clerks of the Peace; and all Persons interested in such Lands shall at all seasonable Times have Liberty to inspect and take Copies of the same or Extracts therefrom, paying to the Clerk of the Peace having the Custody thereof the Sum of Two Shillings and Sixpence for every such Inspection, and after the Rate of Sixpence for every One hundred Words copied therefrom; and the said Maps or Plans and Books of Reference, or true Copies thereof respectively, or of so much

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.

VII. Provided always, and be it further enacted, That it shall be lawful for the said Company to make the said Extension and Improvement of the Summit Level of the said Navigation, the Improvement and Extension of the said Harbours at *Grangemouth*, and other Works therewith connected, and also the said Cuts or Canals, in the Situations, Lines, or Courses, and in or through the Lands delineated on the said Maps or Plans respectively, although such Lands or any of them, or the Situation thereof respectively, or the Names of the Owners or Occupiers thereof respectively, may happen to be omitted, mis-stated, or erroneously described in the Books of Reference to the said Maps or Plans, if it shall appear to any Justice of the Peace for the County within which such Lands are situate (in case of Dispute about the same), and be by him certified in Writing, that such Omission, Mis-statement, or erroneous Description proceeded from Mistake or Inadvertence; and the Certificate of such Justice shall be deposited with and be kept by the Clerk or Clerks of the Peace for such County, and shall be sufficient for all Purposes.

Errors and Omissions not to prevent the Execution of the Works.

VIII. Provided also, and be it further enacted, That nothing herein contained shall authorize or empower the said Company, or any Person acting by or under their Authority, to take or use, for any of the Purposes of this Act, any House or other Building which was erected at or before the passing of this Act, or any Land or Ground which was then set apart and used as and for a Garden, Orchard, Yard, Policy, Paddock, Plantation, planted Walk, or Avenue to a House, other than and except such as are specified in the Schedule hereunto annexed, without the Consent in Writing of the Owners and Occupiers thereof respectively first had and obtained, unless the Omission thereof in such Schedule shall have proceeded from Mistake or Inadvertence, and be so certified in manner herein-before mentioned.

Houses, Gardens, &c not to be taken without Consent unless specified in the Schedule.

IX. And be it further enacted, That the said Company in making and executing the said Extension and Improvement of the Summit Level of the said Navigation, the said Improvement and Extension of the said Harbours at *Grangemouth*, with the Bank or Sea Dyke and other Works therewith connected, and the said Branch Cuts or Canals by this Act authorized to be made and executed, shall have full Power to deviate from the Courses or Directions delineated on the several Plans deposited with the Clerks of the Peace as herein-before mentioned: Provided nevertheless, that no such Deviation shall extend to a greater Distance than One hundred Yards from the Courses or Directions thereof respectively delineated on the said Maps or Plans; nor shall any Deviation extend into any Lands not described in the said Maps or Plans without the previous Consent of the Owners and Occupiers of such Lands, unless such Lands shall have

Power to deviate from the Lines delineated on the Plans, under certain Limitations.

have been omitted by Mistake or Inadvertence, and the Fact that such Omission proceeded from Mistake or Inadvertence be certified in manner herein-before provided in Cases of unintentional Errors in the said Books of Reference.

Limiting
Ascent to
Bridges.

X. Provided also, and be it further enacted, That in all Places where it shall be deemed by the said Company necessary to erect or build any Bridge or Bridges over the said Branch Cuts or Canals hereby authorized to be made for the Purpose of any public Road, the Ascent to every such Bridge shall not be more than One Foot in Thirteen Feet, and that the Fence on each Side of such Bridge shall not be less than Four Feet above the Surface of the Bridge.

Land not to
be taken
without Con-
sent of
Owners and
Occupiers
after Two
Years.

Proviso as
to Poor
Rates on
Lands to be
acquired by
the Com-
pany.

XI. Provided also, and be it further enacted, That no Land or Grounds shall be taken or used for extending and improving the Summit Level of the said Navigation, for improving and extending the Harbours and Basin at *Grangemouth*, and executing the other Works therewith connected, or for making the said Branch Cuts or Canals, in manner aforesaid, without the Consent in Writing of the Owners and Occupiers thereof respectively, after the Expiration of Two Years from and after the passing of this Act: Provided always, that the Provision contained in the said first-recited Act, exempting the said Company from Poor's Rates from the Lands belonging to them, shall from henceforth cease and determine in so far as regards the Lands hereafter to be acquired, or Buildings to be erected on such Lands, by the said Company.

If certain
Works are
not executed
within a
limited
Time, the
Powers here-
in granted to
cease.

XII. Provided always, and be it enacted, That in case the Extension and Improvement of the Summit Level of the said Navigation, the Improvement and Extension of the Harbours and Basin at *Grangemouth*, with the Bank or Sea Dyke and other Works therewith connected, or the said Branch Cuts or Canals hereby authorized to be made, shall not be completed so as to answer the Purposes thereof within Seven Years from and after the passing of this Act, all the Powers and Authorities herein contained for executing and making the same respectively shall thenceforth cease and determine, save only as to so much of such Works respectively as shall have been completed within the Time aforesaid.

Tolls to be
levied on
Vessels na-
vigating the
River Car-
ron to or
from the
Firth of
Forth.

XIII. And be it further enacted, That in consideration of the Charges and Expences to be incurred by the said Company in extending, making, and maintaining the said Bank or Sea Dyke from the Harbours of *Grangemouth* to the Mouth of the River of *Carron*, and the Towing Path thereon, it shall and may be lawful to and for the said Company, their Successors and Assigns, when the same shall be completed, to ask, demand, take, and recover, to and for their own proper Use and Behoof, a Rate or Duty not exceeding Four-pence Sterling *per* Ton on all Ships, Boats, Barges, and other Vessels passing into or out of the said Harbours of *Grangemouth*, and using the said Towing Path with Horses in navigating the said River of *Carron*

Carron from or to the Firth or River of *Forth*, to be levied according to the Register or Measurement of every such Ship, Boat, Barge, or other Vessel, and agreeably to such Orders, Rules, and Regulations as shall from Time to Time be issued by the said Governor and Council for the Time being, by virtue of the Powers by the said recited Acts or this Act given and granted.

XIV. And be it further enacted, That it shall and may be lawful to and for the said Company to borrow and take up at Interest upon the Credit of the Rates and Duties granted by the said recited Acts and this Act, or any or either of them, any Sum or Sums of Money, not exceeding in the whole the Sum of Eighty thousand Pounds Sterling, for the Purposes of this Act, in the Proportions and Manner following; that is to say, a Sum or Sums not exceeding Four thousand five hundred Pounds for extending and improving the Summit Level of the said Navigation; a Sum or Sums not exceeding Forty-five thousand Pounds for improving and extending the Harbours, Basin, Sea Dyke, and other Works at and near *Grangemouth*; a Sum or Sums not exceeding Nine thousand five hundred Pounds for making that Portion of the said Branch Cut or Canal from *Castle Cary Lock* to *Loanhead* extending from the said Lock to *Parkfoot*; a Sum or Sums not exceeding Three thousand Pounds for making the other Portion of the said Cut or Canal extending from *Parkfoot* to *Loanhead*; a Sum or Sums not exceeding Six thousand Pounds for making the said other Branch Cut or Canal from the said Lock Number Twenty, called *Windford Lock*, to *Parkfoot*; and a Sum or Sums not exceeding Twelve thousand Pounds for extending, deepening, and enlarging the Harbours, Basins, and Wharfs at or near *Port Dundas*, as the said several Works are herein-before authorized to be made; and that the Assignments of the Tolls, Rates, and Duties arising or to arise by virtue of the said recited Acts and this Act, for securing the Payment of the Money to be borrowed under the Authority hereby granted, shall be prepared, executed, and registered in manner prescribed by the said Two last-recited Acts.

The Company may borrow Money.

How the Assignments for securing the same shall be executed and registered.

XV. And be it further enacted, That the several Sums of Money so to be borrowed, and for which such Assignments shall be given and granted, shall be applied for carrying the special Purposes herein-before mentioned into effectual Execution, and to or for no other Use or Purpose whatsoever.

Money borrowed to be applied to the special Purposes of this Act.

XVI. And whereas the said Branch Cuts hereby authorized to be made will have the Effect of greatly economising the Use and preventing the Waste of Water from the Summit Level of the said Navigation, and it is therefore unnecessary that the Powers granted by the said recited Acts for supplying the said Navigation with Water should be continued; be it therefore enacted, That all the Powers and Authorities contained in the said recited Acts or any of them, for supplying the said Navigation with Water, shall be and the same are hereby repealed, save and except in so far as the said Powers and Authorities

Powers in recited Acts for supplying the Canal with Water repealed.

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shall

shall have been exercised and carried into execution at or before the passing of this Act: Provided always, that the said Company shall have Right to and the Possession and Enjoyment of all the Grounds, Streams, Reservoirs, Embankments, Dams, Sluices, and Aqueducts already acquired, formed, and made by them for supplying the said Navigation with Water, and for replacing the Water taken from the Rivers of *Carron* and *Kelvin*, under and by virtue of the said recited Acts, and that they shall have full Power to renew, repair, strengthen, alter, and improve the said Reservoirs, Embankments, Dams, Sluices, and Aqueducts, and to clear and widen the said Aqueducts for preventing the Overflowing or Escape of Water from the same, to the Injury or Damage of the adjoining Lands and Property: Provided also, that it shall not be lawful for the said Company, by virtue or under colour of this Act, to take Water from any Stream of which they have not already acquired the Enjoyment, nor to take any more Water from any Stream of which they have so acquired the Enjoyment than they would have a Right to take if this Act had never passed.

Company may license Passage Boats, and make Rules and Regulations for their Management.

XVII. And be it further enacted, That it shall and may be lawful to and for the said Company, or their Governor and Council, and they are hereby severally authorized and empowered, from Time to Time to grant Licences to such Person or Persons, for such Time or Term, and under such Conditions, Restrictions, and Limitations, as they respectively shall think fit, for plying, using, and navigating Boats or Barges properly constructed, and belonging to the said Company or to any other Person or Persons, for conveying Passengers, Luggage, and Parcels on the said Navigation or any Part or Parts thereof; to fix and ascertain the Prices or of Fares to be charged or taken for the Conveyance thereon, or on any Part or Parts thereof, of such Passengers, Luggage, and Parcels, by any Passage Boat or Barge so to be licensed; and to make and establish such Rules and Regulations as they shall think proper for the Management of such Boats and Barges, and the Conduct of the Person or Persons so licensed, and all other Persons employed in and about the same; and to enforce such Rules and Regulations by suitable Penalties, not exceeding Five Pounds Sterling for each Offence, to be levied, recovered, and applied in the Manner directed by the said recited Acts or any of them with respect to any Fines or Penalties therein mentioned; and that no Boat, Barge, or other Vessel, other than the Boats, Barges, or Vessels so licensed or belonging to the said Company, shall carry or convey any Passengers for Hire on the said Navigation or any Part thereof, under the Penalty of Two Pounds Sterling for every Passenger or Person so conveyed in such unlicensed Boat, Barge, or Vessel, to be levied and recovered from the Owner, Master, or Person having the Charge of such Boat, Barge, or Vessel, and applied in manner aforesaid.

For defraying the Expences of this Act.

XVIII. And be it further enacted, That all Costs, Charges, and Expences of obtaining and passing this Act, and of making the Surveys, Plans, and Estimates, and all other Costs, Charges, and Expences

Expences in any way incident thereto, shall be paid and defrayed by the said Company out of the said Tolls, Rates, and Duties, or the first Money to be raised or received by virtue of the said recited Acts or either of them, or this Act, in preference to any other Payment whatever.

XIX. And be it further enacted, That this Act shall be deemed Public Act. and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others.

The SCHEDULE referred to in the foregoing Act.

No. on Plan.	Owners.	Occupiers.	Description of Property.	Parish.	County.
<i>For the Extension of the Summit Level of the Navigation.</i>					
3	Lord Dundas -	Donald Cameron -	{ House and Garden - }	Falkirk -	Stirling.
5	Forth and Clyde Canal Company -	The Public -	- Drawbridge -	Ditto	Ditto.
66	Forth and Clyde Canal Company -	John Aitken -	{ House and Garden - }	Ditto	Ditto.
8	Forth and Clyde Canal Company -	William Downs -	{ House and Garden - }	Ditto	Ditto.
10	John Shank More and William Ellis -	Peter Taylor -	- Plantation -	Cumbernauld	Dumbarton.

For the Improvement and Extension of the Harbours and other Works at and near Grangemouth.

2	Lord Dundas	{ James Oswald, principal Tenant Robert Abbey, Sub-tenant - }	Garden Ground	Bothkennar	Stirling.
3	Lord Dundas	{ James Oswald, principal Tenant Henry Aitken, Sub-tenant - }	Garden Ground	Ditto	Ditto.
4	Lord Dundas	{ James Oswald, principal Tenant James Stark, Sub-tenant - }	Ropework and Sheds - }	Ditto	Ditto.
5	Lord Dundas -	Robert Abbey -	{ Boat Building Sheds - }	Falkirk -	Ditto.
6	Lord Dundas -	Lord Dundas -	- Bonded Yard -	Ditto	Ditto.
7	Lord Dundas -	Lord Dundas -	{ Granary or Storehouse }	Ditto	Ditto.
16	Forth and Clyde Canal Company -	The Public -	- Wooden Bridge -	{ Falkirk and Bothkennar }	Ditto.
17. 17	Lord Dundas -	The Public -	- Wharfs -	Falkirk -	Ditto.

For the Branch Canal from Castlecary Lock to Parkfoot.

3	Lord Dundas	Alexander Jack	Garden -	Falkirk	Stirling.
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For the Branch Canal from Windford Lock to Loanhead.

3	Forth and Clyde Canal Company -	Malcolm Horn -	{ House, Offices, and Garden }	Cumbernauld	Dumbarton.
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No. on Plan.	Owners.	Occupiers.	Description of Property.	Parish.	County.
7	Forth and Clyde Canal Company	Robert Wilson	Railway and Shed	Cumbernauld	Dumbarton.
5	Daniel M'Farlane	Daniel M'Farlane and Company	House, Distillery, Mills, and Offices	Denny	Stirling.
10	William Muirhead	Elizabeth Muirhead	House, Offices, and Garden	Ditto	Ditto.
14	John Stirling	John Stirling	House, Offices, and Garden	Ditto	Ditto.
16	Cumbernauld Turnpike Road Trustees	William Anderson	Toll House and Garden	Ditto	Ditto.
18	Thomas Russell William Russell	Thomas Russell, William Russell	Plantation	Ditto	Ditto.
21	Mrs. Neish	Mrs. Neish	House and Garden	Ditto	Ditto.
22	Alexander Fraser, William Fraser	Mrs. M'Lucky, Janet Millar, John Stark, Archibald Adam	Houses and Gardens	Ditto	Ditto.
26	William Dobbie	William Dobbie, William Wands, John Marshall, John Smart, James M'Lucky, John Hose	Houses and Gardens	Ditto	Ditto.
27	Alexander Stirling	Alexander Stirling, Francis M'Aulley, Thomas Mould	Houses and Gardens	Ditto	Ditto.
28	Alexander Sinclair	Alexander Sinclair, Thomas Williamson	House and Garden	Ditto	Ditto.
29	Mrs. Stark	George Maxwell, Andrew Bruce, Archibald M'Kay, James Marshall	Houses and Gardens	Ditto	Ditto.
30	Thomas Stirling	Thomas Stirling, Robert Stirling	House and Garden	Ditto	Ditto.
31	John Kay	John Kay, James Finlay	Houses and Gardens	Ditto	Ditto.
32	William Gilmour	Joseph Ralston	House and Garden	Ditto	Ditto.
33	James Sinclair	James Sinclair	House and Garden	Ditto	Ditto.
34	James Spiers	James Spiers	House and Garden	Ditto	Ditto.
35	William Dobbie	William Dobbie	Plantation	Ditto	Ditto.
39	George Inglis	George Inglis	House, Offices, and Garden	Ditto	Ditto.
41	Alexander Stirling	John Finlay, Mrs. Smith, Mrs. Jameson, Mrs. Robertson	Houses and Gardens	Ditto	Ditto.
42	Mrs. Hose	Mrs. Hose, Robert Adie, Margaret M'Coll	Houses and Gardens	Ditto	Ditto.
43	Mary Brock	Alexander Henderson, James Crawford, James Dobbie, Andrew Lindsay	Houses and Gardens	Ditto	Ditto.
44	John Barrie	John Barrie, John Barrie junior	Houses and Gardens	Ditto	Ditto.
46	Archibald Robertson	Archibald Robertson, Walter Drummond	Houses and Gardens	Ditto	Ditto.

[Local.]

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No. on Plan.	Owners.	Occupiers.	Description of Property.	Parish.	County.
48	Robert Young	William Bennie, James Wiper, Thomas Wiper, Mrs. Meikle- john	House and Gar- den	Denny	Stirling.
50	James Hose	James Hose John Littlejohn	Houses and Gar- dens	Ditto	Ditto.
52	James Stalker and Mrs. Shank	Alexander Marshall	House and Gar- den	Ditto	Ditto.
54	James Henderson	James Henderson	Row of Trees	Ditto	Ditto.
57	James Stalker and Mrs. Shank	James Robertson Elizabeth Blair James Hare	Houses and Gar- dens	Ditto	Ditto.
58	Stirlingshire Road Trus- tees	William Liddle	Toll-house and Garden	Ditto	Ditto.
59	James Hender- son	Mrs. M'Innes James Clark Margaret Short	House and Gar- den	Ditto	Ditto.
61	William Hen- derson	William Henderson Thomas Mirk	Houses and Gar- dens	Ditto	Ditto.
62	Robert Henderson	George O'Neil	House and Gar- den	Ditto	Ditto.
63	John Stirling	Agnes Galbraith James Duguid William Johnston	Houses and Gar- dens	Ditto	Ditto.
64	Michael Johnston	Mrs. Short	House and Gar- den	Ditto	Ditto.
66	John Russell	John Russell	House, Offices, and Garden	Ditto	Ditto.
68	John Russell	Robert Young	Garden	Ditto	Ditto.
70	William Brock	William Brock	Houses, Offices, and Garden	Ditto	Ditto.
71	Managers of Loanhead Meeting House	Reverend James Stark	House, Offices, and Garden	Ditto	Ditto.
72	Elizabeth Dans- kine	Elizabeth Danskine	House and Gar- den	Ditto	Ditto.

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