



ANNO DECIMO TERTIO

VICTORIÆ REGINÆ.

Cap. 1.

An Act for the Management of the Allotments made to the Freemen of *Nottingham* by virtue of certain Acts for inclosing Lands in the Parish of *Saint Mary* in the Town and County of the Town of *Nottingham*. [10th *June* 1850.]

WHEREAS an Act was passed in the Session of Parliament held in the Second and Third Years of the Reign of Her present Majesty Queen *Victoria*, intituled *An Act for inclosing certain Lands called the West Croft and Burton Leys in the Parish of Saint Mary in the Town and County of the Town of Nottingham*: And whereas another Act was passed in the same Session of Parliament, intituled *An Act for inclosing, allotting, and improving certain Open Fields in the Parish of Saint Mary in the Town and County of the Town of Nottingham*: And whereas another Act was passed in the Session of Parliament held in the Seventh and Eighth Years of the Reign of Her present Majesty, intituled *An Act for altering and amending an Act passed in the Third Year of the Reign of Her present Majesty, for inclosing certain Lands in the Town and County of the Town of Nottingham*: And whereas by the said Two firstly above-mentioned Acts the Commissioners thereby respectively

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tively appointed were and are directed to set out and allot unto or for the Freeman of the Town of *Nottingham* certain Parts of the Lands by such Acts respectively authorized to be allotted and inclosed, in full Compensation for all Right of Common or Pasturage of such Freeman upon and over the Entirety of the said Lands; and it was and is provided in the said respective Acts, that the said Allotments to or for the Freeman should be respectively made to certain Persons (not exceeding Five in Number) appointed at a public Meeting of the said Freeman to be Trustees on their Behalf, and Provision was and is contained in the said Acts for demising the said Allotments, and for the Sale thereof, and for the Application of the Proceeds to arise from the said Sales: And whereas public Meetings of the resident Freeman of the said Town, duly convened, were held pursuant to and under and by virtue of the said Two firstly mentioned Acts on the Twenty-third Day of *February* One thousand eight hundred and forty-one, at the Guildhall in the said Town of *Nottingham*, and at such respective Meetings *John Hedderly, Benjamin Goodhead, Samuel Whitchurch, John Swanwick, and Micah Gedling* the younger were duly appointed to be the Persons in whom as Trustees for and on behalf of the said Freeman the Allotments to be set out and awarded under the said several and respective Acts should be vested, and certain Resolutions were at each of the said Meetings duly passed for appointing new Trustees when necessary, and for indemnifying the Trustees, and for defraying their Expenses, and for other Purposes relating to the Management of the said Allotments: And whereas *Micah Gedling* the younger departed this Life on or about the Twenty-fifth Day of *October* One thousand eight hundred and forty-two, and the surviving Trustees have continued to act alone under the said Two firstly mentioned Acts, no new Trustee having been appointed in the Place of the said *Micah Gedling* the younger: And whereas the Commissioners acting under and by virtue of the said firstly mentioned Act did, in and by their Award bearing Date the Eighteenth Day of *May* One thousand eight hundred and forty-eight, and duly enrolled with the Clerk of the Peace for the Town and County of the Town of *Nottingham*, award and allot unto the said surviving Trustees herein-before named, for and on behalf of the said Freeman, divers Pieces or Parcels of Land in the said Award mentioned or described, and which are also particularly set forth in the Second Part of the Schedule to this Act annexed, in full Compensation for all Right of Common or Pasturage of the said Freeman on or over the Lands by such Act authorized to be inclosed: And whereas the Commissioners acting under and by virtue of the secondly herein-before mentioned Act did, in and by their Award bearing Date the Fourth Day of *July* One thousand eight hundred and forty-six, and duly enrolled with the Clerk of the Peace for the said Town and County of the Town of *Nottingham*, award and allot under the said surviving Trustees herein-before mentioned, for
and

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and on behalf of the said Freeman, divers Pieces or Parcels of Land in the said Award mentioned or described, and which are also particularly mentioned or described in the First Part of the Schedule to this Act annexed, in full Compensation for all Right of Common or Pasturage of the said Freeman on or over the Lands by such Act authorized to be inclosed: And whereas the surviving Trustees of the said Freeman have demised for a Term of Years certain Parts of the said Allotments so made to them under the said first above-mentioned Act: And whereas an Act was passed in the Session of Parliament held in the Eighth and Ninth Years of the Reign of Her present Majesty, intituled *An Act for inclosing Lands in the Parish of Saint Mary in the Town and County of the Town of Nottingham*, whereby the Commissioners appointed or authorized to be appointed by such Act are directed to set out and allot unto and for the Freeman of the said Town and Owners of ancient Toftsteads in the said Town, and Inhabitant Householdors of the said Town, and others (if any) respectively who should in the Judgment of the said Commissioners establish any Right of Common or Pasturage over and upon the said Lands intended by the said recited Act to be inclosed, so much of the same Lands as the Commissioners should adjudge and determine to be a full Satisfaction and Compensation to such Freeman and others in respect of such Right of Common or Pasturage; and the said Act prescribes the Mode of ascertaining the Proportions to be allotted for such Rights of Common, and the Mode of making the Allotment to the said Freeman, and also the Application of the Rents and Profits of such Allotment: And whereas the Commissioners acting under and by virtue of the last-mentioned Act have not yet made their Award: And whereas by an Indenture dated the Twenty-first Day of *March* One thousand eight hundred and fifty, and made or expressed to be made between "The Nottingham General Cemetery Company" of the First Part, and the said *John Hedderly, Benjamin Goodhead, Samuel Whitchurch, and John Swanwick*, (therein described as Trustees for and on behalf of the said resident Freeman,) of the Second Part, certain Pieces or Parcels of Land, Dwelling Houses, or Tenements and Hereditaments therein mentioned or described, and which are also particularly mentioned or described in the Third Part of the Schedule to this Act annexed, were, for the Consideration in the said Indenture mentioned, conveyed and assured unto and to the Use of the said *John Hedderly, Benjamin Goodhead, Samuel Whitchurch, and John Swanwick*, their Heirs and Assigns for ever: And whereas it would be an Advantage to the said resident Freeman and their Widows if the Proceeds of the Estates of the said Freeman, to be vested in the Committee herein-after mentioned, were appropriated in the Manner herein-after provided: And whereas some of the Powers and Provisions contained in the said several above-mentioned Acts with reference to the Allotments to the said Freeman have been found

8 & 9 Vict.
c. 7.Conveyance
from Cemetery Com-
pany, dated
21st March
1850.

[Private.]

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defective

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defective and inconvenient, and it is expedient that the same Powers and Provisions should be repealed, and that more effectual Provisions should be made for the Management of the Estates and Property of the said Freeman, and for vesting the same in the Members for the Time being of a Committee (and by virtue of their Appointment to be of such Committee) as Trustees of and for the said Freeman, and for letting for Occupation and for Building Purposes, and for selling the said Allotments and Estates, and for determining or settling the Application of the Rents, Profits, and Proceeds of such Allotments and Estates, and for regulating the Rights of the Freeman in respect of the Premises; but such Purposes cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That in the Construction of this Act, unless there be something in the Subject or Context repugnant to such Construction, the Word "Town" shall mean the Town and County of the Town of *Nottingham*:

Interpreta-
tion of
Terms.

The Word "Corporation" shall mean the Mayor, Aldermen, and Burgesses of the Borough of *Nottingham*;

The Word "Freemen" shall mean the Freeman of the Town of *Nottingham* whose Names for the Time being are contained in the Freeman's Roll, and who are for the Time being resident in the Town of *Nottingham*;

The Word "Allotments" shall mean such Parts of the Lands authorized by the several and respective above-mentioned Acts to be inclosed, and every and each of them, as have or hath been or shall be awarded under or by virtue of such Acts respectively in compensation for the Rights of Common or Pasturage or other Rights, if any, of the said Freeman, with their Rights, Members, and Appurtenances;

The Word "Mayor" shall mean the Mayor for the Time being of the Borough of *Nottingham*;

The Word "Month" shall mean Calendar Month;

Words importing the Singular Number only shall include the Plural Number;

Words importing the Plural Number only shall include the Singular Number; and

Words importing the Masculine Gender only shall include Females.

Short Title.

II. And be it enacted, That in citing this Act for any Purpose whatsoever it shall be sufficient to use the Expression "The *Nottingham* Freeman's Allotments Act, 1850."

III. And

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III. And be it enacted, That on and after the passing of this Act the several Sections herein-after expressed of the following Acts are hereby repealed; (that is to say,) the Sections of the firstly recited Act passed in the Session of Parliament held in the Second and Third Years of the Reign of Her present Majesty numbered respectively in the Copies thereof printed by the Printers to the Queen's most Excellent Majesty 37 and 38; and so much of the Section of the secondly recited Act passed in the same Session of Parliament numbered in the Copies thereof so printed 35 as enacts that the Allotment unto and for the Freeman should be vested in such Persons as Trustees for the said Freeman, with such Powers of appointing new Trustees, indemnifying the Trustees, defraying the Expenses of the Trusts thereof, and such other Provisoos or Directions as the said Freeman for the Time being, or the major Part of them assembled at a public Meeting within the said Town of *Nottingham*, to be called by the said Commissioners, which they are thereby required to call before making their Award, by giving Notice in manner therein-before directed for Meetings for appointing a new Commissioner, should, by written Memorandum or Resolution, signed by the Chairman of the said Meeting, order, direct, and determine; and the Section of the same Act numbered in the Copies thereof so printed 37; and the several Sections of the recited Act passed in the Eighth and Ninth Years of the Reign of Her present Majesty numbered respectively in the Copies thereof so printed 60 to 65, both inclusive; but so nevertheless as not to render void or ineffectual any Act, Deed, Matter, or Thing done under or by virtue of the said Acts or Resolutions respectively previously to the passing of this Act.

Certain Provisions of recited Acts repealed.

IV. And be it enacted, That all Rents due or in arrear from any Person, and all Monies due to and all Choses in Action vested in the Trustees appointed under the said Acts hereby in part repealed, at the Time of the said Repeal, or in any of them, or in the Parties of the Second Part to the said recited Indenture, or in any other Persons or Person, for and on behalf of the said resident Freeman, and all Contracts, Covenants, and Engagements entered into with or to the said Trustees by any Company or Person, shall immediately after the passing of this Act be vested in the Committee for the Time being hereby appointed, and authorized from Time to Time to be appointed as herein-after expressed, and that the said Committee may sue for, recover, distrain for, and enforce the same, and act in respect thereof as effectually as if the same had been vested in or entered into with them under the said herein-before mentioned Acts or any of them, or under this Act, or by the said recited Indenture; and the said Committee shall be liable to all the Debts, Covenants, Enactments, Provisions, and Engagements to which the Trustees

Rights, &c. to vest in Committee appointed under this Act.

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Trustees acting under the aforesaid Acts, or the Parties of the Second Part to the said Indenture, or any of them, were liable at the passing of this Act, or would have been liable if this Act had not been passed.

Committee to be appointed.

V. And be it enacted, That the Thirty Persons herein-after appointed, and authorized to be from Time to Time appointed, shall be the Members of a Committee for the Purpose of this Act, and the same shall be called the "Freemen's Committee."

Appointment of first Committee.

VI. And be it enacted, That *Solomon Alvey* Framework Knitter, *William Belshaw* the elder, Framework Knitter, *James Browne* Commission Agent, *William Daft* Stonemason, *James Dance* Yeoman, *George Etches* the elder, Hairdresser, *Edwin Herbert Gordon* Wharfinger, *Thomas Hall* Engraver, *William Thomas Hebb* Hairdresser, *James Herrap* Commission Agent, *Robert James* Commission Agent, *Samuel Keys* Framework Knitter, *William Kirk* Publican, *George Metcalf* Warehouseman, *James Milner* Needle-maker, *William Mosley* Bobbin and Carriage Maker, *Edward Peat* Lace Thread Manufacturer, *Frederick George Sharp* Coal Merchant, *Samuel Stanfield* Victualler, *Thomas Stocks* Gentleman, *John Sutton* Lace Manufacturer, *Samuel Henry Swann* Gentleman, *John Swanwick* Lace Manufacturer, *William Taylor* Grocer, *Samuel Tomlinson* Framework Knitter, *Richard Whitchurch* Commission Agent, *Samuel Whitchurch* Druggist, *George Whitehead* Schoolmaster, *Richard Wilkinson* Turner, and *John Woodhouse* Yeoman, shall be the first Thirty Members of the Committee, and shall continue in Office as herein-after mentioned.

Committee to go out of Office by Rotation.

VII. And be it enacted, That the Committee-men appointed by this Act shall go out of Office by Rotation as follows; that is to say, in the Month of *May* in the Year One thousand eight hundred and fifty-one One Third of the said Committee-men shall go out of Office, and at the same Time in the following Year One Half of the remaining Committee-men shall go out of Office, and at the same Time in the Year then next following the Remainder of the Committee-men shall go out of Office, and at the same Time in every subsequent Year One Third of the existing Committee-men, being those who have been longest in Office, shall go out of Office, and in each Instance the Places of the retiring Committee-men shall be supplied by the Election of a similar Number of Committee-men as herein-after provided.

Committee-men eligible to be re-elected.

VIII. And be it enacted, That every Committee-man going out of Office by Rotation, or otherwise ceasing to be a Committee-man, may be re-elected, and after such Re-election he shall, with reference to going out by Rotation, be considered a new Committee-man.

IX. And

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IX. And be it enacted, That if any of the Committee-men die, or resign, or be or become disqualified, or cease to be a Committee-man from any other Cause than that of going out of Office by Rotation, the remaining Committee-men, if they think fit, may within One Month from the happening of such Vacancy elect another Committee-man in his Place, and every Committee-man so elected shall continue in Office only so long as the Person in whose Place he is elected would have been entitled to continue in Office.

Mode of supplying occasional Vacancies.

X. And in order to determine the Rotation by which the Committee-men are to go out of Office, be it enacted, That at the First Meeting of the Committee under this Act a Rotation List of the Committee-men shall be formed, and at such Meeting the Clerk to the Committee, or some other Person to be appointed by the Committee for that Purpose, shall write the Names of all the then Committee-men on separate Slips of Paper, all as nearly as may be of equal Size, and having folded them up in the same Manner he shall put them in a Box, and shall draw out such Slips in succession, and the Names upon the Slips so drawn shall be inserted by such Clerk or other Person in a List, in the Order in which they shall be so drawn, and such List shall be kept by such Clerk or other Person for the Purposes of this Act, and the Names in such List shall be numbered consecutively, and the Committee-men shall retire from Office in the Order in which their Names shall appear in such List according to the Proportion herein-before mentioned.

For determining the Rotation by which Committee-men are to go out of Office.

XI. And be it enacted, That for the Purpose of such Elections it shall be lawful for the Freeman of the Town of *Nottingham* for the Time being, resident within the said Borough, or any Ten or more of them, and they are hereby authorized and required, to meet and assemble at the Guildhall or some other convenient Place within the said Town on the Second *Monday* in the Month of *May* in the Year One thousand eight hundred and fifty-one, and afterwards on the Second *Monday* in the Month of *May* in each succeeding Year, at an Hour not later than Eleven of the Clock in the Forenoon, (of which Meeting Notice shall be given by or under the Direction of the Committee for the Time being by Advertisement in some Two or more Newspapers printed and usually circulated in the said Town, and also by affixing such Notice on the Outer-door of the *Exchange Hall* in the said Town, and which Notice shall be signed by Three at least of the said Committee or their Clerk,) to choose by a Majority of Voices Ten Freeman as Committee-men to supply the Places of the Committee-men going out of Office, and also to choose by a Majority of Voices Two other Freeman who shall be Auditors of the Accounts of the said Committee, and every such Auditor shall continue in Office until the Second *Monday* in the Month of *May* in the Year

Meeting for choosing Committee.

[*Private.*]

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following

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following his Election ; and the Election of Auditors shall be in Form and Manner herein provided for the Election of Committee-men : Provided always, that every Committee-man and Auditor going out of Office by Rotation shall continue in Office until his Successor shall be appointed.

Chairman of Meetings.

XII. Provided always, and be it enacted, That a Chairman shall be appointed at every such Meeting by the Majority of Persons present, and such Chairman shall preside at such Meeting, and shall certify and declare in Writing the Names of the Persons duly chosen as Committee-men and Auditors : Provided also, that no Person shall be deemed a Committee-man duly chosen on behalf of the Freeman, or be allowed to act as such, unless Notice shall have been given in manner herein-before mentioned of the Meeting at which he shall have been appointed.

Power to Town Council to appoint Auditor, who shall continue in Office One Year.

XIII. And be it enacted, That the Council of the said Borough shall and they are hereby authorized, at their quarterly Meeting in each Year which shall be held in or nearest to the Month of *May*, to appoint One fit Person to be Auditor of the Accounts of the said Committee, along with the Two Auditors for the Time being elected by the said Freeman, and who shall with them, in the Presence of the Clerk of the said Committee, if he desires to be present, audit the said Accounts ; and every such Auditor shall continue in Office for One Year next after his Appointment.

Qualification of Committee-men and Auditors.

XIV. And be it enacted, That no Person shall be qualified or entitled to be elected or to continue a Committee-man or Auditor, unless he shall be a Freeman and Housekeeper resident in the said Borough, and be rated to some Parochial or Municipal Rate or Rates in One or more of the Parishes or Places within the said Borough upon the aggregate annual Value of Ten Pounds or upwards ; and no Auditor shall be at the same Time a Member of the Committee, or Clerk or Treasurer of the Committee.

Mode of Election in case a Poll be demanded.

XV. Provided always, and be it enacted, That in case at any Meeting of the resident Freeman to be held for the Purpose of electing Committee-men and Auditors more Persons shall be proposed for the Office of Committee-man or Auditor respectively than the Number required, and a Poll shall be demanded by any Three Freeman present, then such Meeting shall be adjourned by the Chairman thereof until the Third Day next after the Day on which such Meeting shall be held, unless such Third Day shall be *Christmas Day*, or a Day set apart for any public Fast or Thanksgiving, and then until the Fourth Day after the Day on which such Meeting shall be held, at Nine o'Clock in the Forenoon of such Third or other Day, and to be then held at such Places as the said Chairman shall in manner herein

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herein mentioned appoint; that is to say, the said Chairman shall cause Three Booths or Rooms to be erected or hired for taking the Poll at such Election, and such Booths or Rooms shall be situate at separate Places in the said Town, and the Freemen whose Surnames shall begin with any Letter of the Alphabet from A to F, both inclusive, shall vote at the one of such Booths or Rooms which the said Chairman shall appoint; the Freemen whose Surnames shall begin with any Letter of the Alphabet from G to O, both inclusive, shall vote at the one of such Booths or Rooms which the said Chairman shall appoint; and the Freemen whose Surnames shall begin with any Letter of the Alphabet from P to Z, both inclusive, shall vote at the other of such Booths or Rooms; and the said Chairman shall select and fix such Booths or Rooms, and shall give One clear Day's public Notice of the Situation of such Booths or Rooms, and of the Class or Division of the Freemen who according to such Division and Appointment as aforesaid, and the Letter of the Alphabet with which their Surnames respectively commence, are to vote at each such Booth or Room; and the said Chairman shall take the Poll at One of the said Booths or Rooms (or in case of Illness or other Incapacity shall appoint a Deputy so to do), and the said Chairman shall also appoint Two other Freemen of the said Borough as his Deputies, who shall respectively take the Poll at the other Two of the said Booths or Rooms; and every such Deputy shall, as to the polling at the Booth or Room at which he shall preside, have all the Powers hereby confided to the said Chairman, and each such Deputy shall deliver the Voting Papers taken before him to the said Chairman, immediately after the Close of such Poll.

XVI. And be it enacted, That at every such contested Election the voting shall commence at Nine of the Clock in the Forenoon and shall finally close at Five of the Clock in the Afternoon of the same Day (unless in case of Riot or Obstruction), and shall be conducted in manner following; (that is to say,) every Freeman shall be entitled to vote for any Number of Persons, being qualified as aforesaid, (not exceeding the Number of Committee-men or Auditors then to be chosen,) by delivering to the Chairman or his Deputy present at the Poll a Voting Paper containing the Names of the Persons for whom he votes (distinguishing the Persons he votes for as Committee-men and as Auditors), such Paper being previously signed with the Name of the Freeman voting: Provided always, that the Residence shall be given against the Name of any Person voting or voted for, whenever there are Two or more Persons of such Name upon the List of Freemen in use at such Election.

Mode of
voting at
Elections.

XVII. And be it enacted, That the List of Freemen of the Borough of *Nottingham* entitled to vote in the Election of a Member

Right to
vote at Elec-
tions under
or this Act

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vested in
resident
Freemen.

or Members to serve in Parliament which shall for the Time being be and constitute the List then in force of the said Freemen so entitled to vote as last aforesaid shall be and constitute the List of the Freemen for the Time being entitled to vote at any Election which shall take place under the Provisions of this Act; and no Freeman of the said Borough shall be entitled to vote at any Election under this Act unless his Name shall be inserted on such List so in force for the Time being as aforesaid; provided that no Freeman whose Name shall appear on such List shall be entitled to vote unless at the Time of such Election his usual Place of Residence and Abode shall be in the said Town of *Nottingham*; and the Town Clerk of the said Borough for the Time being, or other the Officer publishing such List so in force as aforesaid, shall, on Demand, supply to the said Chairman and Deputies, on receiving the Price allowed by Act of Parliament for the same, true Copies of such List, and shall under his Hand certify every such Copy to be true, and shall also, on Demand, supply to any Freeman applying for the same Copies of such List, on receiving such Price as last aforesaid.

List of Free-
men to be
supplied by
Town Clerk,
&c.

The Chair-
man, if he
thinks fit,
may put
Questions to
Voters.

XVIII. And be it enacted, That the Chairman shall, if he thinks fit, or if he be required so to do by any Person entitled to vote at the said Election, put to any Voter, at the Time of his delivering in his Voting Paper, the following Questions, or any or either of them:

1. Are you the Person described on the List of Freemen now in force for the Election of Members of Parliament for the Borough of *Nottingham* as *A. B.*? (*here specify the Name, &c., as on the List of Freemen*).
2. Do you reside in the Town of *Nottingham*?
3. Have you already voted at the present Election?

And no Person required to answer any or either of the said Questions shall be permitted or qualified to vote until he has answered the same; and if any Person wilfully make a false Answer to any or either of the Questions aforesaid he shall be deemed guilty of a Misdemeanor.

Poll may be
closed if no
Voting Paper
be tendered
for Half an
Hour.

XIX. And be it enacted, That the Chairman or Deputy presiding at the said Polling Places may close the Voting or Poll over which he presides at any Time before Five of the Clock, if Half an Hour have elapsed during which no Voting Paper has been tendered at such Place of Voting by any Person qualified to vote.

Chairman to
declare the
Poll.

XX. And be it enacted, That after the Close of the Poll the Chairman, in the Presence of the Deputy Chairmen or any or either of them, shall ascertain the Number of Votes given for each Person; and so many of such Persons, being not more than the Number of Committee-men or Auditors then to be chosen, and being duly quali-
fied,

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fied, as shall have the greatest Number of Votes, shall be deemed to be elected; and in case of an Equality in the Number of Votes for any Two or more such Persons, the Chairman shall, if necessary to prevent an Excess in the Number of Committee-men or Auditors, decide by Lot which of such Persons shall be elected; and as soon after the Close of the Poll as may be possible the Result thereof shall be certified and declared in Writing by the Chairman, and the Person or Persons so certified and declared to have been chosen shall be deemed the Committee-man or Committee-men, or Auditor or Auditors duly chosen; and the Certificate and Declaration, or Certificates and Declarations, so signed by such Chairman as aforesaid, (whether a Poll shall or shall not have taken place,) shall be conclusive Evidence of the due Election of the Person or Persons therein named as such Committee-man or Committee-men or Auditor or Auditors for all Intents and Purposes whatsoever, subject nevertheless to the Provision next herein-after contained: Provided always, that in case of the Illness or unavoidable Absence of the Chairman any One of the Deputy Chairmen appointed by the Chairman may act in and perform any and every of the Matters and Things herein authorized and required to be done by the Chairman.

XXI. And be it enacted, That in case at any Election any Six or more of the Freeman present at any Time during such Meeting (whether they shall have voted or not) shall be of opinion that any Committee-man or Auditor has not been duly elected, and of such their Opinion shall give or deliver Notice in Writing unto such Committee-man or Auditor as last aforesaid, or leave the same at the last or usual Place of Abode of such Committee-man or Auditor respectively, and also unto the Clerk of the Committee for the Time being, or leave the same at the Place where the Business of the said Committee shall for the Time being be transacted, Four Days before the first or next Meeting of the Committee after such Election (such Four Days to be reckoned exclusive of the Day on which such Notice shall be given, but inclusive of the Day of such Meeting), then and in every such Case, and when and so often as the same may happen, it shall be lawful for the Committee assembled at such first or next Meeting (but not including such Committee-man or Committee-men as shall be so objected to) and they are hereby required to inquire into and determine the Validity or Invalidity of such disputed Election, and at which Inquiry the Freeman or any of them so objecting may, if they think proper, be present, and the Determination of the Committee assembled at such Meeting, or of the Majority of them, shall be final and conclusive thereupon; and in case such Determination shall be against the Validity of the Election, then another Election shall be held for the Choice of another Committee-man or Auditor in the Room or Stead of him or them whose Election shall be declared

Provision in case of disputed Election.

[*Private.*]

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invalid,

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invalid, in the like Manner and with the like Notices and other Provisions as is and are herein-before directed in the Case of every annual Election as aforesaid, and as if such invalid Election had not taken place; such new Election to be made within One Calendar Month next after any Election shall be declared invalid.

Voting Papers to be kept by the Clerk, and be open to Inspection for Six Months.

XXII. And be it enacted, That immediately after every Election the Chairman shall deliver the Voting Papers received by him as aforesaid to the Clerk of the Committee; and such Clerk shall during Six Months at least after every such Election keep such Voting Papers at his Office, and shall permit any Freeman to inspect the same, on Payment of a Fee of One Shilling; and if such Clerk shall refuse or fail to allow such Inspection, he shall for every such Refusal or Failure be liable to a Penalty of Ten Pounds,

If no Election on Day appointed it may be made on a subsequent Day.

XXIII. And be it enacted, That if from any Cause no Election take place on the Day appointed for the same, the Election shall stand adjourned until the same Day of the following Week, and the Chairman shall give not less than Two Days previous Notice of such adjourned Election by Advertisement in Two or more Newspapers printed and usually circulated in the said Town, and by Placard affixed on the Door of the *Exchange Hall* in the said Town, and in such Case the Committee-men who would have retired from Office by Rotation on that Day shall continue in Office until such adjourned Election takes place.

Penalties on Chairman of Elections, and on Auditors and Town Clerk, for Neglect of Duty.

XXIV. And be it enacted, That if any Chairman or Deputy Chairman duly chosen or appointed to preside at any Election, and accepting such Appointment, shall respectively neglect or refuse to conduct or declare such Election as aforesaid, or if any Town Clerk of the said Borough shall not, on Demand duly made, furnish a Copy or Copies of the List of the Freeman of the said Borough entitled to vote in the Election of a Member or Members to serve in Parliament which shall for the Time being be in force, every such Chairman, Deputy Chairman, and Town Clerk respectively for every such Offence shall forfeit and pay any Sum not exceeding the Sum of Twenty Pounds; or if any Auditor elected by the said Freeman or by the said Council of the said Borough, and accepting such Appointment, shall refuse or neglect for the Space of Three Months to audit the Accounts hereby directed to be kept by the said Committee, every such Auditor so neglecting or refusing shall forfeit and pay any Sum not exceeding the Sum of Ten Pounds.

Election not to be void for Want of

XXV. And be it enacted, That no Election of Committee-men shall be liable to be questioned by reason only of any Defect in the Title or any Want of Title of the Person by or before whom such Election

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Election shall have been held, provided that such Person shall have been actually appointed to preside at such Election. Title in
Chairman.

XXVI. And be it enacted, That all Expenses of or incident to any Election incurred by the Chairman shall be repaid to him by the Committee out of the Freeman's Fund. Expenses of
Chairman to
be repaid.

XXVII. And be it enacted, That the Committee shall assemble and meet together within Twenty-one Days next after the passing of this Act, and shall hold an annual Meeting within Twenty-one Days, but not sooner than Ten Days, after each General Election of Committee-men shall have been held as aforesaid, and at such Hour as they may think proper, and the Committee may also meet from Time to Time, and adjourn, and direct the Clerk to give such Notice of their Meeting as they may think proper; and all Meetings shall be held at some convenient Place in the Town of *Nottingham*, and at such Hour as the Committee may appoint; and the Committee may from Time to Time appoint such Days and Times for their Clerk to attend at the Office where the Business of the said Committee may be transacted, and give such Notice thereof as they may from Time to Time think proper. Meetings of
Committee.

XXVIII. And be it enacted, That the following Clauses of "The Commissioners Clauses Act, 1847," shall be incorporated with and form Part of this Act; (that is to say,) the Clauses "with respect to the Qualification of Commissioners;" "with respect to the Meetings and other Proceedings of the Commissioners, and their Liabilities;" "with respect to the Liabilities of the Commissioners, and to legal Proceedings by or against the Commissioners;" "with respect to the Appointment and Accountability of the Officers of the Commissioners;" "with respect to giving Notices and Orders;" "the Proof of Debts in Bankruptcy or Insolvency;" and "Tenders of Amends;" and "with respect to the Recovery of Damages not specially provided for, and of Penalties, and to the Determination of any other Matter referred to Justices or to the Sheriff." Certain
Clauses of
10 & 11 Vict.
c. 16. incor-
porated with
this Act.

XXIX. And be it enacted, That the Expression "the Commissioners," in "The Commissioners Clauses Act, 1847," shall for the Purposes of this Act mean the Committee appointed by or by virtue of this Act; and the Word "Rates," used in the said Commissioners Clauses Act, with reference to the Monies to be accounted for by Collectors of Rates, shall for the Purposes of this Act mean the Rents received by any Collector appointed by the Committee. Interpre-
tation of
"Commis-
sioners" and
"Rates."

XXX. And be it enacted, That the Allotments to or for the said Freeman under the herein-before mentioned Act passed in the Session of Allotments
under Inclo-
sure Act,
of

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8 & 9 Vict.,
to be made
to Com-
mittee.

of Parliament held in the Eighth and Ninth Years of the Reign of Her present Majesty shall be made by the Commissioners under the said Act to and be vested in the said Committee, in trust for the said Freeman, subject and liable nevertheless to all and every the Powers, Provisions, Enactments, and Liabilities contained in the said last-mentioned Act, except such as are specially repealed by this Act.

Lands to be
vested in
Committee.

XXXI. And be it enacted, That all and every of the Lands and Hereditaments vested in any Person or Persons immediately before the passing of this Act, in trust for the said Freeman, shall from and after the passing of this Act be and the same are hereby absolutely vested in the Committee for the Time being appointed and to be appointed by or in pursuance of the Directions of this Act, and their Successors for ever, in trust for the said resident Freeman, under and subject and according to the Powers and Authorities, Rules and Regulations, in this Act contained, and authorized to be made, and the said Committee and their Successors shall and may and they are hereby empowered to accept, take, and hold, in the Nature of a Body Corporate, for the Purposes of this Act, all such Lands and Hereditaments which are hereby or may hereafter, in pursuance of this Act, be or become vested in them; provided that nothing in this or the next preceding Enactment contained shall be deemed to relate to any Lands or Hereditaments allotted by the said Mayor, Aldermen, and Burgesses in Burgess Parts, or to any Allotments of Money Payments in lieu of such Allotments of Land, or to relate to any Lands allotted or to be allotted under or by virtue of the said above-mentioned Acts, or any or either of them, in lieu or in respect of Lands allotted or occupied as Burgess Parts, or to alter or affect any Rights which the said Mayor, Aldermen, and Burgesses of the said Town of *Nottingham* have in or to such Lands or Allotments or Money Payments respectively.

Power to sell
Allotments,
&c., with
Consent.

XXXII. And be it enacted, That it shall be lawful for the said Committee, with such Consent as herein-after mentioned, at any Time or Times after the passing of this Act, and from Time to Time, when and so often as it may be thought expedient, and either by public Auction or private Contract, or partly in one Way and partly in the other, (but if by private Contract only, after having been first offered by public Auction,) to dispose of and convey by way of absolute Sale all or any or any Part or Parts of the Allotments, Lands, and other Hereditaments to be vested in them for the Time being by virtue or in pursuance or under the Authority of this Act, with their respective Appurtenances, and the Inheritance thereof in Fee Simple, (freed and discharged from all Right, Claim, and Interest whatsoever of the said resident Freeman for the Time being, and their Widows, and of all Persons claiming under or in trust for them,)

unto

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unto any Person or Persons whomsoever, for such Price or Prices in Money as to the said Committee shall seem reasonable or competent in that Behalf; and for the Purpose of effectuating all or any such Sales, Dispositions, and Conveyances as aforesaid, it shall be lawful for the said Committee, by any Deed or Deeds, or Instrument or Instruments in Writing, to be by them or any Sixteen or more of them legally executed, to annul, determine, and make void all and every the Trusts, Estates, Powers, Provisions, Rights, Interests, Rules, and Regulations upon, for, with, under, or subject to which the Lands and Hereditaments which may be so sold or agreed to be sold as aforesaid, or any Part thereof, shall then stand settled or be subject or liable to, under the Provisions or Enactments contained in this Act, but subject and liable, nevertheless, to all and every the Powers, Provisions, Enactments, and Liabilities to which such Lands and Hereditaments are respectively subject and liable under the said several recited Acts and Indenture, except such Powers, Provisions, Enactments, and Liabilities as are specially repealed by this Act, and by the same or any other Deed or Deeds, or Instrument or Instruments in Writing, to be so executed as aforesaid, to limit or create any Uses, Trusts, or Estates of or concerning the Lands, Hereditaments, and Premises so to be sold or agreed to be sold as aforesaid, which it shall be thought necessary or expedient to limit or create in order to effectuate any such Sale, Disposition, or Conveyance as aforesaid.

XXXIII. And be it enacted, That all the Monies which under the Provisions of this Act shall be receivable on the Sale of any of the Lands or Hereditaments by this Act authorized to be sold shall with all convenient Speed be paid by such Purchaser or Purchasers into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account there "*Ex parte* the Freeman's Committee of the Town of *Nottingham*," pursuant to the Method prescribed by the Act of the Twelfth Year of the Reign of His late Majesty King *George* the First, Chapter Thirty-two, and the General Rules and Orders of the said Court, and without Fee or Reward, according to the Act of the Twelfth Year of the Reign of His late Majesty King *George* the Second, Chapter Twenty-four, and shall, when so paid in, there remain until the same shall, by Order of the said Court, made upon a Petition to be preferred to the said Court in a summary Way by the said Committee for the Time being, be applied in Payment of the Purchase Money or Purchase Monies for the Lands by this Act authorized to be purchased.

XXXIV. And be it enacted, That in the meantime and until such Application shall be made the said Monies may, by Order of the said Court, to be made upon the like Petition, be invested by the said
 [Private.] e Accountant Payments of Dividends to Committee, and Application of the same.

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Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated Bank Annuities or Three Pounds *per Centum* Reduced Annuities, or of other Government Securities, and the Dividends or Interest of such Annuities or Securities shall from Time to Time be paid, by Order of the said Court, to the said Committee, to be by them applied in the same Manner and for the same Purposes as the Rents and Revenues of the Lands and Hereditaments vested in them for the Time being by virtue of or in pursuance of this Act.

Certificates
and Receipts
to discharge
Purchasers.

XXXV. And be it enacted, That the Certificate of the said Accountant General, together with the Receipt of any One of the Cashiers of the Bank of *England*, to be thereto annexed and therewith filed in the Register Office of the said Court of Chancery, of the Payment by the Purchaser of any of the said Lands and Hereditaments or of any Part thereof of his, her, or their Purchase or other Monies into the Bank of *England*, as herein-before directed, shall be and be deemed and taken to be a good and sufficient Discharge to such Purchaser, his Heirs, Executors, Administrators, and Assigns, for the same Purchase or other Monies; and that upon filing such Certificate and Receipt as aforesaid such Purchaser, his Heirs, Executors, Administrators, and Assigns, shall be and he is hereby absolutely acquitted and discharged of and from the same and every Part thereof, and shall not be answerable for any Loss or Misapplication thereof, nor be bound or concerned to see to the Application thereof or of any Part thereof.

Power to
purchase
Lands, &c.,
with Consent.

XXXVI. And be it enacted, That for the Purpose of reinvesting any Money arising from the Sale of any Allotments, Lands, or Hereditaments, as herein authorized, it shall be lawful for the said Committee for the Time being, with such Consent as herein-after mentioned, to enter into any Contract or Agreement for the Purchase of any Freehold Lands or Hereditaments, to be situate in the said Town of *Nottingham* or within Seven Miles thereof, and to be held for an Estate in Fee Simple, from any Person or Persons whomsoever capable of making a good Title to the same, and competent to convey the said Lands and Hereditaments, either solely, or together with their respective Mortgagees or Trustees; and all and every such Lands and Hereditaments shall be purchased and paid for with and out of the Monies or Proceeds herein-after directed to be invested or applied in or for the Purchase of Lands and other Hereditaments, and the said Lands and Hereditaments so contracted to be purchased shall be thereupon conveyed and assured by all proper Parties, and by such Conveyances, Deeds, or Assurances in the Law as may be necessary, unto and to the Use of the said Committee for the Time being, describing them as the "Freemen's Committee of the Town of *Nottingham*,"

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tingham,” and their Successors for ever, with the Powers or Authorities and for the Purposes of this Act; and the said Committee and their Successors shall and may and they are hereby empowered to accept, take, and hold, in the Nature of a Body Corporate, all such Lands and Hereditaments so to be purchased as aforesaid, in trust for the said resident Freeman of the Town of *Nottingham* for the Time being for ever, for the Purposes of this Act, and under and subject to the Powers and Authorities, Rules and Regulations, in this Act contained and authorized to be made, in like Manner as and together with the said Allotments, Lands, and Hereditaments vested and to be vested in them by virtue or in pursuance of this Act, and as if the same were Part thereof, the Statute of Mortmain or any other Statute or Law to the contrary in anywise notwithstanding.

XXXVII. And be it enacted, That it shall be lawful for the said Committee, either by public Auction or by private Contract, and in such Parcels or Lots and upon such Terms as they may think fit, to let or demise all or any or any Part or Parts of the Lands, Tenements, and Hereditaments to be vested for the Time being in the said Committee, by virtue or in pursuance or otherwise under the Authority of this Act, either by the Year or from Year to Year, or for any Term or Number of Years certain, not exceeding, for the Purpose of Occupation, Twenty-one Years, in possession, and not in reversion, and not exceeding Ninety-nine Years, in possession, and not in reversion, where the Purpose is to build, or to repair or take down and rebuild Buildings previously existing on the Premises to be demised, or otherwise permanently to improve the same; so only that there be reserved upon every such Letting or Demise the best or most improved yearly Rent or Rents, either of one uniform Amount or increasing from Time to Time at stated Periods, that can be reasonably obtained for the same, without taking any Fine, Premium, or Foregift for the making thereof; and so that every such Letting by the Year or from Year to Year be carried into effect or made by Writing under the Hands of Five of the Committee, or under the Hand of the Clerk of the Committee, and that every such Demise or Letting for a Term certain exceeding Two Years be carried into effect or made by Indenture under the Hands and Seals of Sixteen or more of the Committee; and so that every such Letting and Demise or Lease be subject to a Condition of Re-entry for Nonpayment within a reasonable Time, to be therein specified, of the Rent or Rents to be reserved, as also for the Breach or Nonobservance of any of the Agreements or Covenants to be therein contained on the Lessee's Part; and so also that the Lessee or Lessees execute a Counterpart of the Agreement, Demise, Lease, or other Instrument, specifying the Terms of the Letting or Holding.

XXXVIII. And

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Committee
may set out
Squares, &c.

XXXVIII. And be it enacted, That with a view to facilitate the letting for Building Purposes of the Lands and Hereditaments to be vested for the Time being in the Committee, it shall be lawful for the Committee, at any Time or Times or from Time to Time, to appropriate and lay out any Part or Parts of the said Lands and Hereditaments for or as Squares, Streets, and other open Spaces, and also for Roads, Ways, Sewers, Drains, Watercourses, and other necessary or desirable Purposes; and also, if they shall so think fit, to form, make, and complete such Roads, Ways, Sewers, Drains, and Watercourses respectively.

No Sale, &c.
to be made
without Con-
sent of Free-
men assem-
bled at a
public Meet-
ing.

XXXIX. Provided always, and be it enacted, That no Sale or Purchase to be effected under the Powers or Provisions of this Act shall be made or is hereby authorized to be made without the previous Consent of the major Part of the resident Freeman present and assembled at a public Meeting to be called for that Purpose by Advertisement inserted in Two or more of the Newspapers printed and usually circulated in the said Town of *Nottingham* for Two successive Weeks next before the Day to be announced for holding such Meeting, and which Meeting shall be held at some convenient Place within the said Town to be named in such Advertisement; and at the same Meeting the Chairman for the Time being of the said Committee shall preside as the Chairman of that Meeting, and shall have a Second or casting Vote in case of an Equality of Votes, including his own; and in case at any such Meeting a Poll shall be demanded by any Three Persons present, then such Meeting shall be adjourned by the Chairman until the following Day at the Hour of Nine o'Clock in the Forenoon, to be then held at the same Place; and at such last-mentioned Time and Place the Chairman of such Meeting shall open and proceed with such Poll, and shall enter or cause to be entered in a Book the Names of every Freeman who shall be qualified and desire to vote, and his Assent to or Dissent from any such Sale or Purchase, and such Poll shall finally close at Five o'Clock in the Afternoon of such last-mentioned Day; and at the Close of every such Meeting, whether a Poll shall or shall not take place, a Memorandum shall be made in Writing, stating the Object of the Meeting, and the Assent or Dissent of the resident Freeman then assembled to or from any such proposed Sale or Purchase, and such Memorandum shall be signed by the Chairman presiding at such Meeting, and when so signed shall be deemed and considered as conclusive Evidence of the Validity and Regularity of every such Meeting, and of every or any such Assent or Dissent, for all Intents and Purposes whatsoever.

Contracts
signed by
Sixteen

XL. Provided always, and be it enacted, That all Contracts required to be in Writing, and all Conveyances, Leases, and Deeds to be

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be entered into by the Committee for the Time being, shall, if signed and executed by any Sixteen or more of the said Committee, be binding and conclusive to all Intents and Purposes as if the same had been signed or executed by all the said Committee; and all Conveyances, Leases, and Deeds respectively so signed shall at all Times thereafter be conclusive Evidence of the Regularity and Propriety in every Particular of the Sales, Demises, or Contracts which they carry into effect.

Committee-
men to be
binding.

XLI. And be it enacted, That all Monies now in the Hands of the present Trustees under or by virtue of the said first herein-before mentioned Acts, or of any other Person or Persons, on account of or in trust for the said Freeman, and also all Monies which under this Act shall or may hereafter come into the Hands of or be received by any Collector or Collectors appointed by the Committee hereby appointed and authorized to be from Time to Time appointed as aforesaid, or by the said Committee, for or on account of any Rents or other Matter or Thing whatsoever relating to or for the Purposes of this Act, except as herein otherwise specially provided, shall be forthwith paid over by them the said Trustees, Collectors, Committee, and Persons respectively into the Hands of the Treasurer to be appointed pursuant to or under the Authority of this Act, and shall be carried to an Account by such Treasurer, to be called "The Freeman's Fund;" and the same shall be from Time to Time applied and appropriated (after Payment of or fully providing for the Payment of all Debts, Demands, Rates, Costs, Damages, Charges, and Expenses to which the said Committee may be liable), in the first place, in paying the Four Burgess Parts or Payments endowed by the said Trustees, and allotted by the Council of the said Town of *Nottingham*, under or by virtue of the said first herein-before mentioned Act, and the Surplus thereof shall be applied, appropriated, and divided into so many Sums, to be deemed and called Burgess Part Payments, of not less than Ten Pounds each, as the said Committee shall think fit, which shall be respectively allotted by the Council of the said Town of *Nottingham*, in the same Way and Manner as Burgess Parts, or Money Payments in lieu thereof, have hitherto been accustomed to be allotted by the Corporation of the said Town, to such of the senior resident Freeman in Rotation of Admission upon the Burgess or Freeman's Roll of the said Town, or their Widows, as shall not be in the Possession or Enjoyment of any Burgess Part, or Money Payment in lieu thereof; or such Surplus shall, at the Discretion of the said Committee, be appropriated for the allotting and making to each resident Freeman or Freeman's Widow who shall for the Time being be in the actual Enjoyment or Possession of a Burgess Part, or Money Payment in lieu thereof, for so long a Time as he or she shall continue to be in the Possession or

Monies to be
paid to the
Treasurer
and carried to
an Account
called "The
Freeman's
Fund."

Application
of Fund.

[Private.]

f

Enjoyment

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Enjoyment of such Burgess Part, or Money Payment in lieu thereof, and to be held and enjoyed therewith, such annual Payment in Money as the said Committee may from Time to Time think proper, so as that the same, together with the Value of the said Burgess Part, or Money Payment in lieu thereof, shall not exceed to each such Person the Value or Amount of Twenty Pounds *per Annum*; or such Surplus shall be appropriated partly to the first-named Purpose and partly to the second, at the Discretion of the said Committee, and in such Proportion as they shall think fit: Provided always, that every Appropriation which shall from Time to Time be made for increasing Burgess Parts or Money Payments shall be applied in raising to an equal Value or Amount such Burgess Parts or Money Payments as are or shall for the Time being be of the lowest Value or Amount.

As to the
Payment of
Money by
Treasurer.

XLII. And be it enacted, That the Treasurer shall pay no Money on account of the said Committee, save only in such Case as is provided by this Act, or upon the Order in Writing of the Committee, signed by Three or more Members of the Committee, and countersigned by the Clerk of the said Committee.

Persons
claiming to
be Freeman
to give No-
tice to the
Committee.

XLIII. And be it enacted, That every Person who shall claim to be made or admitted a Freeman of the Town of *Nottingham* shall, Three Days at least before the Day appointed for such Admission, leave a Notice in Writing of his intended Application with the Clerk for the Time being of the said Committee, and prove to the Satisfaction of the Mayor of the said Town for the Time being that such Notice has been given.

Committee
to cause Ac-
counts to be
kept.

XLIV. And be it enacted, That the Committee appointed and to be appointed by virtue of this Act shall and they are hereby required to enter or cause to be entered in a Book to be provided for that Purpose (which Book shall be kept by their Clerk for the Time being) a true and particular Account of all Sums of Money which shall be received from Time to Time under or by virtue of the Powers or Provisions of this Act, of the Rents and other Monies had, received, or got in, or to be had, received, or got in by the said Committee or any of the Committee-men for the Time being, or by the said Treasurer for the Time being, or any other Person; under the Provisions of this Act, and also of all Monies which they shall from Time to Time expend in or about the Execution of the said Powers or Provisions, or in or about any Matter or Thing relating to such their Office as aforesaid, stating therein the specific Purposes to which such Monies shall have been applied, which said Accounts, together with the Vouchers relating to the same, shall, at the first Meeting of the Committee which shall be held next after the annual Election of Ten new Committee-men, be laid before such Committee, and submitted

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to the Auditors herein-before provided to be elected, and shall by them be examined and audited, and the Balance thereof exactly ascertained and stated, and if the said Accounts shall be found to be correct the Auditors shall sign the same; and after such Accounts shall have been so examined and audited a Copy thereof shall be open to the Inspection of all the Freeman resident in the said Town, for One Month after the same shall have been so signed.

XLV. And be it enacted, That the said present Trustees and the Committee-men from Time to Time going out of Office shall deliver up to the Committee for the Time being, or such Person as they shall appoint, all the Books, Accounts, Deeds, Papers, Documents, and Writings in their Possession or Power relating to the Affairs of the said Freeman, and shall also pay over all or any Sum or Sums of Money then in the Hands, Custody, or Power of such Trustees and retiring Committee-men respectively, under or by virtue of the Provisions of this Act; and the Clauses in "The Commissioners Clauses Act, 1847," with respect to the Appointment and Accountability of the Officers of the Commissioners, so far as the same are applicable, shall apply to the Delivery by such Trustees and retiring Committee-men respectively of all such Books, Accounts, Deeds, Papers, Documents, and Writings, and to the Payment of all Monies in their respective Hands, Custody, or Power, under or by virtue of the said herein-before mentioned Acts and this present Act.

Present Trustees and Committee-men going out of Office to deliver up Books, &c.

XLVI. And be it enacted, That all Justices of the Peace before whom any Person informed against shall be convicted of any Offence against this Act may cause the Conviction to be drawn in the Form contained in Schedule (D.) annexed to "The Commissioners Clauses Act, 1847."

Form of Conviction.

XLVII. And be it enacted, That all the Costs, Charges, and Expenses of or attending the preparing, applying for, and passing of this Act, and preparatory thereto, or in any way relating or incidental to the same, shall be defrayed and paid in preference to all other Payments whatsoever, and that the Expenses attending the Sale or the Letting of the aforesaid Lands or any of them, or any Part thereof, in pursuance to the Powers and for the Purposes herein-before expressed, and also the Costs and Expenses of keeping in repair the Buildings already built and hereafter to be built on the said Lands or any of them, or any Part thereof, and all other Costs, Charges, and Expenses whatsoever incidental to and from Time to Time to be incurred or sustained by the said Committee, or any Officer to be appointed by them, in carrying out the several Provisions of this Act, or in any other Matter or Thing relating or incidental thereto,

Expenses of Act.

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thereto, and also all Monies which the said Committee for the Time being, or the said Trustees, or the Parties of the Second Part to the said recited Indenture, shall pay or be liable to pay under or by virtue of the Provisions of this Act, or the said several Acts herein-before mentioned or referred to, or any of them, or the said recited Indenture, for or in respect of any Rate, Tax, Covenant, or other Charge in or to which they may be assessed, rated, or made liable, shall be defrayed and paid by the Committee for the Time being from and out of the Monies now in their Hands, or out of the Monies which may from Time to Time come into the Hands of the said Committee or their Treasurer, in pursuance of or under or by virtue of this Act or the said herein-before mentioned Acts, and the said Committee are hereby authorized and empowered to pay and disburse and reimburse such Costs, Charges, and Expenses there-out accordingly.

Act not to incorporate Committee, except as to holding Lands.

XLVIII. Provided always, and be it enacted, That nothing herein contained shall extend to incorporate the said Committee, except with respect to the Powers hereby given to them to accept, take, and hold in the Nature of a Body Corporate for the Purposes of this Act the Lands and Hereditaments vested and to be vested in them by virtue or in pursuance of this Act.

Rights of Freeman not to be affected.

XLIX. Provided always, and be it enacted, That no Recital, Clause, Enactment, Matter, or Thing in this Act contained shall in any respect alter or affect any Rights, Claims, or Interests which any of the Freeman of the said Town of *Nottingham*, or their Widows, may have or claim to have in or to the Allotment of any Part of the Lands of the Mayor, Aldermen, and Burgesses of the said Town of *Nottingham*, in Burgess Parts, or of Money Payments in lieu thereof.

General Saving.

L. Saving always to the Queen's most Excellent Majesty, Her Heirs and Successors, and to all and every Persons and Person, and Corporation, whether sole or aggregate, and to their, his, and Her Heirs, Executors, Administrators, and Successors, (other than and except the resident Freeman of the said Town of *Nottingham* for the Time being, and their Successors, and all Persons claiming or to claim through or under or in trust for them or any of them respectively, and other than and except in the Cases expressly provided for by this Act,) all such Estates, Rights, Titles, and Interests of, in, or to the Allotments, Lands, and Hereditaments vested in the said Committee by virtue or in pursuance of this Act, as they, every or any of them, had, held, or enjoyed, or were entitled to have, hold, or enjoy, before the passing of this Act, or could, might, or ought to have held or enjoyed in case this Act had not been passed.

LI. And

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LI. And be it enacted, That this Act shall be printed by the several Printers to the Queen's most Excellent Majesty duly authorized to print the Statutes of the United Kingdom, and a Copy thereof so printed by any of them shall be admitted as Evidence thereof by all Judges, Justices, and others.

Act as printed by Queen's Printers to be Evidence.

SCHEDULE to which the foregoing Act refers ;

CONTAINING

A Description of the Property awarded or otherwise belonging to the Trustees of the resident Freeman of Nottingham.

FIRST PART.

One Piece or Parcel of Land, numbered 42 in the Map annexed to the said secondly recited Award, containing One Acre One Rood and Eleven Perches and Two Fifths of a Perch, or thereabouts, or Six thousand three hundred and ninety-six Square Yards, bounded on or towards the East in part by an Allotment numbered 45, therein awarded to John Orme, on other Part of the East by Lands not therein awarded, and on the Remainder of the East by Park Row ; on or towards the West in part by the said Allotment numbered 45, therein awarded to John Orme, and on other Part of the West by North Circus Street ; on or towards the South-west by Wellington Circus ; on or towards the North in part by Allotments numbered 43 and 44 respectively, therein awarded to the Vicar of Saint Mary's in Nottingham, and on other Part of the North by an Allotment numbered 45, therein awarded to the said John Orme, and by Lands not therein awarded ; and on or towards the South in part by Park Row, and on other Part of the South by East Circus Street ; and to which said Allotment No. 42 the Right, in proportion to the Width of Frontage, in common with the Owners of Allotments therein numbered 26, 27, 21, and 40, adjoining the outer Circle of Wellington Circus, to the inner circular Space numbered 41, belongs, and was and is so therein awarded, subject to the Stipulations for keeping the Land and Fences thereof in order, in the said Award contained. One other Piece or Parcel of Land numbered 15 in the said Map, containing One Acre Two Roods and Thirteen Perches and Four Fifths of a Perch, or thereabouts, or Seven thousand six hundred and eighty Square Yards,

[Private.]

bounded

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bounded on or towards the East by Victoria Street; on or towards the West by an Allotment numbered 14, therein awarded to the Charitable Trustees of the said Town of Nottingham; on or towards the North by the Allotment numbered 2, therein awarded to William Roworth; and on or towards the South by Ropewalk Street. One other Piece or Parcel of Land, numbered 23 in the said Map, containing One Rood and One Perch and One Fifth of a Perch, or thereabouts, or One thousand two hundred and forty-six Square Yards, bounded on or towards the East by an Allotment numbered 24, therein awarded to George Gill; on or towards the West by an Allotment numbered 22, therein awarded to the Duke of Newcastle; on or towards the North by West Circus Street; and on or towards the South by Ropewalk Street. And One other Piece or Parcel of Land numbered 39 in the said Map, containing Two Roods and Twenty-seven Perches and Three Fourths of a Perch, or thereabouts, or Three thousand two hundred and fifty-eight Square Yards, bounded on or towards the East by Park Row; on or towards the West by an Allotment numbered 40, therein awarded to the Trustees of John Wright; on or towards the North by East Circus Street; and on or towards the South by Reservoir Street.

SECOND PART.

Firstly, One Piece or Parcel of Land in the said West Croft Meadow, numbered 14 in the Map annexed to the said first-recited Award, containing One Acre Two Roods and Thirty-nine Perches and One Half of a Perch, and bounded on or towards the East by an Allotment numbered 13, sold and conveyed to William Patterson; on or towards the North-west by an Allotment numbered 15, sold and conveyed to Frederick George Sharpe; on or towards the North by the Branch Canal; and on or towards the South by the Queen's Road. Secondly, One other Piece or Parcel of Land in the said West Croft Meadow, numbered 24 in the said Map, containing Three Acres One Rood and Thirty-two Perches, bounded on or towards the East by an Allotment numbered 23, therein awarded to the Mayor, Aldermen, and Burgesses of Nottingham; on or towards the West by Trent Street; on or towards the North by an Allotment numbered 27, sold and conveyed to the Nottingham Canal Company; and on or towards the South by Station Street. Thirdly, One other Piece or Parcel of Land in the said West Croft Meadow, numbered 25 in the said Map, containing Three Roods and Two Perches and One Fourth Part of a Perch, and bounded on or towards the East by Trent Street aforesaid; on or towards the West by the Hauling Path of the said Branch Canal; on or towards the North by an Allotment numbered 27, sold and conveyed to the Nottingham Canal Company; and

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and on or towards the South by Station Street aforesaid. Fourthly, One other Piece or Parcel of Land on the said Burton Leys, numbered 29 in the said Map, and containing One Rood and Thirty-one Perches and One Half of a Perch, bounded on or towards the East by Church Street; on or towards the West by the commonable Lands within the said Parish of Saint Mary, the Property of Thomas Dickenson Hall and Benjamin Beeley respectively; on or towards the North by Burton Street; and on or towards the South by North Street. Fifthly, One other Piece or Parcel of Land on the said Burton Leys, numbered 31 in the said Map, and containing Two Roods and Thirteen Perches and Half of a Perch, bounded on or towards the East by North Church Street; on or towards the West by commonable Lands within the said Parish of Saint-Mary, on or towards the North by Allotments numbered 38, 39, and 40, therein awarded to the Charitable Trustees of the said Town of Nottingham, the Right Honourable Charles Herbert Earl Manvers, and the Reverend Joshua William Brooks respectively; and on or towards the South by an Allotment numbered 30, therein awarded to the Trustees of Trinity Church Schools. Sixthly, And One other Piece or Parcel of Land on Burton Leys aforesaid, numbered 43 in the said Map, containing by Admeasurement Three Perches and Three Quarters of a Perch, and bounded on or towards the East and South by an Allotment numbered 42, therein awarded to the said Mayor, Aldermen, and Burgesses; on or towards the West by North Church Street aforesaid; and on or towards the North by Cross Lane.

THIRD PART.

Firstly, All that Piece or Parcel of Land situate, lying, and being in the Parish of Saint Mary in the Town of Nottingham aforesaid, in or near a certain Place called Sion Hill, containing in Length Seventy-four Feet and Nine Inches, and in Breadth Fifty-four Feet, and in the whole by Admeasurement Four hundred and fifty-nine Square Yards, or thereabouts, more or less, bounded on or towards the North by the Wall of the Cemetery established by the said Company; on or towards the East by Land of the said Company used as a Passage; on or towards the South by Sion Hill aforesaid; and on or towards the West by the Lodge and Premises on the Eastern Side of the principal Entrance to the said Cemetery; and also all those Six Dwelling Houses or Tenements erected and built on the same Piece or Parcel of Land. And, secondly, All that other Piece or Parcel of Land or Ground in the said Parish and Town situate, lying, and being in or near Sion Hill aforesaid, containing in Length on the South Side Eighty-three Feet and Six Inches, and on the North Side Seventy-five Feet and Six Inches, and in Breadth at the East
End

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End Fifty-four Feet, and at the West End Fifty-four Feet and Five Inches, and in the whole by Admeasurement Four hundred and eighty-eight Square Yards, or thereabouts, more or less, bounded on or towards the North by the Wall of the said Cemetery; on or towards the East by the Lodge and Premises on the Western Side of the said principal Entrance; on or towards the South by Sion Hill aforesaid; and on or towards the West by Land and Hereditaments of Messrs. Holbrook. And also all those Six other Dwelling Houses or Tenements erected and built on the said last-described Piece or Parcel of Land, together with and subject to the Rights of Road and other Privileges in the said Indenture contained, and also together with the Appurtenances to the same Hereditaments and Premises by the said Indenture granted and conveyed belonging or appertaining.

LONDON:

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1850.