



ANNO SEXTO & SEPTIMO

GULIELMI IV. REGIS.

Cap. 26.

An Act for enabling *Franz Anton Bernhardt* to assign to a Company, and for enabling them to purchase and carry into effect the Purposes of a Patent granted to him for warming and ventilating Buildings, and for other Purposes.

[28th July 1836.]

WHEREAS *Franz Anton Bernhardt*, having discovered, and by great Labour and Expence brought to Perfection, a System whereby all Kinds of Buildings may be warmed at a very small Cost in Fuel, and in a Manner whereby the Danger of Accidents by Fire may be in a great degree prevented, and whereby at the same Time such Buildings may be effectually ventilated without any perceptible Draught, and an equal Temperature maintained therein, and whereby the Effluvia of any Gas or other Material whatsoever used in lighting Buildings may be carried off into the open Air, and also whereby Smoke arising from the Use of Coal and other Materials for Fire may be purified before it is dispersed in the Atmosphere, and the Necessity for the Use or Employment of Climbing Boys for cleansing Chimneys will be wholly superseded in all Cases where the Use of the said System shall be adopted, hath obtained His Majesty's Letters Patent for the exclusive Use and Application of his said System for warming and ventilating Buildings and

[*Private.*]

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purifying

purifying the Smoke in Buildings in *England*: And whereas a Description of the aforesaid Discovery, and the Manner in which the same may be carried into effect, hath been duly enrolled, pursuant to the Proviso contained in the said Letters Patent: And whereas, in case the Application of the said System should be brought into general Use, the same would be of great public Advantage, by conducing to the Prevention of Accidents by Fire, and (by such Purification of Smoke as aforesaid) to the Salubrity of Cities and great Towns, and particularly in Manufacturing Districts: And whereas the private Fortune of the said *Franz Anton Bernhardt* is inadequate for the Purposes of carrying the Purposes aforesaid into effect upon a sufficient Scale for rendering his said System and Discovery of general Advantage to the Public at large: And whereas *Alexander Black, Charles Blane, Edward Sieveking, Jacob Hulle, George Holworthy Palmer, Michael Thomas Bass*, and others, being Persons of Capital, and being satisfied of the great Utility of the said Discovery and System, and that the full Benefit of the same would be most advantageously exercised and afforded to the Public by a Joint Stock Company to be formed for that Purpose, have expressed to the said *Franz Anton Bernhardt* their Willingness, if the Sanction of Parliament can be obtained, to form a Company to be called "*Bernhardt's Warming and Ventilating of Buildings Company*," for the Purpose of purchasing the said Patent, and of working and exercising the said Discovery and System; and the said *Franz Anton Bernhardt* is willing to assign the said Letters Patent unto the said Company if he shall be authorized or enabled by Parliament to make such Assignment: 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 the said *Alexander Black, Charles Blane, Edward Sieveking, Jacob Hulle, George Holworthy Palmer, Michael Thomas Bass*, and all and every such other Person and Persons, Body and Bodies Politic or Corporate, as shall or may from Time to Time become a Proprietor or Holder of any Share or Shares in the Undertaking hereby established, shall be and they are hereby united into a Company by the Name of "*Bernhardt's Warming and Ventilating of Buildings Company*."

Company established.

Purposes for which the Company is established.

II. And be it further enacted, That the said Company shall be established for the Purpose of purchasing the said Patent granted to the said *Franz Anton Bernhardt*, and for the carrying into effect and working of the Purposes of the aforesaid Patent.

Empowering the Company to purchase, and Mr. Bernhardt to sell, his Patent.

III. And be it further enacted, That it shall be lawful for the said Company or their Committee of Directors to enter into any Agreement with the said *Franz Anton Bernhardt*, and to contract for and purchase of and from him the Patent so obtained by him as aforesaid, and all his Right and Interest therein; and it shall also be lawful for the said *Franz Anton Bernhardt* to assign or sell the same Patent to the said Company for such Consideration as shall be mutually agreed upon between them the said Company, or their Committee of Directors, and the said *Franz Anton Bernhardt*, either by Payment of a Sum of Money in gross to the said *Franz Anton Bernhardt*, or partly by the Payment of a Sum of Money in

in gross and partly by the Admission of the said *Franz Anton Bernhardt* to be a Proprietor of Shares in the said Undertaking, or upon such other Terms and Conditions as shall be mutually agreed upon between them; and such Agreement, Contract, Assignment, or Sale shall not render void the said Letters Patent, any Proviso or Restriction in such Letters Patent contained to the contrary notwithstanding.

IV. And be it further enacted, That after the making and concluding such Agreement or Contract as aforesaid, and after Payment of the Consideration or Compensation so agreed upon to the said *Franz Anton Bernhardt* in Money, or partly in Money and partly upon his receiving a Number of Shares as aforesaid, or otherwise, as may be agreed upon, as the Case may be, all the Right and Property of and in the said Discovery and Patent, and such Right to use the same for and during the Term thereof, and to the Enjoyment of the Profits and Advantages to be derived from the Use thereof, as is now vested in the said *Franz Anton Bernhardt*, shall be and the same is and are hereby declared to be vested in the said Company for the common Benefit and Advantage of all Holders of Shares in the said Undertaking, and thenceforth it shall and may be lawful for the said Company to use, exercise, and work the aforesaid Discovery and System in such and the same Manner to all Intents and Purposes as the said *Franz Anton Bernhardt*, his Executors or Administrators or Assigns, might have done if no Restriction or Proviso against such Assignment or Sale had been inserted in such Letters Patent, and thenceforth the said Letters Patent shall be construed and considered in such and the same Manner to all Intents and Purposes as if no such Restriction or Proviso had been inserted therein: Provided always, that nothing herein contained shall give or shall be construed to give to the said Patent any further Effect or Validity than the same may now have.

Property in the Patent, &c. to vest in the Company.

V. And be it further enacted, That after the said Transfer or Assignment shall have been made as aforesaid it shall and may be lawful for the said Company to grant Licences to any Person or Persons to use and exercise the said Discovery and System of the said *Franz Anton Bernhardt* generally, or within certain limited Districts, and under such Restrictions as to other Persons within the same District as to the said Company shall seem fit.

After Transfer of Patent the Company may license any Person to use the Discovery.

VI. And be it further enacted, That from and after the passing of this Act all Actions and Suits, and also all Petitions to found any Commission or Fiat of Bankruptcy in *England* or *Ireland*, or any Sequestration in *Scotland*, against any Person or Persons indebted to the said Company, and liable to be made bankrupt by the Laws now or at any Time hereafter in force relating to Bankrupts and Traders, or to Sequestrations, and all Proceedings at Law or in Equity under any Commission or Fiat of Bankruptcy, or under any Sequestration to be awarded in consequence of any such Petition, and all other Proceedings at Law or in Equity to be commenced, instituted, or carried on by or on behalf of the said Company, or wherein the said Company is or shall be concerned or interested, against any Person or Persons, Body or Bodies Politic or Corporate, whether such Person or Persons, Body or Bodies Politic or Corporate, is or are or shall then be a

Company may sue and be sued in the Name of the Secretary.

Member

Member or Members, Proprietor or Proprietors, of or in the said Company, or not, shall and lawfully may be commenced, instituted, presented, and prosecuted or carried on in the Name of the Person who shall be the Secretary of the said Company at the Time such Action, Suit, or Proceeding shall be commenced or instituted, as the nominal Plaintiff or Petitioner for or on behalf of the said Company; and all Actions, Suits, and Proceedings at Law or in Equity to be commenced or instituted against the said Company by any Person or Persons, Body or Bodies Politic or Corporate, whether such Person or Persons, Body or Bodies Politic or Corporate, is or are or shall then be a Member or Members, Proprietor or Proprietors, of or in the said Company, or not, shall be commenced, instituted, and prosecuted against the said Secretary for the Time being, and if and when there shall be no such Secretary, then against one of the Directors for the Time being or any one of the Proprietors for the Time being of the said Company, as the nominal Defendant for and on behalf of the said Company; and all Prosecutions to be brought, instituted, or carried on by or on behalf of the said Company for Fraud upon or against the said Company, or for Embezzlement, Robbery, or stealing any Money, Notes, Bills, Effects, Securities, or Property of the said Company, or for any other Offence against the said Company, shall and lawfully may be so brought, instituted, or carried on in the Name of such Secretary for the Time being of the said Company; and in all Indictments and Informations it shall be lawful to state the Property of the said Company to be the Property of "*Bernhardt's Warming and Ventilating of Buildings Company*," and any Offence committed with Intent to injure or defraud the said Company shall and lawfully may in such Prosecution be laid to have been committed with Intent to injure or defraud "*Bernhardt's Warming and Ventilating of Buildings Company*," and any Offender or Offenders may thereupon be lawfully convicted of any such Offence; and in all other Allegations or Indictments, Informations or other Proceedings, in which before the passing of this Act it would have been necessary to state the Names of the Persons composing the said Company, it shall and may be lawful and sufficient to state the Name of such Secretary; and the Death, Resignation, or Removal of such Secretary, or any other Act or Proceeding of such Secretary done without the Consent of the said Company, shall not abate or render defective any such Action, Suit, Proceeding, or Prosecution.

No Action against the Company to be affected in consequence of the Plaintiff being a Member.

VII. And be it further enacted, That no Action which may be commenced against the Secretary or other Member of the said Company by virtue of this Act, upon or arising out of any Contract entered into by or on behalf of the said Company, shall be in anywise affected or defeated by or by reason of the Plaintiff or Plaintiffs therein, or of any other Person or Persons in whom any Interest may be avowed, or who may be in anywise interested or concerned in such Action, being a Member or Members of the said Company; but any Member or Members of the said Company shall and may have the same Right of Action and Remedy, to be proceeded in and enforced in the same Manner, against the said Company, or the Secretary or other Member thereof, upon any Contract, and upon and for any Debt, Damages, or Demand whatsoever, which he or they might have had if he or they had been a Stranger or Strangers, and not a Member or Members of the said Company.

VIII. And be it further enacted, That no Action commenced by or on behalf of the said Company in the Name of the Secretary, by virtue of this Act, upon or arising out of any Contract entered into by or on behalf of the said Company, or for Recovery of any Debt or Demand whatsoever due or owing to the said Company, shall be in anywise affected or defeated by or by reason of the Defendant or Defendants therein, or of any other Person or Persons for whom or on whose Account any such Contract shall be effected, or who may be in anywise liable to be sued in such Action, being a Member or Members of the said Company; but the said Company shall and may have the same Right of Action and Remedy, to be proceeded in and enforced in the same Manner, against any Member or Members thereof, either alone or jointly with any other Person or Persons, upon any Contract, and upon and for any Debt or Demand whatsoever, which the said Company might have had if such Cause of Action had arisen with a Stranger or Strangers, and not a Member or Members of the said Company.

No Action commenced by the Company to be affected in consequence of the Defendant being a Member.

IX. And be it further enacted, That a Memorial of the Names and Descriptions of the Secretary and of the several Persons being Members of the said Company, in the Form for that Purpose expressed in the Schedule hereunto annexed, shall be enrolled upon Declaration in the High Court of Chancery within Twelve Calendar Months after the passing of this Act; and when any new Secretary shall be elected, and when any Person or Persons shall cease to be a Member or Members of the said Company, and when any Person or Persons shall become a Member or Members of the said Company, a Memorial thereof respectively shall in like Manner be enrolled as aforesaid within Twelve Calendar Months afterwards in the Form or to the Effect expressed in the said Schedule for that Purpose.

Names of Members to be enrolled in the High Court of Chancery.

X. Provided always, and be it further enacted, That until such Memorial as first herein-before mentioned shall have been enrolled in manner herein directed no Action shall be brought by the said Company under the Authority of this Act, and all the Members whose Names shall be expressed in any Enrolment to be made in pursuance of this Act shall be and continue liable to all Actions, Suits, Judgments, and Executions, until a Memorial or Memorials of their having ceased to be Members shall have been enrolled as aforesaid.

No Action to be brought until Memorial enrolled.

XI. Provided always, and be it further enacted, That Execution upon any Judgment in any such Action as aforesaid obtained against the Secretary or any Member for the Time being of the said Company, whether as Plaintiff or Defendant, may be issued against any Member or Members for the Time being of the said Company: Provided always, that every such Secretary or Member in whose Name any such Action or Suit shall be commenced, prosecuted, or defended, and every such Member or Members against whom Execution upon any Judgment obtained in any such Action shall be issued as aforesaid, or as herein-after is mentioned, shall always be reimbursed and paid out of the Funds of the said Company all such Costs and Charges as by the Event of any such Proceedings he, she, or they shall be put unto or become chargeable with: Provided also, that in case such Execution against the Member or Members for the

Execution upon Judgments may be issued against any Member of the Company.

[Private.]

Time being of the said Company shall be ineffectual for obtaining Payment and Satisfaction for the Sum or Sums sought to be recovered thereby, it shall be lawful for the Party or Parties so having obtained Judgment against the Secretary or any Member for the Time being of the said Company to issue Execution against any Person or Persons who was or were a Member or Members of the said Company at the Time the Contract was entered into upon which such Action may have been brought; but no such Execution as last mentioned shall be issued without Leave first granted in open Court, by the Court in which such Action may have been brought, upon Motion to be made, on Notice to the Person or Persons sought to be charged, nor after the Expiration of Six Years next after any such Person or Persons shall have ceased to be a Member or Members of the said Company.

Judgments and Actions against the Secretary or a Member shall extend to the Property of the Company.

XII. And be it further enacted, That all and every Judgment and Judgments, Decree or Decrees, which shall at any Time after the passing of this Act be had or recovered in any Action, Suit, or Proceeding in Law or Equity against the Secretary of the said Company or any Member thereof, shall have the like Effect and Operation upon and against the Property of the said Company as if such Judgment or Judgments, Decree or Decrees, had been recovered or obtained against the said Company in any Action, Suit, or Proceeding in Law or Equity brought or commenced against the said Company by or in the several and distinct Names and Descriptions of the several Members or Proprietors, and as if this Act had not been passed; and further, that the Bankruptcy, Insolvency, or stopping Payment of the Secretary or such Member for the Time being of the said Company, in his or their individual Character or Capacity, shall not be or be construed to be the Bankruptcy, Insolvency, or stopping Payment of the said Company; and the Capital Stock and Effects thereof, notwithstanding the Bankruptcy, Insolvency, or stopping Payment of any such Secretary or Member, shall be attached or attachable, and be in all respects liable to the lawful Claims and Demands of the Creditor or Creditors thereof, in like Manner as if no such Bankruptcy, Insolvency, or stopping Payment of the said Secretary or Member of the said Company had happened or taken place.

Actions when pleadable in bar.

XIII. Provided always, and be it further enacted, That no Person or Persons, Bodies Politic or Corporate, having or claiming to have any Demand upon or against the said Company, shall, when the same has been so determined as to have been pleadable in bar against such Person or Persons, Bodies Politic or Corporate, bring more than One Action in respect of such Demand; and the Proceedings in any Action against the Secretary or any one of the Proprietors for the Time being of the said Company, under the Authority of this Act, if so determined, may be pleaded in bar of any Action or Actions for the same Cause against any other Secretary or Proprietor of the said Company: Provided also, that the said Company, having or claiming to have any Demand upon or against any Person or Persons, Bodies Politic or Corporate, shall, when the same shall have been so determined in the Manner authorized by this Act as to be pleadable in bar against the Person bringing the Action in respect of such Demand, shall not bring any other Action in respect of such Demand; and the Proceedings in any such Action by the Secretary or any one Director for the Time being of the said Company, under the Authority of

this Act, may, if so determined, be pleaded in bar of any Action or Actions for the same Cause by any other Secretary or Director of the said Company, or by the said Company.

XIV. And be it further enacted, That this Act and the Provisions herein contained shall extend and be construed and taken to extend to the said Company called, "*Bernhardi's* Warming and Ventilating of Buildings Company" at all Times during the Continuance of the same, whether the said Company hath been heretofore or shall hereafter be composed of all or some of the Persons who were the original Members thereof, or of all or some of those Persons together with some other Person or Persons, or shall be composed altogether of Persons who were not original Members of the same, or of Persons all of whom shall become Members after the passing of this Act.

Act to apply to all future Members of the Company.

XV. Provided always, and be it further enacted, That nothing herein contained shall extend, or be deemed, construed, or taken to extend, to incorporate the said Company, or to relieve or discharge the said Company or any of the Members thereof respectively from any Responsibility, Contracts, Duties, or Obligations whatsoever to which by Law they now are or at any Time hereafter may be subject or liable, either as between such Company and other Parties, or as between the said Company and any of the individual Members of such Company and others, or among themselves, or in any other Manner howsoever.

Not to extend to incorporate the Company.

XVI. And be it further enacted, That the Capital or Joint-Stock of the said Company for carrying the Purposes of this Act into execution shall be considered as consisting in the whole of the Sum of One hundred thousand Pounds, the whole to be divided into Shares of One hundred Pounds each; and such Shares shall be numbered, beginning with Number One, in regular or arithmetical Progression ascending, whereof the common Excess or Difference shall always be One, and every such Share shall be distinguished by the Number to be applied to the same.

Capital of the Company.

XVII. And be it further enacted, That all Shares in the said Undertaking and in the Profits and Advantages thereof shall be and be deemed Personal Estate, and not of the Nature of Real Estate, and as such Personal Estate shall be transmissible accordingly.

Shares to be Personal Estate.

XVIII. And be it further enacted, That the said Company or the Directors thereof shall and they are hereby required to provide and keep a Book or Books, and to enter or cause to be entered therein the Names and Designations of the several Persons or Parties who have subscribed or who shall hereafter subscribe for any Share or Shares in the said Undertaking, and of every Person entitled to any Shares or Share therein, making a separate Entry of each Share, and such Entries shall be numbered correspondently with the Number to be applied to the Share entered; and after the making of such Entries a Certificate under the Common Seal of the said Company shall be made out in respect of every Share in the said Undertaking, (for which the Secretary of the said Company shall be paid the Sum of Two Shillings and Sixpence, and no more,) specifying therein the proper Number of such Share, and the Name and Designation of the Proprietor thereof; and every such Certificate shall

Shares to be registered and Certificates delivered.

shall be delivered to the Proprietor of such Share or Shares, his or her Executors, Administrators, or Assigns, upon Demand, and may be in the Words or to the Effect following ; (that is to say,)

Form of Certificate.

‘ *Bernhardt’s* Warming and Ventilating of Buildings Company.
 ‘ Number
 ‘ THESE are to certify, That of is a
 ‘ Proprietor of the Share Number of the Capital or Joint Stock
 ‘ of *Bernhardt’s* Warming and Ventilating of Buildings Company, subject
 ‘ to the Rules, Regulations, and Orders of the said Company ; and that
 ‘ the said his [*or her*] Executors, Administrators,
 ‘ [*or their* Successors], and Assigns, is and are entitled to such Proportion
 ‘ of the Profits and Advantages arising or to arise to the said Company as
 ‘ shall belong to such Share. Given under the Common Seal of the said
 ‘ Company the Day of in the Year of our
 ‘ Lord ,

And all or any or either of such Certificates shall be admitted in all Courts whatsoever as Evidence of the Title of such Proprietor, his or her Executors, Administrators, and Assigns, to the Share therein specified, and to the Profits and Advantages accruing in respect of the same, but the Want of such Certificate shall not deprive any Proprietor or Proprietors of any Share or Shares in the said Undertaking of his or her or their Right or Interest in or Claim to a due Proportion of the Profits and Advantages of the said Undertaking, nor to hinder or prevent the Proprietor or Proprietors of any such Shares from selling or disposing of any such Share or Shares ; and in case such Certificate shall not be produced or forthcoming, the said Entry, or a true Copy thereof, certified by the Secretary of the said Company, shall be deemed *prima facie* Evidence of Title, and for which Certificate the said Secretary shall be paid the Sum of Two Shillings and Sixpence, and no more.

Shares may be sold and transferred.

XIX. And be it further enacted, That it shall be lawful for the several and respective Proprietors of any Share or Shares in the said Undertaking, their Executors, Administrators, Successors, and Assigns, to sell and transfer any Share or Shares of which they shall respectively be possessed ; and every such Transfer shall be in the Form or to the Effect following ; (that is to say,)

‘ I [*or We*] of in consideration
 ‘ of paid to me [*or us*] by
 ‘ of do hereby bargain, sell, and transfer to the
 ‘ said the Sum of Part of the
 ‘ Capital or Joint Stock of *Bernhardt’s* Warming and Ventilating of
 ‘ Buildings Company, being my [*or our*] Share [*or Shares*] Number
 ‘ in the Capital or Joint Stock and Property and Effects
 ‘ of the said Company, to hold to the said Executors,
 ‘ Administrators, and Assigns, subject to the same Rules, Orders, and
 ‘ Restrictions, and on the same Conditions that I [*or we*] held the
 ‘ same immediately before the Execution hereof ; and I [*or we*] the said
 ‘ do hereby agree to take and accept the said Share
 ‘ [*or Shares*] subject to the same Rules, Orders, and Conditions. As
 ‘ witness my Hand and Seal [*or our* Hands and Seals] this

‘ Day

Day of _____ in the Year of our Lord One thousand eight
hundred and _____

And every such Transfer, executed by all the Parties thereto, shall be exhibited to the said Company or their Secretary; and a Duplicate thereof, so executed, shall be deposited with the Secretary to the said Company for the Time being, to be filed by such Secretary and kept for the Use of the said Company; and every such Transfer shall be registered in the Books of the said Company by an Entry of the Date of such Registry and the Date of such Transfer, together with the Names of the Parties thereto, and the Number of the Share or Shares transferred; for which Entry and Registry the Sum of Two Shillings and Sixpence, and no more, shall be paid to the Secretary making the same; and a Copy of such Registry or Entry, signed by the Secretary to the said Company, shall be sufficient Evidence of every such Sale and Transfer, and received as such in all Disputes and in all Trials before any Court in the United Kingdom: Provided always, that until such Transfer shall be so entered or registered in the Books of the said Company no Purchaser or Purchasers of any Share or Shares, his, her, or their Executors, Administrators, Successors, or Assigns, shall have any Part or Share in the said Undertaking, or in the Profits and Advantages thereof, nor shall receive any Interest or Dividend for or in respect of such Share or Shares so purchased, nor be entitled to vote at any Meeting or Meetings as Proprietor or Proprietors of the said Undertaking.

Transfers to
be registered.

XX. Provided also, and be it further enacted, That after any Call for Money shall have been made by the said Company or the Directors thereof no Person or Persons shall sell or transfer any Share or Shares which he, she, or they shall possess in the said Undertaking, after the Day appointed for the Payment of the said Call, until the Money called for in respect of his, her, or their Share or Shares intended to be sold shall be paid, together with the Interest (if any) due thereon; and unless such Money so called for, with Interest as aforesaid, shall be paid, every such Sale or Transfer of any Share or Shares shall be void, and such Share or Shares shall be liable to Forfeiture as if no such Sale or Transfer had been made.

No Share to
be sold after
a Call till the
Money is
paid.

XXI. And be it further enacted, That whenever several Persons shall be jointly possessed of or entitled to any Share in the said Undertaking the Person whose Name stands first on the Books of the said Company as Proprietor of such Share shall, for all Purposes of Notices and voting, be deemed the Proprietor of such Share.

The Person
whose Name
stands first in
the Books to
be deemed
the Pro-
prietor.

XXII. And be it further enacted, That the several Persons, or Body or Bodies Politic, Corporate, or Collegiate, who shall subscribe for and who shall at any Time hereafter have or hold any Share or Shares in the Capital or Joint Stock of the said Company, shall and they are hereby respectively required to pay the Sum or Sums of Money by them respectively subscribed and to be subscribed for, or such Parts or Portions thereof as shall from Time to Time be called for, at such Times and Places, to such Person or Persons, and in such Manner as shall be ordered and directed by the said Company or the Directors thereof; and in case any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, shall neglect or refuse to pay such Money or any Part thereof at such Time or Times

For enforcing
Payment of
Subscrip-
tions.

[Private.]

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and

and in such Portions or Manner as shall be ordered and directed by the said Company or Directors, it shall be lawful for the said Company, in the Name of the Secretary for the Time being, to sue for and recover the same by Action of Debt or otherwise in any of His Majesty's Courts of Record at *Westminster*, together with lawful Interest for the same from the appointed Time or Times of Payment, and full Costs of Suit.

Service of
Notices, &c.
on the Com-
pany.

XXIII. And be it further enacted, That in all Cases wherein it may be requisite or necessary, under the Provisions of this Act or otherwise, for any Person or Persons or Party or Parties to serve upon the said Company any Notice or Notices, Writ or Writs, or other judicial or legal Proceeding, or Proceedings in Equity, the Service thereof upon any one of the Members of the Committee of the said Company, or upon the Secretary of the said Company, or delivered to some Inmate at the Office or usual Place of Abode of such Member or of such Secretary, or in case there shall not be any such Secretary, then upon any Agent or Officer of the said Company, or delivered to some Inmate at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively upon the Company.

For the Pay-
ment of the
Costs of the
Act.

XXIV. And be it further enacted, That all the Costs, Charges, and Expences of applying for, obtaining, and passing of this Act, or incident thereto, shall be paid and discharged by the said Company or their Treasurer out of the first Monies which shall be received by the said Company or which shall come to the Treasurer's Hands, and in preference to all other Payments or Disbursements whatsoever; and all Persons who shall have advanced or paid any Money for any such Purposes shall be repaid the same by the said Company or their Treasurer, together with lawful Interest from the Time of advancing or paying the same up to the Day of such Repayment.

Public Act.

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

The SCHEDULE referred to in this Act.

MEMORIAL made the _____ Day of _____ of the
 Names of the present Chairman, Deputy Chairman, Directors,
 Secretary, and Members of "Bernhardt's Warming and Venti-
 lating of Buildings Company," enrolled pursuant to Act of
 Parliament passed in the Sixth and Seventh Year of the Reign
 of His Majesty King William the Fourth, intituled "An Act for
 enabling Franz Anton Bernhardt to assign to a Company, and
 for enabling them to purchase and carry into effect the Purposes
 of a Patent granted to him for warming and ventilating Build-
 ings, and for other Purposes."

<i>A. B.</i> of		Chairman.
<i>C. D.</i> of		Deputy Chairman.
<i>E. F.</i> of	}	Directors.
and <i>G. H.</i> of		
<i>I. J.</i> of		Secretary.
<i>K. L.</i> of	}	Proprietors.
<i>M. N., &c.</i>		

A. B., one of the Directors [*or* Secretary] of the said Company, doth solemnly and sincerely declare, That the above-written Memorial doth contain the Names of the present Chairman, Deputy Chairman, Directors, Secretary, and of all the present Proprietors of the said Company, as the same appear in the Books of the said Company.

A. B.

Sworn

MEMORIAL

6° & 7° GULIELMI IV. Cap. 26.

MEMORIAL made the _____ Day of _____ of the Names of the new Chairman, Deputy Chairman, [*or* Directors *or* Secretary] of "Bernhardt's Warming and Ventilating of Buildings Company," and of the Persons in whose Places they have [*or* he has] been appointed or enrolled, pursuant to an Act passed in the Sixth and Seventh Year of the Reign of His Majesty King William the Fourth, intituled "An Act for enabling Franz Anton Bernhardt to assign to a Company, and for enabling them to purchase and carry into effect the Purposes of a Patent granted to him for warming and ventilating Buildings, and for other Purposes."

E. F. of _____ in the Place of *A. B.* of _____

G. H. of _____ in the Place of *C. D.* of _____

E. F. of _____ one of the Directors [*or* Secretary] of the said Company, doth solemnly and sincerely declare, That the above-written Memorial contains the Names of the new Chairman, Deputy Chairman, [*or* Directors *or* Secretary] of the said Company, and of the Persons in whose Place they have [*or* he has] been appointed, as the same appear in the Books of the said Company.

E. F.

Sworn

N. B.—The last Memorial as to the new Directors [*or* Chairman, Deputy Chairman, *or* Secretary,] was enrolled on the Day of _____ One thousand eight hundred and _____

MEMORIAL made the _____ Day of _____ of the Names of the Persons who have ceased or discontinued to be Members of "Bernhardt's Warming and Ventilating of Buildings Company" since the _____ Day of _____ being the Date of the Memorial last registered, respecting the Members of the said Company, enrolled pursuant to an Act passed in the Sixth and Seventh Year of the Reign of His Majesty King William the Fourth, intituled "An Act for enabling Franz Anton Bernhardt to assign to a Company, and for enabling them to purchase and carry into effect the Purposes of a Patent granted to him for warming and ventilating Buildings, and for other Purposes."

A. B. of _____

E. F. of _____ one of the Directors [*or* Secretary] of the said Company, doth solemnly and sincerely declare, That the above Memorial doth contain the Name or Names of the Persons who have ceased or discontinued to be Members of the said Company since the Day of _____

E. F.

Sworn

MEMORIAL

MEMORIAL made the _____ Day of _____ of the
 Names of the Persons who have become new Members of
 "Bernhardt's Warming and Ventilating of Buildings Com-
 pany" since the _____ Day of _____ One thousand
 eight hundred and _____ being the Date of the Memorial
 last registered respecting new Members of the said Company,
 enrolled pursuant to an Act of Parliament passed in the Sixth
 and Seventh Year of the Reign of His Majesty King William
 the Fourth, intituled "An Act for enabling Franz Anton Bern-
 hardt to assign to a Company, and for enabling them to pur-
 chase and carry into effect the Purposes of a Patent granted
 to him for warming and ventilating Buildings, and for other
 Purposes."

I. K. of

L. M. of

A. B. of _____ one of the Directors [*or Secretary*] of
 the said Company, doth solemnly and sincerely declare, That the above
 Memorial doth contain the Names of the Persons who have become new
 Members of the said Company since the _____ Day of _____
 One thousand eight hundred and _____

A. B.

Sworn

MEMORIAL made the _____ Day of _____ of the
 Names of the new Chairman, Deputy Chairman, and Directors
 of the Company called "Bernhardt's Warming and Ventilating
 of Buildings Company," and of the Persons in whose Place
 they have respectively been appointed, and of the Names of the
 Persons who have ceased or discontinued to be Members of the
 said Company, and of the new Members of the said Company,
 enrolled pursuant to an Act passed in the Sixth and Seventh
 Year of the Reign of His Majesty King William the Fourth,
 intituled "An Act for enabling Franz Anton Bernhardt to assign
 to a Company, and for enabling them to purchase and carry
 into effect the Purposes of a Patent granted to him for warming
 and ventilating Buildings, and for other Purposes."

Names of the new Directors, and of the Persons in whose Places they
 have been appointed.

E. F. of _____ in the Place of A. B. of _____

G. H. of _____ in the Place of C. D. of _____

Names of the Persons who have ceased to be Members.

A. B. of _____

C. D. of _____

[Private.]

7 i

Names

Names of the new Members.

I. K. of

L. M. of

E. F. of _____ one of the Directors [*or Secretary*] of the said Company, doth solemnly and sincerely declare, That the above-written Memorial doth contain the Names of the new Chairman, Deputy Chairman, and Directors of the said Company, and of the Persons in whose Places they have been appointed, and of the Persons who have ceased to be Members of the said Company, and of the new Members of the said Company, as the same respectively appear in the Books of the said Company.

E. F.

Sworn

N.B.—The last Memorial as to new Chairman and Deputy Chairman was enrolled on the _____ Day of _____ One thousand eight hundred and _____

The last Memorial as to new Directors was enrolled on the _____ Day of _____ One thousand eight hundred and _____

The last Memorial as to the Retirement of Members was enrolled on the _____ Day of _____ One thousand eight hundred and _____

The last Memorial as to new Members was enrolled on the _____ Day of _____ One thousand eight hundred and _____

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