Anno triceſimo

Georgii II. Regis.

An Act to enable the Commiſſioners for building *Weſtminſter Bridge*, to widen the Street or Avenue leading from *Cockſpur Street*, to the Paſſage in *Spring Garden*, near Saint *James*'s Park.



WHEREAS the Commiſſioners for building a Bridge croſs the River Thames, from the Woolſtaple, or thereabouts, in the Pariſh of Saint Margaret, in the City of Weſtminſter, to the oppoſite Shore in the County of Surry, are, by virtue of ſeveral former Acts of Parliament paſſed in the Reign of His preſent Majeſty, or by virtue of ſome or One of them, impowered to make, open, deſign, aſſign, and lay out, ſuch new Ways, Streets, and Paſſages, as they ſhall find proper to be opened and made on each Side the River Thames, to and from the ſaid Bridge, the Courts of Juſtice, both Houſes of Parliament, and the Parts adjacent; and to agree for and purchaſe ſuch Houſes and Preamble.

Grounds as they shall find necessary for them to be possessed of, and to be removed, rebuilt, pulled down, or employed for those Purposes, comprized within certain Bounds and Limits particularly mentioned and described in the said respective Acts, or some or One of them: And whereas the Way, Street, or Avenue, leading from Cockspur Street, in the Parish of Saint Martin in the Fields, in the Liberty of Westminster, to the Passage in Spring Gardens leading to Saint James's Park, and from thence to both Houses of Parliament, Westminster Hall, and the Courts of Justice, and Westminster Bridge, might be rendered more open, safe, and commodious, for the Ease of Passengers and the publick Benefit, than the same now is, in case the said Commissioners were enabled to open and widen the said Way, Street, or Avenue, and to purchase, pull down, and remove, such Buildings and Houses, and to take Possession of such Grounds and Estates, as they shall think proper and necessary for those Purposes; Wherefore, for the promoting a Design so useful and beneficial to the Publick, May it please Your most Excellent 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 Commissioners, or any Five or more of them, shall have full Power and Authority to open and widen the Way, Street, or Avenue, now leading from Cockspur Street, in the Parish of Saint Martin in the Fields, in the Liberty of Westminster, to the Passage in Spring Garden, leading to Saint James's Park, in such Manner as they shall think proper.

Commissioners impowered to widen the Avenues leading from *Cockspur Street*, to the Passage in *Spring Garden*;

And for the better Performance and Execution thereof, be it further enacted by the Authority aforesaid, That the said Commissioners, or any Five or more of them, shall have full Power and Authority to agree with the Owner or Owners, and Occupier or Occupiers, for the Purchase of the Freehold and Inheritance of all and every such Building or Buildings, House or Houses, Grounds, and Estates, as they the said Commissioners, or any Five or more of them, shall think necessary for them to be possessed of, or to be removed, rebuilt, pulled down, disposed of, or employed, for the Purposes of this Act, comprized within the Bounds and Limits following; that is to say, Situate, standing, lying, or being upon, near, or adjoining to, the said Way, Street, or Avenue, on the East Side thereof, as far as a certain Messuage or Building, Messuages or Buildings, now in the Occupation of

and to purchase Houses and Grounds to be made use of for that Purpose;

Robert Taylor Statuary, his Undertenants, or Assigns, and abutting North on Cockspur Street, and South on Spring Gardens; and also to purchase and become possessed of the Freehold and Inheritance of all such Buildings, Houses, Grounds, and Estates, and of all Rent Charges, Annuities, Mortgages, Terms of Years, or Incumbrances whatsoever affecting the same; any thing in the said several former Acts of Parliament, or any of them, contained to the contrary thereof in any wise notwithstanding.

And whereas it may happen, that some Person or Persons, Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Femes Covert, and their Husbands, in the Right of such Femes Covert respectively, Trustees or Feoffees in Trust, Guardians, and Committees for Lunaticks and Ideots, Executors and Administrators, or other Trustees or Guardians for Femes Covert, Infants, Issue unborn, or other Cestuique Trusts, or for some charitable or other Use or Uses, or others who are themselves, or whose respective Wards or Cestuique Trusts, are seised, possessed of, or intitled unto, some of the Buildings, Houses, Grounds, or Estates, which may be thought necessary to be purchased, removed, pulled down, disposed of, or employed, by the said Commissioners, within the Bounds and Limits, and for the Purposes mentioned and prescribed in and by this Act, or of some Estate or Interest therein, or of some Charge or Incumbrance affecting the same, may be willing to treat for and agree to sell such Buildings, Houses, Grounds, or Estates, in order to perfect the useful and beneficial Works intended by this Act, but are incapable of granting or conveying the same, by Reason of some Disability, or not being under any Disability may refuse to treat, agree for, or sell the same; be it therefore enacted by the Authority aforesaid, That the said Commissioners, or any Five or more of them, shall and may, in order to purchase and become possessed of the several Buildings, Houses, Grounds, and Estates, to be purchased by virtue of, and under this Act, take, use, and follow, all or any such Ways, Means, Methods, and Proceedings, and observe such Rules and Directions, as by any Act or Acts of Parliament heretofore passed in the Reign of his present Majesty, they are enabled to take, use, follow, and observe, in order to be purchased, or be possessed of any other Houses, Grounds, and Estates; and that all and every the Powers and Authorities, Clauses, Rules, Forms, and Directions, prescribed, mentioned, expressed, and contained, in each and every of the said Act and

and in order thereto, they may take and use such Measures, as by any former Acts they are impowered to do in like Cases.

Acts of Parliament heretofore passed in the Reign of His present Majesty, in any wise relating to the said Commissioners purchasing or becoming possessed of, any other Houses, Grounds, or Estates whatsoever, or to any Body or Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, or any other Person or Persons whatsoever, selling, disposing of, or conveying any Houses, Grounds, or Estates, by any of the said last-mentioned Act or Acts directed to be sold, purchased, and conveyed; or for obliging the High Bailiff of Westminster to summon Juries, and for obliging such Juries to assess the Value of any such Houses, Grounds, or Estates, or any Interest therein, in case any Person or Persons having or claiming to have any such Estate or Interest, shall refuse to sell or convey the same to the said Commissioners, or to manifest a sufficient Title thereto; or in case the Person or Persons intitled to any such Estate or Interest therein, cannot be found, or to the disposal, paying, depositing, or vesting of any Sum or Sums of Money thereby directed to be disposed of, paid, deposited, or vested, as the Considerations for the Purchase of, or Value assessed for any of the said Houses, Grounds, or Estates, or to the obliging Persons to produce Title Deeds, Books, Papers, or Writings, for Inspection, and Perusal, or to the obliging any Persons to appear, and be examined on Oath as Witnesses; and every other Rule, Clause, Matter, and Thing, in each and every of the said last-mentioned Act and Acts of Parliament mentioned and contained, and now being in force, shall and are hereby declared to be of full Force and Effect, to all Intents and Purposes, for enabling the said Commissioners, or any Five or more of them, to purchase the Freehold and Inheritance, and to become possessed of, and to pull down and remove any of the Buildings, Houses, Grounds, and Estates within the Bounds and Limits mentioned and prescribed in this present Act; and shall extend, and be in all respects deemed and construed to extend, to all and every the said last-mentioned Buildings, Houses, Grounds, and Estates, and to all Bodies Politick, Corporate, and Collegiate, Corporations Aggregate and Sole, Femes Covert, and their Husbands, Trustees, and Feoffees in Trust, Guardians and Committees for Lunaticks and Ideots, Executors, Administrators, and all other Trustees and Guardians, whether for Femes Covert, Infants, Issue unborn, or other Cestuique Trusts, or for any charitable or other Use or Uses; and to all other Persons whatsoever having or claiming to have, either in their own Right or otherwise howsoever, any Estate, Right, Title,

Clauses in the several former Acts still in force, extended to the Purchases, &c. to be made under this Act.

Title, or Interest, in, to, or out of, the said last-mentioned Buildings, Houses, Grounds, and Estates; and to the Methods and Proceedings, for conveying and absolutely issuing the same to the said Commissioners or their Trustees, with good Titles, usual and reasonable Covenants, and free from Incumbrances; and for barring, docking, and cutting off all Estates Tail, Dower, and Right of Dower; and also to bar the Right of all and every Person and Persons, who shall not enter their said Claim or Claims, and prosecute the same with Effect, in the Manner, and within the Times prescribed and limited by the said Acts of Parliament, or some or One of them, as fully and effectually as if the said Powers and Authorities, Rules, Forms, Directions, Clauses, Matters, and Things, mentioned and contained in each of the said Acts of Parliament heretofore passed in the Reign of His present Majesty, were particularly and at large repeated and enacted in the Body of this present Act.

And whereas by Means of the Purchases which the said Commissioners are hereby impowered to make, they may be possessed of One or more Piece or Pieces of Ground, over and above what may be necessary for the opening and widening the said Way, Street, or Avenue; be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Commissioners, or any Five or more of them, to lett, sell, or dispose of, any such Piece or Pieces of Ground, either together or in Parcels, as they shall find most advantageous and convenient, to any Person or Persons who shall be willing to contract, agree for, or purchase the same; that it shall and may also be lawful to and for the said Commissioners, or any Five or more of them, to design, assign, and lay out, in what Manner any new Houses shall be erected and built on any of the said Piece or Pieces of Ground which they may be possessed of as aforesaid, over and above what may be necessary for the opening and widening of the said Way, Street, or Avenue; and likewise of what Breadth and Extent such Way, Street, or Avenue shall be; and also to sell and dispose of the Materials of such House or Houses, Building or Buildings, as they the said Commissioners, or any Five or more of them, shall purchase and cause to be pulled down by virtue of this Act.

They may also lett or dispose of any Piece of Ground purchased by them, not necessary for widening the Street,

and design in what Manner any new Houses shall be built thereon;

and the Breadth and Extent of the Street;

and sell the old Materials.

Provided always, That the Money arising by the Sale or Letting of such Grounds, and selling the Materials of the Houses and Buildings to be purchased and pulled down as aforesaid, shall be employed, paid, and disposed of, by the said Commissioners, or any Five or more of them,

Money arising thereby to be applied in defraying the Charges of the Trust.

them, towards defraying the Charges and Expences of executing the Powers and Trusts hereby in them reposed.

And in Order to preserve the said Way, Street, or Avenue, hereby intended to be opened and widened, when the same shall be so opened and widened; and also the Houses and Buildings that shall be erected on any of the Grounds which shall be let or sold by the said Commissioners, by virtue of this Act, free from Nuisances and Annoyances, and to preserve the Uniformity and Beauty thereof; be it further enacted by the Authority aforesaid,

Powers and Clauses in Act 18 *Geo.* II. extended to the Street to be widened under this Act,

That a certain Act of Parliament passed in the Eighteenth Year of the Reign of His present Majesty, intituled, An Act for granting further Powers to the Commissioners for building a Bridge cross the River *Thames*, from the City of *Westminster*, to the opposite Shore in the County of *Surry*; and for the better enabling them to finish the said Bridge, and to perform the other Trusts reposed in them; and all and every the Powers, Authorities, Clauses, Matters, and Things, therein mentioned and contained, which are now in Force, shall extend to and be deemed and taken to be to all Intents and Purposes in full Force, with respect to the said last-mentioned Way, Street, or Avenue, when the same shall be so opened and widened as aforesaid; and to the Owners and Occupiers of such Houses and Buildings, as shall be let or sold by the said Commissioners by virtue of this Act, for effectually impowering and enabling

for keeping the same free from Nuisances,

them the said Commissioners, or any Five or more of them, from time to time, to perform, use, and exercise, all and every the like Powers and Authorities for preserving the said Way, Street, or Avenue, and the said last-mentioned Houses and Buildings, free from Nuisances

and preserving the Uniformity and Beauty of the Buildings, &c.

and Annoyances, or for abating any such Nuisances, and for preserving the Uniformity and Beauty of such Houses and Buildings; and for a better and more effectual enforcing the Covenants, Conditions, Agreements, Limitations, and Restrictions, under which the said Commissioners shall let or sell any Pieces of Ground or Buildings by virtue of this Act, as are expressed and contained in the said Act of the Eighteenth Year of the Reign of His present Majesty, with respect to the several Streets and Premisses therein mentioned, as fully as if the said several Powers, Authorities, Clauses, Matters, and Things, in that Act mentioned and contained, were particularly and at large repeated and re-enacted in the Body of this present Act.

And be it further enacted by the Authority aforesaid, That out of all or any of the Aids or Supplies granted to His Majesty, for the Service of the Year One thousand seven

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seven hundred and fifty seven, there may and shall be applied and paid to the said Commissioners for building the said Bridge, or any Five or more of them, or to such Person or Persons as shall be appointed under the Hands and Seals of the said Commissioners, or any Five or more of them, to receive the same, the Sum of Two thousand five hundred Pounds without Account (other than as is herein after directed) to be applied towards purchasing Houses and Grounds for widening the said Way, Street, or Avenue, and for making the same more commodious and useful to the Publick, and for the Payment of other incidental Charges and Expences attending the Execution of this Act, in such Manner, and at such Times, as the said Commissioners, or any Five or more of them, shall, from time to time, direct.

2,500*l.* granted to the Commissioners for the Purposes aforesaid.

And be it also enacted by the Authority aforesaid, That the said Commissioners for building the said Bridge, shall lay an Account of the Application, as well of the said Sum of Two thousand five hundred Pounds, as of all other Monies raised by virtue of this and the said former Acts, and by them applied and expended, before both Houses of Parliament, within Twenty Days after the opening of every Session of Parliament, in the same Manner as they are directed to do by the said former Acts.

Account of the Application thereof, *&c.* to be laid before the Parliament.

And be it further enacted by the Authority aforesaid, That all such Costs and Charges as shall be expended in obtaining, or by reason of passing this present Act, and such Monies as shall become due to any Person or Persons employed in pursuance hereof, shall be paid out of the Monies to be raised by virtue hereof.

Charges of passing this Act to be paid out of the said Monies.

And whereas Part of the Lands and Grounds intended to be purchased by virtue of this Act, are the Freehold and Inheritance of the Right Reverend Doctor Zachary Pearce, the present Lord Bishop of Rochester: And whereas a Survey and Estimate of the Value of the said Lands and Grounds, and of the Buildings and Erections thereon, has been had and made by Two indifferent Persons, with the Consent of the said Lord Bishop, who have valued and estimated the same at the Sum of One thousand three hundred and forty five Pounds: And whereas the said Lord Bishop is willing to accept of the said Sum of One thousand three hundred and forty five Pounds, in full Satisfaction for all his Right, Title, and Interest whatsoever, in the same, and the Street adjoining; be it therefore enacted by the Authority aforesaid, That if the said Lord Bishop of Rochester, or the Person or Persons who shall be respectively intitled to the said Lands and Grounds, with the Buildings and Erections thereon, now belonging to his Property,

Clause impowering the Commissioners to pay to the Bishop of *Rochester* 1,345*l.* for the Purchase of Lands, *&c.*

on his making out a Title, and proper Conveyance.

the said Lord Bishop of Rochester, shall, on or before the First Day of August, One thousand seven hundred and fifty seven, signify to the said Commissioners, in Writing, his, her, or their Consent, to accept the said Sum of One thousand three hundred and forty five Pounds, for his, her, or their Interest in the said Premisses; and shall do, perform, and execute, all and every Matter and Thing as shall be necessary and required by the said Commissioners, or any Five or more of them, for completing and perfecting his, her, or their Title to the said Premisses; and for conveying the same to the said Commissioners, in such Manner as they, or any Five or more of them, shall direct and appoint; then, and in such Case, the said Commissioners, or any Five or more of them, shall, and they are hereby impowered and required, out of the said Sum of Two thousand five hundred Pounds, to pay and apply the Sum of One thousand three hundred and forty five Pounds, to the said Lord Bishop of Rochester, or to such Person or Persons as shall be respectively intitled to the said Premisses, in such and the like Manner, as any Sum or Sums agreed for by the said Commissioners are directed to be paid by virtue of any former Acts.

The Foot Way of the Street to be raised Six Inches above the Carriage Way, and to be paved with Flagg Stone.

Provided always, and be it enacted, That when the said Way, Street, or Avenue, shall be opened and widened, the Foot Way on the West Side thereof shall be raised Six Inches, at least, above the Carriage Way, and be paved with good Flagg Stone, and be made in the narrowest Part, not less than Nine Feet wide; and that the said Carriage Way shall not thereafter be altered, so as to raise the same nearer the Surface of the said Foot Way, than the same shall be left, when finished, in pursuance of this Act.

Lights of the Cellar Story not to be obstructed thereby.

Provided also, That in the making the said Foot Way, Care be taken not to obstruct the Lights of the Cellar Story adjoining to the said Foot Way.

Commissioners, and Persons acting under them, indemnified for what they shall do.

And be it further enacted by the Authority aforesaid, That the said Commissioners, and each and every other Person and Persons authorized by the said Commissioners, or any Five or more of them, to do any Act in Execution of any of the Powers intended to be hereby vested in the said Commissioners, are and shall be hereby indemnified for what they shall do in pursuance of this Act; and that if any Action shall be brought, or Suit commenced, against any Person or Persons, for any Thing done in pursuance of this Act, or in relation to the Premisses herein before-mentioned, every such Action or Suit shall be laid or brought

brought within Six Calendar Months after the Fact done; and such Action shall be laid in the County of Middlesex, and not elsewhere; and the Defendant or Defendants in such Action or Suit, shall and may be at Liberty to plead the General Issue; and give this Act and the Special Matter in Evidence without specially pleading the same. Limitation of Actions. General Issue.

FINIS.