ANNO UNDECIMO

Georgii III. Regis.

CAP. XIX.

An Act for amending certain of the Mile-ways leading to *Oxford*; for making a commodious Entrance through the Parish of *Saint Clement*; for rebuilding or repairing *Magdalen Bridge*; for making commodious Roads from the said Bridge, through the University and City, and the Avenues leading thereto; for cleansing and lighting the Streets, Lanes, and Places, within the said University and City, and the Suburbs thereof, and the said Parish of *Saint Clement*; for removing Nuisances and Annoyances therefrom, and preventing the like for the future; for impowering Colleges and Corporations to alienate their Estates there; for removing, holding, and regulating Markets within the said City; and for other Purposes.

Preamble.



HEREAS such of the several Roads near the University and City of Oxford, usually called the Mile-ways, as are not Part of any Turnpike Road, are in a very bad State and Condition; and the Annual Payments directed or mentioned to be paid in lieu of every Yard-land within five Miles of the said University and City of Oxford, or the Franchises of the same, by an Act made in the Eighteenth Year of the Reign of Queen Elizabeth, intituled, An Act for the repairing and amending of the Bridges and Highways near unto the City of *Oxford*, have been found insufficient to keep the said Bridges and Roads in Repair, although considerable Sums of Money have been raised and added thereto by private Contribution: And whereas the Bridge called Magdalen Bridge, over the River Cherwel, near Magdalen College in the University, is in a decayed and very ruinous State; by Reason whereof and of its Narrowness, and the Difficulty of Access thereto through the said Parish of St. Clement, it is very incommodious, and dangerous to Travellers: And whereas the Roads from the said Bridge, through the several Streets in the said University and City, to the great Roads lying on the North, South, and West Sides of the said University and City, are in many Parts so very narrow and incommodious, and so greatly obstructed by Nuisances and Annoyances, as well as by various Incroachments and Projections, as to render the said Roads inconvenient and dangerous to Travellers: And whereas the said University and City, and the Suburbs thereof, and the Parish of St. Clement, are not properly cleansed or lighted; and are much annoyed by Projections and encroachments, and subject to many Nuisances: 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 following Magistrates and Officers, for the Time being, of the University of Oxford, and of the Colleges and Halls therein, to wit, The Vice-chancellor, his Assessor, or Deputy in the University Court, all Heads or Governors of Colleges and Halls, the Canons of the Cathedral Church of Christ, the several Royal Professors, and all other University Professors and Prelectors, the Proctors of the University, the Publick Orator, the Bodleian and Radclivian Librarians, the Keepers of the University Archieves, the

Act 18 Eliz. found insufficient.

Commissioners Names.

Masters of the Streets, the Register of the University, and the Vice-principals of the several Halls; and also the Mayor, Recorder, Aldermen, Assistants, Bailiffs, Town-clerk, and Solicitor of the City of Oxford for the Time being, and such other of the Citizens of Oxford as have now, or hereafter shall have served the Office of Bailiff of the said City; together with the Right Honourable Charles Spencer, commonly called Lord Charles Spencer; the Right Honourable Robert Spencer, commonly called Lord Robert Spencer; the Right Honourable the Lord Viscount Wenman, in the Kingdom of Ireland; the Right Honourable George Simon Harcourt, commonly called Lord Viscount Nuneham; the Honourable William Harcourt, the Honourable George Lane Parker, the Honourable Robert Lee, the Honourable Peregrine Bertie, the Honourable Richard Wenman, the Honourable Thomas Wenman, the Honourable John Tracy, Sir Roger Newdigate, Sir James Dashwood, Sir Charles Cotterell Dormer, Sir Banks Jenkinson, Sir William Stonehouse, Sir John Peshal, Sir Francis Knollys, Sir Gregory Turner, Sir Thomas Stapleton, Baronets; Sir William Henry Ashhurst, Sir William Blackstone, Sir George Nares, Sir Thomas Munday, Knights; Francis Page, Esquire; Phanuel Bacon, Henry Barton, Edward Bentham, Thomas Bray, Richard Browne, Benjamin Buckler, Daniel Burton, Ralph Cawley, John Chalmers, Thomas Chapman, John Clark, Richard Cust, William Dennison, George Dixon, David Durell, Edward Edwards, Thomas Fry, Thomas Fothergill, William Gower, George Huddesford, George Horne, Richard Hutchinson, Thomas Hunt, Benjamin Hallifax, Joseph Hoare, John Chesher Heyborne, John Jefferys, Benjamin Kennicott, Theophilus Leigh, John Long, John Moore, Tredway Nash, Thomas Nowell, Henry Parker, Gilbert Parker, Charles Pilkington, Francis Randolph, Thomas Randolph, John Ratcliffe, Christopher Robinson, John Sandford, William Sharpe, Thomas Sharpe, John Tottie, Ashton Thorpe, Francis Webber, Thomas West, Nathan Wetherell, Thomas Winchester, George Windham, Benjamin Wheeler, Foley, Doctors in Divinity; Thomas Bever, Richard Brown, William Seward, Samuel Forster, Joseph Smith, James Stonehouse, Doctors of Law; Swithin Adee, John Foulkes, John Kelly, William Lewis, Humphrey Sibthorpe, Walter Ruding, John Smith, William Vivian, Doctors of Physick; Henry Ashhurst, John Aubrey, Richard Aubrey, Charles Barrow, Thomas Blackall, John Caillaud, Robert Chambers, Edward Dandridge, William Draper, John Folliot, James Hargreaves, John Hacker, Richard Head,

Benjamin Holloway, Charles Jenkinſon, William Ledwell, John Morton, John Nourſe, Lewis Pryſe, Alexander Popham, John Parker, Giles Rooke, George Auguſtus Schutz, Hardinge Stracey, John Treacher, James Turner, Robert Vanſittart, Thomas Walker, Francis Waſtie, Thomas Whorwood, George White, William Wykeham, Richard Woddeſon, John Fane, Joſeph Bullock, Charles Bowles, Oldfield Bowles, Stuckley Bayntun, James Lamb, Thomas Paynton, Sayer, Gaſcoigne Frederick, William Lenthall, John Lenthall, Robert Fettyplace, Thomas Rollinſon, Lock Rollinſon, Farmedow Pennyſtone, Richard Lowndes, John Skynner, William Skynner, James Jones, William Lowndes Stone, William Lowndes, Francis Fane, Henry Maſon, Philip Powis, Philip Lybbe Powis, Eſquires; John Alleyne, Henry Blackſtone, Richard Bowles, Thomas Cooke, John Cooke, Samuel Cooke, Clayton Cracherode, John Cox, John Chaundler, John Davey, Richard Davis, Thomas Griffith, Thomas Hawkins, Benjamin Holloway, Thomas Hornſby, Lionel Kirkham, John Lowry, Charles Mortimer, John Napleton, Richard Nicoll, Ralph Nicholſon, John Noel, Stephen Pemberton, Francis Rowden, Edward Smallwell, Thomas Treacher, Phipps Weſton, Edward Whitmore, Thomas Warton, William Wright, Roger Watkin, Thomas Gregory, James Reading, Paulo Tookie, Martin Stapleton, Chriſtopher Marſhall, Clerks; William Applebee, John Auſtin, James Burrows, Thomas Burrows, James Clarke, Charles Collins, John Curtis, Samuel Culley, John Dewe, Henry Drought, William Drought, James Etty, Richard Finch, James Fletcher, William Fletcher, Joſeph Fortnom, Samuel Fox, John Fowle, Samuel Glaſs, John Groſvenor, Giles Hall, Nicholas Halſe, Richard Holloway, John Holman, John Horſman, William Huddesford, William Jackſon, Ralph Kirby, Samuel Kilner, Robert Langford, Iſaac Lawrence, Edward Lock, John Leaſingby, Samuel Malbon, Richard Madge, Richard Martin, James Matthews, Joſeph Meyſey, Charles Moore, James Morrell, James Morten, Charles Nourſe, Sackville Parker, John Philips, Daniel Prince, Archdale Rooke, Vincent Shortland, James Stout, Deodatus Stone, John Stevens, Thomas Sayer, Thomas Spencer, William Elias Taunton, Richard Tawney, Joſeph Tyrrell, Edward Tawney, William Thorpe, John Treacher, Thomas Tredwell, George Tonge, William Tomkins, Henry Towſey, John Townſend, Philip Ward, Benjamin Watſon, John Watſon, Richard Way, John Walker, Thomas Wood, Richard Bew, Anthony Sawyer, Samuel Benwell,

well, Gentlemen; and One Person for each and every of the Colleges and Parishes in the said University and City, and the Suburbs thereof, and the said Parish of Saint Clement, to be elected in manner hereafter mentioned, and their Successors, shall be, and they are hereby appointed Commissioners for putting this Act in Execution.

Commissioners for the Colleges.

And be it further enacted, That it shall and may be lawful to and for the Head or Governor of each College within the said University, and the Masters of Arts, and Persons of superior Academical Degree, resident for the Time being within such College, and on the Foundation thereof, to meet together in their Common Dining Hall, or some other publick Place, between the Hours of Nine and Twelve in the Forenoon of the Third Tuesday after the passing of this Act, or as soon after as conveniently may be, and the major Part of such Persons then resident, and there assembled, shall and may proceed to elect One of the Fellows, or Masters of Arts, or Persons of superior Degree on the Foundation of such their respective College, to be a Commissioner for such respective College: And in case of an Equality of Votes in the Election of a Commissioner for any such College respectively, the Head or Governor, or in his Absence his Deputy, or in their Absence, the senior Fellow present, of such College, shall have the casting Voice; and such Person so elected shall and may continue to act and be a Commissioner for putting in Execution the Powers in this Act contained, during the Time he shall actually remain a Fellow of such College, or on the Foundation thereof: Provided that when and as often as any of the said Commissioners, to be chosen by their respective Colleges as aforesaid, shall happen to die, resign, or refuse to act, or his Fellowship, Studentship, or other Place on the Foundation shall become vacant, it shall and may be lawful, within One Month after such Disqualification, Death, Resignation, Refusal, or Vacancy, for the several Voters in the College of which such Commissioner was a Member, to proceed to elect another Commissioner, in manner above mentioned, and so toties quoties, as Occasion shall be or require.

Commissioners for the Parishes.

And be it further enacted, That the Parishioners in each and every of the said respective Parishes before mentioned, having a Right to vote in the Election of Churchwardens, shall and may meet together in the Church or Vestry-room belonging to each Parish respectively, between the Hours of Nine and Twelve in the Forenoon, on the said Third Tuesday next after the passing of this

Act,

Act, or as soon after as conveniently may be, and the major Part of such Parishioners, then and there assembled, shall and may proceed to the Election of One Person to be a Commissioner as aforesaid, for such respective Parish: And that in case of an Equality of Votes in the Election of a Commissioner for any such Parish, the Churchwarden standing first upon the List of Parish-officers then present, or in case no Churchwarden shall be present, the Person then present who shall stand highest rated to the Poors Rate in in the said Parish shall have the casting Voice; and the Name of every such Person so elected a Commissioner for each respective Parish shall be entered in a Book, to be provided and kept for that Purpose, by each respective Parish, in their publick Chest.

Continuance of Parish Commissioners.

And be it further enacted by the Authority aforesaid, That the Persons so elected for the said respective Parishes, shall continue Commissioners until Easter Tuesday One thousand seven hundred and seventy-four, and no longer; and upon the said Easter Tuesday in the Year One thousand seven hundred and seventy-four, or within Fourteen Days afterwards, new Commissioners shall respectively be elected in manner aforesaid, by the said Parishioners of each and every of the Parishes before mentioned; and that from thenceforth new Commissioners shall for ever after be annually elected in manner aforesaid.

Qualification of Commissioners.

Provided always, and be it further enacted by the Authority aforesaid, That no Person shall be capable of acting as a Commissioner in the Execution of this Act, unless he shall be in his own Right, or in Right of his Wife, in the actual Possession or Receipt of Lands, Tenements, or Hereditaments, of the clear yearly Value of Forty Pounds; or possessed of or intitled to a personal Estate of Eight hundred Pounds: And if any Person, not being so qualified, shall presume to act, every such Person shall, for every such Offence, forfeit and pay the Sum of Fifty Pounds, to any Person or Persons who shall sue for the same; to be recovered, in any of his Majesty's Courts of Record, by Action of Debt, or on the Case, or by Bill, Suit, or Information, wherein no Essoin, Protection, or Wager at Law, or more than One Imparlance, shall be allowed; and every Person so prosecuted shall prove that he is qualified as aforesaid, or otherwise shall pay the said Penalty, on Proof given of his having acted as a Commissioner in the Execution of this Act.

Penalty on acting not being duly qualified.

Provided

Provided always, and be it further enacted by the Authority aforesaid, That when and as often as any of the said last-mentioned Commissioners, who do not derive their Power from the past or present Enjoyment of any Office, or from the Election of any College or Parish, shall die or refuse to act, then, and in every such Case, it shall and may be lawful to and for the surviving or remaining Commissioners, whether official, elective, or other, or any Five or more of them, at a Meeting to be held for that Purpose, to elect another Person or Persons in the Room of him or them so dying or refusing to act; and every Person so elected shall have the same Powers and Authorities for putting this Act in Execution, as the Person in whose Stead he shall be elected was vested with. Commissioners dying, or refusing to act, others to be appointed.

And be it further enacted by the Authority aforesaid, That no Person who shall sell Ale, Wine, or any spirituous or fermented Liquors, by Retail, shall be capable of acting as a Commissioner, or executing any Office under this Act. No Retailer of Ale or Spirituous Liquors capable of holding any Office.

And be it further enacted by the Authority aforesaid, That the Commissioners nominated and appointed by, or elected in pursuance of this Act, or any Seven or more of them, may and shall meet and assemble in the Town Hall in the said City on the Fourth Tuesday after the passing of this Act, between the Hours of Nine and Twelve in the Forenoon, in order to put this Act in Execution; and shall then, and from Time to Time afterwards, adjourn themselves to, and meet at the same Place, or at any other convenient Place, within the said University or City, as they, or the major Part of them present at such Meeting, shall appoint: And if it shall happen that there shall not appear at any Meeting, which shall be appointed to be held by the said Commissioners, a sufficient Number thereof to act, and to adjourn to another Day (Two Commissioners being always deemed sufficient for the purpose of adjourning), or if they shall omit or neglect to adjourn; then, and in every such Case, their Clerk, or any Three or more of the said Commissioners, shall and may call a Meeting, at the Place where the last Meeting was appointed to be held, on that Day Three Weeks, between the Hours of Nine and Twelve in the Forenoon, Notice thereof being given as hereafter is directed. First Meeeing of Commissioners. future Meetings.

Provided always, and be it enacted by the Authority aforesaid, That previous to any Meeting of the said Commissioners in pursuance of this Act, subsequent to such First Meeting as aforesaid, Notice shall be given by Two Days Notice to be given before subsequent Meetings.

the Clerk of the said Commissioners, and fired at the South Gate of the Schools of the said University, and also at the Gate of the Town Hall in the said City, signifying the Time and Place of every such Meeting, Two Days at least before every such Meeting.

Commissioners not to act where interested;

Provided always, and be it further enacted by the Authority aforesaid, That no Commissioner hereby appointed, or hereafter to be appointed as aforesaid, shall be capable of acting or voting as such, during the Time he shall enjoy any Office of Profit under, or be concerned in any Contract made by Virtue of this Act, or in any Case wherein he shall be personally interested: And that at all Meetings to be held in pursuance of this Act, the Commissioners shall defray their own Expences.

and at all Meetings to defray their own Expences.

Commissioners may act as Justices.

Provided always, That it shall and may be lawful to and for such of the said Commissioners as shall be in the Commission of the Peace, to act as Justices in the Execution of this Act, within their several and respective Jurisdictions, notwithstanding their being Commissioners.

Commissioners may erect Turnpikes and Toll-houses.

And be it further enacted by the Authority aforesaid, That the said Commissioners, or any Nine or more of them, shall cause to be erected, One or more Gate or Gates, Turnpike or Turnpikes, in or across any Part or Parts of the said Mile-ways, Streets, or Roads hereby directed to be repaired and amended as to them shall seem most proper, and also a Toll-house or Toll-houses adjoining to each of the same respectively; and the respective Tolls following shall be demanded and taken thereat, of the Person or Persons attending any Cattle or Carriage herein after mentioned, before such Cattle or Carriage shall be permitted to pass through the same, or any of them; (that is to say,)

For every Coach, Chariot, Berlin, Chaise, Calash, or other Carriage, drawn by Six Horses or other Cattle, the Sum of One Shilling and Sixpence.

For every Coach, Chaise, Berlin, Chariot, or other Carriage as aforesaid, drawn by Four Horses or other Cattle, the Sum of One Shilling.

For every Coach, Chaise, Berlin, Chariot, or other Carriage, drawn by Two Horses, the Sum of Sixpence.

For every Chaise, or other Carriage, drawn by One Horse or other Beast, the Sum of Two-pence.

For each Horse, or other Beast, drawing in any Waggon, Cart, Wain, or other Carriage, being a Common Stage

Stage Waggon, or travelling for Hire, the Sum of Two-pence.

For each Horse, or other Beast, drawing in any Waggon, Cart, Wain, or Carriage, not travelling for Hire, or employed in Husbandry, the Sum of One Penny.

And For every other Horse, Mare, Gelding, Mule, or Ass, laden or unladen, and not drawing, the Sum of One Penny.

For every Drove of Oxen, or Neat Cattle, Five-pence per Score; and so in proportion for any greater or less Number.

Which Sums respectively shall be demanded in the Name of and as a Toll, and shall be and are hereby vested in the said Commissioners, and the same and every Part thereof shall be paid and applied in such Manner as is herein after mentioned and directed; and it shall and may be lawful to and for such Person or Persons as the said Commissioners, or any Five or more of them, under their Hands and Seals, shall from Time to Time nominate and appoint, to demand and take the Tolls or Duties hereby granted and made payable; and also to levy the same upon any Person or Persons liable to pay the same, who shall, after Demand thereof made, neglect or refuse to pay such Tolls or Duties as aforesaid, by Distress of any Carriage or Carriages, or Cattle upon which such Tolls or Duties are by this Act imposed, or by Distress of any other of the Goods and Chattels of the Person or Persons so neglecting or refusing as aforesaid, wheresoever the same may be found, and to detain and keep such Goods and Chattels so distrained until such Tolls and Duties, with the reasonable Charges of such Distress and keeping, shall be paid; and such Person or Persons so distraining, after the Space of Four Days after such Distress made and taken, shall and may sell the Goods or Chattels so distrained, returning the Overplus (if any be) upon Demand to the Owner thereof, after such Tolls and Duties, and the reasonable Charges for distraining, keeping, and selling the same, shall be deducted and paid.

Provided nevertheless, That no more than One Half of the Tolls aforesaid shall be demanded or taken for any Horse or other Cattle, drawing in any Waggon, Cart, Wain, or other Carriage, laden with Corn only, coming into the said City, through any Turnpike Gate or Turnpike Gates, to be erected by the Authority of this

Half Toll for Carriages with Corn on Market Days.

this Act, upon either of the Weekly Market Days there.

Tolls to be paid but once in Twenty-four Hours.

Provided always, and be it enacted by the Authority aforesaid, That if any Person or Persons shall have paid the Tolls by this Act granted and ascertained, for the passing of any Cattle or Carriage through any Turnpike erected by Virtue of this Act, such Person or Persons, upon producing a Note or Ticket of the Day denoting such Payment, shall be permitted to pass and repass through the same Turnpike, and also through all other Turnpikes erected by Virtue of this Act, with the same Cattle or Carriage, Toll-free, at any Time or Times during the same Day, to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next night; which said Note or Ticket the Collectors of the said Tolls are hereby required to give gratis (if demanded) on Receipt of such Tolls.

Exemption.

Provided always, and be it further enacted, That no Person or Persons shall be charged with any of the Tolls or Duties aforesaid, for passing through any of the Turnpikes to be erected by virtue of this Act, with any Cattle or Carriage going empty for, or drawing or carrying, or returning empty after having drawn or carried, any Materials for repairing the said Roads or Streets; or any Hay or Corn in the Straw, to be laid up in the Houses, Out-houses, Barns, or Yards, belonging to the respective Inhabitants of the said University, City, and Suburbs thereof, or the said Parish of St. Clement; or any Manure or Compost to be laid upon Lands or Gardens, or with any Ploughs, Harrows, or other Implements of Husbandry; or with any Horses or other Cattle, going to or returning from Pasture or Watering Places, in any of the Parishes in Oxford aforesaid, or in the said Parish of St. Clement, or going to be shod or otherwise farried, or returning therefrom; or with any Horses or Carriages drawing or carrying the Post Mail or Packet; or attending any Soldiers in their March, or laden with their Arms or Baggage; or travelling with Vagrants sent by legal Passes; or going to, or returning from, any Election of a Knight or Knights of the Shire to serve in Parliament for the County of Oxford, or of a Burgess or Burgesses for the said University, or of a Citizen or Citizens for the said City of Oxford, on the Day or Days of such Election.

Penalty on claiming Exemptions fraudulently.

Provided always, That if any Person shall claim and take the Benefit of any of the Exemptions aforesaid, not being intitled to the same, such Person shall

forfeit and pay the Sum of Forty Shillings for each Offence.

Penalty on Persons avoiding the Tolls.

And be it further enacted, That if any Person or Persons shall go or pass with any Cattle or Carriage through or over any Land, Ground, or Place, lying by the Side of or near to the said Roads, the same not being a Publick Highway, in order or with Intent to avoid the Payment of the Tolls by this Act granted, or any Part thereof; or shall forge, counterfeit, or alter, or shall deliver to or receive of any other Person or Persons, any Note or Ticket, with Intent to avoid the Payment of any or any Part of the said Tolls; or if any Person or Persons owning or occupying any Lands, Ground, or Place, not being a Publick Highway, shall knowingly and wittingly permit or suffer any other Person or Persons to go or pass with any Cattle or Carriage through or over such Land, Ground, or Place, in order or with Intent that the Payment of any of the said Tolls, or any Part thereof, shall be avoided; or if any Person or Persons shall do any other Act in order or with Intent to avoid the Payment of the said Tolls, or any Part thereof; such Persons, and every of them, shall, for every such Offence, forfeit the Sum of Five Pounds, over and besides such Damages and Punishments as they shall be otherwise liable to by Law; to be levied and recovered by such Means and in such Manner as are herein after mentioned and provided for the levying and recovering of Penalties and Forfeitures imposed by this Act; One Moiety whereof, when raised, shall be paid to the Informer, and the other Moiety shall be applied in such Manner as the other Penalties and Forfeitures are herein after directed to be applied.

Commissioners may reduce or raise the Tolls.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Commissioners, or any Fifteen or more of them, at a Meeting to be called for that Purpose, (whereof Fourteen Days Notice shall be given in some publick News-paper, and also fixed on the Turnpike Gate or Gates to be erected by Authority of this Act) from Time to Time, as they shall see Occasion, to vary, lessen, and reduce the Tolls by this Act granted, and afterwards raise the same again, so as not to exceed the Sums hereby granted; and such Tolls, so varied, lessened, and reduced, shall be collected, recovered, and applied in such Manner, as the Tolls hereby granted are directed to be collected, recovered, and applied.

And whereas it will be most convenient for the Publick, and also for the said University and City, that the Ex-

Mile-way Monies to be collected by the Clerk of the Commissioners.

penditure of all such annual Sums as now remain payable to the Vice-chancellor and Mayor (and are not disposed of by any former Turnpike Act), for or towards the repairing the said Mile-ways, should be under the Direction and Management of the Commissioners for putting this Act in Execution; be it therefore enacted, That from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-one, the Clerk of the said Commissioners for the Time being shall be, during the Continuance of this Act, and he is hereby constituted and appointed the Deputy of the said Vice-chancellor and Mayor, for collecting the said annual Sums; and the said Clerk, for the Time being, shall and may demand and receive the said respective Sums of the Surveyor or Surveyors of the Highways for the Time being of each respective Parish and Township; and in Default of Payment thereof, shall and may levy the same by Distress and Sale of the Goods of such Surveyor or Surveyors, returning the Overplus (if any be) upon Demand, after deducting thereout the Charges of such Distress and Seizure: And it shall and may be lawful to and for the said Surveyor or Surveyors, who shall have paid such Sums, or on whom such Distress shall have been made, to reimburse themselves such Sums so paid or distrained for, by collecting the same of the Persons whose Estates have usually been chargeable therewith, or by any other Means whereby, according to the Laws now in being, Surveyors of Highways are to be reimbursed the Monies by them expended in buying Materials for amending the Highways; and the said Clerk of the said Commissioners shall pay the Sums so received by him to the Treasurer of the said Road for the Time being, to be applied to the Repairs of the said Mile-ways, and to the other Purposes of this Act.

Commissioners impowered to borrow Money,

And be it further enacted, That it shall and may be lawful for the said Commissioners, or any Seven or more of them, at their First or any subsequent Meeting to be held in pursuance of this Act, to borrow and take up at Interest, upon the Credit of the Tolls arising by virtue of this Act, such Sum or Sums of Money as they, or any Seven or more of them, shall think fit; and may and are hereby impowered to demise or mortgage the said Tolls, or any Part or Parts thereof, and the Gates, Turnpikes, and Toll-houses, for collecting the same (the Costs and Charges of such Mortgages to be paid out of such Tolls), as a Security to any Person or Persons, or their Trustees, who shall advance such Sum or Sums

and mortgage the Tolls for Repayment thereof.

of

of Money, by the following Words, under their Hands, or by any other Words, to the same or the like Effect, viz.

BY virtue of an Act made in the Eleventh Year of the Reign of His Majesty King *George* the Third, *for the more effectual amending such of the Roads as belong to and are Part of the Mile-ways leading to the University and City of* Oxford, *and other Purposes:* We of the Commissioners, in Consideration of the Sum of to the Treasurer of the said Turnpikes, in Hand paid, do grant, bargain, sell, and demise unto *A. B.* his Executors, Administrators, and Assigns, such Proportion of the Tolls arising by virtue of the said Act, and of the Gates, Turnpikes, and Toll-houses, for collecting the same, as the said Sum of doth or shall bear to the whole Sum advanced, or to be advanced, on the Credit thereof; to be had and holden from this Day Day of , in the Year of our Lord , for and during the Continuance of the said Act, unless the said Sum of , with Interest, at the Rate of *per Centum per Annum*, shall be sooner repaid and satisfied.

And Copies of all such Mortgages shall be entered in the Book or Books to be kept for that Purpose by the Clerk or Treasurer to the said Commissioners; but no Money shall be borrowed upon the Credit of the said Tolls after such First Meeting, unless Notice be for that Purpose fixed in Writing upon all the Turnpikes across the said Road, at least Twenty-one Days before the borrowing thereof.

And be it further enacted, That all Persons to whom any such Mortgage shall be made as aforesaid, or who shall be intitled to the Money thereby secured, may, from Time to Time, assign or transfer his, her, or their Right, Title, Interest, or Benefit, to the said Mortgages, and the said Principal and Interest thereby secured, to any Person or Persons whatsoever, indorsing on the Back of such Security, with or without a Witness, the following Words, or Words to the like Effect: Manner of Transfer.

I Do transfer this Mortgage, with all my Right and Title to the Principal hereby secured, and to all the Interest now due upon the same, unto his Executors, Administrators, and Assigns. Dated this Day of

G. H.

And such Transfer and Assignment shall intitle such Assignee, his, her, or their Executors, Administrators, and Assigns, to the Benefit thereof, and Payment thereon; and such Assignee may, in like Manner, assign or transfer the same again, and so toties quoties; and it shall not be in the Power of such Person or Persons, who shall have made such Assignment respectively, to make void, release, or discharge the original Security, or any Monies thereby due, or any Part thereof; and all Persons to whom any such Mortgage or Assignment shall be made as aforesaid, shall be, in Proportion to the Sum or Sums therein mentioned, Creditors on such Tolls, on the Credit whereof such Sum or Sums are advanced, in equal Degree one with another, and shall have no Preference in respect of the prior Advancement of any such Money, or prior Date of any such Mortgage.

Commissioners may farm out the Tolls by the Year.

And be it further enacted by the Authority aforesaid, That the said Commissioners, or any Fifteen or more of them, at any Meeting, may and are hereby impowered, upon Fourteen Days Notice being given in some publick News-paper usually circulated within the said City, to lease or farm the Tolls by this Act granted, or any Part or Parts thereof, to any Person or Persons, at and for the largest yearly Sums that can be got for the same; provided that such Lettings and Agreements be made in Writing, and signed by the Person or Persons taking or farming any such Tolls, and by the Commissioners that let the same, and be not made for more than Three Years at a Time; and that the Money which shall be so agreed to be paid for the said Tolls shall be made payable, and shall be paid to the Treasurer for the Time being, or to such Person or Persons as they, or any Fifteen or more of them, shall appoint, by Quarterly Payments: And if any Letting or Agreement for the said Tolls, or any Part or Parts thereof, shall be made, and any Default shall be made in paying the Money agreed to be paid contrary to the true Meaning of this Act, then every such Letting and Agreement shall be void, and the Person or Persons to whom the said Tolls shall be so let shall be liable to account for the same, and to have the same levied and recovered upon and of him, her, or them, by such Ways and Means, and in the same Manner as is by this Act directed concerning the accounting for other Monies by the Collectors or Receivers thereof, and the levying and recovering the same.

The Lease or Agreement to be void in case of any Default of Payment of Money, and the Lessee accountable.

Commissioners may appoint Officers.

And be it further enacted by the Authority aforesaid, That the said Commissioners, or any Seven or more of them, shall and may, at their First or any subsequent

Meeting, appoint One or more Clerk or Clerks, and Treasurer or Treasurers, and Collector or Collectors of the Tolls, Surveyor or Surveyors, and such other Officer or Officers for the Execution of this Act, as they the said Commissioners, or any Seven or more of them, shall think proper; and from Time to Time remove him or them, and appoint others in the Room of such of them as shall be so removed, or shall die, or shall otherwise relinquish or discontinue such Office; and out of the Monies to be raised by virtue of this Act, make such Allowances to the said Officers, and to all other Persons, by them the said Commissioners employed in the Execution of this Act, as they, or any Seven or more of them, shall think reasonable; and the said Commissioners, or any Seven or more of them, shall and may take such Security from their Treasurer and other Officers, for the due Execution of their respective Offices, as the said Commissioners, or any Seven or more of them, shall think proper: And all such Officers and Persons shall, under their Hands (at such Time and Times, and in such Manner, as the said Commissioners, or any Seven or more of them, shall direct) deliver to such Commissioners, or such Person or Persons as they, or any Seven or more of them, shall appoint, true and perfect Accounts, in Writing, of all Matters and Things committed to their Charge by virtue of this Act; and also of all the Monies which shall have been by such Officer or Officers, and Person or Persons respectively, received by virtue of this Act, and how much thereof hath been paid and disbursed, and for what Purposes, together with the proper Vouchers for such Payments; and shall pay all such Monies as shall remain in their respective Hands to the said Commissioners, or any Seven or more of them, or such Person or Persons as they shall appoint: And all the said Officers and Persons so accounting as aforesaid, shall, upon Oath, if thereunto required by the said Commissioners, or any Seven or more of them (which Oath the said Commissioners, or any Two or more of them, are hereby impowered and required to administer) verify their said Accounts: And if any such Officer or Person shall not make and render, or shall refuse to verify upon Oath, any such Account, or to produce or deliver up the Vouchers relating to the same, or to make Payment as aforesaid; then, and in any of the Cases aforesaid, such Commissioners, or any Seven or more of them, may, and are hereby authorised and impowered to bring, or cause to be brought, any Action or Actions, in the Names of such Commissioners, or in the Name or Names of

and take Security.

Officers to deliver in written Accounts to Commissioners,

and swear they are just:

on Refusal, may be sued by Commissioners, &c.

any Two or more of them, against the Officer or Officers, Person or Persons, so neglecting or refusing as aforesaid, in order for the Recovery of the Monies that shall be in the Hands of such Officer or Officers, Person or Persons respectively; or if Complaint shall be made by the said Commissioners, or by any Seven or more of them, or by such Person or Persons as they shall appoint for that Purpose, of any such Refusal or Neglect as aforesaid, to any Two or more of the Justices of the Peace for the said County or City, such Justices may, and are hereby authorised and required, by a Warrant or Warrants under their Hands and Seals, to cause such Officer or Officers, Person or Persons, so refusing and neglecting to be brought before them, and, upon his and their appearing, or not being to be found, to hear and determine the Matter in a summary Way: And if upon the Confession of the Party or Parties, or by the Testimony of any credible Witness or Witnesses upon Oath, it shall appear to such Justices that any of the Monies that shall have been collected or raised by virtue of this Act, shall be in the Hands of such Officer or Officers, Person or Persons, such Justices may, and are hereby authorised and required, upon Nonpayment thereof, by a Warrant or Warrants under their Hands and Seals, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Officers, Person or Persons respectively; and if no Goods or Chattels of such Officer or Officers, Person or Persons, can be found sufficient to answer and satisfy the said Money, and the Charges of distraining for the same; then, and in any of the Cases aforesaid, such Justices shall commit every such Offender to the Common Goal or House of Correction for the said County or City, there to remain without Bail or Mainprize, until he shall give and make a true and perfect Account and Payment as aforesaid, or until he shall compound with the said Commissioners, or any Seven or more of them, and shall have paid such Composition, in such Manner as they shall appoint, which Composition the said Commissioners, or any Seven or more of them, are hereby impowered to make.

or brought before Two or more Justices.

For want of Distress, Officers may be committed.

Provided always, That as often as any Collector of the Tolls shall die, resign his Office, or be incapable of performing his Duty, it shall be lawful for any Seven or more of the said Commissioners, (of whom the Vice-chancellor and Mayor, or their Deputies, to be always Two) though not assembled at any Meeting pursuant to this Act, by any Writing under their Hands to appoint another Person to collect such Tolls, and such Person shall continue to collect the same, until the Commissioners

Collector dying or incapable, another Person to be appointed.

ſioners ſhall, at a Meeting to be held in purſuance of this Act, appoint a Collector; any Thing herein contained to the Contrary notwithſtanding.

Officers not to take Fee or Reward, other than their Salaries,

And be it further enacted by the Authority aforeſaid, That if any Perſon who ſhall be employed as a Clerk, Treaſurer, Collector, or Surveyor, or any other Officer or Servant who ſhall be anyways employed by the ſaid Commiſſioners in putting this Act, or any of the Powers thereof in Execution, ſhall exact, take, or accept any Fee or Reward whatſoever, other than ſuch Salaries, Allowances, and Rewards as ſhall be appointed, allowed, and approved of by the ſaid Commiſſioners, or any Seven or more of them, for or on Account of any Thing done, or to be done, by virtue of this Act, or on any Account whatſoever relative to the putting this Act in Execution; or ſhall anyways be concerned or intereſted in any Bargain or Contract made, or to be made, by the ſaid Commiſſioners, or any of them, for the Purpoſes of putting this Act in Execution; every ſuch Perſon ſo offending, ſhall be incapable of ever ſerving or being employed under this Act; and ſhall, over and above, forfeit the Sum of Fifty Pounds to any Perſon or Perſons who ſhall ſue for the ſame, by Action of Debt, Bill, Plaint, or Information, in any of his Majeſty's Courts of Record, within Six Calendar Months after the Offence committed; in which ſaid Suit, no Eſſoin, Protection, or Wager of Law, or more than One Imparlance ſhall be allowed.

nor to be intereſted in any Contract, &c. under the Penalty of 50*l.*

Tolls how to be applied.

And be it further enacted, That out of the Firſt Money ariſing by the Tolls and Duties which ſhall be collected by virtue of this Act, or out of the Money which ſhall be borrowed on the Credit thereof, and out of the Rates or Aſſeſſments herein-after directed to be made, the ſaid Commiſſioners, or any Five or more of them, ſhall, in the Firſt Place, pay and diſcharge all the Expences and Charges of procuring and paſſing this Act; and ſhall apply the Remainder of the Money ſo raiſed in erecting a Gate or Gates, Turnpike or Turnpiks, and Toll-houſe or Toll-houſes, and in repairing, widening, turning, or altering the ſeveral Mile-ways, not included in any Turnpike Act; in rebuilding or repairing and widening the ſaid Bridge; in repairing and paving the Roads and Streets which lead from Magdalen Bridge to the Two great Roads on the North Side of the City of Oxford, leading reſpectively, the One to Birmingham and Worceſter, the other to Banbury; and alſo to the great Road on the Weſt Side of the ſaid City, leading to Glouceſter and Bath; and alſo to the great Road

on

on the South Side of the said City, leading to Abingdon, Newbury, and Southampton; which said Roads and Streets are particularly enumerated and described in the Schedule hereto annexed, intituled, The First Schedule, in purchasing such Ground, Houses, Buildings, and other Erections as shall be found necessary or wanting for the widening, turning, or altering all or any Parts of either of the said Mile-ways, or the said Roads and Streets so directed to be paved and repaired as aforesaid; and in defraying the necessary Costs, Charges and Expences attending the Execution of the Powers relating thereto; and to such other Purposes as are herein directed, and to no other Use or Purpose whatsoever.

Commissioners impowered to widen the Roads, &c.

And be it further enacted, That the said Commissioners, or any Fifteen or more of them, shall have full Power and Authority to treat for and purchase the Houses, Gates, Shambles, Buildings, Grounds, and Estates, within or near the said University, City, and Suburbs, and the Parish of Saint Clement, mentioned and described in the Schedule to this Act annexed, intituled, The Second Schedule, in order to widen, turn, and alter the said Mile-ways, Roads, or Streets, hereby directed to be repaired, paved, and amended; and to make such Satisfaction as they shall think reasonable for any the Loss or Damage the Owners, Proprietors, Occupiers, and Persons interested, or any of them, shall sustain by such widening, turning, or altering, any of the said Mile-ways, Roads, or Streets; and also to order and direct the said Bridge, called Magdalen Bridge, to be pulled down, widened, repaired, or rebuilt, and the said Mile-ways, Roads, or Streets, to be amended, paved, raised, sunk, altered, or repaired, when, and in such Manner as they shall think fit.

Eight Days previous Notice being given of a Meeting for that Purpose.

Provided always, and be it further enacted, That the said Commissioners shall not have Power to purchase any such Houses, Gates, Shambles, Buildings, Ground, and Estates, within or near the said University, City, or Suburbs, or the said Parish of Saint Clement, by virtue of this Act, unless Eight Days publick Notice be previously given in the Oxford Journal, or some other publick Paper, and also at the Schools and Town-hall, of a Meeting to be held for that Purpose; nor shall any Gates, Houses, Shambles, or other Buildings, be pulled down, or Grounds or Estates be thrown open, in consequence of any Order for that Purpose, unless Three Months Notice (at the least) shall be given to the Owners

and Occupiers of the same respectively, to enable them to provide themselves accordingly.

Owners of Houses, Gates, Shambles, Stalls, &c. impowered to sell the same.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for all Persons whatsoever, Bodies Politick, Corporate or Collegiate, Corporations Aggregate or Sole, who are or shall be seised or intitled in their own Right, Trustees and Feoffees in Trust, Femes-covert, Guardians, and Committees for Lunaticks and Ideots, Executors and Administrators and Guardians whatsoever, not only in Behalf of themselves, their Heirs and Successors, but also for and in Behalf of their Cestuique Trusts, whether Infants or Issue unborn, Lunaticks, Ideots, Femes-covert, or other Persons whatsoever, who are or shall be seised or possessed of or interested in any such Houses, Gates, Shambles, Buildings, Grounds, or Estates, to contract for, sell, convey, or surrender to the said Commissioners, or any Fifteen or more of them, or to any Person or Persons they shall appoint in Trust for them, all or any such Houses, Gates, Shambles, Buildings, Grounds, or Estates, or any Part thereof, or any Term for Years, or any Estate or Interest therein; and that all such Contracts, Agreements, Bargains, Sales, Assignments, Surrenders, and other Conveyances which shall be so made as aforesaid, shall be good and valid in Law to all Intents and Purposes whatsoever, not only to convey the Estate of the Person or Persons conveying, but also all Right, Estate, Interest, Use, Property, Claim, and Demand whatsoever of their several and respective Cestuique Trusts, whether Infants or Issue unborn, Lunaticks, Ideots, Femes-covert, or other Persons whatsoever, and all Persons claiming, or to claim by, from, or under them; any Law, Statute, or Usage to the Contrary thereof in any-wise notwithstanding.

Proprietors refusing to treat with the Commissioners, a Jury to determine Differences.

And be it further enacted by the Authority aforesaid, That if any such Bodies Corporate or Collegiate, or other Person or Persons as aforesaid, interested in such Houses, Gates, Shambles, Buildings, Grounds, or Estates, upon Notice to them given or left in Writing at the Dwelling House or Houses, or Place of Abode of such Person or Persons, or of the Head Officer or Officers of such Bodies Politick, Corporate or Collegiate, or at the House of the Tenant or Tenants in Possession of the Houses, Gates, Shambles, Buildings, Grounds, or Estates, so to be taken in, and made into Part of the said Wile-ways, Roads, or Streets, shall, by the Space of One Calendar Month next after such

Notice given or left as aforesaid, neglect or refuse to treat, or shall not agree in the Premises, or by reason of Absence shall be prevented from treating; then, and in every or any such Case, the said Commissioners, or any Fifteen or more of them, shall cause it to be enquired into, and ascertained by and upon the Oaths of a Jury of Twelve indifferent Men of the said County of Oxford, (which Oath any Justice of the Peace for the said County or City of Oxford is hereby impowered to administer) what Recompence and Satisfaction shall be made to such Owner or Owners, Occupier or Occupiers, or Proprietors, or other Persons, for or on account of the said Houses, Gates, Shambles, Buildings, Grounds, or Estates, taken into, or for the widening the said Gileways, Roads, or Streets; and in order thereto, the said Commissioners, or any Fifteen or more of them, are hereby required and impowered, from Time to Time, as often as Occasion shall be, to summon and call before the said Jury, and examine upon Oath, all and every Person or Persons whatsoever who shall be thought necessary and proper to be examined as a Witness or Witnesses, touching or concerning the Premises, (which Oath any Justice of the Peace for the said County or City of Oxford is hereby required to administer); and they shall also order and cause the said Jury to view the said Premises in question, if there be Occasion, and use all other lawful Ways and Means, as well for their own as for the said Jury's better Information in the Premises, as they the said Commissioners, or any Fifteen or more of them, shall think fit; and after the said Jury shall so have enquired of and ascertained and settled the Recompence or Value, they the said Commissioners, or any Fifteen or more of them, shall thereupon order, adjudge, and determine, the Sum or Sums of Money so assessed by the said Jury, to be paid to the Owners or Proprietors of, or Persons interested in the said Houses, Gates, Shambles, Buildings, Grounds, or Estates, according to the Verdict of the said Jury; which said Verdict, Judgement, Order, or Determination so had and made, shall be final and conclusive to all Intents and Purposes, against all Parties and Persons whomsoever, claiming in Possession, Remainder, or Expectancy, or otherwise, their Heirs and Successors, as well absent as present, Infants, Femes-covert, Ideots, Lunaticks, Cestuique Trusts, and Persons under any Disability whatsoever, Bodies Politick, Corporate or Collegiate, as well as all and every other Person whomsoever; and all and every such Owners, Occupiers, and Proprietors, and

all

all and every Perſon or Perſons any-ways intereſted in ſuch Houſes, Gates, Shambles, Buildings, Grounds, or Eſtates, ſhall, upon Payment or Tender of the Sum or Sums of Money ſo aſſeſſed as aforeſaid, be thereby and from thenceforth to all Intents and Purpoſes diveſted of all Right, Title, Claim, Intereſt, or Property of, in, to, or out of the ſame.

Commiſſioners may iſſue Warrants to impannel a Jury.

And be it further enacted by the Authority aforeſaid, That for the ſummoning and returning ſuch Jury or Juries, the ſaid Commiſſioners, or any Fifteen or more of them, are hereby impowered to iſſue out their Warrant or Warrants to the Sheriff of the ſaid County of Oxford, thereby requiring him to impannel, ſummon, and return an indifferent Jury of Twenty-four Perſons, to appear before the ſaid Commiſſioners, or any Fifteen or more of them, at ſuch Time and Place as in ſuch Warrant ſhall be appointed; and the ſaid Sheriff, or his Deputy or Deputies, is and are hereby required to impannel, ſummon, and return Twenty-four ſuch Perſons as aforeſaid; and out of the Perſons ſo impannelled and returned, or out of ſuch of them as ſhall appear according to ſuch Summons, the ſaid Commiſſioners, or any Fifteen or more of them, ſhall cauſe to be ſworn before a Juſtice of the Peace for the County or City of Oxford aforeſaid, Twelve, who ſhall be the Jury for the Purpoſes aforeſaid; and for Default of a ſufficient Number of Jurymen, the ſaid Sheriff, or his Deputy or Deputies, ſhall return other honeſt and indifferent Men of the Standers-by, or that can ſpeedily be procured to attend that Service, to the Number of Twelve.

Perſons concerned may challenge any of the Jury.

Provided always, and be it further enacted, That all Perſons concerned ſhall have their lawful Challenges, from Time to Time, againſt any of the Jurymen when they come to be ſworn; and that the ſaid Commiſſioners, or any Fifteen or more of them, acting in the Premiſes, ſhall have Power, from Time to Time, to impoſe any reaſonable Fine or Fines on ſuch Sheriff or Sheriffs, his Deputy or Deputies, Bailiffs or Agents, making Default in the Premiſes, and on any of the Perſons that ſhall be ſummoned and returned on ſuch Jury not appearing, or refuſing to be ſworn on the ſaid Jury, or being ſworn, refuſing to give, or not giving their Verdict concerning the ſame, or in any other Manner wilfully neglecting their Duty therein, contrary to the true Intent and Meaning of this Act: And if any Perſon or Perſons, who being required to give Evidence before the ſaid Jury touching the ſaid Premiſes, ſhall refuſe to be examined, or to give Evidence touching the ſame, the

Perſons refuſing to give Evidence, to forfeit 5 l.

ſaid

said Commissioners, or any Fifteen or more of them, shall and may impose such Fine or Fines, Penalty or Penalties, not exceeding the Sum of Five Pounds on each Person, as the said Commissioners; or any Fifteen or more of them, shall think fit; to be levied, recovered, and applied, in Manner herein-after mentioned.

Money agreed for chargeable upon the Tolls.

And be it further enacted, That all and every such Sum and Sums of Money, Consideration, or Satisfaction, to be agreed for as aforesaid, shall be, and is and are hereby charged and chargeable upon the Monies which shall be received, raised, or borrowed by virtue of, or upon the Credit of the said Tolls, and shall be paid thereout accordingly to the Persons respectively entitled thereto, or to their Agents; and that upon Payment or Tender thereof to such Persons, or their Agents, and Refusal to accept the same, then upon leaving the same in the Hands of the Clerk or Treasurer to the said Commissioners, and after Three Calendar Months Notice thereof given to such Persons, or their Agents, to receive such Monies, Consideration, or Satisfaction, it shall be lawful for the said Commissioners, or any Nine or more of them, their Surveyors, Workmen, or Agents, to take into the said Mile-ways, Roads, or Streets, the Ground whereon such Houses, Gates, Shambles, or Buildings, are now standing, and also the said Grounds or Estates so to be purchased, and do every Act with relation thereto, as they, or any Nine or more of them, shall think fit; and after the said Purchase of the said Houses, Gates, Shambles, Buildings, Grounds, or Estates, and Tender of Payment as aforesaid, the same shall be laid or made into, and deemed to be, a Part of the said Mile-ways, Roads, or Streets, for ever after, and shall be repaired and kept in Repair, by such Ways, Means, and Methods, and in all Respects in such Manner as the said Commissioners, or any Nine or more of them, shall think fit and expedient: And in case any Part of the Land constituting the former Roads comprised within this Act, shall become useless and unnecessary for the Purposes of a Common or Publick Highway, the same shall be vested in, and shall and may be exchanged or sold by the said Commissioners, or any Nine or more of them, for the best Price that can be gotten for the same; and the Money arising by such Sale shall be applied and disposed of for the repairing of the said Road, and other the Purposes of this Act; and the Conveyance to be made of such Land being executed by the said Commissioners, or any Nine or more of them, and inrolled with the Clerk of the Peace for the said

Old Road may be sold.

Application of the Money arising by such Sale.

County of Oxford, shall be good and effectual in the Law, to all Intents and Purposes whatsoever.

Expences of the Juries and Witnesses how to be paid.

And be it further enacted by the Authority aforesaid, That in case any Jury or Juries to be summoned and sworn pursuant to the Authority of this Act, shall give in and deliver a Verdict or Assessment for more Monies, as a Recompence or Satisfaction for the Right, Interest, or Property, of any Person or Persons, in any such Houses, Gates, Shambles, Buildings, Grounds, or Estates, than what shall have been agreed to, and offered by the said Commissioners, or any Fifteen or more of them, before the summoning and maintaining the Jury and Witnesses concerning the ascertaining and determining the Value of any such Right, Property, or Interest, in any such Premises, all the Expences attending the hearing and determining the same shall be borne and paid by the said Commissioners, or any Fifteen or more of them, out of the Monies to be collected by virtue of this Act; but if any Jury or Juries, so to be summoned and sworn as aforesaid, shall give in and deliver a Verdict or Assessment for no more, or for less Monies than shall have been agreed to, and offered by the said Commissioners, or any Fifteen or more of them, (before the summoning and returning the said Jury or Juries) as a Recompence or Satisfaction for any such Right, Interest, or Property, in any such Premises, that then the full Costs and Expences of summoning and maintaining the said Jury and Witnesses, and all other Expences attending the hearing and determining such Difference, shall be borne and paid by the Person or Persons with whom the said Commissioners shall have such Controversy or Dispute; which said Costs and Expences the Justices, in their Quarter-sessions to be held in and for the said County of Oxford, shall have Power to tax, settle, and ascertain, for the Benefit of either Party, who shall eventually be intitled to the same, and shall be either added to, or deducted out of the Consideration to be paid for such Purchase.

Part of *Saint Clement's* Church-yard may be taken into the Road.

And whereas the Church-yard of the Parish of St. Clement aforesaid is so inconveniently situated, as to render the Road very narrow, incommodious, and dangerous to Travellers, and it may therefore become necessary and expedient, in the Execution of this Act, to take away and lay open Part thereof; be it further enacted, That it shall and may be lawful to and for the said Commissioners, or any Fifteen or more of them, according to their Discretion, to take in and lay open such Part of the said Church-yard as shall be thought necessary to be laid open and allotted to the said publick Road, they the said Com-

missioners, in case they shall take in and lay open any Part of the said Church-yard, purchasing (which they are hereby impowered to do) out of the Monies arising from the said Tolls, and making an Allotment of Ground adjacent to the said present Church-yard at least One Third more in Quantity than what shall be so taken away; which Ground so to be purchased by the said Commissioners for the Purposes aforesaid, shall be thereafter used as a Church-yard or Burying-ground for the said Parish of Saint Clement, and shall be vested, by virtue of this Act, in the Rector of the said Parish, and his Successors; and he and they shall be seised thereof, as in his and their Demesne, as of Fee, in Right of the Parish Church of St. Clement aforesaid; and shall have and be intitled to such Burial or other Fees (if any) in respect thereof, as have been usually and of Right accustomarily paid for and in respect of such Part of the said Church-yard as shall be laid open and allotted to the said Road.

A temporary Road and Bridges may be erected.

And be it further enacted by the Authority aforesaid, That the said Commissioners, or any Nine or more of them, shall and may open and make a temporary Road or Way near Magdalen Bridge aforesaid, to communicate with the Mile-way, and may also erect and build a temporary Bridge or Bridges; (which said temporary Bridge or Bridges, and Road, are to be made Use of by all Passengers with Carriages and Cattle, as a publick Highway, whilst the said Bridge is building or repairing, and until the same is compleated): Provided that such Satisfaction shall be made to the Owners or Occupiers of such Ground respectively through, over, or along which such Road shall be made, for the Damages which such Owners or Occupiers respectively, shall or may thereby sustain, as shall be adjudged reasonable by the said Commissioners, or any Nine or more of them: And in case any Difference shall happen between such Owners or Occupiers and the said Commissioners, touching such Damages, that then it shall and may be lawful to and for the Justices of the Peace, at their next General Quarter-sessions of the Peace, or at their Second General Quarter-sessions at the farthest, to be holden for the said County of Oxford, to hear, settle, adjudge, and finally determine the same, and direct the Payment thereof accordingly.

Persons maliciously damaging the Bridges or Works belonging to them,

And be it further enacted, That if any Person or Persons shall wilfully and maliciously burn, blow up, pull down, remove, take away, or otherwise Damage or destroy any of the said Bridges, or any Part thereof; or shall wilfully and maliciously remove, take away, damage,

or

or destroy, any Works or Materials to the said Bridges, or of any of them belonging or provided for the building or repairing of the same, and situate, lying, or being, in, near, or upon the said Bridges or River, or any of them; or shall wilfully or maliciously direct or procure the same to be burnt, blown up, pulled down, removed, taken away, or otherwise damaged or destroyed; every such Offender, being lawfully convicted thereof, shall be judged guilty of Felony, and shall be liable to be transported for Seven Years. guilty of Felony.

And it is hereby further enacted by the Authority aforesaid, That the said Commissioners, or any Seven or more of them, shall have full Power and Authority, from Time to Time, to sell and dispose of all or any Part of the old Bridge, Pavement, or other Materials, to such Person or Persons as shall be willing to purchase the same, and to apply the Purchase-money to the Purposes of this Act. Commissioners may sell old Pavement and other Materials.

And be it enacted by the Authority aforesaid, That from and after the said Fourth Tuesday after the passing this Act, the Office of Surveyor of the Highways for any Parish or Parishes within the said University and City, or the Suburbs thereof, having no Publick Roads or Highways but what are hereby directed to be paved and repaired under the Care of the said Commissioners, shall cease and determine. Office of Surveyors of the Highways to cease.

And be it further enacted by the Authority aforesaid, That the said Commissioners, or any Seven or more of them, may, and are hereby impowered, from Time to Time, at any of their said Meetings, as Occasion shall require, to contract with any Person or Persons for rebuilding or repairing the said Bridge, and making or amending any of the said Roads, and for paving and keeping in Repair the said Streets hereby directed to be paved and repaired; which Contract and Contracts shall specify the several Works to be done, and the Prices to be paid for the same, and the Time or Times when the said Works shall be completed, and the Penalties to be suffered in case of Non-performance thereof, and shall be signed by the said Commissioners, or any Seven or more of them, and by the Person or Persons contracting to perform such Works; but, previous to the making of any such Contract, Fourteen Days Notice shall be given in the Oxford Journal, or other publick News-paper usually circulated in the said City and County of Oxford, expressing the Intention of such Contract, in order that any Persons, willing to undertake the same, may make Proposals for that Purpose, to be offered and Commissioners may make Contracts.

presented

presented to the said Commissioners at a certain Time and Place in such Notice to be mentioned.

Surveyors to inspect the Works.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Commissioners, or any Seven or more of them, and they are hereby directed to cause all and every the Works done in pursuance of this Act to be inspected by their Surveyor or Surveyors, or by such other Person or Persons as they shall, from Time to Time, appoint; and in case the same shall not be well and sufficiently performed, according to the true Sense and Meaning of such Contract or Contracts, or shall not be finished and compleated at or within the Time or Times that the same are agreed to be compleated by the said Contract or Contracts, the said Commissioners shall and may, in their own Names, or in the Names of any Two of them, bring an Action, in any of His Majesty's Courts of Law at Westminster, against any Person or Persons so contracting and neglecting to perform such Contract or Contracts, and for any Penalty or Penalties, Damage or Damages, which shall be contained in such Contract or Contracts; and upon proving the Signing of the said Contract or Contracts, and Non-performance thereof, at the Time or Times for the Purposes therein mentioned, the said Commissioners shall be intitled to and shall recover such Penalty or Penalties, Damage or Damages, which, when recovered, shall be applied for the Purposes of this Act.

Power to dig Gravel and get Materials,

And be it further enacted, That the said Commissioners or their Surveyor, or such other Person or Persons as they or he shall employ and appoint, having an Order in Writing under the Hands of the said Commissioners, or any Five or more of them, for that Purpose, may, and is, and are hereby impowered to cut, dig, gather, take, and carry away, any Furze, Heath, Stones, Gravel, Sand, or other Materials proper for the raising and repairing the said Streets, and for making and repairing the said Roads, out of and from any Waste Ground or Common, River or Brook, in any Parish, Town, or Place, in, or within Three Miles of which any Part of the said Road or Streets do lie, without paying any Thing for the same, such Surveyor or other Persons filling up the Pits or Quarries, levelling the Ground, or slopping down the Banks where such Materials shall be taken, or railing or fencing off such Pits or Quarries, so that the same may not be dangerous to Passengers or Cattle; and also the said Surveyor, or other Persons as aforesaid, may, by Order of the said Commissioners, or

filling up the Pits, &c.

any Five or more of them, search for, dig, gather, take, and carry away, any such Materials as aforesaid, in, upon, or out of, from and over the Lands of any Person or Persons (not being a Yard, Garden, Park, Paddock, planted Walk, or Avenue to any House, or any inclosed Ground planted and set apart as a Nursery for Trees), paying or tendering to the Owners and Occupiers of such Lands for the same, and for the Damage done to such private Lands over which any Materials gotten in any waste Ground, Common, River, or Brook, or private Ground, shall be conveyed, such Equivalent in Money as the said Commissioners, or any Five or more of them, shall adjudge reasonable; and in case of any Difference between the said Commissioners, Surveyor or Surveyors, or other Person or Persons appointed and employed as aforesaid, and the said Owners or Occupiers, or any of them, concerning such Payments and Damages as aforesaid, the Justices of the Peace, at their next General Quarter Session, or at the Second General Quarter Session at the farthest, to be holden in and for the County wherein such Difference shall arise, on Six Days Notice thereof being given in Writing by either Party to the other, shall hear, settle, and determine the Matter of such Payments and Damages; and the Judgement, or Order, of the said Justices therein shall be final and conclusive to all Parties.

Penalty for interrupting Workmen.

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall at any Time or Times obstruct, hinder, or molest, any Surveyor or Surveyors, or other Officer or Officers, Workmen, Person or Persons whatsoever, who is or shall be employed by virtue of this Act (in the Performance or Execution of their Duty), every such Person so offending, shall, for the First Offence, forfeit the Sum of Twenty Shillings, for the Second Offence the Sum of Forty Shillings, and for every other Offence the Sum of Three Pounds.

Expence of paving the Streets how to be borne.

And be it further enacted by the Authority aforesaid, That from and immediately after the passing of this Act, the said Commissioners, or any Seven or more of them, shall have full Power and Authority, and are hereby required, from Time to Time, yearly and every Year, during the Continuance of this Act, to rate and assess the Sum of Sixpence (and no more) upon all Colleges, Halls, Parish Churches, Church-yards, Chapels, and other publick Buildings whatsoever; as also all Meeting-houses, Dead Walls, and all void Spaces of Ground, and upon the Owners or Proprietors of all Houses, Yards, Gardens, Lands, Tenements, or Hereditaments, situated

on the Sides of, or which form the said Streets hereby directed to be paved and repaired for every Yard, running Measure, of the Front or Fronts, Length or Lengths of such Colleges, Halls, Parish Churches, Church-yards, Chapels, and other publick Buildings, Meeting-houses, Dead Walls, void Spaces of Ground, Houses, Yards, Gardens, Lands, Tenements, or Hereditaments; which said Rate or Assessment shall be in lieu of the Repairs heretofore done by or chargeable upon such Colleges, Halls, Parish Churches, Church-yards, Chapels, and other publick Buildings, Meeting-houses, Dead Walls, void Spaces of Ground, Houses, Yards, Gardens, Lands, Tenements, or Hereditaments; and shall be applied in Aid of the Tolls hereby granted, for the several Purposes to which such Tolls are hereby directed to be applied, and to no other Use or Purpose.

By whom Expences of paving the Fronts of Colleges, &c. to be paid.

And be it further enacted, That the Rates or Assessments for and in respect of the said Pavement to be laid upon any publick or other Building, belonging to the said University or City, shall be paid to the Collectors for the Time being, appointed by the said Commissioners, or any Seven or more of them, by the Vice-chancellor and Mayor respectively; and the Rates or Assessments so to be laid upon any College or Hall, shall be respectively paid, as aforesaid, by their respective Bursars, or other Officers employed in or usually receiving the Rent of their respective Estates; and the Rates or Assessments to be laid upon any Parish Church, Chapel, or Church-yard, shall be paid, as aforesaid, by the respective Church or Chapel-wardens; and the Rates or Assessments to be laid upon any Meeting-houses shall be paid, as aforesaid, by the Minister and Deacons, or other Persons usually officiating therein: And if such Vice-chancellor, Mayor, Bursar, or other Officer, or such Church or Chapel-warden, Minister, Deacon, or other Person, shall refuse or neglect to pay the same upon Demand; then, and in every such Case, such Rates or Assessments shall and may be recovered of and from the Person or Persons so required to pay the same, by Action of Debt, Bill, Plaint, or Information, in any of his Majesty's Courts of Record at Westminster, to be commenced and prosecuted by and in the Name of the said Commissioners, or any Two or more of them, or in the Name of their Treasurer; in which Action or Suit, no Essoin, Protection, or Wager of Law, or more than One Imparlance shall be allowed.

Expences paid by Tenants to be deducted out of their Rents.

And be it further enacted by the Authority aforesaid, That the said Rates or Assessments to be borne and defrayed

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frayed by the said Owners and Proprietors of Houses, Yards, Gardens, Lands, Tenements, or Hereditaments, shall be paid to the Collector for the Time being, appointed by the said Commissioners, or any Seven or more of them, by the Tenants or Occupiers of the said Houses, Buildings, Yards, Gardens, Lands, Tenements, and Hereditaments; and such Tenants and Occupiers shall be at Liberty, and they are hereby impowered to deduct and retain out of his, her, or their Rent or Rents, such Sum or Sums of Money as they shall respectively pay on account thereof, for the Owners or Proprietors of the said Houses, Buildings, Yards, Gardens, Lands, Tenements, and Hereditaments, who are hereby required to allow such Deductions and Payments, upon the Receipt of the Residue of their Rents: And if any Tenant or Occupier of any House, Building, Yard, Garden, Land, Tenement, or Hereditament, in the said University and City, or Suburbs, shall neglect or refuse to pay such Rates or Assessments within Ten Days after Demand thereof, by Notice in Writing, under the Hand of the said Collector, to be delivered to or left at the Dwelling-house or usual Place of Abode of such Tenant or Occupier, the same shall and may be levied on every such Tenant or Tenants, Occupier or Occupiers, by Distress and Sale of his, her, or their Goods and Chattels, by Warrant under the Hand and Seal, or Hands and Seals, of any One or more Justice or Justices of the Peace for the said County or City of Oxford, returning the Overplus (if any) of the Monies to be raised by such Distress and Sale, after deducting all Costs and Charges attending the same, to the Owner or Owners of such Goods and Chattels so distrained, on Demand: And where any House, Building, Yard, Garden, Piece of Land, Tenement, or Hereditament, shall be let or demised to more than one Tenant or Tenants, Occupier or Occupiers, any One or more such Tenant or Tenants, Occupier or Occupiers, shall be deemed the Tenant or Tenants, Occupier or Occupiers, for the Purposes of this Act; and the said Rates or Assessments shall be levied by Distress and Sale of all or any of the Goods or Chattels in such House, Building, Yard, Garden, Piece of Land, Tenement, or Hereditament: And in case any Tenant or Tenants, Occupier or Occupiers, shall remove out of such House, Building, Yard, Garden, Land, Tenement, or Hereditament, before such Rates or Assessments shall be paid by him, her, or them, or if the Goods and Chattels of such Tenant or Tenants, Occupier or Occupiers, shall be deficient to defray such Rates or Assessments, or if

Houses let to more than one Tenant, any one deemed the Occupier.

Tenants removing before Charges paid.

Premises, &c. to be a Security for the same.

if it shall happen any of the said Houses, Buildings, Yards, Gardens, Tenements, and Hereditaments, in the said University and City, and the Suburbs thereof, shall be empty or untenanted; then, and in every such Case, such Houses, Buildings, Yards, Gardens, Lands, Tenements, or Hereditaments, shall be, and the same are hereby made a Security for and chargeable with all such Rates or Assessments; and the same shall and may be levied by Distress and Sale (by Warrant as aforesaid) of any Goods or Chattels which shall after be found in or upon the same Houses, Buildings, Yards, Gardens, Lands, Tenements, or Hereditaments, or of the Goods and Chattels of the Owner or Owners of such Houses, Buildings, Yards, Gardens, Lands, Tenements, or Hereditaments, in case such Owner or Owners shall neglect or refuse to pay the same for the Space of Twenty Days next after the same shall be demanded of him, her, or them, by Notice in Writing, under the Hand of the said Collector, to be delivered to, or left at the Dwelling-house or usual Place of Abode of such Owner or Owners, in case such Owner or Owners shall live within the said City or Suburbs; and in case such Owner or Owners shall not live within the said City or Suburbs, then under the Hand and Seal or Hands and Seals of any One or more Justice or Justices of the Peace for the County, City, Borough, Town, Division, or Place where such Owner or Owners shall reside: And in case any Tenant or Tenants, Occupier or Occupiers, shall pay to the said Collector any more Money on account of the said Rates or Assessments than shall be due from him, her, or them, for the Rent of his, her, or their House, Building, Yard, Garden, Land, Tenement, or Hereditament, the Overplus thereof shall and may be levied on the Owner or Owners of such House, Building, Yard, Garden, Land, Tenement, or Hereditament, by Distress and Sale of the Goods and Chattels of such Owner or Owners, by Warrant under the Hand and Seal or Hands and Seals of any One or more Justice or Justices of the Peace for the County, City, Borough, Town, Division, or Place where such Goods and Chattels shall be, such Owner or Owners having refused or neglected to pay the same for the Space of Ten Days after Demand made thereof by such Tenant or Tenants, Occupier or Occupiers, his or their Attorney or Agent for that Purpose appointed.

Tenant paying more for Charges than shall be due for Rent, the Overplus to be made good by the Landlord.

Who shall be deemed Owners.

And whereas some Doubts may hereafter arise, who shall be deemed the Owner or Owners of the several Houses, Buildings, Yards, Lands, Tenements, and Hereditaments,

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Hereditaments in the said University, City, and Suburbs, and the said Parish of Saint Clement, for the Purposes, and within the true Intent and Meaning of this Act; for removing whereof, be it further enacted, That neither the Chancellor, Masters and Scholars of the University, nor any College or Hall, nor the Mayor, Bailiffs, and Commonalty of the City of Oxford, or any other Person or Persons, shall, on account of any Ground-rent, or other Acknowledgement, Sum or Sums of Money, in Nature of a Ground-rent, or Rents certain, issuing out of or payable for any Messuage, Yard, Garden, Land, Tenement or Hereditament in the said University, City, and Suburbs, and the said Parish of Saint Clement, or on account of their Reversion or Interest of or in the Messuage, Yard, Garden, Land, Tenement, or Hereditament, for which such Ground-rent, Acknowledgement, Sum or Sums of Money, shall be payable, be considered, deemed, taken, or adjudged to be the Owner or Owners, Proprietor or Proprietors of such Messuage, Yard, Garden, Lands, Tenements or Hereditaments; but the Lessee or Lessees of the said Chancellor, Masters and Scholars of the said University, or of any College or Hall, or of the said Mayor, Bailiffs and Comonalty, or of such other Person or Persons, or their Assigns, shall, during the Existence of the Term for which such Messuage, Yard, Garden, Lands, Tenements or Hereditaments shall be demised, be considered, deemed, taken, and adjudged, for all and every the Purposes of this Act, to be the Owner or Owners, Proprietor or Proprietors, of such Messuage, Yard, Garden, Lands, Tenements or Hereditaments; and shall, during such Term, bear and pay all Expences and Impositions whatsoever, by Force or Virtue hereof, to be borne or defrayed by the Owner or Owners, Proprietor or Proprietors, of the said Messuage, Yard, Garden, Lands, Tenements and Hereditaments; any Thing in this Act contained to the Contrary thereof in any-wise notwithstanding.

Agreement between Landlord and Tenant, &c. touching the Paving not vacated.

Provided always, and be it further enacted by the Authority aforesaid, That nothing in this Act contained shall be deemed or taken to make void any Contract, Covenant, or Agreement, between any Landlord and Tenant, or between any Bodies Politick or Corporate, and any other Person or Persons, touching or concerning the paving or repairing the said Streets, or any Part of them, or either of them; but that every Person, Body Politick or Corporate, who is or are now, by virtue of any such Contract or Agreement, obliged to pave, or keep in repair, any Part of the said Streets, or either of them,

shall, in lieu thereof, be obliged to pay the Sums of Money hereby directed to be paid and levied, or so much thereof as shall, by the said Commissioners, or any Seven or more of them, be deemed just and reasonable, according to the true Meaning of such Contract, Covenant, or Agreement, for and during such Time as such Contract, Covenant, or Agreement, shall remain in Force; and in case any Dispute shall arise concerning such Covenant, Contract, or Agreement, the said Commissioners, or any Seven or more of them, shall have Power, and they are hereby required to hear and finally determine the same.

Charges of cleansing and lighting Streets, &c. to be borne by Occupiers.

And be it further enacted by the Authority aforesaid, That from and after the passing this Act, the said Commissioners, or any Seven or more of them, shall have full Power and Authority, from Time to Time, to cause, order, and direct, not only the said Bridge, Roads, or Streets, herein before directed to be paved and repaired, but also all other the publick Streets, Lanes, Ways, Passages, and Places, within the said University, City, or Suburbs, and the said Parish of Saint Clement, to be cleansed and lighted in such Manner as they shall think necessary; and that for defraying the Charges and Expences attending the cleansing and lighting thereof, it shall and may be lawful to and for the said Commissioners, or any Seven or more of them, in every Year after the passing of this Act, or oftener, if they, or any Seven or more of them, shall think it necessary, (the First Year to be computed from the Feast Day of Saint John the Baptist next after the passing of this Act, and every succeeding Year from the said Day in every Year respectively) to make One or more Rate or Rates, Assessment or Assessments, upon all Colleges, Halls, Parish Churches, Church-yards, Chapels, and other publick Buildings whatsoever; as also upon all Meeting-houses, dead Walls, and void Spaces of Ground; and upon the Tenants or Occupiers of all Houses, Buildings, Yards, Gardens, Lands, Tenements, and Hereditaments, in the said University, City, and Suburbs thereof, and the said Parish of Saint Clement, so as such Rate or Rates, Assessment or Assessments, do not exceed in the Whole in any One Year, to be computed as aforesaid, the Sum of Eighteen Pence for every Yard running Measure of the Front or Fronts, Length or Lengths, of such Colleges, Halls, Parish Churches, Church-yards, Chapels, and other publick Buildings, Meeting-houses, dead Walls, and void Spaces of Ground, Houses, Buildings, Yards, Gardens, Lands, Tenements, or Hereditaments respectively, as are next to such Streets, Lanes, Ways,

Paſſages, and Places; which Rate or Rates, Aſſeſſment or Aſſeſſments, laid upon any Colleges, Halls, Pariſh-churches, Church-yards, Chapels, and other publick Buildings and Meeting-houſes, ſhall be paid by the ſeveral and reſpective Perſons, in ſuch Manner, and with the like Remedies in caſe of Nonpayment, as are herein before directed, for and in reſpect of the Pavement chargeable on Colleges, Halls, Pariſh-churches, Church-yards, Chapels, and other publick Buildings and Meeting-houſes reſpectively; and which Rate or Rates, Aſſeſſment or Aſſeſſments, hereby directed to be laid or charged upon the Tenants or Occupiers of all Houſes, Buildings, Yards, Gardens, Lands, Tenements, or Hereditaments, ſhall and may, in caſe of Nonpayment, be levied and recovered in ſuch Manner, and with the like Remedies, as are herein before directed, for and in reſpect of the Pavement chargeable on the Owners or Proprietors of Houſes, Buildings, Yards, Gardens, Lands, Tenements, and Hereditaments, on the Sides of, or which form, the Streets hereby directed to be paved and repaired as aforeſaid.

Nothing in this Act to extend to any College Courts.

Provided always, and be it further enacted by the Authority aforeſaid, That nothing herein contained ſhall extend to the Inſide of any Court or other Place within any College or Hall in the ſaid Univerſity of Oxford, or other publick Building, or to the Pariſh of Binſey within the Suburbs of the ſaid City.

Appeal allowable againſt the Rates.

Provided always, and be it enacted by the Authority aforeſaid, That if any Perſon or Perſons, Bodies Politick or Corporate, ſhall think himſelf, herſelf, or themſelves aggrieved by any Rate or Rates, Aſſeſſment or Aſſeſſments, made in purſuance of this Act, ſuch Perſon or Perſons, Bodies Politick or Corporate, ſhall apply for Relief to the ſaid Commiſſioners, at any Meeting to be held within Twenty-one Days next after Demand made of ſuch Rate or Rates, Aſſeſſment or Aſſeſſments; and the ſaid Commiſſioners, or any Seven or more of them, are hereby authoriſed and impowered, if they ſhall think ſuch Perſon or Perſons aggrieved, to give ſuch Relief in the Premiſes as to them ſhall ſeem neceſſary; and if ſuch Perſon or Perſons, Bodies Politick or Corporate, ſhall not be ſatisfied with the Determination of ſuch Commiſſioners, he, ſhe, or they, ſhall be obliged to pay ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, and to comply with ſuch Order of the ſaid Commiſſioners, and then ſhall and may appeal to the Quarter Seſſion of the Peace, to be holden for the ſaid County or City of Oxford, within Six Months next after ſuch Determination

mination of the said Commissioners, such Appellant first giving, or causing to be given, Eight Days Notice at the least, in Writing, of his, her, or their Intention to bring such Appeal, and of the Matter thereof, to the Clerk of the said Commissioners, and within Four Days next after such Notice, entering, or causing a Recognizance to be entered into, before some Justice of the Peace for such County or City, by Two sufficient Persons or Sureties conditioned to try such Appeal, and to abide the Order of, and to pay such Costs as shall be awarded by the Justices at such Quarter-session; and the said Justices of such Quarter-session, upon due Proof of such Notice being given as aforesaid, and of the entering into such Recognizance, shall hear and determine the Causes and Matters of such Appeal in a summary Way, and award such Costs to the Parties appealing, or appealed against, as they the said Justices shall think proper; and the Determination of such Justices, at their Quarter-sessions, shall be final, binding, and conclusive.

Poor how favoured.

Provided always, and be it further enacted by the Authority aforesaid, That no Rate or Assessment for sweeping, cleansing, or lighting, shall be charged upon any Person or Persons, who, by Reason of his, her, or their Poverty or Inability only, is, are, or shall be excused and left out of the Rates made for the Relief of the Poor of any Parish in the said City or Suburbs, or Parish of Saint Clement, wherein he, she, or they shall reside.

Foot-paths swept every Day except *Sundays*.

And be it further enacted by the Authority aforesaid, That all and every Person or Persons inhabiting within the said University, City, Suburbs, and Parish of Saint Clement, shall, from and after the Fourth Tuesday next after the passing of this Act, sweep and clean, or cause to be swept and cleansed, the Foot-paths, extending at least Four Feet before their respective Houses, Buildings, and Walls, between the Hours of Six and Ten in the Forenoon, Sundays excepted, upon Pain of forfeiting Five Shillings for every Neglect therein.

Penalty.

Streets to be swept twice a Week.

And be it further enacted by the Authority aforesaid, That the Person or Persons contracted with for cleansing the said Streets, Lanes, Passages, and all other publick Places, shall sweep, clean, and carry away, or cause to be swept, cleansed, and carried away, the Dirt and Soil, in and out of all the Streets, Lanes, and Passages, and all other publick Places within the said University and City, and Suburbs, and Parish of Saint Clement, twice in every Week, on such Days as shall be appointed by the Commissioners, or any Seven or

more of them, upon Pain of forfeiting Twenty Shillings for every Neglect therein.

No Person to carry away Soil, except Contractor.

And be it further enacted by the Authority aforesaid, That no Person or Persons shall take or carry away, or cause to be taken or carried away, any Ashes, Dust, Dirt, Muck, Dung, or Manure, which shall be made in any or either of the said Streets, Lanes, Passages, or other publick Places in the said University, City, and Suburbs, and Parish of Saint Clement, out of the same, besides the Persons so to be contracted with, or appointed as aforesaid for such Purpose by the said Commissioners, upon Pain of forfeiting and paying the Sum of Twenty Shillings for every such Offence.

Penalty.

Persons at Liberty to keep or dispose of Dung made or kept within their Houses or Yards.

Provided always, and be it further enacted by the Authority aforesaid, That nothing herein contained shall extend, or be construed to extend, to any Ashes, Dust, Dirt, Filth, Dung, or Rubbish, which any of the Inhabitants of the said University, City, or Suburbs, or Parish of Saint Clement, shall occasion and think fit to preserve and keep within their own respective Houses, Yards, or Gardens; but the same shall respectively belong to the Person or Persons so reserving the same, so as such Ashes, Dust, Dirt, Filth, Soil, Dung, or Rubbish, be not laid down or placed in any or either of the said Streets, Lanes, or publick Passages, and Places in the said University, City, or Suburbs, or the said Parish of Saint Clement, for any longer Time than shall be necessary for the loading and carrying away the same, nor suffered to annoy the Neighbour or Neighbours of such Person or Persons; but in case the Person or Persons so reserving such Ashes, Dust, Dirt, Filth, Soil, Dung, or Rubbish, shall thereby annoy his or their Neighbour or Neighbours, and shall continue to keep and preserve the same for the Space of Three Days, after Notice in Writing given to him, her, or them, under the Hands of the said Commissioners, or any Five or more of them, or left at such Person's Dwelling-house, to remove the same, such Person or Persons shall forfeit and pay the Sum of Ten Shillings a Day, for every Day such Annoyances shall be permitted to remain, next after such Notice given as aforesaid.

Penalty not to extend to Rubbish occasioned by Building.

Provided always, That no Person shall be subject to the last-mentioned Penalty of Ten Shillings, for any Rubbish or Dirt in the said Streets, Lanes, Passages, or publick Places, or any of them, before the House or Tenement of such Person occasioned by the Building, pulling down any Building, rebuilding, or repairing, any such House or Tenement, so as there be convenient Room left in the same Street, Lane, Passage, or Place,

where such Rubbish or Dirt shall lie for Carriages to pass and repass, and a sufficient Way kept clean for Foot-passengers, by the Person laying or occasioning such Dirt or Rubbish to be laid; nor for the making up any Lime into Mortar in any of the said Streets, Lanes, Passages, or Places, so as such Room be left for Foot-passengers and Carriages, and so as such Lime be inclosed before such House or Building about which the same is to be used, and so as the Owner or Owners of such House or Tenement before which such Rubbish or Lime shall lie shall cause the same to be removed out of the said Street, Lane, Passage, or Place, at his, her, or their own Costs and Charges, within a reasonable Time, or upon Notice to be given to him, her, or them, or left at his, her, or their said House, where such Rubbish or Lime shall lie, for that Purpose, in Writing, to be signed by the said Commissioners, or any Five or more of them, and so as that whilst the same shall be lying in the said Street, Lane, Passage, or Place, such Owner or Owners shall set up and maintain a sufficient Light upon or against the same, every Night during the whole Night, from the Time it becomes dark, to prevent any Mischief happening to Passengers, which might otherwise be occasioned thereby.

Scavengers may lodge Dirt in the Streets, &c. by Consent of Commissioners.

Provided always, and be it further enacted by the Authority aforesaid, That the Person or Persons contracted with for cleansing the said Streets, Lanes, publick Passages, and Places, or any Part or Parts thereof, shall have Liberty, by the Approbation and Order of Five or more of the Commissioners, to lodge their Dirt, Dust, Ashes, or other Filth, in such vacant and publick Places in or near the said Streets, Lanes, Passages, and other Places as shall not appear to be intended to be built upon, and as shall be thought convenient by the said Commissioners, they the said Persons so contracted with, giving such Satisfaction to the Owners and Occupiers of such vacant Places as the said Commissioners, or any Five or more of them, shall direct.

Penalty or extinguishing or damaging Lamps.

And be it further enacted by the Authority aforesaid, That if any matriculated Person or Persons, or Member of the said University, shall wilfully break, throw down, or otherwise damage, any of the Lamps which shall be erected by virtue of this Act, or any of the Posts, Irons, or other Furniture thereof, or extinguish any of the said Lamps, it shall and may be lawful to and for the Vice-chancellor of the University, or his Deputy, on account of Absence, commonly called the Pro-Vice-chancellor, or his

his Assessor in the University Court, and they are hereby required, upon Oath made of the Commission of any such Offence, which Oath the said Vice-chancellor, or his said Deputy, or his said Assessor, or any of them, is and are hereby impowered and required to administer to any Person or Persons offering to make the same, to issue a Warrant or Warrants for apprehending the Party or Parties accused; or it shall be lawful for any Person or Persons whatsoever, who shall see such Offence committed, to apprehend, as also for any other Person or Persons to assist in apprehending the Offender or Offenders, and by Authority of this Act, to convey him or them before the said Vice-chancellor, Deputy, or Assessor, to be dealt with as herein after is directed; and the Party or Parties so accused being brought before the said Vice-chancellor, Deputy, or Assessor, or Oath being made before him or either of them, that such Party or Parties cannot be found and apprehended, which Oath the said Vice-chancellor, Deputy, or Assessor, is and are hereby also required and impowered to administer, the said Vice-chancellor, Deputy, or Assessor, shall proceed to examine upon Oath any Witness or Witnesses who shall appear, or be produced, to give Information touching such Offence; and if the Party or Parties accused shall be convicted of such Offence, either by his or their own Confession, or upon such Information as aforesaid, he or they so convicted shall, for the first Offence, respectively forfeit and pay, to be applied to the Purposes of this Act, a Sum not exceeding Ten Shillings, nor under Five Shillings, for each Lamp so broken or thrown down, damaged, or extinguished as aforesaid; for the Second Offence the Sum of Fifteen Shillings, and for the Third and every other subsequent Offence the Sum of Twenty Shillings; and full Satisfaction shall also be made to the said Commissioners, or their Surveyor, by such Offender or Offenders, for the Damage so by him or them done as aforesaid: And in case the Offender or Offenders shall refuse or neglect to pay the said Penalties, and make such Satisfaction to the said Commissioners as aforesaid, it shall and may be lawful for the said Commissioners, or any Two or more of them, to proceed for and recover the same in the Vice-chancellor's Court of the said University; and also for the said Vice-chancellor, Deputy, or Assessor, sitting in Judgement in the said Court to inflict, by way of further Punishment on the said Offender or Offenders, all or any of the Penalties, whether pecuniary or other, which by the Statutes of

by matriculated Persons.

of the said University they are impowered to inflict on matriculated Persons convicted of Violation of publick Authority, or other Disturbance of the Peace: And if any Person or Persons (not being matriculated or a Member of the said University) shall be guilty of any of the said Offences, the same may be inquired into, and the like Penalties inflicted under the Authority of any Justice or Justices of the Peace, acting in and for the said County or City, as is herein before directed to be done with respect to matriculated Persons, under the Authority of the said Vice-chancellor, Deputy, or Assessor: And in case the respective Penalties shall not be forthwith paid, the Justice before whom such Offender or Offenders shall be convicted, is hereby required to commit him, her, or them, to the House of Correction for the said County or City, there to be kept to hard Labour for any Time not exceeding Three Calendar Months; and such Offender or Offenders shall not be discharged before the Expiration of the Time for which he, she, or they shall be committed, unless such Forfeiture and Satisfaction shall be sooner paid and given, and the whole of the said respective Forfeitures, when recovered, shall be applied for the Purposes of this Act: And if any Person shall negligently or accidentally break, throw down, or otherwise Damage any of the said Lamps, or any of the Posts, Irons, or other Furniture thereof, and shall not upon Demand make Satisfaction to the said Commissioners, or any Five or more of them, or to their Surveyor, for the Damages by such Person done as aforesaid, it shall be lawful for any Justice of the Peace for the said County or City, and he is hereby required, upon Complaint to be made by any Two or more of the said Commissioners, or by their Surveyor, to summon the Party complained of, and upon his or her Appearance, or making Default to appear (Oath being made that the Party complained of was served with such Summons, or that the same was left at his or her Dwelling-house, or Place of Abode, if known, or that he or she could not be found) such Justice shall proceed to examine the Matter of the said Complaint, and upon Proof thereof, either by Confession of the Party complained of, or by the Oath of One or more credible Witness or Witnesses (which Oath the said Justice is hereby impowered and required to administer) shall award and order such pecuniary Satisfaction to be made by the Party complained of, for the Damage so by him or her done, as to such Justice shall appear just and reasonable; and shall cause the Sum so awarded, in case the same be not

Penalty on other Persons breaking or Damaging the Lamps.

not paid forthwith upon the making such Award and Order, to be levied by Distress and Sale of the Offender's Goods and Chattels, rendering to him or her the Overplus (if any be) upon Demand, after the Charges of prosecuting such Complaints, and of such Distress and Sale shall be deducted; and in case sufficient Distress cannot be found, such Justice shall commit the Party complained of to the Common Gaol for the said County or City, until he or they shall pay the Sum so awarded, or for any Time not exceeding the Space of One Calendar Month.

For Damages done by matriculated Persons Complaint may be made.

Provided always, That in case the Party who shall have done, through Negligence, or Accident, such Damage as aforesaid, shall happen to be a matriculated Person, then such Complaint as is herein last before directed to be made to any Justice of the Peace for the said County or City, shall be made only to the said Vice-chancellor, or to his Assessor in the University Court, or in case of the Vice-chancellor's Absence, to his Pro-Vice-chancellor, or his Deputy, on account of Absence, each or any of whom shall have full Power to examine the Matter of the Complaint, to administer Oaths, to award pecuniary Satisfaction, to levy the same by Distress and Sale of the Goods of the Party complained of, and to do all the other Things before mentioned, or incident thereto, in like Manner, and in the like Cases, as may be done when the Party complained of is not a matriculated Person, by any Justice of the Peace for the said City or County.

No Cattle to be killed in the Streets.

And be it further enacted, That if any Person or Persons shall kill, slaughter, singe, scald, dress, or cut up, any Beast, Swine, Calf, Sheep, or other Cattle, or cause the same to be done, in any open or publick Street, Lane, or Way, within the said University and City of Oxford, or the Suburbs thereof, or in the said Parish of Saint Clement, or hang up, or cause to be hung up, any Beast, Swine, Calf, Sheep, or other Cattle, or any Part or Parts thereof, in any of the said Streets or publick Passages, from and after the Market herein after-mentioned shall be compleated, every Person or Persons so offending shall, for every such Offence, forfeit and pay the Sum of Ten Shillings; and if any Swine, Beast, or Cattle, shall be found wandering about the said Streets, Lanes, or Ways, or any or either of them, it shall and may be lawful to and for any Officer or Officers of the said Commissioners, or any other Person or Persons whomsoever, to impound such Swine, Beast, or Cattle,

in either of the common Pounds in the said City, or Suburbs, or Saint Clement's aforesaid, or such other Place as shall be appointed for that Purpose by the said Commissioners, or any Five or more of them, and the same to detain in the said Pound or Place, until the Sum of Five Shillings and the Expence of impounding such Swine, Beast, or Cattle, shall be fully paid and satisfied; and in case such Penalty and Expences shall not be paid within Three Days after such Swine, Beast, or Cattle, shall be impounded, it shall and may be lawful for such Person or Persons as shall be appointed by the said Commissioners, or any Five or more of them, for that Purpose, to sell, or cause such Swine, Beast, or Cattle, to be sold; and the Money arising from the Sale thereof, shall be applied to such and the same Purposes as the Money arising from the Rates or Assessments is hereby directed to be applied.

To prevent certain Nuisances in the Streets.

And be it further enacted, That if any Person or Persons shall hoop, cleanse, wash, or scald, any Cask; or hew or saw, or cause to be hewed or sawed, any Stone, Wood, or Timber; or bind, make, or repair, any Wheel; or shoe, bleed, cleanse, or dress, or turn or drive loose any Horse; or wet, slack, or mix, any Lime; or wet, mix, or make any Mortar, except as herein before mentioned; or throw at any Cock or Fowl, in the Manner called Cock-throwing, or set up any Cock or Fowl to be thrown at in such Manner; or shall make, or assist in the making, any Fire or Fires, commonly called Bonefires; or shall set Fire to, or let off, or throw any Squib, Serpent, Rocket, or Fire-works whatsoever, in any of the Highways, Streets, Lanes, or publick Ways within the said University, City, or Suburbs, or in the said Parish of Saint Clement; or shall set, place, or expose to Sale, or cause, permit, or suffer to be set, placed, or exposed to Sale, any Goods, Chattels, Wares, or Merchandises whatsoever, on the Foot or Carriage-way of any Highway, Street, Lane, or publick Way, in the said University and City, or Suburbs, or in the said Parish of Saint Clement, except the selling of Butter and Corn in the Markets, as usual, on Market Days; or hang up, or expose any Goods, Wares, or Merchandises, or any other Matter or Thing, upon any Flap Window, or otherwise, so as to obstruct or incommode the Passage of the Foot or Carriage-way of any Street, Lane, or publick Way, in the said University, City, or Suburbs, or the said Parish of Saint Clement, every Person, so offending in either of the said Cases, shall, for every such Offence, forfeit

forfeit and pay the Sum of Ten Shillings, over and above such Penalties as are inflicted on any or either of the said Offences, by any Law or Statute now in being.

Signs, &c. to be taken down.

And be it further enacted by the Authority aforesaid, That the said Commissioners, or any Nine or more of them, shall and may, at any Time after the passing of this Act, cause Notice to be given to the respective Owners or Occupiers of the several Houses, Buildings, Yards, Gardens, Lands, Tenements, and Hereditaments, in the said University and City of Oxford, and the Suburbs thereof, and in the said Parish of Saint Clement, to take down, fill up, remove, alter, or regulate, all Signs, or other Emblems used to denote the Trade, Occupation, or Calling of any Person or Persons, Sign-posts, Sign-irons, Pent-houses, Shew-boards, Spouts, Gutters, Stalls, Bulks, Bulk or Bow Windows, Window-shutters, Porches, Sheds, Butchers Gallows, Pumps, Shambles, Blocks, or Pieces of Timber, Chopping-blocks, Cellar-windows, Dwarf-walls, Pits, Saw-pits, Trees, and Posts, projecting into, or standing or being in any of the said Streets, Lanes, or Publick Ways, or in or upon the Waste, or other Ground, lying between the Houses near or adjoining to such Streets or Highways, and all other Encroachments, Nuisances, or Annoyances whatsoever, within the said University and City, or the Suburbs thereof, and the said Parish of Saint Clement, projecting into, or standing or being in the said Streets, Lanes, or Publick Ways, or in or upon the Waste or other Ground between the Houses near or adjoining to such Streets or Highways, in such Manner as they shall think proper; and to cause all Signs, or other Emblems as aforesaid, Shew-boards, Spouts, and Gutters, or such Parts thereof as they shall think fit, to be carried away, or affixed and placed on the Fronts of the Houses, Shops, Warehouses, or Buildings, whereunto they respectively belong, or were before affixed, and not otherwise: And in case the respective Owners or Occupiers shall refuse or neglect so to do, for the Space of Twenty Days next after such Notice shall be given to him or them respectively (which Notice shall be given in Writing under the Hand of the Clerk to the said Commissioners for the Time being, and delivered or left at the Dwelling-house or usual Place of Abode of such Owner or Occupier) it shall and may be lawful to and for the said Commissioners, or any Nine or more of them, to cause such Signs, Emblems, Sign-posts, Sign-irons, Pent-houses,

houſes, Shew-boards, Spouts, Gutters, Stalls, Bulks, Bulk or Bow Windows, Window-ſhutters, Porches, Sheds, Butchers Gallows, Pumps, Shambles, Blocks, or Pieces of Timber, Chopping-blocks, Cellar-windows, Dwarf-walls, Pits, Saw-pits, Trees, and Poſts, and all other Encroachments, Nuiſances, or Annoyances whatſoever, to be taken down, carried away, filled, removed, altered, and regulated, in ſuch Manner as they ſhall think proper; and ſhall cauſe all ſuch Signs, or other Emblems as aforeſaid, Shew-boards, Spouts and Gutters, or ſuch Parts thereof as they ſhall think fit, to be removed and carried away, or affixed and placed on the Fronts of the Houſes, Shops, Warehouſes, or Buildings, whereunto they reſpectively belong, or were before affixed, and not otherwiſe; and ſhall return, or cauſe to be returned, to their reſpective Owners, or to be left on the Spot, or as near as conveniently may be for ſuch Owner or Owners, ſo much of ſuch Signs or other Emblems, Sign-poſts or other Poſts, Sign-irons, Penthouſes, Shew-boards, Spouts, Gutters, Stalls, Bulks, Bulk or Bow Windows, Window-ſhutters, Porches, Sheds, Butchers Gallows, Pumps, Shambles, Blocks, Chopping-blocks, Cellar-windows, dwarf Walls, Trees, and Poſts, or other Encroachments, Nuiſances, or Annoyances whatſoever, as ſhall not be affixed or put up, or otherwiſe made uſe of in the Alterations directed by this Act, and the Charges and Expences attending the ſame, ſhall and may be recovered of the Owners or Occupiers thereof reſpectively, in the ſame Manner as the Charges and Expences of cleanſing and lighting the ſaid Streets are directed to be recovered under this Act: And if any Perſon or Perſons ſhall, at any Time or Times thereafter, hang, place, erect, build, or make, any Sign, Sign-poſt or other Poſt, Sign-iron, Pent-houſe, Shew-board, Spout, Gutter, Stall, Bulk, Bulk or Bow Window, Window-ſhutter, Porch, Shed, Butchers Gallows, Pound for Cattle, Pump, Cellar-window, or dwarf Wall, Shamble, Block, or Piece of Timber, Chopping-block, Pit, Saw-pit, Poſt, or other Encroachment, Nuiſance, or Annoyance whatſoever, or cauſe the ſame to be done contrary to the Directions aforeſaid; every Perſon ſo offending ſhall, for every ſuch Offence, forfeit and pay the Sum of Forty Shillings, and the further Sum of Ten Shillings for every Day ſuch Offence ſhall continue; and the Maſter Workmen employed to erect, build, do, or perform the ſame, ſhall forfeit and pay the Sum of Forty Shillings: And it ſhall and may be lawful to and for the ſaid Commiſſioners, or any

Five or more of them, to order the same to be taken down, removed, carried away, altered, or regulated, in such Manner as they, or any Five or more of them, shall think proper; and the Person or Persons so ordered shall and may take down, remove, carry away, alter, or regulate the same accordingly, without any Notice or Warning to be given to the Owner or Owners, Tenant or Occupier, to take down, remove, carry away, alter, or regulate the same.

No Incroachment to be made by Builders, &c.

And be it further enacted, That no Head Builder, Master Carpenter, Mason, or Workman, shall, in rebuilding or new-fronting any old Building situate in or near any Street, Lane, or Publick Way, bring the Foundation thereof forward beyond the old Foundations, or the ancient Story-posts supporting the Fronts thereof, so as to obstruct or narrow the Passage through the same, upon Pain of forfeiting, for every such Offence, the Sum of Ten Pounds, and the Owner of such Building shall forfeit and pay the Sum of Forty Shillings for every Month such Obstruction or Incroachment shall remain, by the Foundation of such Building being brought forwards as aforesaid; and it shall and may be lawful to and for the said Commissioners, or any Five or more of them, to order the same to be taken down, altered, or regulated, in such Manner as they, or any Five or more of them, shall think proper.

No Cart, &c. to be left in any Street, &c.

And it is hereby further enacted, That if after the passing of this Act, any Cart, Waggon, Dray, or other Carriage, shall be left to stand or continue in any Street, Lane, or Publick Way, in the said City or Suburbs, or the said Parish of Saint Clement, or in any Part or Parts thereof, with or without Horses or other Cattle, other than for the necessary loading or unloading thereof, or if any Common Stage-Waggon or Cart shall be left to stand or continue in either or any of the principal Streets mentioned in the said Schedule hereto annexed, for the Purpose of loading or unloading, more than the Space of One Hour at any One Time; or if any Timber, Bricks, Stones, Slates, Hay, Straw, Wood, Faggots, Coals, Boards, Tubs, Goods, Wares, Merchandizes, Materials, or Things whatsoever, shall be laid or placed, and left in any such Street, or Publick Way, longer than shall be necessary for the housing or removing the same, except in such Cases as are herein before provided for; then, and in every such Case, the Owner or Owners of every such Cart, Waggon, Dray, or other Carriage, or of any such Timber, Bricks, Goods, Wares, Merchandizes, Materials, or Things, shall, for every such

Offence, forfeit and pay the Sum of Ten Shillings, and the same shall moreover be deemed Nuisances; and any One of the said Commissioners, or any One of their Officers, or any other Person, without any Peace-officer or other Person present, shall and may, either in the Day or by Night, seize, or cause to be seized, the Cart, Waggon, Dray, or other Carriage, so placed, or suffered to stand or continue, contrary to the true Meaning of this Act, together with the Horse or Horses thereunto belonging or affixed, (if any) or the Timber, Bricks, Stones, Slates, Hay, Straw, Wood, Faggots, Coals, Boards, Tubs, Goods, Wares, Merchandises, Materials, or Things, so laid or placed as aforesaid, and remove the same, or cause the same to be removed, to any Pound within the said City or Suburbs, or to such other Place as shall be appointed for that Purpose by the said Commissioners, or any Five or more of them, there to be kept and detained until the Owner or Owners thereof, or his, her, or their known Servant or Servants shall claim the same, and pay to the Person or Persons in whose Custody the same shall then be, the Sum of Ten Shillings, together with the Charges of removing and keeping the same; and in case the same shall not be claimed, and the said Sum of Ten Shillings and Charges paid, within the Space of Six Days next after such Seizure, it shall and may be lawful to and for the said Commissioners, or any Five or more of them, to cause the same to be appraised and sold, and the Money arising therefrom shall be applied to the same Uses and Purposes as the Monies arising from the Rates or Assessments are hereby directed to be applied.

Owners of Carts, &c. not impounded, to forfeit 10 s.

Provided, That if any Cart, Waggon, Dray, or other Carriage, shall be so placed or suffered to stand or continue as aforesaid, or any Timber, Bricks, Goods, Wares, Merchandizes, Materials, or Things, shall be so laid and placed as aforesaid, and the same shall not be seized and impounded as aforesaid, the Owner or Owners of such Cart, Waggon, Dray, or other Carriage, or of such Timber, Bricks, Goods, Wares, Merchandizes, or Things, Materials, shall nevertheless forfeit and pay the Sum of Ten Shillings for every Offence by such Cart, Waggon, Dray, or other Carriage, being so placed, or suffered to stand or continue, or such Timber, Bricks, Goods, Wares, Merchandizes, Materials, or Things, being so laid, or placed, or left as aforesaid.

Annoyances by Hogsties, &c. to be removed.

And be it further enacted, That in case any Hogstye, Necessary-house, Flesh, Dung, Carrion, Blood, Offal, Soil,

Soil, or Filth, Ashes, Cinders, or Rubbish, or any other noisome Matter whatsoever, in or near any of the said principal Streets within the said City or Suburbs, mentioned in the Schedule hereto annexed, shall be offensive to any of the Inhabitants, or other Person or Persons, the same shall be deemed a Nuisance and an Offence against this Act; and it shall and may be lawful for the said Commissioners, or any Five or more of them, upon Complaint thereof made to them by any such Inhabitant, or other Person or Persons, by Notice in Writing under the Hands of the said Commissioners, or any Five or more of them, or under the Hand of the Clerk to the said Commissioners for the Time being, to order any such Nuisance or Offence to be removed; and in case the same shall not be removed within Three Days after such Notice given to the Person or Persons who ought to remove the same, such Person or Persons shall forfeit and pay the Sum of Five Shillings daily, for every Day that the same shall continue unremoved, after the Expiration of the said Three Days.

No Wheel-barrow, &c. to be driven on Foot-pavements.

And be it further enacted, That if any Person or Persons shall, at any Time after the passing of this Act, run, drive, or cause to be run, driven, or drawn on any Foot-pavements within the said City or Suburbs, any Wheel or Wheels, Sledge, Wheelbarrow, or Carriage whatsoever, or shall roll any Cask, or wilfully ride, drive, or lead, or cause to be rode, driven, or led, any Horse or other Cattle, on any of the said Foot-pavements, other than in Cases of absolute Necessity; such Person or Persons shall forfeit and pay, for the first Offence, the Sum of Five Shillings, for the second Offence, the Sum of Ten Shillings, and for the Third and every other Offence, the Sum of Twenty Shillings.

Proviso.

Provided, That no Person or Persons shall be liable to such Penalties, for rolling any Cask on the said Foot-pavements, unless the same shall have been rolled thereon for the Space of Twenty Yards, or upwards.

Cellar-windows at Night to be sufficiently lighted.

And be it further enacted, That if any Cellar-window or Windows shall be left open in the Evening, or in the Night, without the same being sufficiently lighted, to prevent Accidents happening therefrom, the Occupier or Occupiers of such House or Cellar shall, for every such Offence, forfeit and pay the Sum of Ten Shillings.

Power of repairing Pavements damaged by the bursting or breaking of Water-pipes.

And whereas there are Pipes placed under the Pavements in several of the said Streets, Lanes, and publick Ways, for the Purpose of conveying Water for the Use of the Inhabitants, and great Inconveniencies may arise from

from the breaking up the Pavement, in order to repair the same, and from the Bursting or Breaking the said Pipes, if such Pavement be not properly relaid: For Remedy whereof, be it further enacted by the Authority aforesaid, That when and so often as any Part of the Pavements of any of the Streets or Places which shall be begun to be paved by virtue of this Act, shall be damaged by the Bursting or Breaking of the said Pipes, or taken up by any Person or Persons for the Purposes of making, repairing, or altering any of the said Pipes, or any Vault or Drain, or for any other Purpose whatsoever; the Person or Persons to whom the same belong, or so taking up such Pavement or Pavements, shall immediately give Notice thereof to the Surveyor or Surveyors employed by the said Commissioners for putting this Act in Execution, in order that the same may, with all convenient Speed, be laid down and repaired, under the Inspection of the said Surveyor or Surveyors, and the Charges and Expences thereof shall be paid by the said Commissioners, and they shall be reimbursed the same by the Owner or Owners, Proprietor or Proprietors of the Water-works, or other Person or Persons, who shall take up, or cause or procure to be taken up, the said Pavement or Pavements, or any Part or Parts thereof; and in Case any such Owner or Owners, Proprietor or Proprietors of Water-works, or other Person or Persons, shall neglect or refuse to pay what the said Commissioners shall have so paid and disbursed, within Ten Days next after Notice thereof, to be left by the Receiver or Receivers appointed, or to be appointed by the said Commissioners, at the Dwelling-house or usual Place of Abode of such Owner or Owners, Proprietor or Proprietors of such Water-works, or other Person or Persons, which Notice shall be in Writing, and signed by the Clerk to the Commissioners for putting this Act into Execution, by Order of the said Commissioners, or any Two or more of them, and annexed to the Bill, containing an Account of the Expences of such Repair; it shall and may be lawful to and for the said Commissioners, or any Five or more of them, and they are hereby authorized and impowered to bring, or cause to be brought, any Action or Actions, in the Name or Names of their Treasurer or Treasurers for the Time being, for the Recovery of such Sum or Sums of Money as they shall have so expended for the relaying and repairing such Pavement or Pavements, taken up in Manner as aforesaid: And in case

case such Person or Persons hereby directed to give such Notice to the Surveyor or Surveyors as before directed, shall neglect so to do for the Space of Twenty-four Hours after such Pavement or Pavements be so taken up, such Person or Persons shall, for every such Offence, forfeit and pay the Sum of Twenty Shillings.

Proceedings to be entered in a Book.

And be it further enacted by the Authority aforesaid, That all the Acts, Orders, and Proceedings of the said Commissioners, from Time to Time, shall be entered in a Book or Books to be kept for that Purpose, and signed by the Clerk of such Commissioners for the Time being, and shall be deemed and taken to be original Acts, Orders, and Proceedings; and such Book or Books shall and may be produced and read in Evidence in all Courts whatsoever; and shall also be open at all seasonable Times for the Reading or Inspection of all and every the said Commissioners, without Fee or Reward.

Treasurers to pay all Sums of Money by order of the Commissioners, and make Entries.

And it is hereby further enacted by the Authority aforesaid, That the Treasurer of the said Commissioners for the Time being shall and may, and he is hereby authorised and required, out of the Monies collected and paid into his Hands, to pay all Sums of Money which the said Commissioners shall, from Time to Time, draw upon him for, or order him to pay; and the said Treasurer for the Time being shall, and he is hereby required to keep regular and clear Entries in a Book or Books, to be for that Purpose by him provided and kept, of all and singular his Receipts and Payments, on account or in pursuance of this Act; to which Book or Books, and all others kept for the Purposes of this Act, every Person liable to the Payment of the said Rates, shall and may have free Access at all convenient Times, with full Liberty to inspect the same, without Fee or Reward; And also, that the said Treasurer for the Time being shall, Twice in every Year, have the said Accounts audited and passed and allowed by the said Commissioners, or any Seven or more of them.

Collector dying or becoming Bankrupt, his Estate liable to Payment.

And it is hereby further enacted by the Authority aforesaid, That if any Collector or Collectors shall happen to die, or to become Bankrupt, before he or they shall have fully paid and satisfied all the Monies by him or them received by virtue of this Act, or made such Composition for the same as the said Commissioners shall agree to accept, then, and in every such Case, the Executors or Administrators, Executrix or Administratrix, or other legal Representative or Representatives of such Collector or Collectors, or the Assignee or Assignees of his or their Estate and Effects, or other Person or Persons, pos-

ceiving the same, shall, in the First Place, out of such Estate and Effects, pay unto the Treasurer of the said Commissioners for the Time being, all such Sums of Money as were in the Hands of such Collector or Collectors at the Time of his or their Death, or at the Time of suing out any Commission of Bankruptcy against him or them, or so much thereof as the said Estate or Effects shall extend to pay, and the Receipt of the said Treasurer will be a good Discharge for the said Money; and every Executor and Administrator, Assignee or Assignees, or other Person as aforesaid, may, to any Action or Suit commenced or brought against him or them, plead or give in Evidence the Payment of the same, and shall be allowed such Payment out of the Estate or Effects of such Collector or Collectors, prior to any other Debt or Demand whatsoever; and in case of Nonpayment of the same by the Space of One Calendar Month after the same shall be demanded, it shall and may be lawful to and for the said Commissioners, or any Two or more of them, to commence and prosecute One or more Action or Actions for the same, in any of His Majesty's Courts of Record, against such Executors or Administrators, Assignee or Assignees, or other Person as aforesaid.

No Act valid unless at a publick Meeting.

Provided always, and be it enacted by the Authority aforesaid, That no Act of the Commissioners shall be valid, unless made or done at some publick Meeting, held by virtue of this Act.

All Powers vested in Commissioners to be executed by the major Part of those who are present.

Provided also, and it is hereby enacted and declared, by the Authority aforesaid, That all the Powers and Authorities by this Act granted to or vested in such Commissioners, shall and may, from Time to Time, be exercised by the major Part of those who shall attend at any publick Meetings, to be holden as herein before mentioned; such major Part not being less than the Number by this Act authorised to do such Business; and that in all Cases the said Commissioners do vote by Ballot, in case the same is desired by any Two or more of the said Commissioners; and that the Chairman shall have a casting Voice in all Cases of Equality.

Commissioners may compound for Penalties, &c.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Commissioners, or any Seven or more of them, from Time to Time, to compound and agree with any Person or Persons, against whom any Action or Actions, Suit or Suits, shall be brought or prosecuted, for any Penalty or Penalties, in any Contract or Contracts hereafter to be entered into, on account of any Breach or Nonperformance of any such Contract or Contracts, for such Sum

or Sums of Money as they, or any Seven or more of them, shall think proper; and also to mitigate, compound, or lessen, any other the Forfeitures incurred under this Act, so as the Sum so compounded or agreed for be not less than the Injury or Damage sustained by the Breach or Nonperformance of such Contract or Contracts, and all the Costs, Charges, and Expences, which shall be occasioned thereby, and so as the Mitigation of the other Forfeitures, as aforesaid, do not extend to remit above One Moiety of the said Forfeitures respectively.

Colleges and Corporations impowered to sell Houses, &c.

And whereas many Houses, Edifices, Shops, and Warehouses, within the said University and City, and the Suburbs thereof, and the said Parish of Saint Clement, belong to Bodies Corporate, and are irregularly built, and by reason of their contingent Tenure are frequently suffered to fall in a ruinous state; be it therefore enacted, That it shall and may be lawful for any Body Corporate or Collegiate, whether of University or City, Aggregate or Sole, to alienate and sell for ever any Tenements or Hereditaments, and the Scite thereof, with their Appurtenances, standing or being within the University and City of Oxford, or the Suburbs thereof, or the said Parish of Saint Clement, provided that all and every Sum and Sums of Money to be paid to such College or Corporation for the Purchase of such Tenement or Hereditament be lodged in any of the publick Funds, in the Name and Names of the three Regius Professors of Divinity, Law, and Physick, in Trust, for the Use of the said Colleges, or Corporation, for Houses belonging to the College or the University; and for Houses belonging to the City, in the Names of the Mayor, Recorder, and Town-clerk, to be by them laid out in the Purchase of Lands and Hereditaments, without the University, City, and Suburbs of Oxford, or otherwise settled and appropriated for such Uses and Trusts, as the Houses and Tenements so sold by such Corporation or College were settled and limited at the Time of such Sale so made.

Money to be laid out.

And be it further enacted by the Authority aforesaid, That all and every Sum and Sums of Money to be paid to any Person, Body Corporate or Collegiate, Corporation Aggregate or Sole, Feoffee or Feoffees in Tail, Guardian, Committee, or other Trustee or Trustees, in pursuance of this Act, shall be by them respectively laid out in the Purchase of Lands, Tenements, and Hereditaments, and settled to, upon, and subject to such Titles, Uses, Trusts, Limitations, Remainders, and Contingencies, as the said Lands and Premises, so to be purchased

chaſed by the ſaid Commiſſioners as aforeſaid, were ſettled, limited, and aſſured, at the Time of ſuch Sale ſo made reſpectively, or as near as the ſame can be ſettled, limited, and aſſured, and ſhall and may be held and enjoyed accordingly.

Continuance of the Tolls.

And be it further enacted by the Authority aforeſaid, That ſo much of this Act as relates to the Tolls hereby granted, and to widening, altering, and repairing the Roads and Bridge herein mentioned, ſhall take place, from and after the ſaid Fourth Tueſday after paſſing of this Act, and ſhall continue in force for the Term of Twenty-one Years, and to the End of the then next Seſſion of Parliament, and no longer; and that from the Expiration, or ſooner Determination thereof, the ſaid Mile-ways and Bridge ſhall be repaired, from Time to Time, in ſuch and the ſame Manner, as the ſame were or ought to have been repaired before the paſſing of this Act, or as they would or could have been, in caſe the ſame had not been made.

Proviſo for determining the Tolls ſooner.

Provided always, That if the ſeveral Purpoſes, to which the ſaid Tolls are hereby directed to be applied, ſhall be effected and compleated before the Expiration of the ſaid Term hereby granted, and the Principal Money borrowed and ſecured upon the Credit thereof be repaid and ſatisfied, then, and from thenceforth, all the Tolls hereby impoſed, ſhall abſolutely ceaſe and determine.

Power to remove the Market and erect another.

And whereas the holding of a Market as heretofore accuſtomed for ſelling of Meat, Fiſh, and Garden Stuff, in the High Street and Butcher Row, in the ſaid City, hath been found very inconvenient, by reaſon of the great Number of Coaches, Carts, and other Carriages, and Travellers, paſſing and repaſſing through the ſame, to and from the Roads above mentioned: And whereas, it is neceſſary for the Benefit and Accommodation of the Inhabitants of the ſaid Univerſity, City, and Suburbs, and of all Perſons reſorting thereto, that a Market ſhould be ſtill continued for the Sale of all Kinds of Meat, Fiſh, Poultry, and Garden Stuff; and the Chancellor, Maſters, and Scholars of the ſaid Univerſity, and Mayor, Bailiffs, and Commonalty of the ſaid City, are deſirous to erect, hold, and maintain ſuch Market; it is hereby further enacted, That the ſaid Commiſſioners, or any Fifteen or more of them, ſhall have full Power and Authority [to view, ſet out, and deſcribe ſuch Plot or Piece of Ground, between the High Street and the Lane called Jeſus College Lane, within the ſaid City, as they ſhall adjudge moſt convenient and proper for holding the ſaid Market, and to and for making proper Avenues thereto:

And it is hereby further enacted by the Authority aforesaid, That the said Chancellor, Masters, and Scholars of the said University, and their Successors, by and with the Consent and Approbation of the said Mayor, Bailiffs, and Commonalty of the said City, and their Successors, shall have Power and Authority, and they are hereby authorised and impowered to remove, or cause to be removed, the Markets for all Kinds of Meat, Fish, Poultry, and Garden-stuff, and to establish and hold, or cause to be established and held, within the Limits of the said Plot or Piece of Ground, so to be set out and described by the said Commissioners as aforesaid, for the Scite of the said Market; and that it shall and may be lawful to and for the said Chancellor, Masters, and Scholars, by and with the Consent and Approbation of the said Mayor, Bailiffs, and Commonalty, to cause such Market to be held within the Limits aforesaid, daily and every Day, or less frequently, according as the same shall to them appear necessary for the Convenience and Accommodation of the Inhabitants of the said University, City, and Suburbs, and of Persons resorting thereto.

Reservation of the Right of the University to superintend and regulate the Markets, and of the City Right to Pitching-pence or Tolls.

Provided that Nothing herein contained shall extend, or be construed to extend, to take away the Right of the said Chancellor, Masters, and Scholars, to appoint or nominate One or more Clerk or Clerks of the said Market, and otherwise to govern, regulate, and superintend the same, as heretofore accustomed with respect to the antient Market-place or Places, or to take away the Right of the said Mayor, Bailiffs, and Commonalty, to such Pitching-pence or Tolls as have been heretofore paid to them or their Toll-gatherer, by Butchers, Gardeners, and others; but the same respectively shall remain and belong to the said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty, severally, as before the passing this Act; and the said Chancellor, Masters, and Scholars, and Mayor, Bailiffs, and Commonalty, respectively, shall and may prescribe and have such Remedies for the same in such new Market, as they could have and were intitled to in the Places where the antient Markets were usually or commonly held.

No Meat, Fish, Poultry, or Garden-stuff to be sold elsewhere.

And for preventing any Encroachments which might hereafter be made on the said Market, be it further enacted by the Authority aforesaid, That from and after the same shall be compleated and used as a Market, it shall not be lawful for any Person or Persons to erect or hold any other Market within the said University, City, or Suburbs, except the present Markets for Corn, Pigs, and Butter, or to vend or expose to Sale any Manner of Flesh, or other Raw Victuals, Fish, Poultry, Herbs,

Roots, or Garden-ſtuff, which are uſually ſold in publick Markets in any other Place whatſoever within the ſaid Univerſity, City, or Suburbs; and every Perſon who ſhall ſo vend, or expoſe to Sale, any Manner of Fleſh, or other raw Victuals, Fiſh, Poultry, Herbs, Roots, or Garden-ſtuff, out of the ſaid Market, within the ſaid Univerſity, City, or Suburbs, and ſhall be convicted thereof before any One or more of his Majeſty's Juſtices of the Peace for the County or City of Oxford aforeſaid, ſhall, for every ſuch Offence, forfeit and pay the Sum of Five Pounds; to be recovered by Diſtreſs and Sale of the Goods and Chattels of the Offender, rendering the Overplus, (if any there be) after deducting the Expence of ſuch Diſtreſs and Sale to the Owners thereof; One Moiety whereof ſhall go to the Informer, and the other Moiety to the Poor of the Pariſh where the Offence or Offences ſhall be committed.

Fiſhmongers or Poulterers may ſell in their own Houſes.

Provided always, That nothing herein contained ſhall be conſtrued to extend to prevent Fiſhmongers or Poulterers from ſelling Fiſh or Poultry in their own Shops or Houſes, as heretofore accuſtomed in the ſaid Univerſity, City, and Suburbs.

Juſtices may mitigate Penalties.

Provided alſo, nevertheleſs, That it ſhall and may be lawful to and for the ſaid Juſtices, where they ſhall ſee Cauſe, to mitigate or leſſen any ſuch Penalties or Forfeitures, according to their Diſcretion.

Power to appoint a Committee of Members of each Body.

And, for enabling the ſaid Chancellor, Maſters, and Scholars, and the ſaid Mayor, Bailiffs, and Commonalty, to effect the ſeveral Purpoſes of this Act; be it further enacted, That it ſhall and may be lawful to and for the ſaid Chancellor, Maſters, and Scholars, in Convocation aſſembled, from Time to Time, to nominate, depute, and appoint, Six of the Members of Convocation reſident within the ſaid Univerſity; and for the ſaid Mayor, Bailiffs, and Commonalty, in Council aſſembled, from Time to Time, to nominate, depute, and appoint, Six of the Members of the Council of the ſaid City, reſiding within the ſaid City or Suburbs, to be a Committee to treat and agree with the Owners and Occupiers, and all other Perſons intereſted in the Houſes and Buildings, ſtanding on the ſaid Plot or Piece of Ground, ſo to be ſet out as aforeſaid for the ſaid Market, and to do all Matters and Things for and in the Names of the ſaid Chancellor, Maſters, and Scholars, and the ſaid Mayor, Bailiffs, and Commonalty, neceſſary for carrying this Act into Execution, ſo far as the ſame relates to the ſaid Market; and ſuch Committee, from Time to Time, ſo to be nominated, deputed, and appointed by the ſaid Chancellor, Maſters, and Scholars, and the ſaid Mayor,

Mayor, Bailiffs, and Commonalty respectively, shall continue to act until others shall be by them severally nominated, deputed, and appointed in their stead.

Persons interested impowered to sell Houses, &c. for the Market.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for all Persons whatsoever, Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, who are or shall be seised or intitled in their own Right, Trustees and Feoffees in Trust, Guardians and Committees for Lunaticks and Ideots, Executors, Administrators, and Guardians whatsoever, not only in Behalf of themselves, their Heirs and Successors, but also for and in Behalf of their Cestuique Trusts, whether Infants or issue unborn, Lunaticks, Ideots, Femes-covert, or other Persons whatsoever, who are or shall be seised or possessed of or interested in any Messuages, Lands, Tenements, or Hereditaments, which shall be necessary to be purchased for the holding the said Market, and to and for making proper Avenues thereto, to contract for, sell, convey, or surrender to the said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty, all or any such Messuages, Lands, Tenements, or Hereditaments, or any Part thereof, or any Term for Years, or any Estate or Interest therein; and that all such Contracts, Agreements, Bargains, Sales, Assignments, Surrenders, and other Conveyances, which shall be so made as aforesaid, shall be good and valid in Law, to all Intents and Purposes whatsoever, not only to convey the Estate of the Person or Persons conveying, but also all Right, Estate, Interest, Use, Property, Claim, and Demand whatsoever, of their several and respective Cestuique Trusts, whether Infants or Issue unborn, Lunaticks, Ideots, Femes-covert, or other Persons whatsoever, and all Persons claiming or to claim, by, from, or under them, any Law, Statute, or Usage, to the Contrary thereof in any-wise notwithstanding: And if it shall happen that any Person or Persons, Bodies Politick, Corporate, or Collegiate, or other Person or Persons whatsoever, who are hereby enabled to convey as aforesaid, shall refuse to treat and agree with the said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty, then, and in such Case, it shall and may be lawful to and for the said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty, before any General Quarter-sessions of the Peace, to be holden for the said County of Oxford, or any Adjournment thereof, to give, or cause to be given, to such Owner or Owners, or to the principal Officer or Officers of such Bodies Politick, Corporate,

Jury may settle where Persons refuse to treat.

Eccleſiaſtical, or Civil, or to leave, or cauſe to be left, at the Houſe of the Tenant in Poſſeſſion, of the Lands or Hereditaments intended to be ſo purchaſed, Twenty-one Days Notice in Writing, denoting and particularly deſcribing the ſame, and purporting that the Value of ſuch Lands or Hereditaments will be adjuſted and ſettled by a Jury at the ſaid Seſſion, or the Adjournment thereof; and the Juſtices at their ſaid Seſſion, or any Adjournment thereof, upon Proof to them made of ſuch Notice having been ſo given, or left, are hereby authoriſed and required to charge a Jury to be impannelled and returned by the Sheriff of the ſaid County, without Fee or Reward, conſiſting of Twelve honeſt, ſubſtantial, and diſintereſted Perſons, duly qualified to ſerve on Juries upon the Trial of Iſſues at Law, and cauſe them to be ſworn well and truly on their Oaths to aſſeſs the Value of the Lands or Hereditaments compriſed in the ſaid Notice, and the Damages and Recompence to be given for the ſame, to the reſpective Owner or Owners thereof, according to their reſpective Intereſts therein, which Oath the ſaid Juſtices are hereby required to adminiſter to ſuch Jury, and to which ſaid Jury the ſaid Chancellor, Maſters, and Scholars, and the ſaid Mayor, Bailiffs, and Commonalty, and all Parties intereſted in the ſaid Lands or Hereditaments, ſhall have their lawful Challenges; and the ſaid Jury, being ſo ſworn and charged as aforeſaid, and after proper Evidence on Oath to them given concerning the Nature, Quantity, and Value of the ſaid Lands or Hereditaments, ſhall, by their Verdict, aſſeſs the Damages and Recompence to be given for the ſaid Lands or Hereditaments to the reſpective Owner or Owners thereof, according to their reſpective Intereſts therein; which Verdict of the ſaid Jury, and the Judgement of the ſaid Juſtices upon the ſame, ſhall be finally binding and concluſive to the ſaid Chancellor, Maſters, and Scholars, and the ſaid Mayor, Bailiffs, and Commonalty, and to all Perſons and Parties intereſted in the ſaid Lands or Hereditaments, and ſuch Verdicts, and the Judgement of the Juſtices thereupon, ſhall be fairly entered and kept amongſt the Records of the Quarter-ſeſſions for the County of Oxford, and the ſame, or true Copies thereof, ſhall be taken to be good and effectual Evidence and Proof in any Court of Law or Equity whatſoever; and all Perſons may have Recourſe to the ſame gratis, and take Copies thereof, paying Sixpence for every One hundred Words, and ſo in Proportion for any greater or leſs Number of Words.

And it is hereby further enacted and declared, That upon Payment of such Sum or Sums of Money so to be adjudged for the Purchase of the said Premises, or any Part thereof, the Person or Persons intitled thereto shall make and execute, or procure to be made and executed, good, valid, and legal Conveyances, Assignments, and Assurances in the Law, to the said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty, of the said Premises, for which such Sum or Sums of Money were so awarded, and shall do all Acts, Matters, and Things necessary or requisite to make a good, clear, and perfect Title thereunto; and such Conveyances, Assignments, and Assurances shall contain all such reasonable and usual Covenants as shall, on the Behalf of the said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty, be required: And in case any Person or Persons, to whom such Money shall be awarded as aforesaid, shall not evince a Title to the said Premises to the said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty, and make, or procure to be made, good and legal Conveyances thereof, or shall refuse so to do, being thereunto required, such Sum and Sums of Money, so awarded as aforesaid, being ready to be paid to him, her, or them, on making such Title, and tendered for that Purpose; or in case the Person or Persons intitled to the Premises for which such Sum or Sums of Money shall be so awarded as aforesaid shall not be known; or in case that by reason of Disputes depending in any Court of Law or Equity, or for Defect of Evidence, it shall not appear to the said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty, or the Committee to be appointed as aforesaid, what Person or Persons is or are intitled to the Premises in question; that then, and in all and every or any such Case or Cases as aforesaid, it shall and may be lawful to and for the said Committee to order such Sum or Sums of Money, so awarded as aforesaid, as the Value of and Purchase-money for the said Premises, to be paid into the Bank of England for the Use of the Parties interested in the said Premises, to be paid to them, and each and every of them, according to their respective Estates and Interests in the said Premises, at such Times as the said Committee, or any Seven or more of them shall, by Warrant or Warrants under their Hands, order and direct; and the Cashier and Cashiers of the Bank of England, who shall receive such Sum and Sums, is and are hereby required to give a Receipt or Receipts for such Sum and Sums,

Upon Payment or Tender of the Money, Premises vested in the University and City.

mentioning and ſpecifying for what Premiſes, and for whoſe Uſe the ſame is or are received, to ſuch Perſon or Perſons as ſhall pay ſuch Sum or Sums into the Bank of England as aforeſaid; which Receipt or Receipts ſhall be entered on Record, and regiſtered among the Records of the Quarter-ſeſſions for the County of Oxford; and immediately on ſuch Payment and Regiſtry, all the the Eſtate, Right, Title, Uſe, Truſt, Property, Equity of Redemption, Claim and Demand in Law, and Equity of all and every Perſon and Perſons for whoſe Uſe ſuch Money was paid, of, in, to, from, and out of the ſaid Premiſes, or any Part thereof, ſhall veſt in the ſaid Chancellor, Maſters, and Scholars, and the ſaid Mayor, Bailiffs, and Commonalty; and they the ſaid Chancellor, Maſters, and Scholars, and the ſaid Mayor, Bailiffs, and Commonalty, ſhall be deemed in Law to be in the actual Poſſeſſion thereof, and to be ſeiſed thereof in Fee-ſimple, freed and diſcharged from all Claims, Demands, and Equity of Redemption, either at Law or in Equity, to all Intents and Purpoſes, as fully and effectually as if all and every Perſon and Perſons, having any Eſtate, Right, Title, Truſt, Intereſt, or Equity of Redemption, of, in, to, from, or out of the ſaid Premiſes, had actually conveyed the ſame by Leaſe and Releaſe, Bargain and Sale inrolled, Feoffment, with Livery of Seiſin, Fine and Recovery, or any other Conveyance whatſoever; and ſuch Payment ſhall not only bar all Right, Title, Intereſt, Equity of Redemption, Claim and Demand of the Perſon or Perſons, to whoſe Uſe ſuch Payment was made, but alſo ſhall extend to, and be deemed and conſtrued to bar the Dower and Dowers of the Wife or Wives of ſuch Perſon or Perſons, and all Eſtates, Tail and Remainders, as fully and effectually as a Fine or Recovery would do, or would have done, if levied or ſuffered by proper Parties in due Form of Law.

Purchaſe-Money of Truſt-eſtates to be laid out again.

And it is hereby further enacted and declared, That all and every Sum and Sums of Money to be paid to any Body Corporate or Collegiate, Corporation Aggregate or Sole, Feoffee or Feoffees in Truſt, Guardian, Committee, or other Truſtee or Truſtees, in purſuance of this Act, ſhall be by them reſpectively laid out in the Purchaſe of Lands, Tenements, and Hereditaments, and ſettled to and upon, and ſubject to ſuch Titles, Uſes, Truſts, Limitations, Remainders, and Contingencies, as the ſaid Lands and Premiſes ſo to be purchaſed by the ſaid Chancellor, Maſters, and Scholars, and the ſaid Mayor, Bailiffs, and Commonalty as aforeſaid, were ſettled, limitted,

mitted, and assured at the Time of such Sale so made respectively, and shall and may be held and enjoyed accordingly.

After Payment, the Committee impowered to convert the Premises into a Market.

And be it further enacted, That from and immediately after Payment made for the Lands and Hereditaments so to be purchased as aforesaid, it shall and may be lawful for the said Committee to enter upon the Premises so to be purchased, and every Part thereof, and to convert the same to be used as a Market as aforesaid.

If Part of a House, &c. wanted, for and of the Purposes of this Act, the Owner may oblige the Commissioners, &c. to purchase the Whole.

Provided always, and be it enacted by the Authority aforesaid, That if any Person or Persons, Body or Bodies Politick, Corporate or Collegiate, shall be applied to, by or on Behalf of the said Commissioners, or the said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty, to treat for, sell, dispose of, or convey, for any of the Purposes aforesaid, any Part or Parts of any House, Warehouse, Yard, or Ground, in the actual Occupation of One Tenant, or of several Tenants, and the Person or Persons, Body or Bodies Politick, Corporate or Collegiate, so applied to, shall, by Notice in Writing to be left at the Office of the respective Clerks, within Fourteen Days next after such Application, signify his, her, or their Inclination or Desire to treat for, sell, dispose of, and convey the Whole of such House, Warehouse, Yard, or Ground; then, and in every such Case, the Whole of every such House, Warehouse, Yard, or Ground, shall be deemed, taken, and held to be necessary to be purchased for effecting the Purposes of this Act: And if it shall happen that the said Commissioners, or the said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty, or their Committees, shall not think proper or be willing to purchase the Whole of such House, Warehouse, Yard, or Ground; then, and in every such Case, nothing in this Act contained shall extend, or be construed to extend, to compel the Owner or Owners, Occupier or Occupiers thereof, to treat for, sell, dispose of, or convey any Part of such House, Warehouse, Yard, or Ground; any Thing herein before contained to the Contrary thereof in any-wise notwithstanding.

Commissioners may sell overplus Lands, &c.

Provided also, and be it further enacted by the Authority aforesaid, That it shall and may be lawful, to and for the said Commissioners, or any Nine or more of them, at any Meeting, or the said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty, or any Person or Persons, in whom any House or Ground shall be vested by virtue of this Act, to let, sell, or dispose of, so much or such Parts thereof, as shall not be necessary for the Opening or Widening of any of the

said

said Streets, Lanes, Ways, Passages, or Places, or for and towards the erecting, establishing, and holding such New Market as aforesaid, to any Person or Persons, to and for such Use or Uses as they shall think proper, giving Preference to the Person or Persons of whom the same shall have been purchased, and to his, her, or their Heirs, Executors, and Administrators.

Powers of raising Money,

And, for raising a Sum of Money sufficient for the Payment of the Purchase of such Lands and Hereditaments, and other the Purposes of this Act, be it further enacted by the Authority aforesaid, That it shall and may be lawful

by borrowing not exceeding 5000 *l.*

to and for the said Committee, or any Seven or more of them, and they are hereby authorised and impowered to raise, borrow, take, and receive of and from any Person or Persons whomsoever, or any Body or Bodies Corporate or Politick whatsoever, who are willing to lend and advance the same, any Sum or Sums of Money, not exceeding in the Whole the Sum of Five thousand Pounds, for the Payment of such Purchase-money, and for such other Purposes as are herein before and herein after mentioned, and to set up and build all such Sheds, Stands, Stalls, and such other Erections, as shall be found necessary for constituting the said Market; or, if

or by granting Building Leases,

it shall be found to be more convenient and beneficial to let out such Grounds upon a Building Lease or Leases for the Purposes aforesaid, it shall and may be lawful for the said University or City, and they are hereby authorised and impowered to set and let out such Ground for the best Rent that can be gotten for the same, payable Quarterly, at or upon the Four most usual Feasts or Days of Payment in the Year, upon a Lease or Leases, for any Term or Terms not exceeding Sixty-one Years, to any Person or Persons who shall be willing to contract for and take the same, with proper Covenants binding him or them to build and set up all necessary Erections thereupon, for converting the same into a Market as

or by granting Annuities.

aforesaid; or, it shall and may be lawful to and for any Person or Persons to contribute, advance, and pay into the Hands of the said Committee, or any Seven or more of them, or such Person or Persons as they shall appoint, for the Uses before mentioned, any Sum or Sums of Money, not exceeding in the Whole the Sum of Five thousand Pounds, for the absolute Purchase of One or more Annuity or Annuities, to be paid and payable during the full Term of the natural Life of such Contributors respectively, or the natural Life of such other Persons as shall be nominated, by and on the Behalf of such respective Contributors, at the Time of Payment of their respective Contribution-monies; which Annuity

or

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or Annuities shall not exceed the Rate of Eight Pounds per Centum per Annum, for every One hundred Pounds, and so in proportion for any greater or less Sum to be advanced and paid as aforesaid; which Annuities shall be payable and paid in such Place in the said University or City, as the said Committee, or any Seven or more of them, shall for that Purpose appoint, by Four equal Quarterly Payments, the first Payment to begin and be made to the respective Purchasers and their Assigns at the Expiration of the First Quarter of a Year after Payment of their respective Purchase-monies; which Annuities shall be publickly sold by the said Committee, or any Seven or more of them.

Books to be provided, and Names of the Annuitants entered.

And it is hereby enacted, That there shall be provided by the said Committee, a Book or Books, in which shall be fairly written in Words at Length, the Names and Surnames, with the proper Additions and Places of Abode, of all such Persons who shall be Proprietors of any of the Annuities aforesaid; and of all Persons, by whose Hands the said Purchasers shall pay in any Sum or Sums of Money upon the Credit of this Act; and also the Sum so paid for the Purchase of such Annuities, and the respective Days of Payment thereof; to which Book and Books it shall be lawful for the said respective Purchasers and their Assigns, and to and for any Person or Persons liable to the Payment of Rates and Assessments in the said Parish, at all seasonable Times, to have Recourse and inspect the same without Fee or Reward.

Annuities to be for the Lives of Contributors, or such Persons as they shall nominate.

And it is hereby further enacted, That all and every the Contributor and Contributors upon the Credit of this Act, duly paying the Consideration or Purchase-money at the Rate aforesaid, for any such Annuity or Annuities as aforesaid, or such Person or Persons as he, she, or they shall appoint, his, her, or their respective Assigns, shall have, receive, and enjoy the respective Annuity or Annuities so to be purchased, during the Term of the natural Life of the Person to be nominated by each such Purchaser or Contributor as above mentioned; and that all and every such Purchaser and Purchasers, and their Assigns respectively, shall have good, sure, absolute, and indefeasible Estates and Interest in the Annuities so by them respectively to be purchased, according to the Tenor and true Meaning of this Act; and that none of the said Annuities shall be subject or liable to any Tax assessed upon Land by Authority of Parliament; and that every Contributor upon this Act, for the Purchase of any such Annuity or Annuities as aforesaid, his, her, or their Assigns, upon Payment of the Consideration or Purchase-

money for the same, at the Rate aforesaid, or any Part or Proportion thereof, into the Hands of the Committee, or such Person or Persons as they shall appoint, shall have One or more Receipt or Receipts, importing the Receipt of so much Purchase-money as shall be paid, and upon Payment of all the Purchase-money for any such Annuity or Annuities, every such Contributor, his, her, or their Assigns respectively, shall have an Order on Parchment or Vellum for Payment of the said Annuity or Annuities, for and during the natural Life of such Person as shall be nominated by such Contributor or Purchaser as aforesaid; which Order shall be signed by the said Committee, or any Seven or more of them; and after signing thereof, the same shall be firm, good, valid, and effectual in Law, according to the Purport and Meaning thereof, and of this Act.

Annuities may be assigned.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any Purchaser or Purchasers of any such Annuity or Annuities as aforesaid, and his, her, and their Executors, Administrators, and Assigns, at any Time or Times, by Writing under his, her, or their Hands and Seals, without any Stamp thereupon, to assign such Annuity or Annuities, or any Part thereof, or any Interest therein, to any Person or Persons whomsoever, and so toties quoties; and a Memorandum or Entry of all such Assignments shall be made in a Book, which is hereby required to be kept for that Purpose by or under the Inspection of the said Committee, which Entry or Memorandum shall be made gratis.

Annuities payable out of the Rents of the Market.

And be it further enacted by the Authority aforesaid, That all and every the Annuities, so to be purchased under and by virtue of this Act, shall be, and are hereby charged upon, and shall be paid and payable, from Time to Time, upon all Monies arising by the Rents and Profits of the Sheds, Stalls, Stands, and all other Buildings and Erections to be set up in and upon the said Plot or Piece of Ground to be set out and appointed for the Scite of the said Market; and if the same shall prove deficient to pay the Annuities charged thereupon as aforesaid, then, and in such Case, the said Deficiency shall, from Time to Time, be equally paid and supplied by the said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty.

Market vested in the University and City in Trust to pay all Debts incurred on account thereof,

And be it further enacted by the Authority aforesaid, That the Houses, Buildings, and Ground, to be purchased by virtue and under the Authority of this Act, for the Scite of the said Market as aforesaid, and all Sheds, Stalls,

Stalls, Standings, and other Erections to be built or set thereupon, and the Rents and Profits arising from the same, shall be, and are hereby vested in the said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty, and their Successors, for ever; and that they should stand seised thereof, in Trust, for the several Uses, Intents, and Purposes, herein after mentioned and declared, of and concerning the same; (that is to say,) The said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty, or the said Committee, or any Seven or more of them, shall, out of the First Monies to be borrowed or arising by granting of Leases, or the Sale of Annuities as aforesaid, or by any other Ways and Means under the Authority of this Act, pay off and discharge all Debts that shall be incurred by the Purchases of the said Plot or Piece of Ground, and the Houses and Buildings thereon, for the Erection of the said Market, and all such Charges and Expences as shall necessarily attend the erecting and constituting the same; and the Rents and Profits arising thereby shall be applied in paying the Annuity or Annuities to be granted to such Purchaser or Purchasers as aforesaid, so long as any of them shall live; and all such Savings as shall, from Time to Time, be made by the Death of any such Annuitants, shall, after the Discharge of all Debts accrued on account of the said Market, be vested in the said Chancellor, Masters, and Scholars, and the Mayor, Bailiffs, and Commonalty, equally, and the Savings, together with the Rents and Profits of the said Markets, after the Death of all such Annuitants, shall be and remain an Estate for the Use and Benefit of the said Chancellor, Masters, and Scholars, and the said Mayor, Bailiffs, and Commonalty, and their Successors for ever, equally, Share and Share alike. and afterwards equally between them.

And be it further enacted, That no Nomination, Appointment, Information, Deposition, Order, Judgement, Conviction, Warrant, Lease, Mortgage, Assignment, Transfer, or other Security, for the borrowing of Money, or any other Writing whatsoever, under the Hand and Seal or Hands and Seals of, or only signed by, any Commissioner or Commissioners for putting this Act in Execution, or any Lessee or Lessees of the said Tolls or Duties, or any Owner of any of the Securities aforesaid, or any Justice or Justices of the Peace, or exhibited before them, or any of them, touching, concerning, or in Execution of any Power or Authority hereby vested in them, or any of them respectively, shall be Writings to be without Stamps.

chargeed or chargeable with any Stamp or Duty whatsoever.

Method of recovering the Penalties imposed by this Act, where no Method before pointed out.

And be it further enacted, That all Penalties and Forfeitures by this Act imposed, the Manner of levying and recovering whereof is not hereby otherwise particularly directed, shall be levied and recovered by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of any One Justice of the Peace, for the said County or City of Oxford, which Warrant such Justice is hereby impowered to grant, upon the Confession of the Party or Parties, or upon the Information of any One or more credible Witness or Witnesses upon Oath, which Oath such Justice is hereby impowered to administer; and the Penalties and Forfeitures, when recovered, shall be paid to the Treasurer, or such other Person as the said Commissioners, at any Meeting, shall appoint for that Purpose, and be applied towards the Purposes of this Act; and in case sufficient Distress shall not be found, or such Penalties and Forfeitures shall not be paid forthwith, it shall and may be lawful to and for such Justice, and he is hereby authorised and required, by Warrant under his Hand and Seal, to cause the Offender or Offenders to be committed to the Common Gaol or House of Correction, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, nor less than Fourteen Days, unless such Penalties and Forfeitures, and all reasonable Charges, shall be sooner fully paid and satisfied.

Distress not irregular for want of Form.

And be it further enacted, That when any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress shall not be deemed to be unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers ab initio, on account of any Defect or want of Form in the Summons, Conviction, Warrant of Distress, or other Proceedings relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers ab initio, on account of any Irregularity which shall afterwards be done by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularity, shall and may recover full Satisfaction, for the special Damage, in an Action upon the Case: Provided that no Plaintiff or Plaintiffs shall recover in any Action or Actions for such Irregularity, unless a Notice in Writing shall be given Twenty-one Days before such Action shall be commenced, of such intended Action, signed by

Satisfaction for special Damage.

the

the Attorney for the Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiffs recover in such Action, if sufficient Tender of Amends hath been made to him, her, or them, or his, her, or their Attorney, by or on the Behalf of the Defendant or Defendants before such Action brought.

Proceedings not quashed for want of Form, or removable by *Certiorari*.

And be it further enacted, That no Order, Verdict, Assessment, Judgement, or other Proceeding made, touching or concerning any of the Matters aforesaid, or touching or concerning the Conviction or Convictions of any Offender or Offenders against this Act, shall be quashed or vacated for want of Form only, or be removed or removeable by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at Westminster; any Law or Statute to the Contrary thereof in any-wise notwithstanding.

Persons aggrieved may appeal to Quarter Sessions on Notice.

Provided always, and be it further enacted, That if any Person shall think himself or herself aggrieved by any Thing done in pursuance of this Act, for which no particular Method of Relief hath been already mentioned, such Person may appeal to the Justices of the Peace, at any General Quarter Sessions of the Peace to be held for the County or Place wherein the Cause of Complaint shall arise, and within Six Calendar Months after the Cause of such Complaint shall have arisen, such Appellant first giving Eight Days Notice at least, in Writing, of his or her Intention to bring such Appeal, and of the Matters thereof, to the Clerk or Treasurer to the said Commissioners, and within Four Days after such Notice, entering into a Recognizance before some Justice of the Peace for such County or Place, with Two sufficient Sureties conditioned to try such Appeal, and abide the Order of, and to pay such Costs as shall be awarded by the Justices at such Quarter Sessions; and the said Justices, at such Sessions, upon due Proof of such Notice being given as aforesaid, and the entering into such Recognizance, shall hear and finally determine the Causes and Matter of such Appeal in a summary Way, and award such Costs to the Parties appealing or appealed against, as the said Justices shall think proper; and the Determination of such Quarter Sessions shall be final, binding, and conclusive, to all Intents and Purposes,

Limitation of Actions.

Provided always, and be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any Thing done in pursuance of this Act, by Order of the said Commissioners or Committee, or such competent Number of them as is herein required, until Twenty-one Days Notice shall be thereof given to

the Clerk or Clerks to the said Commissioners, or Committee, or after sufficient Satisfaction or Tender thereof hath been made to the Party or Parties aggrieved, or after Six Calendar Months after the Fact committed; and every such Action or Suit shall be laid or brought in the County or Place where the Matter shall arise, and not elsewhere; and the Defendant and Defendants, in every such Action or Suit, shall or may, at his or their Election, plead specially, or plead the General Issue, and give this Act, and the Special Matter in Evidence, at any Trial to be had thereupon; and that the same was done in pursuance, and by the Authority of this Act: And if the same shall appear to be so done, or if such Action or Suit shall be brought before Twenty-one Days Notice shall be thereof given as aforesaid, or after a sufficient Satisfaction made or tendered as aforesaid, or after the Time limited for bringing the same as aforesaid, or shall be brought in any other County, then the Jury shall find for the Defendant or Defendants: And upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if upon Demurrer, Judgement shall be given against the Plaintiff or Plaintiffs, then the Defendant or Defendants shall recover Treble Costs, and have such Remedy for the same as any Defendant or Defendants hath or have in other Cases of Law.

General Issue.

Treble Costs.

Saving Clause. Provided also, and it is hereby further enacted, That nothing in this Act shall extend, or be deemed or construed to extend, to take away, diminish, or impede the Exercise of any Privilege or Right whatsoever of the said University, or of any of the Magistrates, Officers, Ministers, or Servants thereunto belonging, or of any Privilege or Right whatsoever of the said City, or of any of the Magistrates, Officers, or Servants thereunto belonging.

Publick Act. And be it further enacted, That this Act shall be deemed, adjudged, and taken to be a Publick Act; and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons whatsoever, without being specially pleaded.

The

The first SCHEDUDE to which this Act refers, containing an Account of the Ways and Streets to be paved, widened, and repaired, exclusive of the *Mile-ways*.

THE Street or Way leading from Magdalen Bridge to East Gate, called Bridge Street.

The Street or Way called the High Street, leading from thence to Carfax.

The Street or Way leading from Carfax to the new Turnpike Road to Witney, called the Butcher Row.

The Street or Way leading from the High Street near All Souls College to Broad Street.

The Street or Way called Broad Street, and the Street or Way leading from thence to the North Side or End of Baliol College.

The several Streets or Ways leading from the Roads on both Sides of Saint Giles's Church to Folly Bridge, and which are commonly called Saint Giles's, the Corn Market, Fish Street, and Saint Toll's; or by whatsoever other Name or Names the said Streets or Ways, or any or either of them, is or are called or known.

The second SCHEDULE to which this Act refers.

IN order to make good and convenient Roads of sufficient Width to the East End of Magdalen Bridge, to purchase such Houses, Buildings, Land, or Ground, near or adjoining to the Mile-ways there, as shall be necessary for that Purpose.

In order to rebuild and widen Magdalen Bridge.

To take down a Malt-house, or other Buildings, and the several Houses built upon or situate on the South and North Sides of the said Bridge, and such other Buildings as shall be necessary for rebuilding the said Bridge, and widening the Avenues leading thereto, and to purchase such Ground as shall be necessary for carrying off the Water from the said Bridge.

In order to open the Bridge Street, from the West End of Magdalen Bridge to the East End of the High Street.

To take down the House and other Buildings in the Physick Garden, and such other Houses, Buildings, and Walls, near Magdalen College, as shall be necessary for that Purpose.

To take down the East Gate, and such Houses and Buildings near or adjoining to it, on the South and North Sides of the said Street, and to purchase such Ground as shall be necessary to render the Street of an equal Width with the High Street.

In order to open the Street near Carfax,

To take down Carfax Conduit.

In order to open Butcher Row Street,

To take down such of the Houses and Buildings near to Carfax Church, on the North and South Sides, and also the Shambles in the Middle of the said Street, and purchase such Ground as shall be necessary for widening the said Street.

In order to open the Street at the North End of the Corn Market,

To take down the North Gate, and so much of the Prison called Bocardo, and such Houses and other Buildings on both Sides of the said Street, near Saint Michael's Church, and purchase such Ground as shall be necessary to widen the said Street.

In order to widen the Street from North Gate to Saint Giles's,

To take down the Houses and other Buildings, standing in the Middle of the Street on the North and South Sides of Saint Mary Magdalen Church, together with the Pound near the said Church.

In order to widen the Street at the End of Broad Street,

To take down the Wall on the South Side of Baliol College, and take in such Part of the Garden as shall be necessary.

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FINIS.