ANNO TRICESIMO TERTIO

Georgii III. Regis.

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Passage of Waggons and other Carriages from such Canal, will open a Communication with several considerable Iron Works, Collieries, Lime Stone Quarries, and extensive Tracts of Land, abounding with Iron Ore, Coal, Lime Stone, and other Minerals, in the said Counties, whereby the Carriage and Conveyance of Coal, Lime, Iron, Timber, and all Kinds of Merchandize, to and from the different Places bordering on or near the said intended Canal, and Rail Ways, or Stone Roads, will be greatly facilitated, and rendered less expensive than at present, and will tend greatly to improve the Lands and Estates near the said Canal, and the said Undertaking will in other Respects be of great publick Utility; but the same cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the 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 Henry Allen, Edward Allen, John Adams, John Allen, Thomas Arthur, His Grace the Duke of Beaufort, Hugh Bold, Henry Bird, Joseph Burnham, Jane Bosvile, Samuel Brindley, William Bagshott, the Right Honourable Earl Camden, Philip Champion Crespigny, Charles Cracroft, John Church, Christopher Chambre, John Cooke, William Charles Clerk, Richard Davies Clerk, Henry Davies, Richard Davies Clerk, William Davies Clerk, George Augustus Davies, Jonathan Dixon, Edward Davies, John Davy D. D. Thomas Davis, Thomas Dadford, Thomas Daniel, Hanbury Davies Clerk, Edmund Davies, Edmund Davies, Francis Davies, George Daubeney, Evan Evans, James Evans Clerk, John Edwards, Fredrick Fredricks, Sir Samuel Brudenell Fludyer, Baronet, George Fludyer, Thynne Howe Gwynne, David Griffith Clerk, John Gell, Thomas Guest, John Griffiths, James Gabb, James George, John Griffith, Samuel Homfray, Richard Hill, Samuel Hughes, Francis Hila, Edward Hughes Clerk, John Capel Hanbury, Capel Hanbury, Thomas Hooper, Thomas Hobbes M. D. John Hughes, Jeremiah Homfray, the Right Honourable Thomas Harley, Evan Herbert, Catherine Halfpenny, William Herbert, Charles Herbert, James Harvey, William James, Edward Jones, James Jones, Hugh Jones Clerk, Theophilus Jones, John Jones, Thomas Jones, Benjamin Jeffreys Clerk, Walter Jeffreys, Martha Jeffreys, Samuel Jones, John Jones, William Jones junior, David Jones, John Jones, Jervoise Clerke Jervoise, Charles James, Mary Jones, Thomas Jones, Gwenllian James, Theophilus

Proprietors Names.

Jones, William Jones, Ann Jenkins, William James, Mathew Kinſey, George Kemeys, Edward Loveden Loveden, John Lloyd, Thomas Longfellow, Thomas Bullock Lloyd, David Lloyd, James Lewis, Morgan Lewis, George Lewis, Richard Lewis, William Lygon, Thomas Lyſſon Clerk, Thomas Lewis, Charles Lewis, Francis Lewis Clerk, Edward Lewis Clerk, Frances Lewis, James Lewis, Richard Lucas, Thomas Leonard, Suſan Laroch, William Lewis, Sir Charles Morgan Baronet, Edward Morgan, Thomas Meredith, Thomas Maybery, John Morgan, Daniel Morgan, Thomas Morgan Clerk, Lancelot Morgan, Charlotte Morgan, Frances Maybery, Andrew Maund, Andrew Morgan, Henry Moſeley, Charles Morgan, David Morgan, David Morgan, William Morgan, William Morgan, Walter Morgan, Charles Morgan, Thomas Morgan, Daniel Morgan, William Morgan, Mary Milborne, Rachel Morris, John Morris, Francis Morgan, Benjamin Newton Clerk, Meſſieurs William and George North, John Needham, Mary Newton, the Right honourable the Earl of Oxford, Charles Ovens, Thomas Harcourt Powell, Charles Powell, Thomas Powell Clerk, Walter Powell, Samuel Pryce, John Powell, Charles Prichard, Charles Prichard junior, Henry Thomas Paine Clerk, William Price, Morgan Powell Clerk, John Powell, John Proſſer, Thomas Paine Clerk, John Peirce, Thomas Powell, Thomas Powell, Thomas Phillips, Philip Phillips, Iſaac Pratt, Hugh Powell, Thomas Prothero, Thomas Powell, Charles Powell, Edward Richards, Thomas Ranſom, William Raynalt, Eleanor Rogers, Richard Rowland, Jenkin Roſſer, Henry Skryne, Robert Saluſbury, John Scudamore, Thomas Stoughton, John Sparrow, Samuel Smith, Thomas Saluſbury, Thelwall Saluſbury, Lynch Saluſbury, John Scudamore junior, Thomas Straker, Charles Hanbury Saunders, Benjamin Thomas, David Tanner, William Tanner, Thomas Turner, William Thomas, Timothy Thomas, Owen Tudor, Thomas Tudor, Anne Vaughan, Philip Williams, Thomas Williams, Jeffreys Wilkins, Thomas Williams, Walter Watkins, William Wilkins, John Williams, William Williams, John Williams Clerk, William Wynter, William Williams, Robert Williams, Thomas Wilkins, Walter Wilkins, Meſſieurs Williams and Thomas, Philip Williams, David Williams, Robert Wynter, William Watkins, John Wood, Charles Wild, Elizabeth Wilkins, Frances Wilkins, David Williams, Henry Williams, Benjamin Waddington, John Hanbury Williams, William Ferdinand Hanbury Williams, Williams Addams Williams junior, John Addams Williams Clerk, Thomas

Adams Williams Clerk, Richard Williams, John Watkins, John Williams Clerk, John Williams Clerk, John Williams, John Williams junior, William Warner, William Walters, John Wood, John Williams, William Williams, William Yarnold, John Yarnold, and such other Person or Persons as they, or the major Part of them, assembled at any General Meeting to be held as herein-after mentioned, shall nominate and appoint, under their Hands and Seals, and their several and respective Successors, Executors, Administrators, and Assigns, being Proprietors of any Share or Shares in the Navigation and Undertaking hereby authorized to be made and carried on, shall be and they are hereby united into a Company for the carrying on, making, completing, and maintaining of the said Canal, according to the Rules, Orders, and Directions herein-after mentioned and expressed, and shall for that Purpose be One Body Politick and Corporate, by the Name of The Company of Proprietors of the *Brecknock* and *Abergavenny* Canal Navigation, and by that Name shall have perpetual Succession, and a Common Seal, and by that Name shall and may sue and be sued, and shall also have full Power and Authority to purchase Lands, Tenements, and Hereditaments, to them, their Successors, and Assigns, for the Use of the said Undertaking, without incurring any of the Penalties or Forfeitures of the Statutes of Mortmain; and also to sell and dispose of any of the said Lands, Tenements, and Hereditaments so purchased, and that it shall be lawful for the said Company of Proprietors, and they are hereby fully authorized and impowered, by themselves, their Deputies, Agents, Officers, Workmen, Servants, or Assistants, to make and keep navigable and passable for Boats, Barges, and other Vessels, a Canal from any Place at or near the Town of Brecknock, through the several Parishes of Saint John the Evangelist, Llanhamlach, Llanvrynach, Llanvigan, Llanthetty, Llangunider, Llangattock, Crickhowell, Llangenny, and Llannelly, in the County of Brecknock, and the several Parishes of Llanwenarth ultra Llanfoist, Llanellen, Llanover, Goytre, Llanvairkilgedin, Mamhilad, Trevethin, Llanvihangel, Pont y Moile, and Panteague, or some of them, in the County of Monmouth, to join and communicate with the Monmouthshire Canal in a certain Field in the said Parish of Panteague, belonging to and now in the Occupation of Thomas Stoughton Esquire, near Pont y Moile aforesaid; and also to make and maintain a Rail or Waggon Way, or Stone Road, from the said intended Canal, at or near a Place called Aberclydach,

Proprietors united into a Company.

Their Powers.

dach, in the said Parish of Llannelly, to any Place near certain Iron Works called Llangroiney Works, in the said Parish of Llangenny, so as the said Rail or Waggon Way or Stone Road shall not be carried nearer than Fifty Yards to such Works, and to make and maintain another Rail or Waggon Way, or Stone Road, from the said intended Canal, at or near the said Place called Aberclydach, by or near certain Iron Works called Llanelly Works, in the said Parish of Llanelly, to or near a certain Place called Waindew, in the said Parish of Llangattock Crickhowell, and to make and maintain another Rail or Waggon Way, or Stone Road, from the said intended Canal, at some convenient Place either in the said Parish of Llanfoist, or the said Parish of Llanwenarth, to or near the Town of Abergavenny aforesaid; and also from Time to Time to make and maintain such and so many other Rail or Waggon Ways, or Stone Roads, from the said Canal, and Rail or Waggon Ways, or Stone Roads, already described, and hereby authorized to be made, to any other Works or Manufactories already or hereafter to be established, or to any Coal Mines, Seams or Veins of Iron Ore, or other Minerals, Quarries of Lime Stone, Slate, Tile, or other Stones, Beds of Clay or Sand, or to any Town or other Place within the Distance of Eight Miles from the said intended Canal, or from any of the said Rail or Waggon Ways, or Stone Roads, herein-before described, or any of them respectively, as they the said Company of Proprietors shall think proper; and the said Company of Proprietors are hereby fully authorized and impowered, by themselves, their Deputies, Agents, Workmen, or Servants, to supply the said intended Canal whilst the same shall be making, and at all Times for ever after the same shall be made, with Water from all such Springs as shall be found in making the same, and from all Rivers, Springs, Brooks, Streams, and Watercourses whatsoever which are or shall be found within the Distance of Two thousand Yards from any Part thereof, or from any Reservoir or Reservoirs belonging thereto, to be made as after mentioned, nevertheless without Prejudice to any Mills, Works, Dwelling Houses, or Lands heretofore supplied with such Water, and for that Purpose to cleanse, scour, deepen, enlarge, or straighten any such Rivers, Brooks, Streams, or Watercourses, or any others which may come or be brought into the same respectively; and also to make One or more Reservoir or Reservoirs for the Purpose of supplying the said Canal with Water, and to make such and

and so many Feeders and Aqueducts, and to make, erect, and set up so many Weirs, Engines, and other Machines for supplying the said Canal and Reservoirs with Water, and for conveying Water from any such Reservoir or Reservoirs to the said Canal, or for any other Purpose necessary for the better making and maintaining of such Canal, as they the said Company of Proprietors shall from Time to Time think proper and expedient; and for the several Purposes aforesaid to enter into and upon the Lands of or belonging to any Person or Persons, Bodies Politick, Corporate or Collegiate whatsoever, and to survey and take Levels of the same or any Part thereof, and to set out and ascertain such Part or Parts thereof as they the said Company of Proprietors shall think necessary and proper for the making, completing, maintaining, improving, and using of the said Canal, Rail or Waggon Ways, or Stone Roads, and other Works and Conveniences hereby authorized to be made, and there to bore, dig, cut, trench, and sough, and also to remove, carry away, and take any Earth, Clay, Stone, Soil, Rubbish, Trees, Roots of Trees, Beds of Gravel or Sand, or any other Matters or Things whatsoever, which shall or may be dug or got in the making, or which may hinder, prevent, or obstruct the making, carrying on, maintaining, or repairing of such Canal, Reservoirs, Rail or Waggon Ways, or Stone Roads, and other Works respectively, or of such Feeders, Trenches, Passages, Aqueducts, and Watercourses as shall or may be necessary and proper to convey Water to or from the said Canal or Reservoirs respectively, according to the true Intent of this Act; and also to make, build, erect, and set up, in or upon the said Canal, and Rail or Waggon Ways, or Stone Roads respectively, or in or upon the Lands adjoining or near thereto, such and so many Bridges, Tunnels, Aqueducts, Sluices, Locks, Floodgates, Weirs, Pens for Water, Water Stanks, Drains, Wharfs, Quays, Toll Houses, Warehouses, Watch Houses, Landing Places, Weighing Beams, Cranes, Dry Docks, Fire Engines, or other Machines, Ways, Roads, and Conveniences, as and where the said Company of Proprietors shall think requisite and convenient, and from Time to Time to alter, repair, and amend, or discontinue the same, as shall be thought expedient and useful for the Purposes of the said Navigation and Undertaking, and for the carrying and conveying of Goods, Wares, Merchandizes, and other Things, to and from the said Canal, Rail or Waggon Ways, or Stone Roads respectively, and for the carry-

ing and conveying of all Manner of Materials necessary for the making, erecting, finishing, altering, repairing, amending, widening, or enlarging of the said Canal, Rail or Waggon Ways, or Stone Roads, and other Works respectively, and to place, lay, work, or manufacture any such Materials on the Lands near to the Place or Places where the said Works, or any of them, shall be carried on; and also from Time to Time to make, maintain, repair, and alter any Fences, Roads, or Passages over, under, or through the said Canal, Rail or Waggon Ways, or Stone Roads respectively, or the Tunnels, Aqueducts, Soughs, Trenches, Gutters, Watercourses, and Sluices respectively, which shall communicate with such Canal; and also to make, set out, and appoint such Towing Paths, Banks, Roads, and Ways, for the towing, haling, or drawing of Boats, Barges, and other Vessels passing in, through, or upon the said Canal, with Men, Horses, or otherwise, and such convenient Places for Boats, Barges, and other Vessels, to turn, lie, or pass each other, as the said Company of Proprietors shall think proper and expedient; and also to dig, take, and carry away, any Soil, Clay, Gravel, or Stone, which shall be proper, requisite, and convenient for the carrying on, repairing, and maintaining of the several Works aforesaid, or any of them, in or from the Lands of any Person or Persons adjoining or lying contiguous thereto; and also to construct, erect, set up, make, and do, all or any other Works, Matters, and Things whatsoever which they shall think requisite and necessary or convenient for the making, carrying on, compleating, repairing, improving, maintaining, and using of the said Canal, and the said Rail or Waggon Ways, or Stone Roads respectively, in pursuance and within the true Intent and Meaning of this Act, they the said Company of Proprietors, and their several Agents, Servants, and Workmen, doing as little Damage as may be in the Execution of the several Powers to them hereby granted, and from Time to Time making Satisfaction, in the Manner herein-after mentioned to the Owners or Proprietors of, and other Persons interested in, the Lands, Tenements, or Hereditaments, Waters, Watercourses, Brooks, or Rivers respectively, which shall or may be taken, used, removed, diverted, or prejudiced for the Purposes aforesaid, for all Damages to be by them respectively sustained by means or in consequence of the Execution of the Powers hereby given.

Power to make Inclined Planes, &c.

II. And be it further enacted, That if the said Company of Proprietors shall judge it expedient that Boats or

or other Vessels, Waggons or other Carriages, should be conveyed over or along any Part or Parts of the Line herein-before mentioned for making the said Canal, by Rollers, Inclined Planes, or in any other Manner than by Water, then and in such Case it shall be lawful for the said Company of Proprietors to cause any Rollers, Inclined Planes, or other Works to be made for that Purpose, at such Parts or Places in the said Line as they shall think proper, and the same shall be considered to be Part of the said Canal hereby authorized to be made, in like Manner as if such Parts or Places were made navigable.

But Houses or Buildings, Gardens, Parks, Paddocks, &c. not to be taken or injured.

III. Provided always, and be it further enacted, That nothing herein-before contained shall extend to authorize or impower the said Company of Proprietors, or any other Person or Persons, to take, use, injure, or damage any House or other Building, or any Ground which, upon the First Day of January One thousand seven hundred and ninety-three, was the Site of any House or other Building, or a Garden, Orchard, Yard, Park, Paddock, planted Walk, or Avenue to a House, or Lawn, or Pleasure Ground, inclosed or adjoining to a House, without the Consent of the respective Owners and Occupiers thereof, other than and except such as are particularly mentioned in the Schedule hereunto annexed or hereunder written; all which said Houses, Cottages, and other Buildings herein-before excepted, or any of them, it shall be lawful for the said Company of Proprietors to take or pull down, and to sell or otherwise dispose of the Materials thereof, as they shall think proper; and it shall also be lawful for them to take and make Use of the Sites of such Houses, Cottages, and other Buildings, and the said Yards, Orchards, and Gardens herein-before particularly mentioned and expressed, for the Purposes of the said Navigation and Undertaking, the said Company of Proprietors making Satisfaction to the several Owners and Occupiers of and Persons interested in such Houses, Cottages, and other Buildings, and such Yards, Orchards, and Gardens respectively, for the same, and for the Damages they shall respectively sustain thereby.

Map and Plan to be left with the Clerks of the Peace.

IV. And whereas the Line herein-before mentioned for making the said intended Canal, and the Lands through which the same is intended to be carried, are described on a Map or Plan, which, together with a Book of Reference, containing a List of the Names of the Owners or reputed Owners and Occupiers of such Lands, has been deposited for publick Inspection at the Office of the Clerk of the Peace for the County of Monmouth, and the like

Map

Map or Plan, and Book of Reference, have also been deposited for publick Inspection at the Office of the Clerk of the Peace of the County of Brecknock; be it therefore further enacted, That the before-mentioned Two Parts of the said Map or Plan, and Book of Reference, shall remain with the Clerks of the Peace of the said Counties of Monmouth and Brecknock respectively, and that all Persons shall at all seasonable Times have Liberty to inspect and peruse the same, and to take Copies thereof or Extracts therefrom at their Will and Pleasure, paying to the said respective Clerks of the Peace the Sum of One Shilling for every such Inspection, and after the Rate of Sixpence for every Two hundred Words of such Copies and Extracts of the said Book of Reference; and that the said Company of Proprietors, in making the said intended Canal, shall not deviate more than One hundred Yards from the Line or Course thereof described on the said Map or Plan, nor shall any such Deviation be made into, or carried through the Lands of any Person or Persons not named in the said Book of Reference, without the Consent in Writing of the Owners or reputed Owners of the Estates, Lands, or Grounds which may be affected by any such Diversion respectively, except as herein-after mentioned.

The Canal and Rail Ways not to deviate more than Two hundred Yards from the Line or Course described in the Plan, without Consent of the Land Owners.

V. Provided always, That no Advantage shall be taken of or against the said Company of Proprietors, or any Interruption be given to the making of the said intended Canal, on Account of any Error or Omission in the said Book of Reference.

No Advantage to be taken of Errors, &c.

VI. And be it further enacted, That the Lands to be taken or used for such intended Canal or any Navigable Cut to be made as herein-after mentioned, and the Towing Paths belonging thereto respectively, and the Ditches, Drains, and Fences to separate such Towing Paths from the adjoining Lands, shall not exceed Twenty-six Yards in Breadth, measured horizontally, except in such Places where any Dock, Bason, or Reservoir shall be made, or where the said intended Canal, or any such Cut, shall be raised higher, or cut more than Five Feet deeper than the present Surface of the Land, and except in such Places where it shall be judged necessary for Boats, Barges, and other Vessels to turn, lie, or pass each other, or where any Crane shall be erected, or where any Wharf shall be made for the landing or delivering of Iron, Lime, Lime Stone, Coals, Timber, or other Goods, Wares, Merchandizes, or Things, nor more than Eighty Yards in Breadth in any Place, except where the said

Width of the Canal and Towing Paths.

said Canal or any such Cut shall pass through or over any Common or Waste Lands.

When Roads are injured others to be made.

VII. Provided always, and be it further enacted, That in all Cases where, in Exercise of the Powers aforesaid, any Part of any Carriage or Horse Road, either publick or private, shall be found necessary to be cut through, taken, or so much injured as to be impassable or inconvenient for Travellers or Carriages, or the Persons entitled to the Use thereof, the said Company of Proprietors shall, at their own Expence, before any such Road shall be cut through, taken, or injured as aforesaid, cause a good and sufficient Carriage or Horse Road (as the Case may require) to be set out and made instead thereof, as convenient for Passengers and Carriages as the Road so to be cut through, taken, or injured as aforesaid, or as near thereto as may be, and shall cause the same to be put in good and substantial Order and Condition.

Bodies Politick, Corporate, and other incapacitated Persons, impowered to sell and convey Lands for the Purposes aforesaid;

VIII. And be it further enacted, That after any Lands, Tenements, or other Hereditaments shall be set out and ascertained as aforesaid, for the making of the said Canal, Rail or Waggon Ways, or Stone Roads, Wharfs, or any other of the Works and Conveniences hereby authorized to be made, it shall be lawful for all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants for Life, or in Tail, or for any other particular Estate or Interest in Possession, Husbands, Guardians, Trustees, and Feoffees in Trust for Charities or other Purposes, Committees, Executors, and Administrators, and all other Trustees whatsoever, not only for and on Behalf of themselves and their respective Heirs and Successors, but also for and on Behalf of the Person or Persons entitled in Remainder after them, if incapacitated, and for and on Behalf of their respective Cestuique Trusts, whether Infants, Issue unborn, Lunaticks, Idiots, Femes Covert, or other Persons, and to and for all Femes Covert who are or shall be seised, possessed of, or interested in their own Right, and to and for all and every other Person and Persons whomsoever who are or shall be seised, possessed, or interested of or in any Lands, Tenements, or other Hereditaments, which shall be so set out and ascertained as aforesaid, or which shall be taken or purchased by the said Company of Proprietors, pursuant to any of the Directions of this Act, or any Part thereof respectively, to contract for, sell, and convey unto the said Company of Proprietors, all or any Part or Parts of such Lands, Tenements, or other Hereditaments, which shall from Time to Time be so set out and

aſcertained as aforeſaid, or which ſhall be taken or purchaſed by the ſaid Company of Proprietors, purſuant to the Directions of this Act, either in Conſideration of a Sum of Money, at once to be paid for the ſame, or of an Annual Rent or Payment, to be charged and ſecured as herein-after mentioned; and that all Sales and Conveyances to the ſaid Company of Proprietors (except of Copyhold Eſtates) may be made and effected by a Deed in Writing, according to the following Form (videlicet);

I *A. B.* of [*or* we *A. B.* of and *C. D.* of] in Conſideration of the Sum of to me [*or* to us] paid [*or* in Conſideration of the Annual Rent of to me [*or* to us] to be hereafter yielded and paid] by the Company of Proprietors of the *Brecknock* and *Abergavenny* Canal Navigation, do hereby [ſeverally] grant, ſell, releaſe and convey [*or* ſell and aſſign, *if Leaſehold*] unto the ſaid Company, all [*deſcribing the Premiſes to be conveyed*], and all my [*or* our] Eſtate, Right, Title, and Intereſt, to and in the ſame, to hold to the ſaid Company for ever, [*or if Leaſehold, or for a particular Eſtate, ſtate the Term intended to be granted or aſſigned*], by virtue and according to the Intent and Meaning of the Act of Parliament, paſſed for making and maintaining the ſaid Canal: And I [*or* we] do hereby [reſpectively] warrant the ſaid Premiſes unto the ſaid Company of Proprietors for ever [*or* for the Term aforeſaid] againſt all Perſons whomſoever, and that free from all Incumbrances, [*or if Leaſehold*, ſubject to the Rent, Covenants, and Agreements on the Leſſee's Part to be paid, obſerved, and performed, *making the neceſſary Variations, according to the Circumſtances of the Caſe*]. In Witneſs whereof I [*or* we] have hereunto ſet my Hand and Seal, [*or* our Hands and Seals], the Day of in the Year

And that where, by making the ſaid Canal, or any Aqueduct for the Conveyance of Water thereto, the Lands of any Perſon or Perſons ſhall be ſeparated into ſmall Parcels, ſo as to render the Occupation thereof inconvenient, it ſhall be lawful for all ſuch Bodies Politick, Corporate, or Collegiate, Corporations, and other Perſon and Perſons whomſoever, who are or ſhall be ſeiſed, poſſeſſed of, or intereſted as aforeſaid of or in the ſame, by and with the Conſent of the Commiſſioners herein-after appointed, to be teſtified by Writing under their Hands and Seals, and atteſted by Two or more credible Witneſſes, to contract for, ſell, and diſpoſe of, or convey in Exchange

and with Conſent of Commiſſioners to ſell or exchange any Lands which may be ſo ſeparated as to render the Occupation thereof inconvenient.

Exchange for, or in lieu of other Lands or Hereditaments, all or any Part or Parts of such Lands as shall be so separated into small Parcels as aforesaid, either unto the said Company of Proprietors, or unto any other Person or Persons whomsoever, for such Price or Prices in Money, or for such Equivalent in Lands or other Hereditaments, or by Way of Annual Rent, as to the said Commissioners shall seem reasonable, and that all such Contracts, Agreements, Sales, Exchanges, Conveyances, and Assurances, as shall be made and executed for the Purposes aforesaid, shall be valid and effectual in Law to all Intents and Purposes whatsoever, any Law, Statute, Custom, or Usage to the contrary notwithstanding; and all such Conveyances and Assurances (other than such as concern any Purchase or Exchange between private Individuals), so to be made as aforesaid, shall, at the Expence of the said Company of Proprietors, be inrolled by the Clerk of the Peace for the County in which the said Lands shall respectively lie, and all Persons whomsoever shall have free Liberty to inspect such Inrollments, and take Copies thereof, and the same Inrollments, or true Copies thereof, shall be allowed to be good Evidence in all Courts whatsoever, for which Inrollments or Copies, the said Clerk of the Peace shall be intitled to receive the Sum of Sixpence for every Two hundred Words, and so in Proportion for any lesser Number of Words, and no more, and for every Inspection or Perusal of any such Inrollments One Shilling, and no more.

Deeds to be inrolled by the Clerks of the Peace.

Pieces of Land of certain Dimensions, shall be purchased by the Company, if required.

IX. And be it further enacted, That if, in making the said Canal, any Pieces or Parcels of Land shall be cut through and divided, so that what shall be left on each or either Side of the said Canal shall be less than One Acre in Quantity, or less than Fifty Yards in Breadth throughout the whole Length thereof, and if the Owner or Owners of any such Pieces or Parcels of Land shall not have any other Land adjoining or contiguous to what shall be so left on each or either Side of the said Canal, then, and in every such Case, the said Company of Proprietors shall and are hereby required to take and purchase the Piece or Parcel, or Pieces or Parcels of Land so to be left on each or either Side of the said Canal, being less than One Acre in Quantity, or less than Fifty Yards in Breadth throughout the whole Length thereof, as aforesaid, and shall pay for the same after the same Rate and in the same Manner as they shall pay for the Land adjoining thereto, which shall be taken and used for making the said Canal, provided the Owner or Owners,

ers, or the Person or Persons intitled to the Possession, or to the Rents and Profits of such small Pieces or Parcels of Land respectively, shall by Writing under their Hands, to be delivered to the Clerk or Treasurer to the said Company of Proprietors, require the said Company of Proprietors to take and purchase the same, and provided the said Commissioners shall, by Writing under their Hands and Seals, consent thereto, but not otherwise.

For preserving Copyhold Rights.

X. Provided always, and be it further enacted, That all Contracts, Agreements, Bargains, Sales, and Exchanges of or concerning any Lands, Tenements, or Hereditaments which shall be Copyhold, or of the Nature of Copyhold, shall be executed and completed by Surrender thereof in the respective Courts of the Manors whereof such Lands, Tenements, or Hereditaments shall be held, according to the Custom of the same Manors respectively, and such Lands, Tenements, or Hereditaments shall remain and continue subject to such and the same Fines, Rents, and Services as are due and payable, and of Right accustomed, in such and the same Manner as if this Act had not been made.

Commissioners.

XI. And be it further enacted, That all Persons residing in the Counties of Monmouth and Brecknock, or either of them, and seised of Estates, Freehold or Copyhold, or both, of the Value of One hundred Pounds per Annum, within the said Counties, or either of them, or possessed of the principal Sum of Three thousand Pounds in the Stocks or Publick Funds, or on Mortgages, Leases, Bonds, or special Securities for Money, shall be, and are hereby appointed Commissioners for the settling, determining, and adjusting all Questions, Matters, and Differences which shall or may arise between the said Company of Proprietors and the several Proprietors of, and Persons interested in any Houses or other Buildings, Lands, Tenements, or Hereditaments that shall or may be taken or affected or prejudiced by the Execution of any of the Powers hereby granted; and the said Commissioners are hereby impowered, by Examination of Witnesses upon Oath (which Oath the said Commissioners are hereby authorized to administer), and by any other lawful Ways and Means, by Writing under their Hands and Seals, to determine and adjust, from Time to Time, what Sum or Sums of Money shall be paid by the said Company of Proprietors, either by an Annual Rent or Payment, or by a Sum of Money in Gross, to and at the Election of such Bodies Politick or Corporate, Person or Persons respectively, who shall

shall be so intitled or interested as aforesaid, for the absolute Purchase of the Houses or other Buildings, Lands, Tenements or Hereditaments which shall be set out and ascertained, or intended to be taken or made Use of as aforesaid, for making the said Canal, and Rail or Waggon Ways, or Stone Roads, or any Part thereof, and other the Purposes of this Act, and also to adjust and determine what other distinct Sum or Sums of Money shall be paid by the said Company of Proprietors as a Recompence for any Damages which may or shall be sustained by such Bodies Politick or Corporate, or any other Persons, being Owners of or interested in any Houses or other Buildings, Lands, Tenements, or Hereditaments, for or by Reason of making, repairing, or maintaining the said Canal, and Rail or Waggon Ways, or Stone Roads, or any of the Works to be done in pursuance of this Act, or by the flowing, leaking, or oozing of the Water over or through the Banks of the said Canal, Reservoirs, Trenches, or Sluices, or over or through any Passages, Gutters, or Watercourses, which shall be made by virtue of this Act, for conveying Water to or from the said Canal, or by turning, diverting, or taking any Brooks, Springs, or Streams of Water into the said Canal, or by Reason or Means of exercising any other of the Powers given by this Act to the said Company of Proprietors, their Agents, and Workmen, in case such Price or Value, Damages and Recompence, respectively, cannot be settled, adjusted, and agreed for, by and between the said Company of Proprietors and such Proprietors of, and Persons interested in the said Houses or other Buildings, Lands, Tenements, or Hereditaments as aforesaid; and if the said Company of Proprietors, or any such Body Politick or Corporate, or other Person or Persons so interested or intitled as aforesaid, shall refuse to submit any such Matter to the Determination of the said Commissioners, or shall be dissatisfied with their Determination therein, or if any such Body Politick or Corporate, Trustees, or other Persons intitled or interested as aforesaid, shall refuse to receive, upon due Tender thereof made, such Purchase Money or Annual Rent, or such Recompence as shall be so determined to be paid, or shall, upon Notice in Writing given to the principal Officer or Officers of such Body Politick or Corporate, or to such Trustees or Persons respectively, or left at the Place or Places of his, her, or their Abode, or with the Tenant or Tenants, Occupier or Occupiers of such Houses or Buildings, Lands, Tenements, or Hereditaments, for the Space of Ten Days

next after such Notice, neglect or refuse to treat, or shall not agree with the said Company of Proprietors concerning the same, then, and in every such Case, the said Commissioners shall, and they are hereby impowered and required, from Time to Time, to issue a Warrant under their Hands and Seals, to the Sheriff of the County wherein such Houses or Buildings, Lands, Tenements, or Hereditaments shall be situate, or in case such Sheriff, or his Under Sheriff, shall be One of the said Company of Proprietors, or enjoy any Office of Trust or Profit under them, or shall be interested in the Matter in Question, then to the Coroner of such County, not interested as aforesaid, commanding such Sheriff or Coroner to impannel, summon, and return a Jury, and the said Sheriff or Coroner is hereby required accordingly to impannel, summon, and return a Jury of Twelve sufficient and indifferent Men, qualified according to the Laws of this Realm to be returned for Trials of Issues joined in His Majesty's Courts at Westminster, to appear before the said Commissioners at such Time and Place as in such Warrant shall be appointed, not being less than Nine or more than Twenty Days after such Warrant shall be served upon the said Sheriff or Coroner; and in case a sufficient Number of Jurymen shall not appear at the Time and Place appointed as aforesaid, the said Sheriff or Coroner shall return other honest Men of the Standers-by, or that can speedily be procured to attend that Service, qualified as aforesaid, to make up the said Jury to the Number of Twelve, and all Parties concerned may have their lawful Challenges against any of the said Jurymen, when they come to be sworn, but shall not challenge the Array; and the said Commissioners are hereby impowered to summon and call before them all and every such Person or Persons as shall be thought necessary to be examined as Witness or Witnesses touching the Matter in Question; and the said Commissioners may order and authorize the said Jury, or any Six or more of them, to view the Place or Matter in Controversy; and the said Jury, upon their Oaths, (which Oaths, and also the Oaths to such Person or Persons as shall be called upon to give Evidence, the said Commissioners are hereby impowered to administer), shall enquire of, assess, and ascertain the Money, or Annual Rent, to be paid for the Purchase of such Houses or other Buildings, Lands, Tenements, or Hereditaments, and the Recompence to be made for the Damages that shall or may be sustained as aforesaid, and the said Commissioners shall give Judgement for such

Purchase Money, Rent, or Recompence so to be assessed by such Jury, which said Verdict, and the Judgement thereupon pronounced as aforesaid, shall be signed by the said Commissioners, and shall be binding and conclusive to all Intents and Purposes, upon and against all Bodies Politick or Corporate, and all other Persons whomsoever; and if any such Sheriff or Coroner, or his Deputy or Agent, shall make Default in the Premises, he shall for such Offence forfeit the Sum of Twenty Pounds; and if any Person so summoned and returned as aforesaid upon any such Jury shall not appear, or shall in any Manner wilfully neglect his Duty, contrary to the true Intent of this Act, or if any Person so summoned to give Evidence shall not appear, or appearing shall refuse to be sworn or examined, or to give Evidence, every Person so offending, having no reasonable Excuse, to be allowed by the said Commissioners, shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds.

No Commissioners to act where interested, or holding Places of Profit.

XII. Provided always, and be it further enacted, That no Person shall act as a Commissioner in any Case in the Execution of this Act, during the Time of his holding any Place of Profit under the said Company of Proprietors, or their Successors, or during the Time of his being a Proprietor in the said Navigation and Undertaking, or in any Case where he shall be in anywise interested or concerned in the Matter in Question; nor shall any Person act as a Commissioner in the Execution of this Act (otherwise than in administering an Oath to the Effect following), until he shall have taken and subscribed such Oath before any One or more of the said Commissioners, who is and are hereby authorized and impowered to administer the same; (that is to say):

Commissioners to take an Oath.

I *A. B.* do swear, That I am truly and *bonâ fide* in the actual Possession or Enjoyment of the Rents and Profits of Freehold or Copyhold Lands, Tenements, or Hereditaments, or both, situate within the Counties of *Brecknock* and *Monmouth*, or One of them, of the clear yearly Value of One hundred Pounds, above Reprizes, [*or* possessed of or entitled to a Personal Estate to the Amount or Value of Three thousand Pounds, *as the Case may be*], and that I will truly and impartially, according to the best of my Skill and Knowledge, execute and perform the Powers and Authorities vested in me as a Commissioner by an Act, made in the Thirty-third Year of the Reign of King *George* the Third, intituled, [*Set forth the Title of the Act.*]

And

And if any Person hereby made incapable to act as a Commissioner in the Execution of this Act, shall nevertheless presume to act as such, every such Person shall, for every such Offence, forfeit the Sum of Fifty Pounds to the said Company of Proprietors, to be recovered, with full Costs of Suit, by Action at Law, in any of his Majesty's Courts of Record at Westminster, and such Person, so sued or prosecuted, shall prove that he is qualified as aforesaid, or otherwise shall pay the said Penalty, without any other Proof or Evidence on the Part of the Plaintiffs than that such Person hath acted as a Commissioner in the Execution of the Powers given by this Act: Provided nevertheless, that it shall be lawful for such of the said Commissioners who are or shall be in the Commission of the Peace for the said Counties of Brecknock and Monmouth, or either of them, to act as Justices of the Peace in the Execution of this Act, notwithstanding their being Commissioners.

Penalty on Persons for acting as Commissioners not being duly qualified.

Commissioners may nevertheless act as Justices of the Peace.

XIII. And be it further enacted, That no Meeting of the said Commissioners shall at any Time be had for putting in Execution any of the Powers or Authorities vested in them by virtue of this Act, (except in such Cases as are herein-before otherwise ordered and provided for), unless Fourteen Days previous Notice, at least, of the Time, Place, and Purpose of such intended Meeting shall be given and inserted in some Newspaper published or circulated in the said Counties, or in such other Manner as the said Company of Proprietors at any General Meeting shall direct or appoint; and that every Meeting of the said Commissioners by virtue of this Act shall be publick; and that no Act, Order, or Proceedings of the said Commissioners, or any of them, in or relating to any of the Matters and Things hereby meant to be submitted to their Decision and Determination, (except in such Cases as are hereby otherwise ordered and provided for), shall be valid, unless the same shall be done or made at a Meeting to be held in pursuance of this Act, and of the Directions herein contained; and that all and singular the Powers and Authorities hereby given to or vested in the said Commissioners, shall and may from Time to Time be exercised by the Majority of the Commissioners assembled at such Meetings respectively as aforesaid, the whole Number present at such Meetings respectively, not being less than Five; and at every such Meeting One of the said Commissioners present shall be appointed President or Chairman, who in case of

Meeting of Commissioners to be publick, and Notice thereof to be given.

Commissioners Powers not to be executed by less than Five.

of an equal Division of Voices, shall have the decisive or casting Vote.

General Meeting of Commissioners how to be called.

XIV. And be it further enacted, That upon any Application to be made by the said Company of Proprietors, or any Five or more of them, or by any Owner or Occupier of any Lands, Tenements, or Hereditaments to be affected by the said intended Canal, or Rail or Waggon Ways, or Stone Roads, or any of them, or any other of the Works hereby authorized to be made or carried on, unto any Three or more Persons qualified to act as Commissioners as aforesaid, requesting or desiring them to appoint a General Meeting of the Commissioners, it shall be lawful for such Persons so applied to, (although not assembled at a Meeting to be held by virtue of this Act), and they are hereby authorized and required, within Seven Days after such Request or Application made to them, to give Notice, in Manner aforesaid, of a General Meeting of the said Commissioners to be held at such Time and Place as shall be specified in such Notice, such Time not being less than Fourteen Days nor more than Twenty-one Days from the Day on which such Request shall be made to them as aforesaid, and the said Commissioners are hereby authorized and required to assemble at the Time and Place so to be appointed, in order to put this Act into Execution, and shall and may then adjourn themselves, and afterwards meet at such Time and Place as the said Commissioners shall think proper and expedient; and if it shall happen that there shall not appear at any Meeting which shall be appointed to be had or held by the said Commissioners, a sufficient Number of Commissioners to act at such Meeting, and to adjourn to any other Time, then and in such Case, and from Time to Time as often as the same shall happen, the Clerk to the said Commissioners shall and may, by publick Notice to be given in the Manner aforesaid, appoint the said Commissioners to meet at the Place where the last Meeting of the said Commissioners was appointed to be held, on that Day Three Weeks next after the Day on which such last Meeting was appointed to be held.

Meeting of Commissioners may be called notwithstanding the Adjournment of a General Meeting.

XV. Provided always, and be it further enacted, That it shall be lawful for any Three or more of such Persons so qualified to be Commissioners as aforesaid, and they are hereby impowered, although they shall not be assembled at any Meeting to be held by virtue of this Act, from Time to Time and at all Times upon such Request to them made as aforesaid, by Notice in Writing, signed

by them and published in the Manner herein-before mentioned, to summon a Meeting of the said Commissioners at such Time and Place as shall be mentioned in such Notice, for the settling and ascertaining such Damages as are herein directed to be settled and ascertained by the said Commissioners, or for any other of the Purposes of this Act, notwithstanding any Adjournment or Non-adjournment of the said Commissioners.

Meetings for determining Disputes, where to be held.

XVI. Provided also, That every Meeting of the said Commissioners for hearing and determining any Complaint, Controversy, Dispute, or Difference between the said Company of Proprietors and any other Person or Persons, shall be held within the County, and within Eight Miles of the Place where or respecting which such Complaint, Dispute, or Difference shall arise.

Commissioners to determine the Recompence for Lands and for Damages.

XVII. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and impowered, by Writing under their Hands (with the Consent of the Parties concerned) to determine and adjust from Time to Time what Sum or Sums of Money ought in their Opinion to be paid by the said Company of Proprietors, either by an Annual Rent or Payment, or by a Sum of Money in Gross, to and at the Election of such Bodies Politick, Corporate, or Collegiate, or other Person or Persons respectively who shall be so entitled or interested as herein-before mentioned, for the absolute Purchase of the Lands, Tenements, or other Hereditaments which shall be set out and ascertained, or intended to be used as aforesaid, for making the aforesaid Canal, Rail or Waggon Ways, or Stone Roads, and Towing Paths, or any Part thereof, or for other the Purposes herein mentioned, and also to determine and adjust what other separate and distinct Sum or Sums of Money ought, in the Opinion of them the said Commissioners, to be paid by the said Company of Proprietors as a Recompence for any Damages which shall or may at any Time or Times be sustained by such Bodies Politick, Corporate, or Collegiate, or other Person or Persons respectively, being Owners of or interested in any Lands, Tenements, Waters, or Hereditaments, by Reason of the making, repairing, or maintaining of the said Canal, and Rail or Waggon Ways, or Stone Roads, Towing Paths, or any of the Reservoirs, Aqueducts, Feeders, Drains, Back Drains, Trenches, Passages, Gutters, Watercourses, Roads, Ways, Sluices, or other Works hereby authorized to be made or carried on and maintained, or by Reason or Means of the flowing, leaking, or oozing of the Water

over or through the Bank of the said Canal, Reservoirs, Aqueducts, Feeders, Drains, Trenches, Passages, Gutters, and Sluices, or any of them, or the supplying the same or any of them with Water, or by not cleansing the said Watercourses, Trenches, or Passages, or by turning or diverting any Streams or Brooks into the same, or any of them, or by Reason or Means of the Execution of any other of the Powers hereby given to the said Company of Proprietors, their Agents, Servants, or Workmen, in case such Annual Rent or Sum in Gross, or such Damages and Recompence respectively, cannot be settled, adjusted, and agreed upon by and between the said Company of Proprietors, and such Owners of, or Persons interested in the said Lands, Tenements, Waters, or other Hereditaments as aforesaid; and if the said Company of Proprietors, for and on Behalf of themselves, or any such Body Politick, Corporate or Collegiate, Trustee or Trustees, or other Person or Persons so interested or entitled as aforesaid, for and on the Behalf of himself, herself, or themselves, or for and on the Behalf of their respective Cestuique Trusts, or of the Person or Persons entitled in Remainder after them as aforesaid, shall refuse to submit any such Matter to the Determination of the said Commissioners, or shall be dissatisfied with their Determination therein, and of such Dissatisfaction shall forthwith give Notice to the Commissioners making such Determination, or if any such Body Politick, Corporate, or Collegiate, Trustee or Trustees, or other Person or Persons entitled or interested as aforesaid, shall refuse to receive, upon due Tender thereof, such Purchase Money or Annual Rent, or such Recompence as shall be so adjusted and determined to be paid as aforesaid, or shall, for the Space of Twenty Days next after Notice in Writing shall be given to the principal Officer or Officers of such Body Politick, Corporate, or Collegiate, or to such Trustee or Trustees, or other Person or Persons respectively, or left at the last or usual Place or Places of his, her, or their Abode, or with the Tenant or Tenants, Occupier or Occupiers of such Lands, Tenements, or Hereditaments respectively, neglect or refuse to treat, or shall not agree with the said Company of Proprietors concerning the same, or by Reason of Absence shall be prevented from treating, or through Disability by Nonage, Coverture, or other Impediment, cannot treat for themselves, or make such Agreements as shall be expedient for promoting the said Canal, Rail or Waggon Ways, or Stone Roads, and other Works aforesaid, or shall not produce and evince a clear

If the Parties refuse to submit to the Determination of the Commissioners, and in other Cases, a Jury to assess and ascertain the Recompence and Damages.

clear Title to the Lands, Tenements, or Hereditaments which they are or shall be in Possession of, or to the Interest they claim therein, then and in any or either of such Cases, the said Commissioners are hereby impowered and required, from Time to Time, to issue a Warrant under their Hands and Seals to the Sheriff of the County in which the Matter in Question shall arise, or in Case such Sheriff or his Under-Sheriff shall happen to be One of the said Company of Proprietors, or enjoy any Office of Trust or Profit under them, or shall be otherwise interested in the Matter in Question, then to the Coroner of such County, not interested as aforesaid, commanding such Sheriff or Coroner to impannel, summon, and return a Jury, and the said Sheriff or Coroner is hereby required accordingly to impannel, summon, and return a Jury of Twelve sufficient and indifferent Men, qualified according to the Laws of this Realm to be returned for the Trial of Issues joined in His Majesty's Courts of Record at Westminster, to appear before the said Commissioners, or such of them as shall be assembled at such Time and Place as in such Warrant shall be appointed, not being less than Nine, nor more than Twenty Days after such Warrant shall be served upon the said Sheriff or Coroner; and in case a sufficient Number of Jurymen shall not appear at the Time and Place appointed as aforesaid, the said Sheriff or Coroner shall return other honest and indifferent Men of the Standers-by, or that can speedily be procured to attend that Service, being so qualified as aforesaid, to make up the said Jury to the Number of Twelve, and all Parties concerned may have their lawful Challenges against any of the said Jurymen, but shall not challenge the Array; and the said Commissioners are hereby impowered to summon and call before them all and every such Person and Persons as shall be thought necessary to be examined as Witness or Witnesses touching the Matters in Question, and the said Commissioners shall and may order and authorize the said Jury, or any Six or more of them, to view the Place or Places, or Matters in Controversy, and such Jury, upon their Oaths (which Oaths, as well as the Oaths to such Person or Persons as shall be called upon to give Evidence, the said Commissioners are hereby impowered to administer) shall enquire of, assess, and ascertain the Sum or Sums of Money, or Annual Rent, to be paid for the Purchase of such Lands, Tenements, or Hereditaments, and also what other separate and distinct Sum or Sums of Money shall

Witnesses may be summoned.

shall be paid by Way of Recompence for the Damages which shall or may be so sustained as aforesaid, and the said Commissioners shall give Judgement for such Purchase Money, Rent, or Recompence, so to be assessed by such Jury accordingly, which said Verdict, and the Judgement thereupon pronounced as aforesaid, shall be binding and conclusive, to all Intents and Purposes, against all Bodies Politick, Corporate, or Collegiate, and all other Persons whomsoever.

Penalty upon Sheriffs, Jurymen, and Witnesses making Default.

XVIII. And be it further enacted, That if any such Sheriff or Coroner, or his Deputy or Agent, shall make Default in the Premises, he shall for every such Offence forfeit the Sum of Twenty Pounds; and if any Person so summoned and returned upon any such Jury as aforesaid shall not appear, or appearing refuse to give his Verdict, or in any other Manner wilfully neglect his Duty, contrary to the true Intent of this Act, or if any Person so summoned to give Evidence, as aforesaid, shall not appear, or appearing shall refuse to be sworn or examined, or to give Evidence, then and in every such Case, every Person so offending, having no reasonable Excuse, to be allowed by the said Commissioners, shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds, nor less than Forty Shillings, for the Benefit of the Party in whose Behalf such Person was so summoned, to be levied by virtue of any Warrant or Warrants under the Hands and Seals of the said Commissioners, by Distress and Sale of the Goods and Chattels of the Person or Persons so offending, rendering to him or them the Overplus of the Money thereby produced, after such Penalty, and the Charges of such Distress and Sale shall be deducted.

Expence of Commissioners and Jury.

XIX. And be it further enacted, That where the Determination of the said Commissioners to be made as aforesaid shall be acquiesced in by both Parties concerned, then and in such Case, if the Determination shall be made for more Money to be paid as a Recompence or Satisfaction for any Lands, Hereditaments, or Property, or for any Damage which may be done to any Lands, Hereditaments, or Property whatsoever, than shall have been previously offered or tendered by or on the Behalf of the said Company of Proprietors, or if no Recompence or Satisfaction shall have been offered or tendered by them, or on their Behalf, in respect thereof, all the Expences of the calling and meeting of such Commissioners shall be defrayed by the said Company of Proprietors; but if the Determination shall not be made for more Money than shall have been previously

offered or tendered as aforesaid, the Expences of calling and meeting of such Commissioners shall be defrayed by the Person or Persons with whom the said Company of Proprietors shall have had such Controversy or Dispute; and where either of the said Parties concerned shall refuse to submit any such Matter as aforesaid to the Determination of the said Commissioners, or shall be dissatisfied with their Determination therein, then and in every such Case, if the Verdict of the Jury shall be given for more Money as a Recompence or Satisfaction as aforesaid, than shall have been previously offered or tendered by or on the Behalf of the said Company, or if no such Recompence or Satisfaction shall have been tendered by them, or on their Behalf, all the Expences of the calling and meeting of such Commissioners, summoning such Jury, and taking the Inquest, shall be defrayed by the said Company; but if the Verdict of the Jury shall not be given for more Money than shall have been previously offered or tendered as aforesaid, the Expences of the calling and meeting of such Commissioners, summoning such Jury, and taking the Inquest, shall be defrayed by the Person or Persons with whom the said Company shall have had such Controversy or Dispute; and all such Expences as aforesaid shall be settled by the said Commissioners present at such Meetings respectively, or the major Part of them; and the Expences which are herein-before directed to be paid by the Person or Persons with whom the said Company shall have had any Controversy or Dispute, shall and may be deducted out of the Money so to be determined or adjudged to be paid to such Person or Persons as aforesaid, as so much Money advanced to and for his, her, or their Use, and the Payment or Tender of the Remainder of the Money so to be determined or adjudged, shall be deemed and taken, to all Intents and Purposes whatsoever, to be a good Payment or Tender in Satisfaction of the Whole thereof.

Persons requesting a Jury to enter into a Bond to prosecute, &c.

XX. And be it further enacted, That all and every Person and Persons with whom the said Company of Proprietors shall have any such Controversy or Dispute, and who shall refuse to submit any such Matter as aforesaid to the Determination of the said Commissioners, or who shall be dissatisfied with their Determination thereof, shall, before the said Commissioners shall be obliged to issue out their Warrant for the summoning of such Jury, first enter into a Bond, with Two sufficient Sureties, to the said Company of Proprietors, in the Penalty of One hundred Pounds, to prosecute such his,

her, or their Complaint, and to bear and pay the Expences of the calling and meeting of such Commissioners, of summoning such Jury, and taking such Inquest, in case such Costs and Expences shall be payable by him, her, or them, by virtue of this Act.

Notice of Injury or Damage to be given to the Company before Complaint made to the Commissioners.

XXI. And be it further enacted, That the said Commissioners, or any of them, shall not be obliged to receive or take Notice of any Complaint to be made by any Person or Persons whomsoever, for any Injury or Damage by him, her, or them sustained or supposed to be sustained as aforesaid, unless Application be made in relation thereto by or on Behalf of such Person or Persons to the said Company of Proprietors, or to their Clerk or Treasurer, within the Space of Six Calendar Months next after the Time that such supposed Injury or Damage shall have been sustained, or the doing or committing thereof shall have ceased.

Proceedings of Commissioners shall be entered in a Book.

XXII. And be it further enacted, That all the Orders and Proceedings of the said Commissioners shall be regularly entered in a Book or Books, to be kept for that Purpose by their Clerk, which Book or Books shall be open at all seasonable Times for the Inspection of any Person or Persons interested in the said Proceedings, and desirous of seeing and examining the same, without Fee or Reward; and such Entries, being signed by such Number of the said Commissioners as are impowered by this Act to make such Orders or carry on such Proceedings respectively, shall be deemed Originals, and the same, or true Copies thereof, shall be admitted as Evidence in all Courts whatsoever; and that the said Commissioners at their First Meeting to be held pursuant to this Act, shall appoint such One out of Three Persons to be nominated for that Purpose by the said Company of Proprietors, as they the said Commissioners shall think proper, to be their Clerk, and shall and may from Time to Time remove any Person to be appointed their Clerk in pursuance of this Act, and on such Removal, or in case any such Clerk shall die or quit the said Employment, the said Company of Proprietors shall, within the Space of Fourteen Days after Notice in Writing for that Purpose to be given by any Three or more of the said Commissioners (although not assembled at a Meeting) to the Clerk to the said Company of Proprietors, nominate Three other Persons, and give Notice thereof unto the said Commissioners, and the said Commissioners shall and may appoint One of the said Three last mentioned Persons to be their Clerk; and every such Clerk shall be paid for his Care, Expence,

Clerk to Commissioners how to be appointed.

and

and Trouble in the Execution of his Office by the said Company of Proprietors; and every such Clerk who shall be removed or quit the said Employment, or the Executors or Administrators of any such Clerk who shall die, shall immediately thereupon produce and deliver up to any Three or more of the said Commissioners, all Books, Accounts, Papers, and Writings whatsoever relating to the Execution of the said Office, which shall be then in his or their Custody or Power.

Clerks to Commissioners to deliver up Books, &c. when removed.

XXIII. And be it further enacted, That upon Payment of such Sum or Sums of Money in Gross, or giving Security which shall be approved of by the said Commissioners for the Payment of such Annual Rent or Rents as shall be so contracted and agreed for between the Parties, or determined and adjusted by the said Commissioners, or assessed by a Jury as aforesaid, for the Purchase of any such Lands, Tenements, or Hereditaments as aforesaid, to the Owner or Owners thereof, or other Person or Persons entitled to receive such Money or Rent respectively, or upon legal Tender of such Money, or Tender of such Security respectively, to such Owner or Owners, or other Person or Persons, or the principal Officer or Officers of any Body Politick, Corporate or Collegiate, at any Time after such Money or Rent shall have been so agreed for, determined, or assessed, or if such Owners or other Persons cannot be found or ascertained, or shall refuse to accept such Money, or the Security for such Rent, or in case it doth not appear to whom the same ought to be paid or given, then upon Payment or Delivery thereof to such Person or Persons as the said Commissioners shall by Writing under their Hands appoint, for the Use of, and to be paid or delivered upon Demand, without Fee or Reward, to such Owners or Persons respectively as aforesaid, then and in such Case, but not before, it shall be lawful for the said Company of Proprietors, and their Agents, Servants, and Workmen, immediately to enter upon such Lands, Tenements, or Hereditaments respectively, and to dig, cut, trench, sough, and remove Earth, Stones, Rubbish, Trees, Roots of Trees, and other Obstructions, and do all other Matters and Things necessary and proper for the making, using, maintaining, and repairing of the said Canal, and Rail or Waggon Ways, or Stone Roads, and the Towing Paths on the Side of the said Canal, and other the Works and Conveniences aforesaid, in or upon such Lands, Tenements, or Hereditaments respectively, and thereupon to make, erect, carry on, complete, repair, and maintain such Canal,

On Payment of Purchase Money, or giving Security for Annual Rent, the Company may enter and proceed with their Works.

Rail

Rail or Waggon Ways, or Stone Roads, Towing Paths, and other Works and Conveniences respectively, as they the said Company of Proprietors shall think fit, and to have, use, and enjoy such Lands, Tenements, or Hereditaments, to and for their own Use and Benefit, for the Purpose of the said Canal, Rail or Waggon Ways, or Stone Roads, and other Works.

Determinations of Commissioners and Verdicts of Juries to be recorded, and thereupon the Lands to vest in the Company.

XXIV. And be it further enacted, That all Determinations of the said Commissioners which shall be submitted to and acquiesced in by the Parties concerned, and also the Verdicts of the Juries, and the Judgement of the said Commissioners thereon, as aforesaid, shall with all convenient Speed be transmitted to, and shall be kept by the respective Clerks of the Peace amongst the Records of the Quarter Sessions of the Peace for the said Counties of Brecknock and Monmouth respectively, as the Case shall appear, and shall be deemed Records to all Intents and Purposes, and the same, or true Copies thereof, shall be allowed to be good Evidence in all Courts whatsoever, and all Persons shall have free Liberty to inspect the same, paying for each Inspection the Sum of One Shilling, and also to take Copies thereof, paying for every Copy at the Rate of Sixpence for every Two hundred Words; and that immediately after the Payment of such Sum or Sums of Money in Gross, or the Delivery of such Security for the Payment of such Annual Rent or Rents as aforesaid, and after such Determinations, Verdicts, Judgements, and other Proceedings of such Commissioners and Juries shall be so transmitted to the said respective Clerks of the Peace as aforesaid, the said Lands, Tenements, or Hereditaments so purchased as aforesaid, and all the Estate, Right, Title, Interest, Use, Trust, Property, Claim and Demand, in Law or Equity, of the Person or Persons for whose Use such Money or Rent shall be paid or secured as aforesaid, in, to, and out of the same, shall vest in the said Company of Proprietors, and they shall respectively be deemed in Law to be in the actual Possession and Seisin thereof to all Intents and Purposes whatsoever, as fully and effectually as if any Person having any Estate or Interest therein had actually conveyed the same to them by any legal Conveyance whatsoever, and such Payment or Security shall not only bar all Right, Title, Interest, Claim, and Demand of the Person or Persons to or for whose Use the same shall be made or given, but also shall bar the Dower of the Wife of every such Person respectively, and all Estates Tail, and other Estates and Interest in Possession, Remainder, or otherwise against the

Iſſue of ſuch Perſon or Perſons, and againſt all Infants, Femes Covert, and all and every other Perſon or Perſons whomſoever, having or claiming any Right, Title, Eſtate, or Intereſt therein, either in Law or Equity.

Compenſation to be made for Tithes.

XXV. And be it further enacted, That full Recompence and Satisfaction ſhall be made by the ſaid Company of Proprietors for all the Tithes, both great and ſmall, of the Lands which ſhall be taken or made uſe of by them for the Purpoſes of this Act, to the ſeveral Perſons who are now entitled or at any Time hereafter might have become entitled to ſuch Tithes, according to their reſpective Intereſts therein, ſuch Tithes to be eſtimated at the Average Value of the Four Years commencing at Michaelmas-day One thouſand ſeven hundred and eighty-eight, and ending at Michaelmas-day One thouſand ſeven hundred and ninety-two, ſuch Value to be aſcertained (in caſe of any Difference concerning the ſame) in like Manner as the Value of any other Lands or Hereditaments are herein-before directed to be aſcertained.

Purchaſe Money belonging to Corporations, &c. to be laid out in other Lands, to be ſettled to the ſame Uſes.

XXVI. And be it further enacted, That out of all Sums of Money which are to be paid to any Bodies Politick, Corporate or Collegiate, Corporations Aggregate or Sole, Feoffees in Truſt, Executors, Adminiſtrators, Husbands, Guardians, Committees, or other Truſtees whatſoever, for or on the Behalf of any Infants, Lunaticks, Idiots, Femes Covert, or other Ceſtuique Truſts, or to any Perſon or Perſons whoſe Lands or Eſtates are limited in ſtrict Settlement, for the Purchaſe of, or for the Damage to be done to any Lands, Tenements, or Hereditaments, for the Purpoſes or by virtue of the Powers herein-before or herein-after contained, there ſhall in the firſt Place be allowed and paid to any Leſſee or Tenant of ſuch Lands, Tenements, or Hereditaments, ſuch Sum or Sums of Money as in the Judgement of the ſaid Commiſſioners ſhall be equal in Value to the Right and Intereſt therein of ſuch Leſſee or Tenant reſpectively, and that the Reſidue of the Monies to be paid for ſuch Purchaſe or Damages as aforeſaid, in caſe the ſame ſhall amount to the Sum of Twenty Pounds, or upwards, ſhall be laid out as ſoon as conveniently may be by ſuch Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Feoffees in Truſt, Executors, Adminiſtrators, Husbands, Guardians, or Committees, or other Truſtees, Perſon or Perſons as aforeſaid, in the Purchaſe of Lands, Tenements, or Hereditaments in Fee Simple, which ſhall be conveyed to or to the Uſe of ſuch Bodies Politick, Cor-

porate, or Collegiate, Corporations Aggregate or Sole, or such other Person or Persons as aforesaid, and for such Estates, and to, for, upon, and subject to such Uses, Trusts, Limitations, Remainders, and Contingencies as the Lands, Tenements, or Hereditaments for or in respect whereof such Monies shall be so paid as aforesaid, were limited, settled, and assured at the Time such Monies were so agreed for, ascertained, or assessed respectively as aforesaid, or to, for, upon, and subject to such and so many of them as shall be then existing or capable of taking Effect, such Conveyances and Settlements respectively to be made at the Expence of the said Company of Proprietors; and in the mean Time, and until such Purchase or Purchases shall be made, the said Monies, and also such other Sum or Sums of Money to be paid for the Purchase of Lands or Hereditaments, which after the Allowance and Payment aforesaid shall not amount to the Sum of Twenty Pounds, shall be placed out by such Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, or other Person or Persons as aforesaid, in some of the Publick Funds, or on Government or Real Securities, in the Names of Two or more Persons to be nominated by the Party or Parties interested therein, and to be approved of by the said Commissioners, and the Interest arising or to be produced from such Funds or Securities, as well as the Annual Rent to be paid for such Lands, Tenements, or Hereditaments, for the Purchase whereof a Rent shall have been fixed upon as aforesaid, shall from Time to Time go and belong, and be paid to such Person or Persons respectively, as would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments purchased by the said Company as aforesaid, in case such Purchase had not been made pursuant to the Tenor and Meaning of this Act.

Commissioners may settle the Proportions of Purchase Monies between particular Parties.

XXVII. And be it further enacted, That it shall be lawful for the said Commissioners to settle what Shares and Proportions of the Purchase Money or Recompence for Damages as aforesaid, shall be allowed to any Lessee or Tenant, or other Person, having a particular Estate, Term, or Interest in any Lands, Tenements, or Hereditaments, for his, her, or their respective Interest therein.

The Company may pay Purchase Monies to Mortgagees of Lands purchased, if required.

XXVIII. Provided always, and be it further enacted, That in case any Lands, Tenements, or Hereditaments, to be taken and used for the Purposes of this Act, shall happen to be in Mortgage to any Person or Persons, it shall

shall be lawful for the said Company of Proprietors, upon Application being made to them by the Mortgagee or Mortgagees thereof for that Purpose, to pay such Sum or Sums of Money as shall have been so agreed for, adjusted, or assessed as aforesaid, for the Purchase of, or for the Damage done to such Lands, Tenements, or Hereditaments in Mortgage, in Part of the Principal Money which shall be due thereon, unto such Mortgagee or Mortgagees, his, her, or their Executors or Administrators: Provided always, That upon Receipt of such Sum or Sums, such Mortgagee or Mortgagees shall acknowledge the Receipt thereof, by an Indorsement to be made upon the Back of such Mortgage or Mortgages, and signed by such Mortgagee or Mortgagees, in the Presence of One or more credible Witness or Witnesses, in Satisfaction of so much of the Principal Money due upon such Mortgage or Mortgages.

Monies to be paid for Damages how to be recovered.

XXIX. And be it further enacted, That in case of Default or Refusal of Payment by the said Company of Proprietors of such Sum or Sums of Money, and at such Time, and in such Manner as shall be awarded or assessed for Recompence for Damages of any Kind by virtue of this Act, it shall be lawful for the said Commissioners, assembled at a Meeting to be held as aforesaid, or the major Part of them, and they are hereby authorized and required, under their Hands, to appoint One or more Person or Persons (from whom the said Commissioners so assembled, or the major Part of them, shall take a proper Security) to collect and receive the Rates and Tolls by this Act imposed, or any of them, and therout, in the First Place, to pay all such Damages so to be awarded or assessed as aforesaid, and the Costs (if any) occasioned by such Default or Refusal of Payment thereof, together with legal Interest for the same, to be computed from the Time such Damages shall be awarded or assessed, and also the Costs and Expences of collecting and receiving the said Rates and Tolls, and the Money so to be received by such Person or Persons shall be, and is hereby declared to be, as so much Money received to and for the Use of the Person or Persons who shall be entitled to receive such Satisfaction for Damages as aforesaid, in Order and Course, respectively, as such Award or Assessment shall be in Priority of Time; and after such Damages, Interest, and Costs shall be paid and satisfied, the Power and Authority of such Receiver or Receivers, for the Purposes aforesaid, shall cease and determine, or otherwise the Party or Parties so aggrieved shall and may recover such Sum or Sums of Money so

to be awarded or assessed, and which shall not be paid as aforesaid, with Interest and Costs for the same, by Action at Law, in any of his Majesty's Courts of Record at Westminster, or in the Court of Great Sessions for the County of Brecknock, if the Cause of Action shall there arise, against the said Company of Proprietors, with full Costs of Suit; or otherwise, it shall be lawful for the said Commissioners, assembled at a Meeting to be held as aforesaid, or the major Part of them, in case such Damages, Interest, and Costs shall not be satisfied and paid within the Space of Three Calendar Months after such Damages shall be awarded or assessed as aforesaid; on Complaint to them by and on the Behalf of the Person or Persons sustaining such Damages, to issue their Warrant, under their Hands and Seals, to the Sheriff of the County, authorizing and requiring him to levy and raise such Damages, Interest, and Costs as aforesaid, by Distress and Sale of the Goods and Chattels of the said Company of Proprietors, together with such reasonable Charges as the said Commissioners shall, in such Warrant or Warrants, direct and appoint.

Annual Rents to be paid for Lands, charged on the Rates.

XXX. And be it further enacted, That such Annual Rents as shall be agreed upon, or settled and ascertained to be paid for any Freehold Lands or Hereditaments taken for the Purposes of this Act, as aforesaid, shall be deemed a Freehold Estate of Inheritance issuing out of the said Canal, and shall be charged on the Rates and Tolls hereinafter granted to the said Company of Proprietors, and shall be paid by them as the same shall become due and payable; and in case any such Annual Rent shall be in Arrear and unpaid for the Space of Twenty-one Days next after the same shall respectively become due and payable, it shall be lawful for the said Commissioners, by an Order under their Hands, to appoint One or more Person or Persons to receive the said Rates and Tolls, and to pay the same to such Person or Persons to whom such Annual Rent or Rents so in Arrear shall be due, the said Commissioners taking such Security from every such Collector for the due and faithful Execution of his Office, as they shall judge proper and sufficient, and every Person so appointed shall be deemed a Collector of the said Rates and Tolls, and shall have the like Powers and Authorities for collecting the same, as if he had been appointed a Collector of the said Rates and Tolls by the said Company of Proprietors, until such Annual Rent or Rents so in Arrear, with the Costs and Charges of recovering and receiving thereof, shall be fully satisfied and paid; or such Person or Persons to whom such Annual

nual Rent or Rents shall be due and owing, may sue for and recover the same, with Costs of Suit, by Action of Debt in any of His Majesty's Courts of Record at Westminster, or in the Court of Great Sessions for the County of Brecknock, if the Cause of Action shall there arise; or otherwise, it shall be lawful for such Person or Persons, and he and they is and are hereby impowered to seize and distrain any Boats, Barges, or Vessels, Waggons, Carriages, or other Goods and Effects of the said Company of Proprietors, which shall be found on the said Canal, or on the said Rail or Waggon Ways, or Stone Roads, or in, upon, or about the Wharfs, Quays, Warehouses, or other Works belonging to the said Company, and to detain the same until Payment of such Rent or Rents, together with the reasonable Charges attending such Distress; and if any such Distress shall not be redeemed within Five Days after the same shall be taken, and Notice thereof given in Writing, by affixing such Notice on some publick Place at any of the Wharfs, Quays, or Toll Houses belonging to the said Company of Proprietors, then such Boats, Barges, or Vessels, Waggons, Carriages, or other Goods or Effects so distrained, shall and may be appraised and sold, in such Manner as the Law directs, in Cases of Distress for Rent.

Coals, &c. found in digging the Canal, to be laid upon the Land adjoining for the Benefit of the Owners.

XXXI. And be it further enacted, That all Coals, Lime Stone, Iron Stone, and other Minerals, which shall be found and dug up in making the said Canal, or any other Works hereby authorized to be made, shall be laid upon the Surface of the Land, in some convenient Place near the same, at the Expence of the said Company of Proprietors, and it shall be lawful for the Persons in whose Lands such Coals, Lime Stone, Iron Stone, and other Minerals shall be found and dug up, to take, carry away, and dispose of the same to and for their own Use and Benefit; and that it shall be lawful for the Proprietors of any such Mines of Lime Stone, Iron Stone, and other Minerals, which shall or may be discovered or cut in any Tunnel or Aqueduct which shall be made by virtue of this Act, to make a Sough or Drain, to water or drain the remaining Part of such Mines or Minerals, and to discharge the Water arising or flowing from the same into such Tunnel or Aqueduct, provided that such settling Places be made at convenient Distances in every such Sough or Drain, as shall be approved and directed by the said Company of Proprietors, or their Engineer, and that the same shall be cleansed, as often as shall be necessary, at the Expence of the Person or Persons to whom the same shall belong,

Regulations as to working Mines belonging to private Persons under or near the Canal.

in order to prevent the Mud and Earth from being conveyed into such Tunnel or Aqueduct, and provided that such Part of the Sough or Drain as shall be under or within the Distance of Twenty Yards from such Tunnel or Aqueduct, on either Side thereof, shall not exceed Four Feet in Breadth, and that the same shall be made under the Direction and Inspection of some Engineer belonging to the said Company of Proprietors, and that no Owners or Proprietors of any Mines or Minerals, or their Workmen or Servants, or other Persons, shall open or carry on any Works for digging, getting, or discovering such Mines or Minerals, under any Tunnel or Aqueduct to be made by virtue of this Act, or within Twenty Yards of the same, without the Consent of the said Company of Proprietors, and that no Water shall be taken or drawn off lower than the Level of the Water in the said Canal, by any Works to be made for getting such Coals, Lime Stone, Iron Stone, or other Minerals, within Twenty Yards of any such Tunnel or Aqueduct, unless such Water shall be returned into the said Canal through such Tunnel or Aqueduct, and that no Owner or Proprietor of any Mines or Minerals, or his Workmen or Servants, or other Persons whomsoever, shall on any Account open, dig, sink, or carry on any Work for the getting of Coal, Lime Stone, Iron Stone, or other Mineral, under or within the Distance of Ten Yards from the said Canal, or any Reservoir or Towing Path, to be made as aforesaid (except as herein-after mentioned) without the Consent of the said Company of Proprietors, in Writing under their Common Seal, for that Purpose first had and obtained.

Owners of such Mines may make Gate Ways, &c. at certain Distances, and of certain Dimensions.

XXXII. Provided always, That when any Mine of Coal, Iron Stone, or other Mineral, or any Vein thereof, shall extend beyond the Limits herein-before allowed for working of the same, it shall be lawful for the Owners of any such Mine, without any such Consent as aforesaid, from Time to Time to make sufficient and necessary Gate Ways, Head Ways, or Tunnels, and also sufficient and necessary Air and Water Gutters on each Side of such Gate Ways, Head Ways, or Tunnels, under the said Canal and Towing Paths, and under any Ground where such Owners are restrained from opening, digging, sinking, or carrying on any Work for the getting such Coal, Iron Stone, or other Minerals, beyond such Limits as aforesaid, so as such Gate Ways do not exceed Seven Feet in Height or Breadth, and so as such Head Ways or Tunnels do not exceed Six Feet in Height or Breadth, and so as such Air and Water Gutters

Gutters on both Sides of such Gate Ways, Head Ways, or Tunnels, do not exceed Twenty Inches in Height or Breadth, and so as all such Gate Ways and Head Ways be not made nearer together than Ten Feet, any Thing herein-before contained to the contrary thereof notwithstanding.

If Mines near the Canal are worked contrary to the Act, the Company may enter and secure the Canal at the Expence of the Owner of the Mine.

XXXIII. And, for the better discovering of Persons who shall open or carry on any Work for getting of Coals, Iron, or other Minerals contrary to the Directions of this Act, be it further enacted, That it shall be lawful for the said Company of Proprietors, by themselves, their Agents, or Servants, from Time to Time, and at all Times hereafter, to enter upon any Lands through or near which the said Canal, Towing Paths, Reservoirs, or other Works hereby authorized to be made, shall be or pass, and wherein any Coal, Iron, or other Mineral or Mine shall or may be dug or opened, and likewise to enter into such Coal Pits or other Mines, and there to view, search, measure, latch, and use any other Means for ascertaining the Distance of the said Canal, Towing Paths, Reservoirs, or other Works, from the working Parts of such Mines; and in case it shall appear that any such Mine hath been worked, or any such Coal, Iron, or other Mineral got contrary to the Directions of this Act, it shall be lawful for the said Company of Proprietors, their Agents, Servants, or Workmen, at the Costs and Charges of the Owner of such Mine, to enter into and upon such Mine, and from Time to Time to use all necessary and reasonable Ways and Means for repairing, supporting, sustaining, securing, and making safe the said Canal, Towing Paths, Reservoirs, and other Works, such Costs and Charges to be recovered by the said Company of Proprietors, in case of Nonpayment thereof upon Demand, by Action of Debt or on the Case, in any of his Majesty's Courts of Record at Westminster, or in his Majesty's Court of Great Sessions for the County of Brecknock, if the Cause of Action shall there arise.

Owners of Mines under or near the Canal, desirous of working the same, to give Notice to the Company, who shall make Satisfaction in Case they refuse their Consent to the working the same.

XXXIV. Provided always, and be it further enacted, That when and as often as the Owner of any Mine of Coal, Iron, Lime Stone, or other Minerals, lying under or within the Distance herein-before limited from the said Canal, or any Towing Path, Reservoir, or other Work to be made in pursuance of this Act, shall be desirous of working the same, then, and in every such Case, such Owner shall give Notice in Writing under his Hand, of such Intention, to the Clerk to the said Company of Proprietors, at least Six Calendar Months before

before he shall begin to work such Mine, and upon the Receipt of such Notice, it shall be lawful for the said Company of Proprietors to inspect, or cause such Mine to be inspected, in order to determine what Coal, Iron, or other Minerals may be come at and be actually gotten, without Prejudice or Damage to the said Canal, or any such Towing Path, Reservoir, or other Work as aforesaid, and if the said Company of Proprietors shall refuse or neglect to inspect such Mine, or cause the same to be inspected within the Space of Thirty-one Days after Receipt of such Notice, then it shall be lawful for the Owner of such Mine, and he is hereby authorized, to work such Part of the said Mine as may be under the said Canal, or any such Towing Path, Reservoir, or other Work as aforesaid, or within the Distance aforesaid; and if upon such Inspection as aforesaid, the said Company of Proprietors shall refuse to permit the Owner of such Mine to work any such Part thereof as may be under the said Canal, or any such Towing Path, Reservoir, or other Work as aforesaid, or within the Distance aforesaid, or in any other Manner obstruct or prevent such Owner from getting the same, then, and in such Case, the said Company of Proprietors shall, within Three Calendar Months after such Refusal or Obstruction as aforesaid, pay or cause to be paid to such Owner a Price for the same, after the like Rate as the next adjoining Mines of equal Quality shall have been really and bona fide sold for, or be estimated or valued at; and if any Question or Dispute shall arise between the said Company of Proprietors and the Owner of any such Mine, his or her Heirs, Executors, or Administrators, touching the same, the Matter of such Question or Dispute shall be settled and determined by the said Commissioners, or shall be subject to the Verdict of a Jury, if required, in such and the same Manner as the Value of the Lands to be purchased for the making of the said Canal, or other Works, is herein-before directed to be settled and ascertained; and in Default of Payment of such Money, the said Commissioners are hereby impowered and required, by Warrant under their Hands and Seals, to cause the same to be levied by Distress and Sale of the Goods and Chattels of the said Company of Proprietors which shall be found upon the said Canal, or in or upon any Wharfs, Quays, or Warehouses adjoining to or near the same, belonging to the said Company, to and for the Use of the Owner of such Mine, his or her Executors or Administrators, as the Case may be; or otherwise such Owner, his or her Executors or Administrators,

may sue for and recover the same, with full Costs of Suit, by Action of Debt, in any of His Majesty's Courts of Record at Westminster, or in His Majesty's Court of Great Sessions for the County of Brecknock, if the Cause of Action shall there arise.

Millers to put up or down Cloughs when required by the Company.

XXXV. And be it further enacted, That if any Miller, or Owner or Occupier of any Mill, upon or near the Line of the said intended Canal, do or shall, at any Time whilst the said Canal is making or necessarily repairing, upon Twelve Hours Notice given by the said Company of Proprietors, or any Person or Persons employed as their Clerk or Agent, neglect or refuse either to draw and keep up or open, or to shut or put down, and keep shut or put down, any Clough or Cloughs, or any Sluice or Sluices belonging to such Mill, and which shall be thought necessary, in the Judgement of any Engineer to the said Company, to be opened or shut, and kept open or shut respectively, for the better making or repairing of the said Canal, and the Works necessary for that Purpose, every Person so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds.

If Millers be not satisfied with Recompence offered by the Company, Commissioners to determine the same.

XXXVI. Provided nevertheless, That the said Company of Proprietors shall forthwith make or tender full Recompence and Satisfaction for the Stoppage or Hindrance of working the Wheel or Wheels of any such Mill, by Means of such drawing up or opening, or putting down or shutting such Clough or Cloughs respectively, and in Default of such Tender being forthwith made by the said Company of Proprietors as aforesaid, or if any such Miller, Owner, or Occupier, shall deem the Recompence or Satisfaction so tendered to be insufficient, then and in such Case, it shall be lawful for the said Commissioners, and they are hereby authorized, on Complaint to them made by any such Miller, Owner, or Occupier, to settle and ascertain the Damages sustained by him, and the Recompence to be made for the same, in like Manner as other Damages are herein directed to be ascertained.

Towing Paths, &c. to be fenced off from adjoining Lands.

XXXVII. And be it further enacted, That the said Company of Proprietors shall, at their own proper Costs and Charges, divide and separate, and keep constantly divided and separated, the said Towing Paths on the Sides of the said intended Canal, and the Trenches, Feeders, and Aqueducts, to be made by virtue of this Act, or such Parts of such Trenches, Feeders, and Aqueducts, and in such Manner, as shall be thought necessary by the said Commissioners, from the Lands adjoining

to such Towing Paths, Trenches, Feeders, and Aqueducts respectively, with good and sufficient Posts, Rails, Hedges, Ditches, or other Fences, to be set or made on the Lands which shall be purchased by, or conveyed to, or vested in the said Company as aforesaid; and also shall, at their own Costs and Charges, make, erect, and set up, and from Time to Time maintain and support in good Repair, such and so many convenient Gates and Stiles upon and across the said Towing Paths, and in and through the Hedges and Fences to be by them so made on the Sides of such Towing Paths as aforesaid, and also such Bridges, Arches, Culverts, Drains, or Passages, over, under, or by the Side of, or into the said Canal, and the Feeders, Trenches, and Watercourses communicating therewith, at such Places, and of such Dimensions, and in such Manner as the said Commissioners shall from Time to Time judge necessary and appoint (in case there shall be any Dispute about the same) for the Use of the Owners and Occupiers of the Lands or Hereditaments adjoining to such Canal, Trenches, Streams, Watercourses, and Towing Paths, and of all Persons who now have, or hereafter may have, a Right to any Way over or through the Lands which shall be used for making the said Canal, Trenches, Streams, Watercourses, or Towing Paths, or any of them respectively; and that the said Company of Proprietors shall also make such proper and convenient Watering Places for Cattle, where by Means of the said Canal or other Works, hereby authorized to be made, Cattle shall have been deprived of the Watering Places which they were heretofore accustomed to drink and water at; and at all Times supply the same with Water, in such Manner as the said Commissioners (in case of any Dispute about the same) shall direct; and also that the said Company of Proprietors shall, whenever the Works to be made in pursuance of this Act shall interfere with any River or Watercourse heretofore used for supplying any Mills, Dwelling Houses, or watering any Farms or Lands near, contiguous, or adjoining to the said intended Canal or Works, convey and secure to such Mills, Dwelling Houses, Farms, and Lands respectively, all such Water for the Use of such Mills and Dwelling Houses, and for watering such Farms and Lands; and the said Company of Proprietors shall not make the said Canal, or any Trench or Watercourse in or across any common Highway, publick or Bridle Way, or Foot Way, until they shall, at their own proper Charges, have made and perfected such Bridge or Bridges over, or other convenient

Gates and Stiles to be erected on Towing Paths, &c.;

and Bridges, &c. to be erected by the Company.

Company to secure a sufficient Supply of Water to Mills, Dwelling Houses, and for watering Farms.

convenient Passages through, or Arch or Arches under the said Places where the said Canal, Trenches, or Watercourses respectively, shall be intended to be made, of such Dimensions, and in such Manner as the said Commissioners shall adjudge proper; and all such Gates, Stiles, Fences, Bridges, Arches, and other Conveniences to be made by the said Company of Proprietors, for the Purposes aforesaid, either with or without the Direction of the said Commissioners, shall from Time to Time be supported, maintained, and kept in sufficient Repair by the said Company of Proprietors, and in case it shall be found necessary to alter or widen any Arch or Arches now existing, for the Purposes of the said Navigation, the same shall afterwards be repaired from Time to Time, at the joint and equal Expence of the Person or Persons now liable to repair the same, and of the said Company of Proprietors.

In Case of Failure to fence off Towing Paths, and make Bridges, &c. Owners of Lands adjoining may do the same at the Company's Expence.

XXXVIII. And be it further enacted, That in case the said Company of Proprietors, or their Agents, shall omit to make, erect, and set up such Fences on the Sides of the said Towing Paths, Trenches, Feeders, and Aqueducts, and such Gates and Stiles in and over the said Fences and Towing Paths, or such Bridges, Arches, or Passages over, under, or through the said Canal, Trenches, Streams, and Watercourses, as aforesaid, or to make such Watering Places for Cattle, as herein-before directed for the Use and Convenience of such Persons as herein-before mentioned, and of such Dimensions, and in such Manner as the said Commissioners shall from Time to Time direct and appoint, (in case there shall be any Dispute about the same), or to maintain or support such Fences, Gates, Stiles, Bridges, Arches, and Watering Places, when erected, set up, and made or altered as aforesaid, for the Space of Three Calendar Months next after the Times to be appointed for those Purposes by the Commissioners, then and in every such Case, it shall be lawful for every or any of the said Owners or Occupiers of the said adjacent Lands, and every other Person or Persons who shall find themselves, himself, or herself aggrieved by any such Failure or Neglect, to make and set up such Fences, Gates, Stiles, Bridges, Arches, Passages, Watering Places, and other Conveniences, as the said Commissioners shall have before directed or appointed to be made, erected, and set up by the said Company of Proprietors as aforesaid, and to maintain, repair, and support the said Fences, Gates, Bridges, Stiles, Arches, Passages, Watering Places, and other Conveniences, from Time to Time

as

as Occasion shall require, and all the reasonable Costs and Charges thereof, to be settled and allowed by the said Commissioners, shall be repaid to the Person or Persons who shall make, erect, or repair the said Fences, Gates, Stiles, Bridges, Arches, Passages, Watering Places, or other Conveniences, by the said Company of Proprietors, within the Space of Twenty Days next after the same shall have been so settled and allowed, and an Account and Demand shall have been delivered and made thereof to any One of the Committee of Proprietors to be appointed by virtue of this Act, as hereinafter mentioned, or to the Clerk to the said Company, and in Default of Payment of the said Costs and Charges within the Time aforesaid, it shall be lawful for the said Commissioners, and they are hereby required, by Warrant under their Hands and Seals, to levy the said Costs and Charges by Distress and Sale of the Goods and Chattels of the said Company of Proprietors, to and for the Use of such Person or Persons who shall have so laid out and expended the same as aforesaid, rendering to the Company of Proprietors, or to some of their Agents, the Overplus (if any) after deducting the reasonable Charges of making such Distress and Sale, to be settled by the said Commissioners; or otherwise, every or any of the said Owners or Occupiers of Lands, or other Person or Persons aforesaid, who shall have made, erected, set up, or repaired any such Fences, Gates, Stiles, Bridges, Arches, Watering Places, or other Conveniences, by virtue of the Powers hereby given, shall and may sue for and recover such Costs and Charges against the said Company of Proprietors, by Action of Debt or on the Case, in any of His Majesty's Courts of Record at Westminster, or in the Court of Great Sessions for the County of Brecknock, if the Cause of Action shall there arise.

Owners or Occupiers may erect Bridges, &c. at their own Expence, if not satisfied with those erected by the Company.

XXXIX. And be it further enacted, That if the Owners or Occupiers of any Lands through which the said intended Canal, Trenches, Feeders, and Aqueducts shall be made, or any other Person or Persons having a Right to a Way or Passage over such Lands, shall at any Time or Times hereafter be of Opinion that the several Gates, Stiles, Bridges, Arches, Passages, Watering Places, and other Conveniences which shall have been made by the said Company of Proprietors, either with or without the Directions of the said Commissioners, in, upon, over, under, or through the said Canal, Trenches, Feeders, and Aqueducts, or the Towing Paths thereof, are insufficient, either in Number or

Situation, for the commodious Use and Occupation of the respective Lands on both Sides, or on either Side of the said Canal, Trenches, Feeders, and Aqueducts respectively, and shall either not chuse to apply to the said Commissioners, in Manner herein-before directed, in order to have the supposed Evil removed, by making or erecting One or more additional Gate or Gates, Bridges, Arches, or other Conveniences, or by the altering of the Form or Situation of the present ones, at the Expence of the said Company of Proprietors, or shall apply to the said Commissioners as aforesaid, but without Success, then and so often, and in any such Case, it shall be lawful for such Owners and Occupiers of the said Lands, or such other Person or Persons as aforesaid (with the Consent and Approbation of the Committee of Proprietors herein-after appointed, upon Request made to them for that Purpose, or in case of their Refusal for the Space of Ten Days after such Request, then with the Consent and Approbation of the said Commissioners) to make, fix, and erect, at their own Costs and Charges, such Gates, Stiles, Bridges, Arches, Passages, Watering Places, or other Conveniences, on, in, over, or near the said Canal, Trenches, Feeders, Watercourses, and Towing Paths, in such Places as shall be found and adjudged most necessary and convenient for the better Use, Cultivation, Improvement, or Occupation of the said Lands, and to repair and support the same, respectively, at their own like Costs and Charges, as Occasion shall require, so as the Navigation or Passage of, in, or upon the said Canal, Trenches, Feeders, Aqueducts, or Towing Paths, respectively, be not prevented or obstructed thereby, for any longer Space of Time, or in any other Manner than the same will necessarily be by any of the other Gates, Stiles, or Bridges to be made or erected by, in, or over the same by the said Company of Proprietors as aforesaid, and so as no greater Damage or Injury be thereby done to any of the said Works of the said Company, than will be necessarily done by the said other Gates, Stiles, or Bridges to be made or erected by themselves as aforesaid.

The Company to make and cleanse Drains, &c. to convey Water from adjoining Lands.

XL. And be it further enacted, That the said Company of Proprietors shall, at their own proper Costs and Charges, make or cause to be made such Arches, Tunnels, Drains, or other Passages over, under, or into the said Navigable Canal, hereby authorized to be made, and the Trenches, Streams, and Watercourses communicating therewith, and the Towing Paths on the Sides thereof,

of such Depth and Breadth as shall be sufficient at all Times to convey the Water from the Lands adjoining or lying near the said Canal, without obstructing or impeding the same, and shall likewise make, or cause to be made, such back Drain or Drains as shall be necessary and sufficient to carry off any Water which may ooze or pass through any of the Banks of the said Canal, to the Prejudice of any of the Lands contiguous thereto, and that all such Arches, Tunnels, Drains, and other Passages, shall from Time to Time be supported, maintained, and kept in good and sufficient Repair by the said Company of Proprietors; and if, at any Time or Times after One Calendar Month's Notice shall have been given in Writing by or on the Behalf of the Owner or Occupier, Owners or Occupiers of the said adjacent Lands, who shall find himself, herself, or themselves aggrieved by the Obstructions of any such Watercourses, to the said Company of Proprietors, or their Clerk, the said Arches, Tunnels, Drains, or other Passages, shall not be made, cleansed, repaired, and maintained according to the true Intent and Meaning of this Act, it shall be lawful for the Person or Persons, having an Order in Writing for that Purpose from the said Commissioners, from Time to Time, as often as there shall be Occasion, to make, cleanse, and repair such Arches, Tunnels, Drains, or other Passages, and the reasonable Costs and Charges thereof, to be ascertained by the said Commissioners, shall be defrayed by the said Company of Proprietors, and in case of Refusal or Neglect to satisfy the same for the Space of One Calendar Month after Demand thereof made upon their Treasurer, such Costs and Expences shall and may be recovered and levied in such and the same Manner as the Costs and Charges of making and erecting Bridges, and other Works, by the Owners and Occupiers of Lands, are herein-before appointed and directed to be recovered and levied, provided the Owner or Occupier of the Lands adjoining or lying contiguous to the said Canal, shall, at the Time of giving such Notice to the said Company, or their Clerk as aforesaid, have his own Ditches, Drains, Passages for Water, and Watercourses, leading to or from the said Canal, Trenches, Drains, and Passages for Water belonging to the said Company, sufficiently cleansed and opened to convey the Water to and from the same: Provided also, That nothing herein contained shall extend to enforce the admitting of any Water arising from sudden Floods, or Land Floods, into the said Canal, which may injure the said Navigation.

XLI. And

Company may cleanse adjoining Ditches and Drains at the Expence of the Owners, if neglected by them.

XLI. And be it further enacted, That if at any Time the Ditches and Drains belonging to the Owner or Occupier of any Lands adjoining or lying contiguous to the said Canal, shall not be sufficiently open for the free Passage of the Water from the Drains, Weirs, Culverts, and Passages belonging to the said Canal, and the same shall not be remedied within One Calendar Month after Notice for that Purpose given to such Owner or Occupier, by the Clerk of the said Company of Proprietors, it shall be lawful for the said Company of Proprietors, having an Order in Writing for that Purpose from the said Commissioners, as often as there shall be Occasion, to order and procure to be opened and cleansed such Ditches and Drains as aforesaid, and the reasonable Expence thereof (to be ascertained and allowed by the said Commissioners) shall be repaid to the said Company of Proprietors by such Owner or Occupier; and in case of Refusal to satisfy the same for the Space of Three Calendar Months after Demand made thereof, the same shall and may be recovered in such Manner as any Penalties are by this Act directed to be recovered.

For repairing Damages occasioned by Floods, and preventing further Damage from the same.

XLII. And whereas it may happen from Floods, or some unexpected Accidents, that the said Canal, Locks, Weirs, Flood Gates, Dams, Banks, Trenches, Aqueducts, or other Works belonging to the said Company of Proprietors, may be damaged or destroyed, and the adjacent Lands thereby endangered or damaged, and it shall be necessary the same should be immediately repaired or rebuilt to prevent further Damage; be it therefore enacted, That when and so often as any such Accident shall happen, it shall be lawful for the said Company of Proprietors from Time to Time, or their or any of their Servants, Agents, or Workmen, without any previous Application to the said Commissioners, and without any Delay or Interruption from any Person or Persons whomsoever, to enter into any Lands adjoining or near to the said Canal, Trenches, Aqueducts, or other Works, or any of them, not being the Land whereon any House stands, or an Orchard, Park, Paddock, Garden, or planted as a Nursery for Trees, or an Avenue to a House, and to dig for, get, work, take, carry away, and use all such Stones, Gravel, and other Materials as may be necessary or proper for the Purposes aforesaid, without any previous Treaty whatsoever with the Owner or Owners, Occupier or Occupiers of, or other Person or Persons interested in such Lands, or any of them, doing thereby as little Damage as the Nature of the Works will admit of, and making Recompence to the Person or Persons sustaining the

the same, within the Space of Three Calendar Months next after the same shall be demanded, for all Damages which may be done by Means of the digging for, getting, working, carrying away, and using such Stones, Gravel, and Materials, or any of them, which Damages, and the Satisfaction and Recompence to be made in respect thereof, shall be adjusted, assessed, ascertained, settled, and determined, by the Ways and Means herein-before prescribed with respect to any other Damages done in the making and completing of the said Navigation.

The Company impowered to raise a certain Sum for the Expences of the Act, and carrying on the Undertaking.

XLIII. And, to the End that the said Company of Proprietors may be enabled to execute the said Undertaking, be it further enacted, That it shall be lawful for the said Company of Proprietors to raise and contribute amongst themselves, in such Proportions as to them shall seem meet and convenient, such Sum or Sums of Money for the making, carrying on, and completing of the said Canal, Rail or Waggon Ways, or Stone Roads, Reservoirs, Aqueducts, Quays, Wharfs, and other Works and Conveniences hereby authorized to be made, as shall be adjudged sufficient, not exceeding in the Whole the Sum of One hundred thousand Pounds (except as herein-after is mentioned), and that the same shall be divided into such Number of Shares as herein-after directed, at a Price not exceeding One hundred Pounds per Share, and that no Person subscribing to or becoming a Proprietor in such Navigation, shall become a Proprietor of less than One Share, or more than Fifty Shares, either in his own Name, or in the Name or Names of any other Person or Persons in Trust for him (except the same shall come to him by Will, Settlement, or Act of Law), upon Pain of forfeiting, to the said Company of Proprietors, all such Shares exceeding Fifty Shares as aforesaid; and that a sufficient Part of such Money shall be laid out and applied, in the First Place, in Payment, Satisfaction, and Discharge of the Costs, Charges, and Expences attending the obtaining and passing of this Act, and the making the proper Surveys, Plans, and Estimates, and doing and providing all other Matters and Things preparatory and previous thereto, and that the Residue of such Money shall be applied and disposed of for or towards the making, carrying on, completing, and maintaining of the said Navigable Canal, and Rail or Waggon Ways, or Stone Roads, and for other the Purposes of this Act.

The Money raised to be divided into One thousand Shares, and

XLIV. And be it further enacted, That the said Sum of One hundred thousand Pounds, or such Part thereof as shall be contributed by the said Company of Proprie-

tors, or by such other Person or Persons, Bodies Politick and Corporate, who shall or may become a Subscriber or Subscribers to the said Navigation, shall be divided into One thousand Parts or Shares, and that such Shares shall be numbered in regular Progression, and every such Share shall always be distinguished by the Number to be appointed for the same, and that all such Shares shall be deemed Personal Estate, and may be transmissible as such, and not of the Nature of Real Estate, and that the said One thousand Shares shall be, and they are hereby accordingly vested in the several Subscribers thereto, and their respective Executors, Administrators, and Assigns, to and for their own respective Use and Benefit, proportionably to the Sums they shall respectively subscribe and pay thereunto, and that all Bodies Politick and Corporate, and other Persons, and their respective Successors, Executors, Administrators, and Assigns, who shall severally subscribe and pay in the Sum of One hundred Pounds, or such Sum or Sums as shall be demanded in lieu thereof, towards carrying on and completing of the said intended Canal, Rail or Waggon Ways, and other Works, shall be entitled to and receive, after the said Navigation shall be completed, the entire and neat Distribution of One Thousandth Part of the Profits and Advantages which shall and may arise and accrue by or from the Rates, Tolls, and other Monies to be raised, recovered, or received by virtue of this Act, and so in Proportion for any greater Number of Shares, not exceeding Fifty Shares to any One Person, as aforesaid; and that every Body Politick and Corporate, and every other Person having such Property of One Thousandth Part or Share, or more, in the said Undertaking, shall from Time to Time bear and pay an adequate and proportionable Sum towards carrying on the same, in the Manner herein-after directed.

numbered in Progression, and be deemed Personal Estate.

XLV. And, to the Intent that all Matters and Things touching or concerning the carrying on and completing of the said Canal, and other Works, may be managed and conducted in the most beneficial Manner; be it further enacted, That all and every Body and Bodies Politick and Corporate, or other Person or Persons, who shall by virtue of this Act have subscribed for, or shall become intitled to, and be in the actual Possession of One or more Share or Shares in the said Navigation and Undertaking, shall be deemed a Proprietor for every such Share, and shall have a Vote in respect of every such Share in the General and Special Assemblies of the said Company, to be held as herein-after directed, for carrying on the

Subscribers to be deemed Proprietors, and have a Vote for every Share.

said Undertaking, or relative thereto, which Vote shall and may be given by him, her, or them, or by his, her, or their Proxy or Proxies (such Proxy or Proxies being a Proprietor or Proprietors of One or more Share or Shares in the said Undertaking), duly constituted under his, her, or their Hand or Hands, or, in Cases of Infancy, under the Hand or Hands of his, her, or their Guardian or Guardians, and that every such Vote by Proxy shall be as good and valid, to all Intents and Purposes, as if such Principal or Principals had voted in Person, and being an Infant had been of full Age; the Appointment of which Proxy shall and may be made according to the Form following, (videlicet);

Votes may be given by Proxy.

I *A. B.* One of the Proprietors [*or* we *A. B.* and *C. D.* Guardian or Guardians of *E. F.* One of the Proprietors] of the *Brecknock* and *Abergavenny* Canal Navigation, do hereby nominate and appoint *G. H.* to be my [*or* his] Proxy, in my [*or* his] Name, and in my [*or* his] Absence to vote and give my [*or* his] Assent or Dissent of any Business, Matter, or Thing relating to the said Navigation and Undertaking, which shall be mentioned or proposed at a Meeting of the Proprietors of the said Navigation, or any of them, in such Manner as he the said *G. H.* shall think proper, according to his Opinion and Judgement, for the Benefit of the said Navigation and Undertaking, or any Thing appertaining thereto. In Witness whereof I [*or* we] have hereunto set my Hand [*or* our Hands], the
Day of

Questions to be decided by Majority of Votes.

And that every Question, Election of Committees and Officers, and other Matter and Thing whatsoever, which shall be proposed, discussed, or considered in any General or Special Assembly of the said Company of Proprietors to be held by virtue of this Act, shall be finally determined by the Majority of Votes and Proxies then present, computing One Vote to every Share as aforesaid;

The Chairman to have the Casting Vote.

and that at every such Assembly, One of the Proprietors present shall be appointed President or Chairman, who shall not only have such Vote or Votes as a Proprietor as aforesaid, but shall also, in case of an equal Division, have the decisive or casting Vote:

No Proxy for more than Five Absentees.

Provided always, that no Person shall give or deliver any Vote or Votes as Proxy for more than Five absent Proprietors.

If the 100,000*l.* be not sufficient, the Company may raise 50,000*l.*

XLVI. And be it further enacted, That if the said Sum of One hundred thousand Pounds herein-before authorized to be raised, shall be found insufficient for the making, carrying on, or completing and maintaining of the said

said Navigation, Rail or Waggon Ways, or Stone Roads, and other Works hereby authorized to be made, and all necessary Charges and Expences relating thereunto, then, and in such Case, it shall be lawful for the said Company of Proprietors, after an Order or Resolution for that Purpose shall be made at any General or Special Assembly of the said Company, to raise and contribute among themselves, for the Purposes aforesaid, any further Sum or Sums of Money, not exceeding in the Whole the Sum of Fifty thousand Pounds, and that such further Sum or Sums shall be raised by Calls, and shall be under and subject to such and the same Rules, Orders, Regulations, Fines, and Forfeitures, as in and by this Act are mentioned, expressed, declared, and contained with respect to the said One hundred thousand Pounds, as fully and effectually, to all Intents and Purposes, as if such further Sum or Sums hereby allowed to be raised had originally constituted Part of the said One hundred thousand Pounds. more, by Calls upon themselves.

XLVII. And be it further enacted, That it shall be lawful for the said Company of Proprietors, and they are hereby required, out of the Money to be raised as aforesaid, during the Time the said intended Canal, and all Things necessary for making, completing and maintaining the same shall be carrying on, and until the same shall be completed and finished, to pay unto every Body Politick, Corporate, or Collegiate, or other Person or Persons, their several and respective Successors, Executors, Administrators, and Assigns, who has or have subscribed, or shall hereafter subscribe and advance any Money towards carrying on and completing the said Undertaking, Interest for the Money so advanced, after the Rate of Five Pounds per Centum per Annum, from the Time that such Money shall have been so advanced as aforesaid, unless the Majority of the said Proprietors present at any General Assembly shall resolve or determine that such Interest shall not be paid, or that a lower Rate of Interest shall be paid in respect of such Money. Interest to be paid until the Canal is completed.

XLVIII. Provided always, and be it further enacted, That if the said Company of Proprietors shall be desirous of raising the said additional Sum of Fifty thousand Pounds, or any Part thereof, by Mortgage of the said Navigation and Undertaking, then and in such Case, it shall be lawful for the said Company of Proprietors, pursuant to an Order or Resolution to be made in that Behalf at a General or Special Assembly of the said Company, Or the Company may borrow that Sum.

Company, to borrow and take up at Interest the said Sum of Fifty thousand Pounds, or any Part thereof, upon the Credit of the said Navigation and Undertaking, as to them shall seem meet and convenient; and the said Company of Proprietors are hereby accordingly fully authorized and impowered to grant, assign, and make over the several Rates and Tolls granted to them by this Act, or any Part thereof (the Costs and Charges of which Assignment shall be paid out of such Rates and Tolls) as a Security for the Sum or Sums of Money so to be borrowed, with Interest for the same, unto the Person or Persons who shall lend and advance such Sum or Sums of Money, or unto his, her, or their Trustee or Trustees; all which Assignments shall be made under the Common Seal of the said Company, according to the Form following; (that is to say),

Form of Mortgage.

BY virtue of an Act of Parliament made in the Thirty-third Year of the Reign of King *George* the Third, intituled [*Set forth the Title of the Act*], we, the Company of Proprietors of the said Navigation and Undertaking, incorporated by virtue of the said Act, in Consideration of the Sum of
to us paid by *A. B.* of do hereby bargain, sell, and assign unto the said *A. B.* his Executors, Administrators, and Assigns, all and singular the Rates and Tolls granted to us by the said Act, and all the Estate, Right, Title, and Interest of us the said Company of Proprietors, of, in, to, or out of the same, respectively; to hold unto the said *A. B.* his Executors, Administrators, and Assigns, until the said Sum of
together with Interest for the same, after the Rate of *per Centum per Annum*, shall be fully paid and satisfied. Given under our Common Seal, the Day of

No Preference among Mortgagees.

And that all and every Person and Persons to whom such Assignments shall be made, shall be equally entitled, one with the other, to the said Rates and Tolls thereby assigned, in Proportion to the Sums by them respectively lent and advanced on the Credit thereof as aforesaid, without any Preference by reason of Priority of Date of any such Assignment, or upon any other Account whatsoever; and that the Money so to be borrowed as aforesaid shall be applied and disposed of for carrying on, completing, and maintaining the said Navigation, Rail or Waggon Ways, and Stone Roads, and other Works

hereby authorized to be made, and for carrying the several other Powers and Authorities hereby given into Execution.

XLIX. And be it further enacted, That an Entry or Memorial of every such Assignment or Mortgage as aforesaid, containing the Date, Names of the Parties, and the Sum thereby secured, with the Rate of Interest to be paid for the same, shall be made or entered in a Book to be kept for that Purpose by the Clerk, or One of the Clerks to the said Company of Proprietors, and that such Book shall and may be perused, gratis, at all seasonable Times, by any of the Proprietors of the said Undertaking, or any of the said Commissioners; and that all and every Person and Persons to whom any such Assignment or Mortgage shall be made as aforesaid, or who shall be entitled to the Money thereby secured, shall and may, from Time to Time, assign or transfer his, her or their Right and Interest therein, unto any Person or Persons whomsoever, either by Indorsement thereon, or otherwise; which Transfer shall and may be made according to the Form following; (videlicet), Memorial of Mortgages to be entered. Mortgages may be transferred.

I *A. B.* do hereby transfer the within Mortgage [*or*, a certain Mortgage made to me by the Company of Proprietors of the *Brecknock* and *Abergavenny* Canal Navigation, bearing Date the Day of] and the Principal Sum of thereby secured, and the Interest now due and hereafter to grow due for the same, and all my Right and Property therein, unto *C. D.* of his Executors, Administrators, and Assigns. Dated this Day of Form of Transfer.

And that every such Transfer shall, within Twenty-eight Days after the Date thereof, be produced to the Clerk, or One of the Clerks to the said Company of Proprietors, who shall cause an Entry or Memorial thereof, to the same Purport and Effect as herein before directed with respect to the original Assignment or Mortgage, to be made or entered in the Book to be kept for entering such original Assignments or Mortgages, and that after such Entry shall be made, but not before, such Transfer shall entitle such Assignee or Assignees, his, her, or their Executors, Administrators, and Assigns, to the full Benefit of the original Mortgage. Memorial of Transfer to be entered.

L. Provided always, and be it further enacted, That the Interest of the Money which shall be borrowed by Mortgage as aforesaid, shall be paid half-yearly to Interest of Mortgages to be first paid.

the several Persons entitled thereto, in Preference to any Interest or Dividend which shall become due and payable by virtue of this Act to the said Company of Proprietors, or any of them, and shall from Time to Time be fully paid and discharged, or provided for, before any such Interest or Dividends, due to the said Proprietors, shall be paid or made; and that in case such Interest, or any Part thereof, shall be behind and unpaid by the Space of Thirty Days next after the same shall become due and payable as aforesaid, and have been demanded, then it shall and may be lawful to and for the said Commissioners, assembled at a Meeting to be held as hereinbefore is mentioned, or the major Part of them so assembled, and they are hereby required, on Application to them made by any Creditor or Creditors whose Interest shall be so in Arrear, by an Order under their Hands and Seals, to appoint One or more Person or Persons to receive the Whole or any Part or Parts of the said Rates and Tolls, liable to pay such Interest, and that the Money so to be received by such Person or Persons, shall be so received to and for the Use and Benefit of the Person or Persons to whom such Interest in Arrear shall be due, and shall be paid to him, her, or them accordingly, until the Interest so in Arrear, as well as the Interest which shall incur and grow due whilst the Person or Persons, so to be appointed as aforesaid, shall be in the Receipt of such Rates and Tolls, together with the Costs and Charges of recovering, receiving, and paying over the same in Manner aforesaid, shall be fully paid and satisfied, and that after all such Interest and Costs shall be paid and satisfied, the Power and Authority of such Receiver or Receivers, for the Purposes aforesaid, shall cease and be at an End, or otherwise such Interest so due and in Arrear as aforesaid shall and may be sued for and recovered, with Costs of Suit, by an Action of Debt, or on the Case, in any of His Majesty's Courts of Record at Westminster, or in the Court of Great Sessions for the County of Brecknock, if the Cause of Action shall there arise.

Interest of Mortgages how to be recovered.

General Assemblies of Proprietors.

LI. And be it further enacted, That the First General Assembly of the said Company of Proprietors for putting this Act into Execution shall be held at the Golden Lion, in the Town of Brecknock, upon the Sixteenth Day of May One thousand seven hundred and ninety-three, at Twelve of the Clock in the Forenoon, and the Second General Assembly on the Third Thursday in the Month of October next, at Twelve of the Clock in the Forenoon, at the Angel Inn, in the Town of Abergavenny; and

and the like General Assembly shall be held Twice in every Year for the future, upon the last Thursday in the Month of April, and the Third Thursday in the Month of October, at Twelve of the Clock, at the said Towns of Brecknock and Abergavenny alternately, or on some Day within Fourteen Days before or after each of the said Days, and at such Houses or Places in the said respective Towns as shall be agreed upon at the next preceding General Assembly; and that at such First General Assembly, and also at every subsequent General Assembly to be held upon the last Thursday in the Month of April yearly, the said Company of Proprietors, or such of them as shall be so assembled, together with such Proxies as shall be then present, shall make Choice of Twenty-two Persons, resident in the said Counties of Monmouth and Brecknock respectively; that is to say, Eleven resident in each of the said Counties, being, respectively, Proprietors of Four or more Shares in the said Undertaking, to be a Committee or Committees to manage the Affairs of the said Company, in such Manner as herein-after directed, for the Space of One Year then next ensuing, or until another Committee or other Committees shall be appointed: Provided always, That no Person holding any Place, Office, or Employment under the said Company of Proprietors, shall be capable of being chosen to serve upon any Committee during the Time of his continuing in such Place, Office, or Employment.

Committee to be chosen.

LII. And be it further enacted, That it shall be lawful for the said Proprietors assembled at any such General Assembly as aforesaid, together with such Proxies as shall be then present, and they are hereby required, from Time to Time to nominate and appoint a Treasurer within each of the said Counties of Monmouth and Brecknock, and One or more Clerk or Clerks, and such Collectors of the Rates and Tolls herein-after granted, and other Officers, as they shall think proper and expedient, and to take such sufficient Security from such Treasurers, Collectors, and other Officers, having the Care or Custody of any Money to be raised or received by virtue of this Act, as they shall think fit, and from Time to Time to remove any such Treasurers, Clerks, Collectors, or other Officers; and in case any such Treasurer or Clerk, so to be appointed as aforesaid, shall die, or shall quit the Service of the said Company, it shall be lawful for such Committee or Committees, respectively, to appoint some other fit Person or Persons, in the Place of the

Appointment of Officers.

Committee may appoint temporary Treasurer or Clerk.

the Treasurer or Clerk so dying or quitting the Service of the said Company, until the then next General Assembly of Proprietors, when such Appointment may be confirmed, or some other Person or Persons may be nominated and appointed in his Stead; and that all such Treasurers, Clerks, Collectors, and other Officers of the said Company, who shall or may at any Time be removed or quit the Service of the said Company, and the respective Executors and Administrators of any who may die, shall immediately thereupon produce and deliver up to such Committee or Committees respectively, as aforesaid, or any Three or more of them, all Books, Accounts, Papers, and Writings whatsoever, which shall be in their respective Custody or Power, in anywise relating to the Affairs of the said Company; and every such Officer or other Person as aforesaid, who shall neglect or refuse to deliver up such Books, Accounts, Papers, and Writings, or any of them, shall forfeit and pay unto the said Company of Proprietors, any Sum not exceeding One hundred Pounds; and that it shall be lawful for the said Company of Proprietors, at any such General Assembly as aforesaid, to call for, audit, and settle all Accounts of Money received, paid, laid out, and disbursed on Account of the said Navigation and Undertaking, by the Treasurers, Collectors, and other Officers to be appointed by them as aforesaid, or by any other Person or Persons employed by, or concerned for or under the said Company, in and about the said Navigation and Undertaking, up to that Time, and for that Purpose to adjourn themselves from Time to Time, and from Place to Place, within the Town where such General Assembly shall have been held, as shall be thought expedient by the Persons present at such Assembly, having, either as Principals or Proxies, a Majority of Votes; and the Accounts of the Treasurers to the said Company shall constantly be audited, examined, and settled at every such General Assembly or Adjournment.

Officers when to deliver up Books of Accounts.

General Assemblies may audit and settle Accounts.

Treasurers Accounts to be settled every Half Year.

LIII. And be it further enacted, That every such General Assembly as aforesaid, or the Committee or Committees of the said Company, shall have full Power and Authority, from Time to Time, to make such Call or Calls for Money, from the several Proprietors of the said Navigation and Undertaking, to defray the Expences of, or to carry on the same, as they shall from Time to Time find wanting and necessary for those Purposes, so that no such Call do exceed the Sum of Ten Pounds

General Meetings or Committees may make Calls.

for or in respect of any One Share of One hundred Pounds, and so that no such Calls be made but at the Distance of Two Calendar Months at least from each other; which Money, so to be called for, shall be paid into the Hands of the Treasurers to the said Company, to be issued, paid, and applied in such Manner as any such General Assembly, or the Committee or Committees respectively, shall from Time to Time appoint and direct for the Use of the said Undertaking; and that every such General Assembly as aforesaid shall always have full Power and Authority to remove or displace any Person or Persons chosen to be of any such Committee as aforesaid, and to elect others, qualified as aforesaid, to be of the Committee or Committees in the Room of those who shall be so removed or displaced, and of those who may happen to die; and also to revoke, alter, amend, or change any of the Rules or Regulations herein prescribed and laid down, with regard to their Proceedings amongst themselves, as to them shall seem meet (the Method, Time, and Place of holding and calling General and Special Assemblies, and Adjournments thereof, and of voting, and of appointing Committees, and the Appointment of Treasurers, and the Directions hereby given as to the Places of holding the Meetings of the Committees, excepted); and shall also have full Power and Authority to make such new Rules, Orders, Bye Laws, and Regulations, for the good Government of the said Company, and for the good and orderly carrying on, completing, maintaining and using of the said Canal, and Rail or Waggon Ways, or Stone Roads, and the Wharfs, Warehouses, Passages, Locks, Tunnels, and other Things, which shall be made or provided for or on Account of the same, and of and concerning all Vessels, Boats, Barges, Floats, Waggons, Carriages, Goods, and Commodities, which shall be navigated, drawn or conveyed thereon respectively, and also for the well governing of the Bargemen, Watermen, Boatmen, Waggoners, and others, who shall carry or convey any Goods, Wares, or Merchandizes upon any Part of the said Canal, and Rail or Waggon Ways, or Stone Roads, and from Time to Time to alter or repeal such Rules, Orders, Bye Laws, and Regulations, or any of them, and to make others, and to impose and inflict such reasonable Fines and Forfeitures upon all Persons offending against the same, as to such General Assembly shall seem meet, not exceeding the Sum of Ten Pounds for any One Offence; which Rules, Orders, Bye Laws,

General Assembly may remove any of the Committee, and appoint others;

and may make Bye Laws.

and Regulations, being reduced into Writing, under the Common Seal of the said Company, shall be binding upon and be observed by all Parties, and shall be sufficient, in any Court of Law or Equity, to justify all Persons who shall act under the same, provided they be not repugnant to the Laws of this Realm, or any of the express Directions of this Act.

General Assemblies not to chuse Committee, &c. unless there are present 500 Votes.

LIV. Provided always, and be it further enacted, That if at any such General Assembly as aforesaid there shall not happen to be present so many Proprietors as shall be entitled to vote, either as Principals or Proxies, for or in respect of Five hundred Shares in the said Navigation, for which Votes may be given for the Time being, no Choice of a Committee, or Removal of any Person or Persons from the Committee, or Election of any Person or Persons in the Room of any of the Committee who shall be dead, shall be made at that Time, but in every such Case, such General Assembly shall be adjourned to, and be held at the same Place, upon that Day Three Weeks, and so from Time to Time, until so many Proprietors shall be present as shall be entitled to vote in respect of such Number of Shares as aforesaid, and such Choice shall then be made of Persons to be of the Committee, as ought to have been made on the Day hereinbefore appointed for holding such General Meeting or Assembly, in case there had been a sufficient Number of Proprietors present; and the Persons then chosen to be of the said Committee shall have the same Power as they would have had, and continue in such Office until such Time as they would have done, had they been chosen on the Day herein-before appointed for holding such General Assembly, and of which said Adjournment or Adjournments there shall be Fourteen Days previous Notice at least inserted in some London Evening Newspaper, and also in some Provincial Newspaper, published or circulated in the said Counties of Brecknock and Monmouth; and that if there shall not be present at such adjourned General Assembly as aforesaid, by Two of the Clock in the Afternoon, so many Proprietors as shall be entitled to vote, either as Principals or Proxies, for and in respect of Five hundred Shares as aforesaid, then and in such Case every Proprietor, who shall not be present on any Day to which such General Assembly shall be adjourned as aforesaid, either in Person or by Proxy, shall forfeit to the said Company of Proprietors, for and in respect of every Share which he or she shall have in the said Navigation and Undertaking, the Sum of Ten Shillings,

Penalty on Proprietors not present at the next Assembly after an Adjournment for Want of sufficient Number of Votes.

Shillings, to be stopped or deducted out of the next Payment of Interest or Dividend of the Profits of the said Undertaking, as the Case may happen.

Powers of the Committee.

LV. And be it further enacted, That the Committee or Committees of the said Company of Proprietors, so to be chosen as aforesaid, shall from Time to Time have full Power and Authority to direct and manage all and singular the Affairs and Business of the said Company, as well in contracting for and purchasing Lands and Materials for the Use of the said Navigation, as in the ordering, directing, and employing the Works and Workmen, and in placing and displacing Officers, Clerks, Agents, and Servants, and in making all Contracts and Bargains touching, or in anywise concerning the said Undertaking, and for that Purpose shall and may meet once a Month, or oftener, at each of the said Towns of Abergavenny and Brecknock, or at such other Place or Places in the said several Counties of Monmouth and Brecknock as they may think proper, and may adjourn themselves from Time to Time, and from Place to Place, as Occasion may require; but that in the making of all Contracts and Purchases, relating to Lands or other Real Property, and in the Conduct of all Works and other Matters and Things arising within either of the said Counties, such Committee or Committees shall always meet at some Place within such County wherein the same shall happen to be; and in order to defray the Expences of the Meetings of the Committees, it shall be lawful for such Committee or Committees to expend or detain a reasonable Sum of Money out of the Stock of the said Company: Provided always, That no Resolution shall be taken, or Business done at any Meetings of the said Committee or Committees for the Time being (except for the Purpose of Adjournment) unless Five or more of the Persons composing such Committee or Committees shall be present, nor shall the Treasurer or Treasurers of the said Company issue any Sum or Sums of Money on Account of the said Company, without an Order signed by the Majority of the Committee present at some such Meeting; and at all Meetings of the said Committee or Committees, One of the Persons composing the same shall be appointed President or Chairman; and all Questions, Matters, and Things which shall be proposed, discussed, or considered at such Meetings, shall be finally decided and determined by the Majority of Votes, but no Member of such Committee or Committees, although he may be a Proprietor of many Shares in the said Undertaking, shall have more than One

No Business to be done at any Meeting of Committee, unless Five Members present.

All Questions in the Committee to be decided by Majority.

One Vote in the said Committee or Committees, except the President or Chairman, who, in case of an equal Division, shall always have the casting Vote; and in case of any Difference or Dispute in the Choice of such President, the same shall be determined by Lot.

Special Assemblies may be called, and their Power.

LVI. And be it further enacted, That if it shall at any Time appear to any Five or more of any such Committee as aforesaid, or to any Ten or more of the Proprietors at large, who shall be possessed of Four or more Shares each in the said Undertaking, that for the more effectually putting this Act in Execution, or any Thing relating to the said Canal or Undertaking, a Special Assembly of Proprietors is necessary to be had, it shall be lawful for such Five or more of the said Committee, or such Ten or more of the Proprietors at large, to call such Special Assembly, causing Notice thereof to be given in some Newspaper published or circulated in the several Counties of Brecknock and Monmouth, or in such other Manner as the said Company of Proprietors shall at any General Assembly direct or appoint, declaring in such Notice the Place where, and the Time when, such Special Assembly shall be held, the Place to be within such of the said Counties of Brecknock and Monmouth, respectively, where the Cause of such Meeting, if within either of the said Counties only, shall arise, and the Time not to be less than Fourteen Days after such Notice given, and also specifying in such Notice, the Reason for, and Intention of holding the same, and that it shall be lawful for the said Company of Proprietors to meet pursuant to such Notice, and proceed to the Execution of the Powers given them by this Act, with respect to the Matters specified in such Notice only, and that all Acts of the said Company of Proprietors at such Special Assemblies, with respect to such Matters, shall be as valid, to all Intents and Purposes, as if the same were done at any General Assembly to be held in the Manner herein-before appointed.

Committees subject to the Controul of the Assemblies.

LVII. And be it further enacted, That every Committee or Committees so to be chosen or appointed as aforesaid, shall from Time to Time be subject to the Examination and Controul of such General and Special Assemblies of the said Company of Proprietors as aforesaid, and shall pay due Obedience to all such Orders and Directions, in and about the Affairs and Business of the said Company, as they shall from Time to Time receive from any such General or Special Assembly, so that such Orders and Directions be not contrary to the

erpreſs Directions, Regulations, or Proviſions contained in this Act.

LVIII. And be it further enacted, That every Proprietor of One or more Share or Shares in the ſaid Navigation and Undertaking, ſhall, from Time to Time, pay his or her Share and Proportion of the Money ſo to be called for as herein-before is mentioned, at ſuch Time and Place as ſhall be appointed for that Purpoſe by the General Aſſembly or Committee making ſuch Call, of which One Calendar Month's Notice at leaſt ſhall be given in ſome Newſpaper or Newſpapers publiſhed or circulated in the ſaid Counties of Brecknock and Monmouth, or in ſuch other Manner as the ſaid Company of Proprietors ſhall at any General Aſſembly direct and appoint in that Behalf; and that if any Perſon ſhall neglect or refuſe to pay his or her proportionable Part or Share of the Money ſo to be called for as aforeſaid, at the Time and Place which ſhall be appointed for that Purpoſe in Manner aforeſaid, it ſhall be lawful for the ſaid Company of Proprietors, in caſe they ſhall ſo think fit, to ſue for and recover the ſame, in any of his Majeſty's Courts of Record at Weſtminſter, by Action of Debt, or on the Caſe, or in the Court of Great Seſſions for the County of Brecknock, if the Cauſe of Action ſhall there ariſe; and in caſe any ſuch Perſon ſhall neglect or refuſe to pay his or her proportionable Part or Share of the Money ſo to be called for as aforeſaid, for the Space of Three Calendar Months after the Time appointed for Payment thereof as aforeſaid, and the ſame ſhall not have been ſued for by the ſaid Company as aforeſaid, or if ſued for, ſhall not have been recovered by them, then, and in ſuch Caſe, the Perſon ſo neglecting or refuſing ſhall abſolutely forfeit all his or her Share, Part, and Intereſt in the ſaid Undertaking, and all Profit and Advantage thereof, and all Money theretofore advanced by him or her on Account thereof, to and for the Uſe and Benefit of the other Proprietors of the ſaid Undertaking; and all Shares which ſhall or may be ſo forfeited, ſhall or may be ſold at a Publick Sale, by the ſaid other Proprietors, for the moſt Money that can be gotten for the ſame, and the Produce thereof ſhall be divided amongſt them, in Proportion to their reſpective Shares and Intereſt in the ſaid Navigation and Undertaking: Provided always, That no Advantage ſhall be taken of ſuch Forfeiture of any Share in the ſaid Navigation and Undertaking as aforeſaid, until after perſonal Notice ſhall be given by the Treaſurer or Clerk to the ſaid Company of Proprietors to the Owner thereof, or until

Proprietors to pay their Shares of the Money called for at the Place appointed;

or, in Default, they may be recovered by Action.

Shares not to be forfeited without Notice.

Notice in Writing, signed by such Treasurer or Clerk, shall be left at his or her usual or last Place of Abode, nor unless the same shall be declared to be forfeited at the First General Assembly of the said Company of Proprietors which shall be held next after such Forfeiture shall happen: Provided also, That every such Forfeiture, after the same shall be taken Advantage of by the Rest of the said Company of Proprietors as aforesaid, shall be an absolute Indemnification and Discharge to and for the Proprietor so forfeiting, against all Actions, Suits, and Prosecutions for any Breach of Contract, or other Agreement, between such Proprietor and the Rest of the said Company, with regard to the future carrying on and Management of the said intended Navigation and Undertaking.

Forfeiture of Shares to be an Indemnity to Persons forfeiting.

On Death of Subscribers before their Subscriptions are completed, Executors may complete the same.

LIX. And be it further enacted, That if the Proprietor of any Share or Shares in the said Navigation and Undertaking shall die before Payment shall have been made by him or her of the full Sum to be called for and advanced as aforesaid, upon or in respect of each Share which he or she shall have been possessed of or entitled to, without having made Provision by Will, or otherwise, how such Share or Shares shall be disposed of, and how the future Calls in respect thereof shall be answered, then and in such Case the Executors or Administrators of such Proprietor, and the Trustee or Trustees, Guardian or Guardians of any Infant, or any other Person entitled to the Estate and Effects of such Proprietor, shall be indemnified against such Infant, and all other Persons whomsoever, for paying any Money when called for as aforesaid, to complete every Subscription; and if such deceased Proprietor shall not have left Assets sufficient, or in case any such Executor or Administrator, Trustee or Guardian, shall refuse or neglect to answer such Calls and Payments, the said Company of Proprietors shall be and are hereby authorized and required to admit any other Person or Persons to be a Proprietor or Proprietors of the Share or Shares of such deceased Proprietor, on Condition that he, she, or they, so admitted, do and shall, on or before such Admission, pay to the Executors or Administrators of such deceased Proprietor, or the Trustee or Trustees, Guardian or Guardians of any Infants, or others, entitled to his or her Effects, the full Money which shall have been paid by such deceased Proprietor in his or her Life Time, in consequence of any Call or Calls, or otherwise, upon or in respect of such Share or Shares, or so much Money as the same can be sold for.

In case of Refusal or Want of Assets, the Company may admit other Persons to such Shares, on paying for the same.

LX. And

LX. And be it further enacted, That it shall be lawful for the several Proprietors of the said Navigation and Undertaking, or any of them, to sell and dispose of any Share or Shares which they shall respectively be entitled to therein, in Manner and subject to the Rules and Conditions herein mentioned, and for that Purpose Duplicates of the Deed of Bargain and Sale, or Transfer of such Share or Shares, shall be executed by every Vendor and Vendee, and One Part thereof, so executed, shall be delivered to the Clerk, or One of the Clerks to the said Company, to be filed and kept for the Use of the said Company, and an Entry thereof shall be made in a Book to be kept by such Clerk for that Purpose, for which no more than One Shilling shall be paid, and the said Clerk is hereby required to make such Entry accordingly; and until the Duplicate of such Deed shall be so delivered to the Clerk as aforesaid, the Purchaser or Purchasers shall have no Part or Share of the Profits of the said Navigation and Undertaking, nor any Interest paid to him, her, or them, for or in respect of such Share or Shares so purchased, nor be entitled to vote as a Proprietor or Proprietors of the said Navigation and Undertaking. Shares may be sold.

LXI. Provided always, That after any Call of such Money shall be made by a General Assembly of the said Company of Proprietors, or by such Committee as aforesaid, no Person or Persons shall sell or transfer any Share or Shares which he, she, or they shall then have in the said Navigation and Undertaking, until the Monies so called for upon his, her, or their Share or Shares intended to be sold shall be paid; and every Person or Persons making Default therein shall forfeit such his, her, or their Share or Shares in the said Navigation and Undertaking, to and for the Benefit of the Rest of the said Proprietors, unless he, she, or they shall, at the Time of such Sale or Transfer, pay the Money called for upon every Share so sold or transferred, to the Treasurer to the said Company of Proprietors, such Forfeiture, nevertheless, to be first notified and declared at a General Assembly, in the Manner herein-before directed with respect to the Forfeiture of Shares for not answering the Calls made thereon as aforesaid. No Share to be sold after a Call, till the Call be answered.

LXII. And be it further enacted, That every Bargain and Sale or Transfer of the said Shares, shall be according to the Form following; (videlicet), Form of Conveyance of Shares on a Sale.

I *A. B.* in Consideration of paid to me by *C. D.* of do hereby bargain,

bargain, ſell, and transfer to the ſaid *C. D.* his Executors, Adminiſtrators, and Aſſigns, Share or Shares in the *Brecknock* and *Abergavenny* Canal Navigation, being Number of the Shares in the ſaid Navigation, to hold to the ſaid *C. D.* his Executors, Adminiſtrators, and Aſſigns, ſubject to the ſame Rules and Orders, and on the ſame Conditions, that I held the ſame immediately before the Execution hereof: And I, the ſaid *C. D.* do hereby agree to accept of the ſaid Share or Shares, ſubject to the ſame Rules, Orders, and Conditions. Witneſs our Hands and Seals, the Day of

Proof to be given of Title to Shares acquired by Marriage, or by Will, or Letters of Adminiſtration.

LXIII. And whereas much Inconvenience may ariſe by the frequent Transfer of Shares in the ſaid Navigation and Undertaking, by the Marriage and Death of Proprietors, and it may be difficult to aſcertain to whom the Dividends ariſing or becoming due upon ſuch Shares ought to be paid, and do belong; be it therefore further enacted, That before any Perſon who ſhall claim any Part or Share of the Profits of the ſaid Navigation and Undertaking by virtue of his Marriage, ſhall be entitled to receive the ſame, an Affidavit, containing a Copy of the Regiſter of ſuch Marriage, or the Effect of ſuch Regiſter, ſhall be made and ſworn to by ſome credible Perſon, before a Judge of One of His Majeſty's Courts of Record at Weſtminſter, or before a Maſter in Chancery, or One of His Majeſty's Juſtices of the Peace, and ſhall be tranſmitted to the Clerk, or One of the Clerks to the ſaid Company, who ſhall file the ſame, and make an Entry thereof in the Book or Books which ſhall be kept by him for the entering of Transfers of Shares in the ſaid Navigation and Undertaking; and that before any Perſon or Perſons who ſhall claim any Part or Share of the Profits of the ſaid Navigation and Undertaking by virtue of any Bequeſt or Will, or of any Letters of Adminiſtration, ſhall be entitled to receive the ſame, the ſaid Will, or the Probate Copy thereof, or ſuch Letters of Adminiſtration ſhall be produced and ſhewn to the ſaid Clerk to the ſaid Company, or an Affidavit, containing a Copy of ſo much of ſuch Will as ſhall relate to the Share or Shares of the ſaid Teſtator or Teſtatrix, or a Copy of the ſaid Letters of Adminiſtration, in caſe the ſaid Proprietor ſhall have died intеſtate, ſhall be made and ſworn to by the Executor or Executors of ſuch Will, or by the Adminiſtrator or Adminiſtrators of the Eſtate and Effects of the Proprietor dying intеſtate, (as the Caſe may happen to be), before a Judge of One of His Majeſty's Courts of Record at Weſtminſter, a Maſter in

Chancery, or One of his Majesty's Justices of the Peace, and shall be transmitted to the Clerk, or One of the Clerks, to the said Company, who shall file and enter the same in Manner aforesaid.

Clerk to the Company to keep an Account of the Names and Proceedings of the Proprietors;

LXIV. And be it further enacted, That the Clerk or Clerks to the said Company of Proprietors shall, from Time to Time, enter and keep in a Book or Books to be provided for that Purpose, a true and perfect Account of the Names and Places of Abode of the several Proprietors of the said Navigation and Undertaking for the Time being, and of the several Person and Persons who shall or may from Time to Time become Owners and Proprietors of, or entitled to any Share or Shares therein, and of all the Acts, Transactions, and Proceedings of the said Company of Proprietors, and of such Committee as aforesaid, in the Execution of this Act; and that every Proprietor of any Share in the said Navigation and Undertaking, shall and may at all convenient Times have Recourse to, and peruse and inspect such Book or Books, as well as the Book to be kept by the Clerk to the aforesaid Commissioners, gratis, and shall and may demand and have Copies thereof respectively, or any Part thereof, paying after the Rate of Sixpence for every Two hundred Words so to be copied, and that if any such Clerk shall refuse to permit any of the said Proprietors to inspect or peruse any such Book, or refuse, in a reasonable Time, to make any such Copy at the Rate aforesaid, he shall, for every such Offence, forfeit and pay the Sum of Five Pounds to the Proprietors to whom he shall make such Refusal.

and Proprietors may inspect such Accounts.

Company impowered to take Rates of Tonnage and Wharfage.

LXV. And be it further enacted, That in Consideration of the great Costs, Charges, and Expences which the said Company of Proprietors will be at in making and maintaining the said Canal, and other Works hereby authorized to be made and erected, it shall be lawful for the said Company of Proprietors, from Time to Time and at all Times for ever, to ask, demand, take, and receive to and for their own Use and Benefit, for the Tonnage and Wharfage of all Iron, Iron Stone, Iron Ore, Lead Ore, Lime Stone, Timber, Coals, and other Goods, Wares, Merchandizes, and Things whatsoever, which shall be navigated, carried on, or conveyed upon, through or over the said intended Canal, and Rail or Waggon Ways, or Stone Roads, or any Part thereof respectively, such Rates as shall be fixed by the said Company of Proprietors, at any General Assembly

to be held as aforesaid, not exceeding the respective Sums herein-after mentioned; (that is to say),

For all Iron Stone, Iron Ore, Lead Ore, Coals, Culm, Coaks, Cinders, and Charcoal, which shall be navigated, carried, or conveyed upon the said Canal, or Rail or Waggon Ways, or any Part thereof, the Sum of Two-pence per Ton per Mile, and so in Proportion for any greater or less Quantity than a Ton, or greater or less Distance than a Mile:

For all Lime, Lime Stone, Tiles, Slate, Bricks, Flag Stones, and other Stones, Clay, Sand, Hay, Straw, and Corn in the Straw, and all Materials for the Repairs of Roads, and all Kinds of Manure, which shall be navigated, carried, or conveyed upon the said Canal, or Rail or Waggon Ways, or Stone Roads, or any Part thereof, the Sum of One Penny per Ton per Mile, and so in Proportion for any greater or less Quantity than a Ton, or greater or less Distance than a Mile:

For all Cattle, Sheep, Swine, and other Beasts, which shall be carried or conveyed on the said Canal, the Sum of Four-pence per Ton per Mile, and so in Proportion for any greater or less Quantity than a Ton, and greater or less Distance than a Mile:

For all Iron and Lead which shall be navigated, carried, or conveyed upon the said Canal, or Rail or Waggon Ways, or any Part thereof, the Sum of Three-pence per Ton per Mile, and so in Proportion for any greater or less Quantity than a Ton, or greater or less Distance than a Mile:

And for all Timber, Goods, Wares, Merchandizes, and other Things whatsoever, not before specified, which shall be navigated, carried, or conveyed upon the said Canal, or Rail or Waggon Ways, or Stone Roads, or any Part thereof, the Sum of Four-pence per Ton per Mile, and so in Proportion for any greater or less Quantity than a Ton, and greater or less Distance than a Mile:

Which said respective Rates, so to be fixed as aforesaid, shall be equal through the whole Length of the said Canal, and Rail or Waggon Ways, or Stone Roads, except as herein-after mentioned.

Tolls to be paid for a full Half Mile, and for a full Quarter of a Ton.

LXVI. Provided nevertheless, That in all Cases where any Boat, Barge, or other Vessel, Waggon or other Carriage, shall be navigated, or pass by any Post or Mark,

Mark, or Place where such Post or Mark shall have stood or been fixed on the Side of the said Canal, or Rail or Waggon Ways, or Stone Roads, describing and regulating the Length of half a Mile, the said Rates shall be paid for a full half Mile, although such Boat, Barge, or other Vessel, Waggon or other Carriage, shall not have actually passed the full half Mile; and that in all Cases where the Weight of the Lading contained in any such Boat, Barge, or other Vessel, Waggon or other Carriage, shall not make up an even Quarter of a Ton, yet the said Rates which would be payable for a full Quarter of a Ton shall be paid to the said Company for such less Quantity.

When Vessels laden with Hay, Straw, &c. may pass Locks.

LXVII. Provided also, and be it further enacted, That no Boat, Barge, or other Vessel, laden with Hay, Straw, or Corn in the Straw, Materials for the Repair of Roads, or any Kind of Manure, shall pass through any Lock to be made by virtue of this Act, except at such Times only as the Water shall flow over the Waste Weir next such Lock, without the Consent of the said Company of Proprietors, or their Committee.

Penalty on Persons fraudulently claiming Exemptions.

LXVIII. Provided also, and be it further enacted, That if any Person or Persons shall claim a Right to carry or convey any Articles on the said Canal, or Rail or Waggon Ways, or Stone Roads, on Payment of the lower Rates before mentioned, who shall not be entitled thereto, or shall use or dispose of any of the Articles liable only to the Payment of such lower Rates, for any other Purposes than those in respect of which such Articles are hereby made liable only to such lower Rates, every such Person so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds.

Company impowered to take Tolls for Horses and Cattle passing on Rail Ways.

LXIX. And be it further enacted, That it shall be lawful for the said Company of Proprietors, from Time to Time, and at all Times for ever, to ask, demand, take, and receive to and for their own proper Use and Benefit, the several Tolls following; (that is to say),

For every Horse, Mare, Gelding, Mule, or Ass (not carrying or drawing any Goods, Wares, or Merchandizes in respect whereof a Rate is herein-before made payable) which shall go or travel upon any such Rail or Waggon Ways, or Stone Roads as aforesaid, and shall pass through or by any Stop Gate, or other Gates, or Toll House, to be erected upon or across the same, by the said Company of Proprietors, and before such Horse, Mare, Gelding, Mule, or Ass, shall be permitted to pass through or by the same, the Sum of One Penny:

For

For all Cows and other Cattle (except Sheep, Swine, and Calves) which shall or may go or be driven upon any such Rail or Waggon Way, or Stone Road, and shall pass through or by any such Stop Gate, or other Gate, or Toll House as aforesaid, and before such Cows or other neat Cattle shall be permitted to pass through or by the same, the Sum of One Halfpenny each:

And for all Sheep, Swine, and Calves, which shall go or be driven on any such Rail or Waggon Way, or Stone Road, and shall pass through or by any such Stop or other Gate, or Toll House as aforesaid, and before the same shall be permitted so to pass, the Sum of Five-pence per Score, and after the same Rate for any greater or less Number than a Score.

Collectors of Tolls to deliver Tickets.

LXX. Provided always, and be it further enacted, That the Collector, or other Person appointed by the said Company to receive the said Tolls, shall, on Payment thereof, give and deliver to the Person or Persons paying the same, a Ticket specifying the Day when, and the Number of Horses, or other Beasts or Cattle, for which the same shall be paid; and that such Tolls shall not be demanded or taken, or be payable more than once in any One Day upon each Line of Rail or Waggon Way, or Stone Road (to be computed from Twelve of the Clock at Night, to Twelve of the Clock in the succeeding Night) for the same Horse, Mare, Gelding, Mule, Ass, Cow, or other Cattle, which shall pass or repass through or by all or any of the Stop Gates, or other Gates, or Toll Houses to be erected upon or across each distinct Rail or Waggon Way, or Stone Road, so that the Person or Persons who shall be attending such Horse, Mare, Gelding, Mule, Ass, Cow, or other Cattle, do and shall produce to the Collectors, or other Persons appointed by the said Company to receive such Tolls at every such Stop Gate, or other Gate, or Toll House, through or by which the same shall pass or repass (if demanded), the Ticket which he or they shall have received at the Stop Gate, or other Gate, or Toll House on the same Rail or Waggon Way, or Stone Road, at which he or they shall have already paid such Toll.

Tolls payable but once a Day.

Further Allowance for Goods remaining upon Wharfs above Forty-eight Hours.

LXXI. And be it further enacted, That if any Iron, Iron Stone, Iron Ore, Lead Ore, Lime Stone, Timber, Coals, or other Goods, Wares, or Merchandizes which shall be so navigated, carried, or conveyed upon the said Canal, or Rail or Waggon Ways, or Stone Roads as aforesaid, shall remain upon any Wharf belonging to the said Company of Proprietors for above the Space of Forty-

Forty-eight Hours, then and in such Case the said Company of Proprietors shall be entitled to have and receive such reasonable Allowance for the Wharfage thereof, over and above the Rates herein-before authorized to be taken, as shall be agreed upon between the said Company of Proprietors, or their Agent or Agents, and the Owner and Owners of such Iron, Iron Stone, Iron Ore, Lead Ore, Lime Stone, Timber, Coals, or other Goods, Wares, and Merchandizes; and in case any Difference or Dispute shall arise concerning such Allowance, the same shall be ascertained and adjusted by the said Commissioners.

Company impowered to fix the Price of Carriage of Parcels not exceeding 500 Pounds Weight.

LXXII. Provided always, and be it further enacted, That it shall be lawful for the said Company of Proprietors, from Time to Time, at any General Meeting or Assembly of the said Company to be held as herein-before is directed, with the Consent of the major Part of the said Commissioners, to make such Bye Law or Bye Laws for ascertaining and paying the Price, or Sum or Sums of Money to be charged or taken for the Carriage of any Parcel, not exceeding Five hundred Pounds Weight, upon the said Canal, and Rail or Waggon Ways, or Stone Roads, or any Part thereof respectively, as to them shall seem reasonable; and that the said Company of Proprietors shall from Time to Time affix and stick up, or cause to be affixed and stuck up, upon every publick Wharf upon the said Canal, and upon every Stop Gate or Toll House on the said Rail or Waggon Ways, or Stone Roads, in some conspicuous Place, an Account or List, either written or printed, of the Price or Prices, Sum or Sums of Money, to be charged or taken for the Carriage of such Parcels not exceeding Five hundred Pounds Weight as aforesaid, upon the said Canal, and Rail or Waggon Ways, or Stone Roads, or any Part thereof; and in case any Owner or Master, or other Person belonging to any Boat, Barge, or other Vessel, Waggon, or other Carriage, navigated or passing upon the said Canal, or Rail or Waggon Ways, or Stone Roads, or any Collector of the Rates aforesaid, shall, after such Account or List shall be affixed and stuck up as aforesaid, demand or take more than the Prices or Sums of Money therein specified and ascertained, such Owner, Master, Collector, or other Person as aforesaid, shall forfeit any Sum not exceeding Forty Shillings, and such Bye Laws shall be valid and binding in all Cases upon all Persons whomsoever.

Persons demanding more, subject to a Penalty.

Rates and Tolls how to be recovered.

LXXIII. And be it further enacted, That the Rates and Tolls hereby authorized to be taken, shall be paid to

such Person or Persons, at such Place or Places upon or near to the said Canal, and Rail or Waggon Ways, or Stone Roads, and in such Manner, and under such Regulations, as the said Company of Proprietors shall in that Behalf direct or appoint; and in case of Neglect or Refusal to pay any such Rates or Tolls, or any Part thereof, unto the Person or Persons who shall be appointed to receive the same as aforesaid, it shall be lawful for the said Company of Proprietors to sue for the same by Action of Debt or upon the Case, in any of His Majesty's Courts of Record at Westminster, or in the Court of Great Sessions for the County of Brecknock, if the Cause of Action shall there arise, or it shall be lawful for the Person or Persons to whom such Rates or Tolls ought to have been paid, and he and they is and are hereby fully authorized and impowered to seize and distrain any Boat, Barge, or other Vessel, Waggon or other Carriage, Goods, Wares, or Merchandizes, Horse or Horses, or other Beasts or Cattle, for or in respect of which any such Rates or Tolls ought to be paid as aforesaid, or any Part of such Goods, Wares, or Merchandizes, and the Apparel or Furniture of such Horse or Horses, or other Beasts or Cattle, and to detain the same respectively until full Payment shall be made of such Rates or Tolls, together with the reasonable Costs and Charges of such Seizure and Distress; and in case such Distress shall not be redeemed within Five Days after the taking thereof, the same shall and may be appraised and sold as the Law directs in Cases of Distress for Rent.

Company to be rated for the Lands used by them, in same Proportion as adjoining Lands.

LXXIV. And be it further enacted, That the said Company of Proprietors shall from Time to Time be rated to all Parliamentary and Parochial Rates, Taxes, Assessments, and Impositions, for and in respect of the Lands and other Hereditaments to be purchased or taken, and the Warehouses and other Buildings to be erected or set up by the said Company in pursuance of this Act, in such and the same Proportion as, but not at any higher Value, or improved Rent than other Lands and Buildings lying near or adjacent thereto, are or shall for the Time being be rated, and as the Lands, Warehouses, and other Buildings, so to be purchased, and taken, and erected, would have been rateable in case the same had continued in their former State, and not been used for the Purposes of the said Navigation or Undertaking; and that the Rates and Tolls by this Act granted, and authorized to be taken by the said Company of Proprietors as aforesaid, shall not be charged with, or subject or liable

to the Payment of any Parochial Rates or Assessments whatsoever.

Master of Boats, &c. to give Account of the Lading to the Collectors.

LXXV. And, for the more easy collecting the said Rates and Tolls, be it further enacted, That the Master, Owner, or Manager of every Boat, Barge, or other Vessel, Waggon or other Carriage, navigated upon or along the said intended Canal, or passing upon the said intended Rail or Waggon Ways or Stone Roads, or upon any Part thereof, shall give a just Account in Writing, signed by him, to the Collector or Collectors of the said Rates, at the Place or Places where he or they shall attend for that Purpose, of the several Quantities, Qualities, and Weight of the Goods, Wares, Merchandizes, and Things contained in every such Boat, Barge, or other Vessel, Waggon or other Carriage, and of the Place from whence brought, and where intended to be landed or carried, and also of the Quantities, Qualities, and Weight of such Goods as shall have been discharged or taken out of such Boat, Barge, or Vessel, Waggon or other Carriage, within the Limits of the said Navigation, Rail or Waggon Ways, or Stone Roads, before their Arrival at the Place where such Account is to be given; and in case any such Master, Owner, or other Person shall neglect or refuse to give such Account, or refuse to produce his Permit or Bill of Lading to such Collector or Collectors, if demanded, or shall give a false Account thereof, or shall deliver any Part of his Lading or Goods at any other Place than that mentioned in such Account, every Person so offending shall forfeit and pay the Sum of Five Pounds for every such Offence, over and above the Rates which shall be payable for the same, which said Forfeiture, in case of Refusal of Payment thereof on Demand, shall and may be recovered in the same Manner as the said Rates are herein-before appointed and directed to be recovered and levied.

In case of Difference about the Weight of Goods, Collectors may stop and weigh the same.

LXXVI. And be it further enacted, That if any Difference shall arise between any Collector of the said Rates and Tolls, and the Master or Person having Charge of any Boat or Vessel, Waggon or other Carriage, or the Owner of any Goods, Wares, or Merchandizes, concerning the Weight and Quantity of the same, it shall be lawful for any such Collector to seize and detain any such Boat or Vessel, Waggon or other Carriage, and to weigh, measure, and gauge, or cause to be weighed, measured, and gauged, all such Goods, Wares, and Merchandizes as shall be therein contained; and in case the same shall upon such weighing, measuring, and gauging, appear to be of greater Weight or Quantity than

than such Master, Owner, or other Person having the Care of such Boat or Vessel, Waggon or other Carriage, affirmed or stated the same to be, then the said Master, Owner, or Person having the Care of such Boat or Vessel, Waggon or other Carriage, shall pay the Costs and Charges of such weighing, measuring, and gauging, and such Costs and Charges, in case of Refusal of Payment thereof upon Demand, shall and may be levied and recovered in the same Manner as the said Rates and Tolls are hereby appointed to be levied and recovered; but if such Goods, Wares, and Merchandizes shall appear to be of the same Weight or Quantity, or of less Weight or Quantity than the said Master, Owner, or other Person declared the same to be, then the said Collector shall pay the Costs and Charges of such weighing, measuring, and gauging, and shall also pay to such Master or Person, or to the Owner or Owners of such Goods, Wares, and Merchandizes, such Damages as shall appear to the Commissioners, on the Oath of One or more credible Witness or Witnesses, to have arisen from such Detention, and in Default of immediate Payment thereof by such Collector, the same shall be recovered against the said Company of Proprietors, by Distress and Sale of their Goods and Chattels, by Warrant under the Hands and Seals of the said Commissioners, or by Action of Debt, or on the Case, in any of His Majesty's Courts of Record at Westminster, or in the Court of Great Sessions for the County of Brecknock, if the Cause of Action shall there arise.

Navigation and Rail Ways to be free, on Payment of the Rates and Tolls.

LXXVII. And be it further enacted, That all and every Person and Persons shall have free Liberty to use, with Horses, Cattle, and Carriages, the private Ways and Roads belonging to the said Company of Proprietors (except the Towing Paths), for the conveying of Goods and other Things to and from the said Canal, and Rail or Waggon Ways, or Stone Roads, and the Wharfs, Quays, or Landing Places belonging thereto, and also with Boats, Barges, and other Vessels, Waggons or other Carriages, to navigate, pass upon, and use the said Canal, and Rail or Waggon Ways, or Stone Roads respectively, for the Purpose of conveying any Iron, Coals, Lime, Goods, Merchandizes, Matters, or Things whatsoever thereon respectively, and also to use the said Wharfs, Quays, and Landing Places, for the loading and unloading of any Goods, or other Things, and the said Towing Paths, for the haling and drawing of such Boats, Barges, and Vessels, and also to pass, repass, travel, and go upon the said Rail or Waggon Ways, or Stone Roads,

with any Horses, Cows, and other Cattle whatsoever, upon Payment of such Rates and Tolls for the same as aforesaid, and subject always to the Rules, Orders, Bye Laws, and Regulations, which shall from Time to Time be made by the said Company of Proprietors, by virtue of the Powers herein-before granted.

Company may vary the Rates and Tolls.

LXXVIII. And be it further enacted, That it shall be lawful for the said Company of Proprietors, from Time to Time, at any General or Special Assembly to be held for that Purpose, (of which Three Calendar Months Notice at the least shall be given, in the Manner herein-before mentioned), to lower or reduce such of the said Rates and Tolls to be fixed as aforesaid, as the said Company of Proprietors shall think proper, and afterwards, from Time to Time, at any General or Special Assembly (of which the like Notice shall be given) to advance and raise all or any of the said Rates and Tolls so lowered or reduced: Provided always, that the Rates and Tolls so to be advanced or raised as aforesaid shall not in any Case exceed the respective Rates and Tolls herein-before authorized to be taken, and that no Reduction of the said Rates or Tolls shall be made without the Consent of so many of the said Proprietors as shall be possessed of at least Two Thirds of the whole Number of Shares in the said Undertaking.

Company impowered to lease the Rates and Tolls.

LXXIX. And be it further enacted, That it shall be lawful for the said Company of Proprietors, and they are hereby authorized and impowered, at any of their General Assemblies, by Writing under their Common Seal, at any Time or Times to let to farm the Rates and Tolls hereby granted, or any Part or Parts thereof, upon the Whole or any Part or Parts of the said Canal and Rail Ways, or Stone Roads, unto any Person or Persons (from whom they shall be at Liberty to require and take Security, and One or more Surety or Sureties), for any Time or Term they shall think proper, not exceeding Three Years from the Commencement of any Lease, and every such Lease shall be valid and effectual, and the Lessee or Lessees thereof, and also such Person or Persons as such Lessee or Lessees shall appoint to collect and receive the Rates and Tolls so let, shall, during the Continuance of every such Lease, be deemed Collectors of the Rates and Tolls so let, and shall have the same Power and Authority for collecting the same as if they had been appointed for that Purpose by the said Company of Proprietors, provided publick Notice of the Intention to let the said Rates and Tolls, or any Part thereof, be given under the Hand of the Clerk to the

Committee, or One of the Committees, by Order of such Committee, in some Newspaper published or circulated in the said Counties of Monmouth and Brecknock, and continued in such Newspaper Three Times at least, Twenty-one Days prior to any such General Assembly, at which the said Rates and Tolls, or any Part thereof, are proposed to be let as aforesaid.

Canal and Rail Ways to be measured, and Stones to be erected every Half Mile.

LXXX. And be it further enacted, That as soon as conveniently may be after the said Canal, and Rail or Waggon Ways, or Stone Roads, hereby authorized to be made as aforesaid, shall be completed, the said Company of Proprietors shall cause the same respectively to be measured, and Stones or Posts to be erected and for ever after maintained on the Side or Sides thereof, at the Distance of Half a Mile from each other, with proper and legible Marks denoting the Distance from such Places as shall be thought proper.

The Names of the Owners of Boats and Carriages to be painted on the Outside.

LXXXI. And be it further enacted, That every Owner, Master, or Person having the Care or Conduct of any Boat, Barge, or other Vessel, (not being a Pleasure Boat), or of any Waggon or other Carriage, navigating and passing upon the said Canal, and Rail or Waggon Ways, or Stone Roads respectively, shall cause his or her Name and Place of Abode, and the Number of his or her Boat, Barge, or other Vessel, Waggon, or other Carriage, to be entered with the Clerk to the said Company of Proprietors, and shall also cause the Name of such Owner, and the Number of such Boat, Barge, or other Vessel, Waggon or other Carriage, to be painted in large White Capital Letters and Figures, on a Black Ground, Four Inches high, and of a proportionable Breadth, on the Outside of the Head or Stern of every such Boat, Barge, or other Vessel, so high that no Part of such Letters or Figures shall be under Water when such Boat, Barge, or other Vessel is full laden, and on some conspicuous Part of the Outside of every such Waggon, or other Carriage, and shall also fix on each Side of such Boat, Barge, or other Vessel respectively, correct Indexes of Copper, Lead, or other Metal, of such graduated Dimensions, and of such convenient Height, and under such Regulations as the said Company of Proprietors shall from Time to Time direct, so that the true Weight of the Lading on Board may at all Times be thereby ascertained and shewn; and that the Owner, Master, or other Person having the Care or Conduct of every such Boat, Barge, or other Vessel, shall permit and suffer the same respectively to be gauged or measured, at the Expence of the said Company of Proprietors, when

Boats may be gauged when required.

when required, by such Person or Persons as shall be appointed by them for that Purpose, so that no such Boat, Barge, or other Vessel shall be gauged or measured more than Four Times in any One Year; and that every Owner, Master, or other Person having the Care or Conduct of any Boat, Barge, or other Vessel, Waggon or other Carriage, who shall neglect or refuse to put thereon the Owner's Name and Place of Abode, and such other Marks or Numbers as are herein-before directed, or shall alter, erase, or deface any Letters or Figures describing such Name, Place of Abode, Marks, or Numbers as aforesaid, or shall refuse to permit such Boat, Barge, or other Vessel to be gauged or measured as aforesaid, or shall cause or permit such Boat, Barge, or other Vessel navigating upon the said Canal, to be loaded or unloaded without a Stage being laid upon the Gunwale of such Boat, Barge, or other Vessel to the Bank of the said Canal, in order to prevent any Dirt or Rubbish falling into the same, shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds.

Owners of Boats answerable for Damages done by Servants.

LXXXII. And be it further enacted, That the Master or Owner of every Boat, Barge, or other Vessel, Waggon or other Carriage, navigating or passing upon the said Canal, and Rail or Waggon Ways, or Stone Roads respectively, shall be and he is hereby made answerable for all such Damage, Spoil, or Mischief as shall be done by his Boat, Barge, or Vessel, Waggon or other Carriage, or the Horses used in drawing the same, or by any of the Boatmen, Watermen, Waggoners, or others belonging to or employed in or about the same respectively, unto any of the Bridges, Weirs, Locks, Dams, Engines, Stop Gates, and other Gates, Toll Houses, or other Works, in, upon, or near the said Canal, and Rail or Waggon Ways, or Stone Roads, or any Trenches, Sluices, or Passages belonging to the said Company, or by loading or unloading any Boat, Barge, or other Vessel, Waggon or other Carriage, and for any Trespass or Damage that shall or may be done to the Owners or Occupiers of any Buildings, Lands, or Tenements adjoining or lying near the same, by leaving open Gates, or otherwise, and any other Trespass whatsoever, contrary to the several Directions and Restrictions in this Act contained, or any of them; and the said Master or Owner of such Boat, Barge, or other Vessel, Waggon or other Carriage, shall, upon Conviction of the Person or Persons doing such Damage, before any Justice of the Peace for the County or Place where

where such Offence shall be committed, either by the Confession of the Party or Parties offending, or upon the Oath of any credible Witness (which Oath such Justice is hereby impowered and required to administer), forthwith pay to the Person or Persons injured, the Damage to be ascertained by such Justice, in case the same do not exceed the Sum of Five Pounds, and shall also, over and above such Damages, forfeit and pay, for the Use of the Poor of the Parish where the Offence shall be committed, a Sum not exceeding Twenty Shillings, to be determined by such Justice; and all the Costs, Charges, and Expences attending such Conviction, and such Damages, Penalties, and Costs, shall be recovered in like Manner as any Penalty is herein-after directed to be recovered; but if the said Damages shall exceed the Sum of Five Pounds, then, and in such Case, the Master, or Owner or Owners, of such Boat or other Vessel, Waggon or other Carriage, shall and may be sued and prosecuted for the same in any of His Majesty's Courts of Record at Westminster, or in the Court of Great Sessions for the County of Brecknock, if the Cause of Action should therein arise, and if a Verdict be found against him or them, or Judgement be given against him or them upon Demurrer, or by Default, the Plaintiff in any such Case shall recover his Damages thereby sustained, with full Costs of Suit.

Owners of Boats may recover from Servants what shall be paid for Damages done by them.

LXXXIII. And be it further enacted, That if the Owner or Owners of any Boat, Barge, or other Vessel, Waggon or other Carriage, navigating or passing on the said Canal, and Rail or Waggon Ways, or Stone Roads respectively, shall be compelled to pay any Penalty, or to make Satisfaction for any Damage done by Reason of any wilful Act or Default of his or their Servant or Servants, then, and in such Case, every such Servant shall be liable to repay such Penalty and Satisfaction for Damages to such Owner or Owners; and in case of Nonpayment thereof upon Demand, the same shall be recovered in like Manner as any Penalty is herein-after directed to be recovered.

No Carriages to pass on Rail Ways, unless constructed as directed by the Company.

LXXXIV. And be it further enacted, That no Person or Persons whomsoever shall pass upon any Part of the said Rail or Waggon Ways, or Stone Roads, with any Waggon or other Carriage whatsoever, unless the same be constructed agreeable to the Orders and Regulations of the said Company of Proprietors (which Orders and Regulations shall be stuck upon a conspicuous Part of every Stop Gate and Toll House, erected on such Rail or Waggon Ways, or Stone Roads, for the collecting of the

said

said Tolls), except in crossing the same for the convenient Occupation of the adjacent Land, or in passing on any publick or private Carriage Road which happens to cross the said Rail or Waggon Ways, or Stone Roads, or any of them; and that if any Person or Persons whomsoever shall pass upon any Part of the said Rail or Waggon Ways, or Stone Roads, with any Waggon or Carriage not constructed in Manner herein-before directed (except as before excepted), he or they so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds, nor less than Twenty Shillings.

Places to be made for Boats to turn and pass each other.

LXXXV. And be it further enacted, That it shall be lawful for the said Company of Proprietors, and they are hereby required, in such Parts of the said Canal as shall not be of sufficient Breadth for admitting a Boat, Barge, or other Vessel to turn about and lie, or Two Boats, Barges, or other Vessels to pass each other, to open and cut proper Spaces or Places in the Lands adjoining to the said Canal, at convenient Distances from each other, for the turning, lying, and passing of such Boats, Barges, and other Vessels; and that every Boat, Barge, or other Vessel passing upon the said Canal, shall, upon meeting any other Boat, Barge, or other Vessel, stop at, or go back to and lie in the said Spaces or Places made for that Purpose, in such Manner as the said Committee, by any Writing under their Hands, shall direct and appoint.

Regulations for Boats passing Locks.

LXXXVI. And be it further enacted, That no Boatman, or his Agent or Servant, navigating any Boat or other Vessel upon the said Canal, and passing with such Boat or other Vessel through any Lock to be made upon the same, shall suffer the Water to remain in such Lock longer than is necessary for his Boat or other Vessel to pass through the same, and that every such Boatman or other Person as aforesaid, in going down the said Canal, shall shut the Lower Gates of such Lock before he shall draw the Cloughs of the Upper Gates thereof, and after he shall have brought his Boat or other Vessel into the said Lock, shall shut the Upper Gates before he shall draw the Cloughs of the Lower Gates thereof, and in going up the said Canal, shall, as soon as he shall have passed with his Boat or other Vessel out of the said Lock, shut the Upper Gates thereof, and afterwards draw the Cloughs of the Lower Gates, unless there shall be then a Boat or other Vessel in Sight of the said Lock, coming down the Canal, in which Case the Lower Gates of the said Lock shall be left shut, and the Upper Gates shall be left open, and at all Times the Vessel going up the

said Canal, if within Sight of, and at a Distance not above Three hundred Yards below the Lock, shall pass through such Lock before the Vessel coming down, and then the Vessel next above shall come down, and if there shall be more Vessels than One below and One above any Lock at the same Time, within the Distance aforesaid (at which Distance a Post or Mark shall be set up or made for ascertaining the same), such Vessels shall go up and come down through such Lock by Turns, as aforesaid, until all the Vessels going up and coming down shall have passed, in order that One Lock full of Water may serve Two Vessels; and that every Person offending in any of these Particulars, shall, for every such Offence, forfeit a Sum not exceeding Five Pounds, nor less than Twenty Shillings.

Company may make further Regulations for passing Locks.

LXXXVII. And be it further enacted, That it shall be lawful for the said Company of Proprietors, from Time to Time, to make such further and other Rules, Orders, and Regulations, for or relating to the passing of any Locks to be made by virtue of this Act, with any Boats, Barges, or other Vessels, as they shall think proper, and that all such Rules, Orders, and Regulations (being published in such Manner as the said Commissioners, assembled at any Meeting to be held as herein-before mentioned, or the major Part of them so assembled, shall direct), shall be binding upon, and be conformed to by the Owners, Masters, or Persons having the Care or Conduct of such Boats, Barges, or other Vessels as aforesaid, upon Pain of forfeiting a Sum not exceeding Five Pounds, nor less than Twenty Shillings, for every Default.

Lock Keepers not to give undue Preference to Boats.

LXXXVIII. And be it further enacted, That if any Lock Keeper, Wharfinger, or other Servant belonging to the said Company of Proprietors, shall give any Preference, or shew any Partiality to any Boat, Barge, or other Vessel, in passing through any Lock upon the said Canal, or in loading or unloading any Goods, Wares, or Merchandize at any of the Wharfs, Warehouses, Weigh Beams, Cranes, and other Machines belonging to the said Company of Proprietors, every Person so offending shall forfeit and pay, for every such Offence, the Sum of Twenty Shillings, for the Use of the Poor of the Parish where the Offence shall be committed.

Boats under 20 Tons not to pass Locks but on certain Conditions.

LXXXIX. Provided always, and be it further enacted, That no Boat or other Vessel, liable to pay any Tonnage under this Act, of less Burthen than Twenty Tons, shall pass through any of the Locks to be made by virtue of this Act, without the Consent of the said Company of Proprietors, or their principal Agent, in Writing, first had

had and obtained, unless the Owner, Master, or Person having the Care of such Boat or other Vessel, shall pay the same Tonnage as for a Boat or Vessel of Twenty Tons Burthen.

Boats obstructing the Navigation to be removed.

XC. And be it further enacted, That if any Boat or Vessel, Waggon or other Carriage, shall be wilfully placed on any Part of the said Canal, Rail or Waggon Ways, or Stone Roads, Trenches, Sluices, or Passages aforesaid, so as to obstruct the Navigation or Passage thereon, respectively, and the Person having the Care of such Boat or Vessel, Waggon or other Carriage, shall not immediately remove the same upon Request made for that Purpose, he shall for every such Offence forfeit a Sum not exceeding Ten Shillings, nor less than Five Shillings, and shall moreover forfeit a Sum not exceeding Four Shillings, nor less than Two Shillings, for every Hour such Obstruction shall continue after such Request for Removal thereof shall be made as aforesaid; and that it shall be lawful for any Agent or Servant of the said Company of Proprietors, to cause any such Boat or other Vessel, Waggon or other Carriage, to be unladen if necessary, and to be removed in such Manner as shall be necessary for preventing further Obstruction, and to seize and detain such Boat or Vessel, Waggon or other Carriage, and the Lading thereof, or any Part of such Lading, until the said Penalties, and Charge of such Removal be paid; and that if any Boat or Vessel shall be sunk in the said Canal, Sluices, or Trenches aforesaid, and the Owner or Person having the Use or Care of such Vessel shall not, without Loss of Time, weigh or draw up the same, it shall be lawful for any Agent or Servant of the said Company of Proprietors to cause such Boat or Vessel to be weighed or drawn up, and to detain and keep the same, until Payment be made of all Expences necessarily occasioned and relating thereto.

Boats sunk to be weighed up.

Penalty on Persons taking in or unloading Goods, unless at a publick Wharf.

XCI. And be it further enacted, That if any Person or Persons (except as herein-after mentioned) navigating or working, or employed in navigating or working any Boat, Barge, or other Vessel upon the said Canal to be made by virtue of this Act, shall load, unload, or take into any such Boat, Barge, or other Vessel, any Goods, Wares, and Merchandizes, or Things whatsoever liable to pay any of the Rates herein-before mentioned, at any other Place or Places than at the Wharfs or Quays upon or belonging to the said Canal, without having first obtained a Consent in Writing for that Purpose, from the said Company of Proprietors, their Agent or Agents, Collector or Collectors, then such Person or Persons shall for

for every such Offence forfeit any Sum not exceeding Five Pounds.

Penalty on Persons leaving Draw Bridges open.

XCII. And be it further enacted, That if any Swivel Bridge or Draw Bridge shall be laid over or across the said Canal, or any Cut, Trenches, or Passages to be made by virtue of this Act, all and every Person and Persons opening any such Draw Bridge or Swivel Bridge, for the Passage of any Boat or other Vessel, shall from Time to Time, as soon as such Boat or other Vessel shall have passed such Bridge, shut and fasten the same, and that every Person neglecting so to do shall forfeit and pay, for every such Offence, any Sum not exceeding Five Pounds; and in case any such Bridge shall be left open longer than necessary for the Passage of any Boat or other Vessel as aforesaid, through the Neglect or Carelessness of any Person belonging to any such Boat or Vessel, or if any Person or Persons shall wilfully open any such Draw Bridge or Swivel Bridge when no Vessel is to pass through the same, so as to interrupt a free Passage for Travellers, Cattle, or Carriages, every such Person shall forfeit and pay, for every such Offence, a Sum not exceeding Five Pounds, One Half of which Penalty shall be paid to the Informer, and the other Half to the Poor of the Township or Parish where such Offence shall be committed.

Penalty on Persons obstructing the Navigation;

XCIII. And be it further enacted, That if any Person or Persons shall float any Timber upon the said Canal, or shall float any Boat or Vessel with Timber, so that the same shall lie over the Side of such Boat or Vessel, or shall overload any Boat or Vessel navigating in or upon the said Canal, so as to obstruct the Passage of any other Boat or Vessel, and shall not immediately, upon Notice given to the Owner or Person having the Care of such Boat or Vessel so obstructing the Passage, hale or draw back such Boat or ~~other Vessel into~~ such Place or Places as shall be so made, or be proper for Boats or other Vessels to pass each other, every such Owner, or Person or Persons floating such Timber, or having the Care of such Boat or Vessel, shall forfeit and pay, for every such Offence, the Sum of Five Pounds;

and for Persons throwing Ballast or Rubbish into Canal.

and if any Person or Persons shall wilfully throw any Ballast, Gravel, Stones, Rubbish, or other Matter or Thing into any Part of the said Canal, or any Trenches, Sluices, or other Works to be made or maintained by virtue of this Act, every such Person shall, for every such Offence, forfeit a Sum not exceeding Five Pounds.

Penalty on Persons opening Locks, &c.

XCIV. And be it further enacted, That if any Person shall wantonly or through Carelessness or Negligence open,

open, or cause to be opened, any Lock, Paddle, Valve, or Clough belonging to the said Canal or Navigation, or suffer any Boat or other Vessel to strike or run upon any of the Bridges or Locks thereof, or shall wilfully flush or draw off the Water, or cause the same to be drawn off from any Part of the said Navigation, or shall leave any of the Cloughs open after any Boat or other Vessel shall have passed any Lock belonging to the said Canal (except in such Cases as are herein-before otherwise ordered), or if any Person or Persons shall wilfully draw, or cause to be drawn, any Paddle, Valve, or Clough belonging to the said Canal and Navigation, so as to mispend or waste the Water therein, every Person offending, in any of the Particulars aforesaid, shall forfeit and pay, for every such Offence, a Sum not exceeding Five Pounds.

Penalty on Persons wilfully damaging the Canal.

XCV. And be it further enacted, That if any Person or Persons shall wilfully and maliciously, and to the Prejudice of the said Canal, and Rail Ways, Waggon Ways, or Stone Roads, or any of them, break, throw down, damage, or destroy any Bank or Banks, or other Works to be erected or made by virtue of this Act, every such Person shall be subject and liable to the like Pains and Penalties as in Cases of Felony, and the Court by and before whom such Person or Persons shall be tried shall have Power and Authority to cause such Person or Persons to be punished in like Manner as Felons are directed to be punished by the Laws and Statutes of this Realm; or in Mitigation of such Punishment, such Court may, if they think fit, award such Sentence as the Law directs in Cases of Petit Larceny.

Owners of Mines, Iron Works, &c. may make Rail Ways if the Company refuse.

XCVI. And be it further enacted, That if the Owner or Owners of any Manor, Estate, or Lands containing any Mines, Seams, or Veins of Iron, Iron Stone, Lead, Coals, or other Minerals, or any Quarries of Lime Stone, Slates, or Tiles, or the Proprietor or Proprietors of any Iron Furnaces, Forges, or other Works, or the Rentors, Lessees, or Occupiers of the same, or any or either of them, situate and lying within the Distance of Eight Miles from any Part of the said Canal or Rail Ways herein-before particularly described and authorized to be made as aforesaid, shall deem it expedient or necessary that any Rail Ways or Stone Roads shall be made over, through, to, along, in, upon, or under the Lands or Grounds of any other Person or Persons, or across any Highway or Highways, or private Road or Roads, or that any Bridges should be erected over and across any Rivers, Brooks, or Watercourses, for the Purpose of conveying his, her, or their Iron,

Lead, Coals, Culm, Lime Stone, or other Stone, Slate, Tiles, or Minerals, or any Goods, Wares, or Merchandizes, to or from the said Canal or Rail Ways herein-before particularly described; and if the said Company of Proprietors shall refuse to make any such Rail Way or Waggon Road, or to erect any such Bridge, in virtue of the Powers herein-before given them in that Behalf, for the Space of Six Months after an Application and Request in Writing shall have been made to them for that Purpose, at a General Meeting or Assembly to be held as herein-before is mentioned, by the Person or Persons so deeming it expedient that such Rail Way or Waggon Road should be made, or such Bridge erected as aforesaid, then and in such Case, and from Time to Time, as often as the same shall happen, it shall be lawful for the Person and Persons making such Application and Request, at his or their own proper Costs and Charges, at any Time after the Expiration of such Three Calendar Months, without the Consent of the Owner or Owners of such Lands or Grounds, Rivers, Brooks, or Watercourses, to make any such Rail Ways or Waggon Ways, or to erect any such Bridge or Bridges as shall be deemed expedient to be made or erected as aforesaid, he or they first paying or tendering Satisfaction for the Damages to be thereby occasioned to any such Lands or Grounds, Rivers, Brooks, or Watercourses, in the Manner herein-before directed with respect to any Lands or Grounds to be taken by the said Company of Proprietors for the Purposes herein-before mentioned; and it shall also be lawful for the Owner or Owners of, and Person or Persons interested in such Lands or Grounds respectively, to treat and agree with the Person or Persons desiring to make any such Rail Ways or Waggon Roads, or to erect any such Bridge as aforesaid, touching the Damages which such Owner or Owners of, and Person or Persons interested in such Lands or Grounds, shall or may sustain yearly, and in case they cannot agree concerning the Amount or Value of such Damages, or in case the Owner or Owners of, or Person or Persons interested in such Lands or Grounds, shall refuse or neglect to treat, or by Reason of Absence, or otherwise, shall be prevented from treating concerning the same, then the same shall be settled and ascertained by the said Commissioners, or assessed by a Jury, if required, in such and the like Manner as any other Damages to be occasioned by the Exercise of any Powers granted by this Act, are herein-before directed to be settled and ascertained, or assessed: Provided always, That the Person or Persons desirous of having

having any such Rail Way, or Waggon Road, or Bridge, made or erected as aforesaid, shall, in the Application and Request to be made by him or them to the said Company of Proprietors for that Purpose as aforesaid, specify the Name or Names of the Person or Persons making such Application, and describe the Line along which any such Rail Way or Waggon Way is intended to pass, with the Distance from Point to Point where any such Rail Way or Waggon Way shall begin and end, or the precise Spot where any such Bridge is intended to be erected; and all and every such Rail Ways, or Waggon Roads, and Bridges, so to be made and erected as last herein-before is mentioned, shall, after the same shall be completed, be publick and open to all Persons for the Conveyance of any Minerals, Goods, Wares, Merchandizes, or Commodities whatsoever, in Waggons or other Carriages, properly constructed, and for the Passage of Horses, Cows, and other Beasts or Cattle, on Payment to the Person or Persons at whose Charge and Expence such Rail Ways or Waggon Roads, or Bridges, shall have been made or erected, and his, her, and their Heirs or Assigns, such and the like Tolls, Rates or Duties as shall, for the Time being, be payable to the said Company of Proprietors, for the Conveyance of such Minerals, Goods, Wares, Merchandizes, and Commodities, and the Passage of such Horses, Cows, or other Beasts or Cattle, upon the Rail Ways first herein-before particularly described, and intended to be made by them.

Persons desirous of a Rail Way or Waggon Way may agree for the same with the Company.

XCVII. And whereas it may be for the Interest and Advantage of some Person or Persons, who may hereafter be desirous of having any such Rail Way, or Waggon Way, or Stone Road as aforesaid, to have the same made by the said Company of Proprietors, upon paying to the said Company a higher Rate or Toll for the Conveyance of his or their Goods and other Things thereon, than shall be payable for the Conveyance of the like Articles upon the Rail or Waggon Ways, or Stone Roads, first herein-before particularly described; be it therefore further enacted, That in case the said Company of Proprietors shall make any such Rail or Waggon Way, or Stone Road, agreeable to the Request of any such Person or Persons as aforesaid, it shall be lawful for the said Company of Proprietors, from Time to Time, and at all Times after the same shall be made, to demand and take, not only of and from the Person or Persons who shall have made such Request, but also of and from all other Persons, for the Conveyance of any Iron, Iron

Stone, Iron Ore, Lead Ore, Coals, Culm, Lime, Lime Stone, and all other Goods, Wares, Merchandizes, and Things whatsoever, upon any such Rail or Waggon Way, or Stone Road, such Rates and Tolls as shall be mutually fixed and agreed upon for that Purpose, between the said Company of Proprietors and the Person or Persons who shall have made such Request as aforesaid, so as the same do not exceed the Sum of Fivepence per Ton per Mile, any Thing herein-before contained to the contrary thereof notwithstanding: Provided always, that such last-mentioned Rates and Tolls shall and may be altered and varied from Time to Time by the said Company of Proprietors, in such and the like Manner as they are herein-before impowered to alter and vary the Rates and Tolls first herein-before mentioned and authorized to be taken.

Proprietors or private Persons may make Cuts to communicate with the Canal:

XCVIII. And be it further enacted, That it shall be lawful for the said Company of Proprietors to make any Navigable Cut or Cuts, with a Towing Path or Towing Paths thereto, from the said intended Canal to any Place or Places within the Distance of Four Miles from any Part of the said intended Canal, and such Cut or Cuts, when made and completed, shall be deemed and taken as Part or Parts of the said Canal, for and in respect of the Payment of Rates thereon, and for every other Use and Purpose of this Act; and it shall be lawful for the Proprietor or Proprietors of any Mines, Seams, or Veins of Iron, Iron Stone, Iron Ore, Lead Ore, or other Minerals, Coals, Culm, or Clay, or Quarries of Lime Stone, Slate, Tiles, or other Stones, or of any Furnaces, Forges, Mills, Engines, or other Works, situate within the Distance of Four Miles from the said intended Canal, to make any navigable Cut or Cuts, with Locks, Stop Gates, and Towing Paths, in such Manner as he, she, or they shall think proper, through his, her, or their own Lands or Grounds, and also through the Lands or Grounds of any other Person or Persons, to communicate with the said Canal, so that the same be done without diverting any Water which shall be necessary for supplying the said Canal, or which are or shall be necessary for the working of any Furnaces, Forges, or other Works, and without doing any Injury or Damage to the said Canal, and so as the Person or Persons making such Cut or Cuts, shall (if thereto required by the said Company of Proprietors) make, erect, and maintain a Stop Gate or Stop Gates on every such Cut, in order to prevent the Water being drained or wasted out of the said Canal, in consequence of making any such

Cut,

Cut, to communicate therewith as aforesaid; and all such Cuts, Locks, Stop Gates, and Towing Paths, so to be made as last mentioned, shall be publick and open to all Persons for the Conveyance of any Minerals, Goods, Wares, Merchandizes, and Things, in Boats, Barges, or other Vessels, upon Payment to the Person or Persons at whose Charge and Expence such Cuts, Locks, Stop Gates, and Towing Paths shall be made, and his, her, and their Heirs or Assigns, such and the like Rates as shall for the Time being be payable to the said Company of Proprietors for the Conveyance of the like Articles upon the said Canal.

But not without the Consent of the Owners of Lands.

XCIX. Provided always, That no such Navigable Cut shall be made into or from the said Canal, by the said Company of Proprietors, or any other Person or Persons, through any Commons or Waste Lands, without the Consent of the Lord of the Manor, or through the private Lands or Grounds of any Person or Persons, unless the Owner or Owners of, and Person or Persons interested in such Lands or Grounds, or the Husbands, Guardians, Trustees, Committees, or Attornies of such Owners or Persons interested as aforesaid, being under Coverture, Minors, Lunaticks, beyond the Seas, or under any other Disability, or incapable of acting for themselves, shall consent thereto, and which Consent they are hereby respectively authorized and impowered to give; and they are hereby authorized and impowered to agree with the Person or Persons desirous of making any such Cut, for the Lands or Grounds to be made use of for that Purpose, and the Damages to be occasioned thereby, and also to convey such Lands or Grounds to such Person or Persons accordingly; and every such Consent and Agreement, being reduced into Writing, and signed and sealed by the respective Parties giving or making the same, and also every such Conveyance, shall be binding and conclusive upon all Bodies Politick and Corporate, and other Persons whomsoever; and the same shall be deposited with the Clerk of the Peace for the County in which such Lands or Grounds shall lie, and be by him kept amongst, and shall be deemed Part of the Records of the Quarter Sessions of the Peace for the said County.

Inclined Planes may be made upon such Cuts.

C. And be it further enacted, That if such Proprietor or Proprietors of any Mines, Seams, or Veins of Iron, Iron Stone, Iron Ore, Lead Ore, and other Minerals, Coal, Culm, or Clay, or Quarries of Lime Stone, Slates, Tiles, or other Stone, or of any Furnaces, Forges, or other Works, desirous of making any such

Cut as aforesaid, shall judge it expedient that Boats, Barges, or other Vessels, Waggons or other Carriages, should be conveyed towards the said Canal by Rollers and Inclined Planes, or in any other Manner than by Water, then and in such Case it shall be lawful for such Proprietor or Proprietors to cause any such Rollers, Inclined Planes, or other Works to be made for that Purpose, at such Parts and Places as he, she, or they shall think proper, and the same shall be considered to be Part of the said Cut or Cuts, in like Manner as if such Parts and Places were made navigable.

Lords of Manors and Land Owners may erect Wharfs on their Lands.

CI. And be it further enacted, That it shall be lawful for the Lord or Lords of any Manor, and the Owner or Owners of any Lands or Grounds through which the said Canal, or any such Cut as aforesaid shall be made, to erect and use any Wharfs, Quays, Landing Places, Cranes, Weigh Beams, or Warehouses in or upon their respective Lands, Grounds, or Wastes adjoining or near to the said Canal or Cut, and to land any Goods or other Things upon such Wharfs, Quays, or Landing Places, or upon the Banks lying between the same and the said Canal or Cut; and also to make and use proper and convenient Places for Boats, Barges, and other Vessels to lie and turn in and pass each other, so that the making or using thereof respectively do not obstruct or prejudice the Navigation of the said Canal, or any such Cut as aforesaid, or any Towing Paths on the Sides thereof; and that all Rates which shall be paid for the Use of such Wharfs, Quays, Landing Places, Cranes, Weigh Beams, and Warehouses respectively, shall be and the same are hereby vested in the Lord or Lords of such Manor, or the Owner or Owners of such Lands or Grounds, who shall make and erect the same as aforesaid.

If they refuse, the Company may erect the same.

CII. And be it further enacted, That if any such Lord or Lords, Owner or Owners, shall not, within the Space of Twelve Calendar Months next after Notice given in Writing to him, her, or them, by or on Behalf of the said Company of Proprietors, that any Part of such Lands, Grounds, or Wastes is necessary or proper to be used by them for the Purpose of erecting and making Wharfs, Quays, Landing Places, Warehouses, and Buildings, for the Use of the said Navigation, or for making and laying out necessary and convenient Roads for the Conveyance of Goods to and from the said Canal, or any such Cut as aforesaid, make, erect, and lay out, and from Time to Time maintain and keep in good and substantial Repair with proper and sufficient Wharfs, Quays,

Landing Places, Warehouses, Buildings, and Roads, for the Use of the said Navigation, as the said Commissioners shall think necessary on the Lands and Grounds described in such Notice, then and in such Case the said Company of Proprietors shall have full Power and Authority, without any Hindrance or Restraint whatsoever, to make use of such Lands, Grounds, or Wastes for erecting and building proper and sufficient Wharfs, Quays, Landing Places, Warehouses, and Buildings, and making and laying out necessary and convenient Roads to and from the said Canal, and any such Cut as aforesaid, agreeable to such Notice as aforesaid, first making Satisfaction for the same in such Manner as is herein-before directed with respect to any other Lands or Grounds which shall be taken or used by the said Company for the Purposes of this Act.

Regulations respecting private Wharfs.

CIII. And be it further enacted, That nothing herein contained shall authorize or impower the said Company of Proprietors, or any other Person or Persons, to make use of any Wharfs, Quays, Landing Places, Cranes, Weigh Beams, or Warehouses, which shall be set out, erected, or made by the Lord or Lords of any Manor, or the Owner or Owners, Occupier or Occupiers, of any Lands or Grounds adjoining or near to the said Canal, or any such Cut as aforesaid, for his, her, or their own private Use only, or to set up, erect, or use any Cranes or Weighing Machines in or upon any such Wharfs, Quays, or Landing Places, without the Consent of such Lord or Lords, Owner or Owners, and that no more than the Sum of One Penny per Ton shall be demanded or taken by any such Lord or Lords, Land Owner or Land Owners, who shall make, erect, or build any such Wharfs or Quays, or make or lay out any Roads to and from the said Canal, or any such Cut as aforesaid, in pursuance of the Notice to be given by or on Behalf of the said Company of Proprietors to such Lord or Lords, Owner or Owners, for that Purpose as aforesaid, for the Wharfage of any Coals, Culm, Lime Stone, Clay, Iron, Iron Stone, Lead Ore, or any other Ores, Timber, Stone, Bricks, Tiles, Slates, Gravel, Hay, Straw, Corn in the Straw, or Manure, not more than Three-pence per Ton for the Wharfage of any other Goods, Wares, Merchandizes, or Things whatsoever, where the same shall be respectively placed and remain upon any such Wharfs or Quays, and shall not continue thereupon for a longer Space of Time than Six Days, except Coals, Culm, Lime Stone, Clay, Iron, Iron Stone, Lead Ore, or other Ore, Timber, Stone,

Stone, Bricks, Tiles, Slates, Gravel, Hay, Straw, Corn in the Straw, and Manure, which may remain thereupon for One Calendar Month, upon Payment of the said Three-pence per Ton: Provided nevertheless, that in case any of the said Articles shall be left and remain in or upon any such Wharfs or Quays for the Space of Ten Days over and above the Time hereby limited for the same respectively, then the Owner or Owners of such Articles shall pay to the Proprietors of such Wharfs or Quays One Penny per Ton for such Ten Days, and One Penny per Ton for every further Day which such Articles shall remain upon such Wharfs or Quays, after the Expiration of the said Ten Days: Provided always, that it shall be lawful for the said Company of Proprietors to erect, repair, and use any Cranes or Weighing Machines upon any such Wharfs or Quays last-mentioned, for the more convenient loading or unloading, and weighing of any such Minerals, or other Goods, Wares, Merchandize, or Things, in case the Proprietors of such Wharfs or Quays shall neglect or refuse to make and erect the same for the Space of Three Calendar Months after they shall have received Notice in Writing for that Purpose from the said Company of Proprietors, or when so erected, neglect or refuse to keep the same in Repair, any Thing in this Act contained to the contrary thereof notwithstanding.

Rights of Fishery reserved to Lords of Manors, &c.

CIV. And be it further enacted, That the Lord or Lords of every Manor through which the said intended Canal, or any such Cut as aforesaid shall be made, shall have and be entitled to the exclusive Right of Fishery of and in so much of the said Canal or Cut as shall be made over or through the Common or Waste Lands within his, her, or their Manor, or in, over, or through any other Lands or Grounds lying within any such Manor, wherein such Lord or Lords is or are entitled to the Right of Fishery in the Pits, Ponds, and Waters now being in such last mentioned Lands or Grounds respectively; and that the Owner or Owners of all other Lands or Grounds through which the said Canal, or any such Cut shall be made, shall also have and be entitled to the like Right of Fishery of and in so much of the said Canal or Cut as shall be made in, over, or through his, her, or their Lands or Grounds, so as in the Use and Exercise of such Right of Fishery, the said Canal or Cut, or the Towing Paths, Banks, or other Works and Conveniencies hereby authorized to be made, shall not be prejudiced or obstructed, or any Water drained or exhausted from or out of the said Canal or Cut, and so as

the said Company of Proprietors, or their Agents, Servants, or Workmen, shall not be liable to any Penalty, Action, or Prosecution, for or by Reason of the taking or destroying of any Fish in the said Canal or Cut, which shall be taken, killed or destroyed, through or by Means of the necessary letting off the Water out of the said Canal or Cut, for or on Account of any Repairs or Works to be done in or about the same.

Owners and Occupiers of Lands may use Pleasure and Husbandry Boats free of Rates.

CV. Provided always, and be it further enacted, That it shall be lawful for the Owners and Occupiers of any Lands adjoining to the said Canal, or any such Cut as aforesaid, to use upon the same any Pleasure Boats, or any Boats for the Purpose of Husbandry (except for Conveyance of Lime), and for conveying Cattle from any Farm or Land to any other Farm or Lands of the same Owners or Occupiers, without the Interruption of the said Company of Proprietors, or any Persons acting under them, and without paying any Rate for the same, so as such Boats be not above Five Feet in Breadth, or above Twelve Feet in Length, and do not pass through any Lock to be made on the said Canal, or any such Cut, and be not employed in carrying any Goods, Wares, or Merchandizes for Market or for Sale, or any Person or Persons for Hire, and so as the same do not obstruct or prejudice the Navigation of the said Canal or Cut, or any Towing Paths on the Sides thereof, and so that the respective Owners of all such Pleasure or Husbandry Boats shall in their own Lands make convenient Places for such Boats to lie in, and shall not suffer the same to be moored upon the said Canal or Cut.

Power to compel Payment of Subscriptions.

CVI. And be it further enacted, That the several Persons who have already subscribed, or who shall hereafter subscribe, to advance any Money for and towards the making and maintaining of the said Canal, Rail Ways, and other Works hereby authorized to be made, shall and they are hereby required to pay the Sum or Sums of Money by them respectively subscribed, or to be subscribed, or such Part or Parts thereof as shall from Time to Time be called for by the said Company of Proprietors, or the Committee of the said Company, under and by virtue of the Powers and Directions of this Act, at such Times and Places as shall be appointed for that Purpose by the said Company of Proprietors, or the said Committee; in the Manner herein-before mentioned, and in case any Person or Persons shall neglect or refuse to pay the same at the Time and in Manner required for that Purpose, it shall be lawful for the said

Company of Proprietors to sue for and recover the same in any Court of Law.

Continuing the Summit Level from *Cwmcrawnon*.

CVII. And be it further enacted, That the said Company of Proprietors, in making the said Canal, shall carry the same from a certain Place, called Cwmcrawnon, in the County of Brecknock, to the Monmouthshire Canal at Pontymoile, in the County of Monmouth, upon a Level with the said Monmouthshire Canal, at or near Pontymoile aforesaid.

Proprietors of the *Monmouthshire* Canal to pay 3000 *l.*;

CVIII. And whereas, in Consideration of the Advantages to be derived by the Company of Proprietors of the Monmouthshire Canal Navigation from the Junction of the said Canals, they have agreed to make the Payment herein-after mentioned to the Company of Proprietors of the said Brecknock and Abergavenny Canal, and also to certain Regulations respecting the Rates payable to them; be it therefore further enacted, That the said Company of Proprietors of the Monmouthshire Canal Navigation shall pay to the Company of Proprietors of the said Brecknock and Abergavenny Canal Navigation, the Sum of Three thousand Pounds, upon the Twenty-fifth Day of March One thousand seven hundred and ninety-four, and in Default of Payment the same may be sued for and recovered by Action of Debt, or on the Case, in any Court of Law; and the said Company of Proprietors of the Monmouthshire Canal Navigation shall not take or demand, for any Coals, Goods, Merchandize, or other Things which shall pass or be navigated in Boats or other Vessels upon the said Monmouthshire Canal, to or from the said Brecknock and Abergavenny Canal, and passing for Two Miles, or upwards, upon the said Brecknock and Abergavenny Canal, any higher or greater Rate of Tonnage than shall, for the Time being, be taken by the said Company of Proprietors of the Brecknock and Abergavenny Canal Navigation for any Coals, Goods, Merchandize, or other Things passing or to be navigated on the said Brecknock and Abergavenny Canal, but never exceeding the Rate of Tonnage taken, for the Time being, by the said Company of Proprietors of the Monmouthshire Canal Navigation.

and not to take higher Tonnage for Things passing to or from the *Brecknock* and *Abergavenny* Canal than shall be taken on that Canal.

Recovery of Forfeitures.

CIX. And be it further enacted, That all Fines, Penalties, and Forfeitures inflicted by this Act, and which shall be inflicted by any Rule, Order, or Bye Law to be made in pursuance thereof (of which, when produced, all Justices are hereby required to take Notice), the Manner of levying and recovering of which is not herein particularly

cularly 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 Justice of the Peace for the County or Place wherein the Offence shall be committed, or the Offender shall be or reside, and such Justice is hereby authorized to hear and examine Witnesses upon Oath, and determine the same; and all such Fines, Forfeitures, and Penalties, the Application whereof is not herein directed, shall be paid into the Hands of the Treasurers to the said Company of Proprietors, and shall be applied and disposed of for the Use of the said Undertaking, and to and for no other Use, Intent, or Purpose whatsoever.

CX. And, for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That all and every Justice or Justices of the Peace before whom any Person or Persons shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up in the following Form of Words, or in any other Form of Words to the same Effect, (videlicet);

Form of Conviction.

BE it remembered, That on the Day of in the Year of our Lord *A. B.* is convicted before me *C. D.* One of His Majesty's Justices of the Peace for the said County of [*specifying the Offence, and Time and Place when and where the same was committed*]. Given under my Hand and Seal, the Day and Year aforesaid.

Persons taking a Distress irregularly, not to be deemed Trespassers *ab initio*.

CXI. And be it further enacted, That where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, 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 be afterwards committed by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularity, shall and may recover full Satisfaction for the Special Damages in an Action upon the Case; and that no Proceedings to be had and taken in pursuance of this Act, shall be quashed or vacated for Want of Form, or removed by Certiorari, or any other Writ or Process whatsoever,

Proceedings not to be quashed for Want of Form.

whatsoever, into any of his Majesty's Courts of Record at Westminster or elsewhere.

Appeal to the Quarter sessions.

CXII. Provided always, That any Person or Persons thinking himself, herself, or themselves aggrieved by any Order or Judgement made or given in pursuance of any Rule, Bye Law, or Order of the said Company of Proprietors, or by the Order or Determination of any Justice or Justices of the Peace, in pursuance of this Act, may, within Six Calendar Months after such Order shall be made or given, complain to the Justices of the Peace at the General Quarter Sessions to be held in and for the County or Place where the Cause of Appeal shall arise, who shall, in a summary Way, either hear and determine such Complaint at such General Quarter Sessions of the Peace, or if they think proper may adjourn the Hearing thereof to the next General Quarter Sessions of the Peace to be held for the said County or Place, and if they see Cause, may mitigate any Forfeiture or Fine, and may order any Money to be returned which shall have been levied in pursuance of any such Rule, Bye Law, Order, or Determination, and shall and may also award such further Satisfaction to be made to the Party injured as they shall judge reasonable.

Limitation of Actions.

CXIII. And be it further enacted, That if any Action shall be brought or commenced against any Person or Persons for any Thing done in pursuance of this Act, or in Execution of the Powers and Authorities, or the Orders and Directions herein-before given and granted, every such Action shall be brought or commenced within Six Calendar Months next after the Fact committed, or in case there shall be a Continuation of Damages, then within Six Calendar Months next after the doing or committing such Damage shall cease, and not afterwards, and shall be laid and brought in the County wherein the Cause of Action shall arise, and not elsewhere; and the Defendant or Defendants in such Action shall and may 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 it shall appear to have been so done, or if any Action shall be brought after the Time so limited for bringing the same, or shall be brought in any other County or Place than as aforesaid, then the Jury shall find for the Defendant or Defendants; and in such Case, or if the Plaintiff or Plaintiffs shall become nonsuited, or suffer a Discontinuance of his or their Action after the Defendant or De-

General Issue.

fendants shall have appeared thereto, or if any Verdict shall pass against the Plaintiff or Plaintiffs, or if upon Demurrer, or otherwise, Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Treble Costs, and shall have such Remedy for the Recovery of the same as any Defendant hath for Costs in other Cases at Law. Treble Costs.

CXIV. And be it further enacted, That this Act shall be deemed and taken to be a Publick Act; and shall be judicially taken Notice of as such, by all Judges, Justices, and other Persons, without specially pleading the same. Publick Act.

The SCHEDULE to which the foregoing Act of Parliament refers.

Owners.	*Occupiers.*		*Where situated.*	*In what Parish, and County.*
			BRECKNOCKSHIRE.	
Sir Chas Morgan, Bart.	Captain Hughes	Shed	Near Brecon	St. John Evangelist.
M. Powell, Clerk & Wife	Watkin Parry	Orchard	New Bridge	Llanvrynach.
Mrs. Amy Powell	Thomas Jones	Two Orchards, One Garden	Penkelley	Llanvigan.
Edward Jones	Mr. Bridgwater	Orchard	Do	Do.
T. H. Gwynne Esq.	L. Powell	Garden	Do	Do.
Do —	Mr. William Bridgwater	Do	Do	Do.
Mrs. Powell	Thomas Jones	Two Gardens	Do	Do.
T. H. Gwynne Esq.	Thomas Charles	Garden	Do	Do.
Do —	William Pritchard	Do	Do	Do.
Do —	Mr. Bridgwater	Orchard	Do	Do.
Do —	Watkin Williams	Garden	Tal y Bont	Do.
Do —	Robert Haynes	Do	Do	Llanthetty.
Do —		Do	Do	Do.
Do —	Howell Jacob	Do	Do	Do.
Do —	John Jones	Orchard	Near Do	Do.
Morgan Lewis	Meredith Jones	Do	Do	Do.
T. H. Gwynne Esq.	William Davis	Garden	Do	Do.
Do —	John Jones	Do	Do	Do.
Do —	William Gwinn	Do	Do	Do.
Do —	Howell Isaac	Do	Do	Do.
George Lewis Esq.	David Morgan	Orchard	Rhyd yr Onnen	Do.
Edward Hughes Clerk	David Edwards	Orchard	Llanthetty	Do.
Edward Davis Clerk	In hand	Garden	Do	Do.
Duke of Beaufort	Ann Watkins	Two Gardens, One Orchard	Cwm Crawnon	Llangunnider.
Do —	Alter Kinsey	Garden	Do	Do.
Do —	Ann Watkins	Two Orchards	Do	Do.
Do —	William Lewis	Garden	—	Do.
Do —	James Howell	Orchard	—	Do.
Roger Prosser	In hand	Barn	—	Do.
John Prosser	Hy Parry	Orchard	—	Llangattock.
William Herbert	Mary Williams	House and Garden	—	Do.
Duke of Beaufort	Captain Fredricks	Orchard	—	Do.
Do —	Edward Davis	Do	—	Do.
R. Davis Clerk	Lewis Morgan	Do	—	Do.
E. Evans	In hand	—	—	Llanelly.
			MONMOUTHSHIRE.	
Mr. Joshua Morgan	In hand	Orchard	—	Lanwennarth.
J. H. Williams Esq.	James Morgan	Do	—	Lanfoist.
Miss Milbourne	James Jones	Garden	—	Lanellen.
Mr. William Morgan	In hand	Orchard	—	Do.
—		Do	—	Do.
William Morgan	Richard Booth	Do	—	Lanover.
David Morgan	Hy Prosser	House and Garden	—	Do.
Timothy Thomas	In hand	Orchard	—	Goitrey.
J. C. Hanbury Esq.	T. Jenkin Morgan	Do	—	Lanvihangel.
	RAIL ROAD UP CWM CLYDACH.		*BRECKNOCKSHIRE.*	
J. C. Hanbury Esq.	David Tanner Esq.	Orchard	Llanelly	Llanelly.
William Mark	Mary Edwards	Do	Near Do	Do.

SCHEDULE *continued.*

Owners.	*Occupiers.*		*Where situated.*	*In what Parish, and County.*
	RAIL ROAD TO LANGROINEY:		*BRECKNOCKSHIRE.*	
D. Morgan Esq.	W. Watkins Esq.	Orchard	Aberclydach	Llanelly.
	FEEDER FROM USK MILL POOL.			
T. H. Gwynne Esq.	Peter Williams	House and Garden	Near Brecon	St. John Evangelist.
Mr. Andrew Maund	In hand —	Timber Yard	Brecon	D°.
—	—	Street	D°	D°.
Mr. John Church	D°	Stable and Garden	D°	D°.
Sir Charles Morgan	W. Morgan, Clerk, Mary Robertson	Garden	D°	D°.
—	—	Captains Walk	D°	D°.
	FEEDER from the RIVER HONDDY.			
Sir Charles Morgan	Wr Watkins	Mill and Mill Pond	Brecon	St. John Evangelist.
Thomas Williams	Mary Ham	Garden	D°	D°.
John Price	Thomas Powell, Hughes, William Davis	Three Houses and a Yard	D°	D°.
—	—	Street	D°	D°.
Mr. John Church	In hand	Stable and Garden	D°	D°.
Sir Charles Morgan	W. Morgan, Clerk, Mary Robertson	Garden	D°	D°.
—	—	Captains Walk	D°	D°.

F I N I S.