ANNO TRICESIMO QUARTO

Georgii III. Regis.

CAP. CX.

An Act for embanking, and otherwiſe fencing from the Sea, the Lands on the Sea Coaſts of the Pariſh of *Abergele*, in the County of *Denbigh*, and *Rhydlan* Marſh, in the ſeveral Pariſhes of *Abergele* aforeſaid, and of *Saint Aſaph* and *Rhydlan*, and the Franchiſe of *Rhydlan*, in the County of *Flint*, and ſundry other Marſhes, Commons, and Waſte Lands, in the ſaid Pariſh of *Rhydlan*, and in the ſeveral Pariſhes of *Diſerth* and *Meliden*, in the ſaid County of *Flint*; and to cut and make in or through the ſame, or ſome Part thereof, One or more Aqueducts, or other Watercourſes and Drains; and to incloſe, divide, and ſell, competent Parts of the ſaid ſeveral Marſhes, Commons, and Waſte Lands, to defray the Expences of the ſaid Works; and to raiſe a Fund for the future Repair and Preſervation thereof. [11th *June* 1794.]

Preamble.



WHEREAS ſundry Incloſed Lands, Common Marſhes, and Waſte Low Lands, upon the Sea Coaſts of the ſeveral Pariſhes of *Abergele*, *Saint Aſaph*, *Rhydlan*, *Diſerth*, and *Meliden*, in the ſeveral Counties of *Denbigh* and *Flint*, are yearly worn, inundated, and greatly damaged by the Sea, and by Land Waters; and it appears by Surveys lately taken, that Sea Banks, Fences, Aqueducts, and other Works, are neceſſary for ſecuring and preſerving the Coaſts from the Encroachments of the Sea, and for draining the Land Waters, and diſcharging them at proper and ſafe Outlets, which will require very conſiderable Sums of Money to complete, and a permanent Fund to preſerve in future: And whereas the neceſſary Works will be of Publick Utility: And whereas the ſaid Common Marſhes and Waſte Low Lands, or ſome of them, or ſome Parts thereof, are claimed to be ſituated within the Precincts of the ſeveral Manors of *Denbigh*, *Iſterfyn*, *Kinmel* or *Denorben*, *Rhydlan*, *Vaynol*, *Meliden*, *Preſtatyn*, and *Nant*, ſaid to belong to the King's Majeſty, the Lord Biſhop of *Saint Aſaph*, the Reverend *Edward Hughes*, *Catherine Stapleton* Spinſter, *Watkin Williams* Eſquire, *Elizabeth* his Wife, the Reverend *William Davies Shipley* Clerk, *Barbara Yonge* Spinſter, Sir *Edward Lloyd* Baronet, *Richard Wilding* Eſquire, and the ſaid *Watkin Williams*; and ſundry Proprietors of Meſſuages, Lands, and other Hereditaments, within the ſaid ſeveral Pariſhes and Manors reſpectively, have Right of Common thereon: And whereas the Proprietors of Meſſuages, Lands, and other Hereditaments, having ſuch Right of Common, are very numerous, and ſome Incloſed Lands are immediately and others are remotely affected by the Encroachments and Inundations of the Sea, and ſome Proprietors are affected by the Damages to the Common Marſhes and Waſte Low Lands only; wherefore a Fund to complete and preſerve the Works neceſſary for fencing and guarding the ſaid Lands, Marſhes, and Waſte Low Lands from the Sea, and draining the ſame, cannot be raiſed by Means of any Tax; and it is thought expedient that competent Parts of the Common Marſhes and Waſte Low Lands in every Pariſh reſpectively ſhould be incloſed and ſold for that Purpoſe: And whereas the ſalutary Purpoſes aforeſaid cannot be effected without the Aid and 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, the Lord Biſhop of *Saint Aſaph*, the Dean of *Saint Aſaph*, *Robert Anwyl*, *Robert Berkeley*, the Steward of the Lordſhip of *Denbigh* for the Time being, and his Deputy, *John Davies*, *Hugh Davies*, *John Egerton*, *Edward Evans*, *Edward Edwards*, *Bromfield Foulkes*, *Thomas Foulkes*, *John Foulkes*, *Charles Finch*, *Baſil Fitzherbert*, *Robert Fitzherbert*, *John Wynne Griffith*, *William Wynne Gurnons*, *Edward Hughes*, *William Lewis Hughes*, *Robert Heſheth*, *Lewis Hughes*, *Rowland Jones*, *Thomas Jones*, *Edward Jones*, *Edward Chambers Jones*, *John Jones*, *John Leche*, *Daniel Leo*, Sir *Edward Lloyd* Baronet, *John Lloyd*, *Edward Lloyd*, *Richard Lloyd*, *John Lloyd*, *Edward Lloyd*, *Thomas Lewis*, Sir *Roger Moſtyn* Baronet, Sir *Pyers Moſtyn* Baronet, *Thomas Moſtyn*, *Pyers Moſtyn*, *Edward Morgan*, *Charles Morral*, the Receiver General of His Majeſty's Land Revenues in *North Wales* for the Time being, and his Deputy, the Inſpector of His Majeſty's Mines

Truſtees.

Mines in *North Wales* for the Time being, *John Owen*, *James Owen*, the Earl of *Plymouth*, *Peter Parry*, *Richard Parry*, *Thomas Pennant*, *David Pennant*, *Robert Roberts*, *William Davis Shipley*, *Thomas Totty*, *Robert Thomas*, *Peter Whitley*, *John Williams*, *Watkin Williams*, *Edward Williams*, *Richard Willding*, *Robert Watkin*, *Wynne Watkin*, *Edward Wynne*, *Robert Wynne*, *Robert William Wynne*, *William Williams*, and *John Wynne*, and alſo all and every Perſon and Perſons now poſſeſſing, or who ſhall at any Time hereafter poſſeſs, any Real Eſtate of the Yearly Value of One hundred Pounds, and Heirs Apparent of Perſons poſſeſſed of Real Eſtates of the Yearly Value of Two hundred Pounds, and who alſo is, or are, or ſhall be Owner or Owners of any Manor, Meſſuage, Land, or other Hereditaments, within any of the ſaid ſeveral Pariſhes, ſhall be, and are hereby appointed Truſtees to and for the ſeveral Intents and Purpoſes herein-after declared, with the Powers and Authorities herein-after enacted, ſubject to the following Oath:

Truſtees Oath.

'I *A. B.* do ſwear, That I will faithfully, and impartially, and to the beſt of my Skill and Knowledge, execute the Truſts repoſed in me by an Act of Parliament, paſſed in the Thirty-fourth Year of the Reign of His Majeſty King *George* the Third, *for embanking, and otherwiſe fencing from the Sea, the Lands on the Sea Coaſts of the Pariſh of* Abergele, *in the County of* Denbigh, *and* Rhydlan *Marſh, in the ſeveral Pariſhes of* Abergele *aforeſaid, and of* Saint Aſaph *and* Rhydlan, *and the Franchiſe of* Rhydlan *in the County of* Flint, *and ſundry other Marſhes, Commons, and Waſte Lands, in the ſaid Pariſh of* Rhydlan, *and in the ſeveral Pariſhes of* Diſerth *and* Meliden *in the ſaid County of* Flint; *and to cut and make in or through the ſame, or ſome Part thereof, One or more Aqueducts, or other Watercourſes and Drains; and to incloſe, divide, and ſell, competent Parts of the ſaid ſeveral Marſhes, Commons, and Waſte Lands, to defray the Expences of the ſaid Works; and to raiſe a Fund for the future Repair and Preſervation thereof.*'

Which Oath ſhall be written in a Book, and taken and ſubſcribed by every Truſtee in the Preſence of Three or more other Truſtees, who are hereby authorized to adminiſter and receive ſuch Oath; and no Perſon ſhall be capable of acting as a Truſtee, (except in adminiſtering the ſaid Oath), until he ſhall have taken and ſubſcribed the ſame.

Sea Coaſts and Common Marſhes veſted in Truſtees.

II. And be it further enacted, That, from and after the Second *Wedneſday* in *June* One thouſand ſeven hundred and ninety-four, the Sea Coaſts and the Common Forelands, Common Marſhes, and Waſte Low Lands, upon and near to the Sea Coaſts, and upon the Banks of the River *Clwyd Voryd*, and Port River of *Rhydlan*, in the ſaid ſeveral Pariſhes of *Abergele*, *Saint Aſaph*, *Rhydlan*, *Diſerth*, and *Meliden*, and the Franchiſe of *Rhydlan*, in the ſaid Counties of *Denbigh* and *Flint*, ſhall be, and are hereby veſted in and placed under the Management, Controul, and Government of the ſaid Truſtees, and their Succeſſors, for the Purpoſes herein-after expreſſed.

Meetings.

III. And be it further enacted, That the ſaid Truſtees ſhall hold Meetings from Time to Time, which ſhall be publick, and Five or more Truſtees aſſembled ſhall conſtitute a Meeting, and be competent to act in all Caſes whatſoever; and they ſhall meet for the firſt Time on the

Second *Wedneſday* in *June* One thouſand ſeven hundred and ninety-four at the *White Lyon Inn* in the Town of *Saint Aſaph*, in the County of *Flint* aforeſaid, which ſhall be called their *Firſt General Meeting*, and from thence and thereafter ſhall and may, from Time to Time, and as often as they ſhall think neceſſary, adjourn and re-adjourn themſelves, and meet at any Place or Places in any of the ſaid Pariſhes of *Abergele*, *Saint Aſaph*, *Rhydlan*, *Diſerth*, or *Meliden*, which ſhall be appointed at the Time of Adjournment; and ſhall alſo afterwards yearly, on the Firſt *Wedneſday* in *June* in every Year, in like Manner hold One General Meeting, at any publick Inn in the Town of *Saint Aſaph* aforeſaid, which ſhall be called *The General Annual Meeting*, with the like Powers of Adjournment and Re-adjournment, from Time to Time, as before given at the ſaid Firſt General Meeting; and if it ſhall happen that Five Truſtees, the Number requiſite to act, ſhall not attend at ſuch Firſt or any other General Annual Meeting, or at any Adjourned Meeting, then any One or more Truſtee or Truſtees preſent at ſuch deficient Meeting or Meetings may and ſhall adjourn to a future Day to the ſame or any other convenient Place within any of the ſaid ſeveral Pariſhes, and ſhall give Notice thereof by Advertiſement, with his or their Name or Names thereto, in each of the Newſpapers publiſhed in the City of *Cheſter*, called *The Cheſter Courant* and *The Cheſter Chronicle*, or ſuch of them, and any other Newſpaper or Newſpapers, as ſhall at ſuch Time be publiſhed in the ſaid City of *Cheſter*, Ten Days or longer previous to the Day adjourned to; and if there ſhall then happen to be any Neglect of Attendance, or Defect in Proceeding, or if any Truſtee or Truſtees ſhall think it expedient at any Time or Times to have any Special Meeting or Meetings, it ſhall be lawful for any One or more Truſtee or Truſtees to call ſuch Special Meeting or Meetings, at any convenient Place in any of the ſaid ſeveral Pariſhes, by giving Notice thereof by Advertiſement, with his Name thereto, in each of the ſaid *Cheſter* Papers, or in ſuch of them, and any other Paper, as ſhall be then publiſhed in the ſaid City of *Cheſter*, Ten Days or longer before the Day or Days to be appointed for ſuch Special Meeting or Meetings reſpectively; at all which Meetings as well General as Adjourned and Special, there ſhall be Five Truſtees or more preſent to enable them to act; and every Truſtee ſhall bear his own Expences.

First General Meeting.

General Annual Meeting.

Truſtees not attending.

Meetings by Adjournment, and Notice.

Special Meetings by Notice.

Truſtees to bear their own Expences.

IV. And be it further enacted, That if any Perſon not qualified as herein-before required ſhall act or interfere as a Truſtee except the Steward for the Time being of the Lordſhip of *Denbigh* and his Deputy, the Receiver General of His Majeſty's Land Revenues in *North Wales* for the Time being, and his Deputy, and the Inſpector of His Majeſty's Mines in *North Wales* for the Time being, every Perſon ſo acting or interfering ſhall for every Act or Interference forfeit and pay the Sum of One hundred Pounds, to be recovered and applied in Manner herein-after directed, without any other Proof than that ſuch Perſon or Perſons ſhall have acted or interfered as a Truſtee in the Execution of this Act.

Penalty on unqualified Truſtees.

V. Provided always, That all Acts, Orders, Appointments, Accounts, and Tranſactions whatſoever, of or allowed by any Adjourned or Special Meeting or Meetings, ſhall be reviſable at the General Annual Meeting next following, and be confirmed, or in caſe of Error, or erroneous

Acts of Meetings reviſable at General Annual Meetings.

erroneous or unjuſt Proceedings, altered, amended, and ſet right as ſhall be juſt.

VI. Provided alſo, That nothing in this Act ſhall reſtrain any Truſtee in the Commiſſion of the Peace for the Counties of *Denbigh* and *Flint*, or either of them, from acting as a Juſtice of the Peace in every Caſe reſpecting this Act, where not immediately intereſted. Truſtees may act as Juſtices, not being intereſted.

VII. And be it further enacted, That the Truſtees at their ſaid Firſt General Meeting, or at the Firſt Adjournment thereof, ſhall appoint, during Pleaſure, One Surveyor or more for the Purpoſes herein-after declared, and at the ſame Firſt Meeting, or any Adjournment thereof, or at any and every Meeting, may from Time to Time appoint, during Pleaſure, a Clerk and Treaſurer, or any other neceſſary Officers, or any of them, as Occaſion may require; and alſo may at any Meeting remove and diſplace the Surveyor or Surveyors, Clerk and Treaſurer, or other Officers, or any of them, as they ſhall ſee Occaſion, and in their Stead appoint a new Surveyor or Surveyors, Clerk and Treaſurer, and other Officer, or any of them, or diſcontinue them, or ſuch of them as the Truſtees ſhall at ſuch Meetings reſpectively judge expedient; and the Truſtees ſhall take ſufficient Security by Bond or Bonds, with Sureties in adequate Penalties, from every Treaſurer, Clerk, and other Officer, whom they ſhall from Time to Time appoint or employ under this Act for the true, juſt, and faithful Execution of their reſpective Offices, Appointments, and Duties. Powers of Truſtees: To appoint Surveyors and other Officers; to take Security;

VIII. And be it further enacted, That the ſaid Truſtees are hereby empowered, at their Firſt General Meeting, and at all and every or any other Meeting to be held as aforeſaid, to order and cauſe all and every or ſuch Part or Parts as they ſhall think expedient, of the Incloſed Lands, Common Fore Lands, Common Marſhes, and Waſte Low Lands, on the Sea Coaſts of and within the ſeveral Pariſhes of *Abergele*, *Saint Aſaph*, *Rhydlan*, *Diſerth*, and *Meliden* aforeſaid, or any of them, and on the Banks of the River *Clwyd Voryd*, and Port River of *Rhydlan*, on both Sides up to the Confluence of the Rivers *Clwyd* and *Elwy*, and thence along each Side of both the ſaid Rivers *Clwyd* and *Elwy* as far as the Tide ſhall reach, or further if the Truſtees ſhall find neceſſary, to be embanked, copped, or otherwiſe fenced, protected, and ſecured, from the wearing and Inundations of the Sea and Tides, by ſuch Ways and Means as they ſhall judge moſt proper; and they are hereby alſo empowered to order and cauſe to be cut and made One General Aqueduct or Drain, to begin at or near to the Spring called *Ffynnon-ol* above *Lodgegoch* in the Pariſh of *Abergele* aforeſaid, and to run through the ſaid Pariſh Eaſtward and acroſs the Common Marſhes aforeſaid, to the ſaid River *Clwyd Voryd*, or Port River of *Rhydlan*, and alſo One other General Aqueduct or Drain, to begin at or near to a Houſe called *Yffern* in the Pariſh of *Meliden* aforeſaid, and to run through the ſame Pariſh, and through the ſaid Pariſhes of *Diſerth* and *Rhydlan*, to the River *Clwyd Voryd*, or Port River of *Rhydlan* aforeſaid; and in caſe the ſaid Two General Aqueducts, or either of them reſpectively, ſhall be inſufficient effectually to drain and carry off all the Springs, Streams, Brooks, Land Floods, and other Waters, and alſo to preſerve and retain ſufficient Water for Cattle, and for other Uſes neceſſary or beneficial to embank, &c.; to make Aqueducts, &c.

ficial to the Country, the Truſtees are hereby empowered to order and cauſe Two Collateral or Parallel Aqueducts, Drains, or Watercourſes, to be cut and made through all the ſaid ſeveral Pariſhes and Marſhes in the Directions aforeſaid; ſufficient effectually to anſwer the Purpoſes aforeſaid; and the Truſtees are hereby empowered to turn, or cauſe to be turned, all Springs, Streams, Brooks, Land Floods, and other Waters, flowing in the Low Lands of the ſaid ſeveral Pariſhes, into the ſaid ſeveral Aqueducts, Drains, and Watercourſes, or ſome of them, and to order and cauſe to be made and uſed all neceſſary Branches, Trenches, Gutters, Pipes, and other Paſſages for Water, and to order and cauſe to be made and erected, at or upon the Mouths or Outlets of the ſaid Aqueducts or Drains, or any of them, and at all other proper Places thereon, ſuch Sluices, Sluice Gates, Dock Gates, and other Gates, Piers, Groins, and other Conveniencies, proper for keeping out the Sea Water and Tides, and for damming up and retaining Water for the Uſes of the Neighbourhood, and for ſecuring the Outlets of the ſaid Aqueducts or Drains, and other neceſſary Purpoſes, as they ſhall, from Time to Time, at any General Annual Meeting or Meetings, order or direct; and the Truſtees are hereby alſo empowered to order and cauſe all and ſingular the ſaid Banks, Cops, and other Fences, Aqueducts, Drains, and Watercourſes, Branches, Trenches, Gutters, Pipes, Paſſages, Sluices, Sluice Gates, Dock Gates, Piers, Groins, and other Works, to be from Time to Time, and at all Times thereafter, repaired, ſupported, ſtrengthened, preſerved, and improved, by all proper Ways and Means; and the Truſtees, or any of them, and their Surveyor or Surveyors, Agents, Servants, and Workmen, are hereby authorized and empowered, in, upon, or through, the Lands or Grounds of the King's Majeſty, his Heirs and Succeſſors, and of every or any other Perſon or Perſons, Bodies Politick, Corporate, or Collegiate whatſoever, to enter and to ſurvey, meaſure, and aſcertain the ſame, and to dig, delve, trench, cut, and lay or remove and carry off Earth, Stone, Gravel, Sand, Rubbiſh, Trees, and Roots of Trees, and all or any other Matters which may be dug or gotten in making or doing any of the Works aforeſaid, or which may hinder or obſtruct the making, completing, or maintaining thereof; and alſo to bring, lay, and work up, all Materials neceſſary for the Works aforeſaid, or any of them, and to conſtruct, erect, and make, all other Matters and Things which the Truſtees ſhall at any their General Annual Meeting or Meetings judge neceſſary and order, for making, completing, preſerving, or improving, the ſaid Embankments, Cops, Sea and other Fences, Aqueducts, Drains, and other Works.

Sluices and Gates.

to enter Lands, &c.;

to dig and remove Earth, &c.

Damage in Incloſed Lands, to make Satisfaction for.

IX. Provided always, That as little Damage as poſſible ſhall be done to any Incloſed Lands by any of the Works aforeſaid, and the Truſtees ſhall cauſe Satisfaction to be made in Manner herein-after directed to all Owners of Incloſed Lands, for all Damages which they or any of them may ſuſtain, by, through, or on Account of, the Works aforeſaid, or any of them.

Water of Mills, &c. preſerved.

X. Provided alſo, That nothing in this Act ſhall extend to give any Power to divert or draw off any Water or Stream from any Mill, Water-wheel Engine, or Machine whatſoever, or to obſtruct, ſtop, or

or impound, the Tail Water of any Mill, Water-wheel Engine, or Machine in anywise.

Harbour of *Voryd* to be courſed, &c.

XI. And, for more effectually carrying off all Land Waters, Springs, and Streams, which may flow through or into the ſaid Aqueducts, or any of them, be it further enacted, That the Truſtees, at any of their Meeting or Meetings, may order and cauſe the Harbour of *Voryd*, and the Bed of the River *Clwyd*, below *Rhydlan* Bridge, to be from Time to Time, and at all Times hereafter, kept open, cleanſed, ſcoured, and deepened, by ſuch Ways and Means as they ſhall from Time to Time judge proper and uſeful; and may alſo order and cauſe to be erected and made, and afterwards repaired and ſupported, a Groin and Perch at the Mouth or Outlet of the ſaid River *Clwyd Voryd*, or Port River of *Rhydlan*.

Groin and Perch at the Outlet.

Power to make a Road to preſerve the Beach.

XII. And whereas Perſons carrying Corn and other Commodities to and from the Port of *Voryd* aforeſaid, do, by Reaſon of the ſaid Common Marſhes being deep, miry, and often impaſſable, travel with Waggons and Carts along the Sea Beach, to the great Detriment thereof as a Barrier from the Sea, and which, if permitted when the intended Embankments are made, would tend to deſtroy them; and it would be difficult to reſtrain Perſons from ſo travelling, unleſs a Road was made over the ſaid Common Marſhes; be it therefore enacted, That the Truſtees may at any Meeting or Meetings order and cauſe to be made, formed and completed, and from Time to Time repaired, a ſufficient Publick Road or Highway, not leſs than Twenty-four Feet in Breadth, from the Weſtern Bank of the ſaid *Edward Hughes's* Embankment at *Voryd* aforeſaid, through, over, and acroſs the ſaid Marſhes on the Weſt Side of the ſaid River *Clwyd Voryd* and Port River of *Rhydlan*, to the End of a Road in the ſaid Pariſh of *Abergele*, leading from *Voryd* aforeſaid to the Town of *Abergele*, with all neceſſary Bridges, Culverts, and Plats, to carry on and complete the ſame.

Maps of Incloſed Lands and Commons.

XIII. And whereas Surveys have been made of the Incloſed Lands, Common Fore Lands, Common Marſhes, and Waſte Low Lands aforeſaid, and of the propoſed Courſes of the ſaid intended Aqueducts, Drains, and Watercourſes, and Four ſeveral Maps have been made thereof, in which the Incloſed Lands and Hereditaments, and alſo the Common Marſhes and Waſte Lands, through which the ſaid Aqueducts and Drains are intended to paſs are planned and delineated, and the Names of the reſpective Owners of the Incloſed Lands are mentioned or referred to; be it therefore enacted, That the ſaid Four ſeveral Maps ſhall be kept as follows: One in the Office of His Majeſty's Surveyor General of His Majeſty's Land Revenue; One by the Clerk of the Peace for the County of *Denbigh*; another by the Clerk of the Peace for the County of *Flint*; and the other by the ſaid Truſtees; and all Perſons ſhall have Liberty to reſort to the Copy to be kept by the ſaid Truſtees, and to make Copies and Extracts; and the ſaid Maps ſhall be good Evidence, touching the ſaid intended Aqueducts and Drains, in all Courts of Law and Equity and elſewhere, and ſhall be produced by the Perſon or Perſons in whoſe Cuſtody the ſame, or any of them, ſhall remain, before any Commiſſioners, Court, or Jurors, in order to be exhibited

hibited in Evidence, on Fourteen Days Notice in Writing being given by any Perſon intereſted and requiring the ſame.

Deviations and Width of Aqueducts, &c.

XIV. And be it further enacted, That the ſaid Embankments, Aqueducts, and Drains, or any Part thereof, ſhall not be extended or deviate in the Common Marſhes or Waſte Low Lands more than One thouſand Yards, nor in any Incloſed Lands more than One hundred Yards, from the Courſes marked out on the ſaid Maps, nor to be cut through any Lands other than ſuch as are mentioned in the ſaid Maps, except with the Conſent of the Owner or Owners, expreſſed in Writing under his, her, or their Hands; nor ſhall the ſaid Aqueducts or Drains within the Incloſed Lands exceed Ten Yards in Breadth in the Whole; nor ſhall any Lateral Cut or Branch be made or ſet out in any Incloſed Lands, without the Conſent of the Owner or Owners thereof, expreſſed in Writing under his, her, or their Hands.

Bodies Politick, &c. empowered to ſell and convey Lands.

XV. And be it further enacted, That it ſhall be lawful for the King's Majeſty, and all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Huſbands, Guardians, Truſtees, and Feoffees in Truſt, Committees, Executors, Adminiſtrators, and all other Perſons holding in Truſt, (not only for and on Behalf of themſelves, their Heirs and Succeſſors, but alſo for and on Behalf of their Ceſtuique Truſts, whether Infants, Iſſue unborn, Lunaticks, Idiots, Femes Covert, or other Perſon or Perſons), and to and for all Femes Covert who are or ſhall be ſeiſed or poſſeſſed of or intereſted in their own Right, and to and for every other Perſon or Perſons whomſoever, who is, or are, or ſhall be ſeiſed or poſſeſſed of or intereſted in any Lands or Grounds through or upon which the ſaid Embankments, Sea Banks, Cops, Aqueducts, Drains, or Watercourſes, or any of them, or any Part thereof, or any Works belonging thereto, are intended to be made or cut, to ſell and convey ſuch Lands and Grounds, and every or any Part thereof, unto the Truſtees, or to ſuch Perſon or Perſons as they ſhall nominate for the Purpoſes aforeſaid; and if it ſhall happen that, by making any of the Works aforeſaid, any Incloſed Land or Lands ſhall be ſeparated into a ſmall Parcel or Parcels, it ſhall be lawful for all Bodies Politick, Corporate, and Collegiate, and other Land Owners, to ſell and convey ſuch ſmall Parcel or Parcels of Land to any Perſon or Perſons, for ſuch Price or Prices in Money, Land in Exchange, or other Equivalent, as the Perſon or Perſons ſelling or conveying ſhall think reaſonable; and all ſuch Sales and Conveyances ſhall be binding and effectual to all Intents and Purpoſes, any Law or Cuſtom to the contrary notwithſtanding; and all Bodies Politick, Corporate, or Collegiate, and all Perſons whomſoever ſo conveying or exchanging, are hereby indemnified therein; and all Sales and Conveyances made to or by the Truſtees, ſhall be enrolled at the Expence of the ſaid Truſt by the Clerk of the Peace for the County in which ſuch Lands are ſituate, and true Copies thereof ſhall be good Evidence in all Courts whatſoever, for which Inrollment and Copies the Clerk of the Peace ſhall have and receive the Sum of Four-pence for every One hundred Words, and ſo in Proportion for any greater or leſs Number of Words, and no more.

Satisfaction to be made.

XVI. Provided always, That all and every or any Bodies Politick, Corporate, or Collegiate, Truſtees, or other Perſons herein-before empowered

powered to ſell or convey Lands, and all and every Occupier or Occupiers thereof, ſhall accept of, and have and receive Satisfaction for the Value of the Lands or Grounds which ſhall be taken by the Truſtees for any of the Uſes aforeſaid, in groſs Sums, and in caſe the Truſtees and Owners, or any of them, cannot agree upon the Amount of any ſuch Satisfaction, it ſhall be ſettled and aſcertained by the Verdict of a Jury, to be applied for in Manner herein-after directed.

Purchaſe Money of Corporations, Infants, &c. to be applied to the ſame Uſes as the Land.

XVII. Provided always, and be it further enacted, That all Sums of Money to be paid by virtue of this Act for the Purchaſe or Damage of any Lands, Tythes, or other Hereditaments, to any Bodies Politick, Corporate, or Collegiate, whether Aggregate or Sole, Feoffees in Truſt, or for charitable Uſes, Executors, Adminiſtrators, Truſtees, Committees, or Guardians of Infants, Femes Covert, Lunaticks, Idiots, or other Ceſtuique Truſts, or to Perſons whoſe Lands are under Settlement, ſhall, in caſe the ſame exceed the Sum of Twenty Pounds, be laid out by the Perſon or Perſons entitled to the then immediate Benefit thereof, as ſoon as conveniently may be after the Payment thereof, in the Purchaſe of Lands or other Hereditaments in Fee Simple; which ſhall be conveyed, and the Rents and Profits thereof paid, to the ſame Perſons and Uſes, upon the ſame Truſts, and under the ſame Limitations and Contingencies, as the Lands or other Hereditaments, to be obtained for the Purpoſes of this Act, ſhall then reſpectively ſtand limited or veſted; and until ſuch Money can be ſo laid out, the ſame ſhall be placed by the Perſon or Perſons entitled to the then immediate Benefit thereof in the Publick Funds, or on Government or Real Securities, at Intereſt, in the Names of Two or more Perſons to be nominated by the Perſon or Perſons entitled to the then immediate Benefit thereof, and to be approved of by the Truſtees at any of their Meetings; and all Intereſt and Annual Produce ariſing therefrom ſhall be paid to the Perſon or Perſons who would be entitled to the Rents of ſuch Lands; and all Expences attending ſuch Purchaſes and laying out the Money ſhall be paid out of the Funds granted by this Act.

Mode of obtaining Crown Lands.

XVIII. And be it further enacted, That, in order to remove any Difficulty in conveying to the Truſtees any Incloſed Lands belonging to the King's Majeſty, it ſhall be lawful for the Lords Commiſſioners of His Majeſty's Treaſury, or any Three or more of them, at any Time or Times, to agree with the Truſtees or their Succeſſors for a Satisfaction or Recompence for any Incloſed Lands in the ſaid ſeveral Pariſhes, or any of them, belonging to the King's Majeſty in Right of any Manors or Lordſhips, or otherwiſe, which the Truſtees or their Succeſſors ſhall take, uſe, or require, for any of the Purpoſes aforeſaid; and in order to aſcertain the Quantity of the Incloſed Lands which ſhall be ſo taken, uſed, or required, for the Purpoſe aforeſaid, the Truſtees ſhall, and they are hereby directed to cauſe the ſame to be meaſured, and a Plan thereof made, expreſſing the Quantity, Poſition, and Bounds thereof, and ſhall return the ſame, under their Hands, into the Office of the Surveyor General of His Majeſty's Land Revenue; and thereupon the ſaid Surveyor General ſhall certify to the ſaid Lords Commiſſioners of His Majeſty's Treaſury the Quantity which ſhall be ſo aſcertained by the ſaid Truſtees; whereupon the ſaid Lords Commiſſioners of His Majeſty's Treaſury, or any Three or more of them, ſhall iſſue their

their Warrant to the Receiver General of His Majeſty's Revenue in *North Wales*, ſpecifying the Recompence to be paid as aforeſaid, which Warrant ſhall be entered in the Office of the Auditor of His Majeſty's ſaid Revenue, and the Recompence therein ſet forth ſhall be paid by the Truſtees to the ſaid Receiver General, who is hereby authorized to receive and give a Diſcharge for the ſame, which Diſcharge ſhall be alſo entered in the ſaid Auditor's Office; and immediately after the Entry of the ſaid Diſcharge as aforeſaid, all Lands which ſhall be ſo taken, uſed, or required, and ſpecified in Manner aforeſaid, ſhall be abſolutely veſted in and become the Property of the Truſtees for the Purpoſes aforeſaid, freed and diſcharged from all Claims and Rights whatſoever.

Funds.

XIX. And be it further enacted, That, for raiſing a Fund to beat and defray the Expences of paſſing this Act, and to make, complete, repair, preſerve, keep up, ſupport, ſtrengthen, and improve, all and ſingular the ſaid Embankments, Cops, Sea and other Fences, and the ſaid Aqueducts, Drains, Watercourſes, Sluices, Sluice Gates, Dock Gates, and other Gates, Piers, and Groins, Roads or Highways, and other Works, and to carry into Execution, and anſwer all the Ends, Intents, and Purpoſes of this Act, it ſhall be lawful for the ſaid Truſtees, and they are hereby empowered, at any Meeting or Meetings, from Time to Time, and by ſuch Ways and Means as they ſhall judge expedient, to incloſe, ſever, and divide, and to ſell, diſpoſe of, and convey, in the Proportions herein-after directed, to any Perſon or Perſons, for the beſt Price or Prices they can reaſonably obtain, ſuch reſpective Parts, and ſo much of the ſeveral and reſpective Common Marſhes and Waſte Low Lands, in the ſaid ſeveral Pariſhes of *Abergele*, *Saint Aſaph*, *Rhydlan*, *Diſerth*, and *Meliden*, and the Franchiſe of *Rhydlan*, in the ſaid ſeveral Counties of *Denbigh* and *Flint* reſpectively, not exceeding Three hundred Acres of Statute Meaſure on the Weſt Side of the ſaid River *Clwyd Voryd* or Port River of *Rhydlan*, and Two hundred Acres of Statute Meaſure on the Eaſt Side of the ſame River *Clwyd Voryd* and Port River of *Rhydlan*, as ſhall be found ſufficient for all the Purpoſes aforeſaid, and to anſwer all the Ends of this Act.

Proportions of the Marſhes to be ſold.

XX. Provided always, That the ſaid Three hundred Acres hereby authorized to be ſold of the ſaid Common Marſhes on the Weſt Side of the ſaid River *Clwyd Voryd* and Port River of *Rhydlan*, ſhall be ſevered, incloſed, and ſold, in the ſaid ſeveral Pariſhes of *Abergele*, *Saint Aſaph*, and the ſaid Franchiſe of *Rhydlan* reſpectively, in the Proportions following; (that is to ſay), In the ſaid Pariſh of *Abergele*, One hundred and fifty-eight Acres; in the ſaid Pariſh of *Saint Aſaph*, not being within the ſaid Franchiſe of *Rhydlan*, Thirty Acres; and in that Part of the ſaid Franchiſe of *Rhydlan* which is in the ſaid Pariſh of *Saint Aſaph*, One hundred and twelve Acres.

XXI. And provided alſo, That the ſaid Two hundred Acres hereby authorized to be ſold of the ſaid Common Marſhes and Waſte Low Lands, on the Eaſt Side of the ſaid River *Clwyd Voryd* and Port River of *Rhydlan* ſhall be ſevered, incloſed, and ſold, in the Proportions following; (that is to ſay), In the ſaid Pariſh of *Rhydlan*, and the remaining Part of the ſaid Franchiſe which is within the ſaid Pariſh of *Rhydlan*, One hundred

dred and thirty Acres; in the ſaid Pariſh of *Diſerth* Forty Acres; and in the ſaid Pariſh of *Meliden*, Thirty Acres; ſubject nevertheleſs, to the Examination of the Truſtees into the exact Quantities of Common Marſhes and Waſte Low Lands, within the ſaid Pariſhes and Franchiſe reſpectively, and to ſuch Alterations as they ſhall find may be juſtly made, and which they are hereby required to make, to equalize the ſaid Proportions according to the reſpective Quantities of Common Marſhes and Waſte Low Lands, within the ſame Pariſhes and Franchiſe reſpectively, on the reſpective Weſt and Eaſt Sides of the ſaid River *Clwyd Voryd* and Port River of *Rhydlan*: And for better enabling the Truſtees to judge thereof, be it further enacted, That the Surveyor or Surveyors for the Time being, ſhall make accurate Surveys and Admeaſurements of all Common Marſhes and Waſte Low Lands in every of the ſaid ſeveral Pariſhes, and the ſaid Franchiſe reſpectively, on each Side of the ſaid River *Clwyd Voryd* and Port River of *Rhydlan*, and a juſt Eſtimate of the Value thereof by the Statute Acre, to be aſcertained upon Oath (which Oath the ſaid Truſtees are hereby authorized and required to adminiſter).

Surveyors to make Surveys and Eſtimates of the Marſhes.

XXII. And be it further enacted, That the ſaid Truſtees may, and they are hereby authorized and directed to order and cauſe all Encroachments made upon the ſaid Common Marſhes and Waſte Low Lands, or any Part thereof, to be laid open, except ſuch as have been made and enjoyed undiſturbed for Twenty Years preceding the Firſt Day of *May* One thouſand ſeven hundred and ninety-four.

Encroachments to be laid open, &c.

XXIII. Provided always, and be it further enacted, That this Act ſhall not defeat or prejudice the Right or Intereſt of the King's Majeſty, or any Lord or Lords of any Manor or Manors, or other Perſon or Perſons, in or to any Mines, Ores, Minerals, or Coal, in or under the ſaid Common Marſhes and Waſte Low Lands, or any Part thereof, or any Incloſures of Land for Sale by virtue of this Act; but they, their Leſſees, Agents, Servants, and Workmen, may ſearch for, work, dig, raiſe, and carry away, all Mines, Ores, Minerals, and Coal, as freely and effectually as if this Act had not been paſſed, ſave only that they ſhall reſpectively do as little Damage as poſſible in the Lands to be incloſed and ſold, and ſhall make reaſonable Satisfaction and Recompence from Time to Time by Yearly Payments or in Groſs Sums, (at the Option of the Perſon poſſeſſed of the Lands in Queſtion), to the Perſon or Perſons poſſeſſed thereof, for all Treſpaſs and Damage that ſhall be done thereto, or to any Part thereof, by ſearching for, working, digging, raiſing, and carrying away the ſaid Mines, Ores, Minerals, and Coal, not exceeding in any Year the then Yearly Value of ſuch Part or Parts of the ſame Lands as ſhall be damaged or injured.

Mines reſerved.

XXIV. And be it further enacted, That the ſaid Truſtees may and ſhall, from Time to Time, as Occaſion may require, borrow any Sum or Sums of Money for defraying the Coſts and Charges of paſſing this Act, and of the Surveys already made and to be made, and other Expences incurred, and for making and completing the Works aforeſaid, and for executing the Powers given and Purpoſes directed by this Act, or any of them; and they may, and are hereby empowered, at any Meeting or Meetings to be held as aforeſaid, by any Writing or Writings under their Hands and Seals, to mortgage all or any of the Marſhes and Waſte

Power to borrow Money.

Low Lands, to be ſevered and ſold in purſuance of this Act, for any Term or Number of Years they ſhall think fit, as Security for any Sum or Sums of Money ſo to be borrowed, with ſuch Intereſt for the ſame, not exceeding legal Intereſt, as ſuch Truſtees ſhall think proper; which Securities may be in the following Form:

Form of Security.

'BY virtue and in purſuance of an Act of Parliament, made in the Thirty-fourth Year of the Reign of His Majeſty King *George* the Third, for [*inſert the Title of the Act*], and in Conſideration of the Sum of this Day paid by *A. B.* of to *C. D.* the Treaſurer appointed by the Truſtees for putting the ſaid Act into Execution, we, whoſe Hands and Seals are hereunto ſubſcribed and annexed, being Five of the Truſtees, do grant, bargain, and ſell, unto the ſaid *A. B.* his Executors, Adminiſtrators, and Aſſigns, [*as the Caſe may be*], a Parcel or Parcels of Land, Part of and marked out in the Common Marſh [*or* Waſte Low Land] in the Pariſh of in the County of containing , to have and to hold the ſame unto the ſaid *A. B.* his Executors, Adminiſtrators, and Aſſigns, for the Term of Years from the Date hereof: Provided always, that if the ſaid Sum of ſhall be paid to the ſaid *A. B.* [his *or* her] Executors, Adminiſtrators, or Aſſigns, together with Intereſt for the ſame, after the Rate of *per Centum per Annum*, on or before the Day of next enſuing, then this Mortgage ſhall be void. In Witneſs whereof, we have hereunto ſet our Hands and Seals this Day of

Aſſignable.

And the ſaid Mortgages may from Time to Time be transferred by any Perſon or Perſons to whom the ſame ſhall be reſpectively made or aſſigned, his, her, or their Executors, Adminiſtrators, or Aſſigns, to any Perſon or Perſons whomſoever; and all Conveyances of Lands, and all Mortgages ſo to be made and executed by the Truſtees as aforeſaid, ſhall be entered at length in ſuch Book or Books as aforeſaid, and ſuch Entries ſhall and may be peruſed at all ſeaſonable Times by any Perſon or Perſons whomſoever, without Fee or Reward.

Notice of Loans.

XXV. Provided always, That no Loan or Loans whatſoever ſhall be made, or Security given or be valid, unleſs publick Notice ſhall be given of the Intention of making ſuch Loan or Loans, and of the Time and Place of the Meeting at which ſuch Loan or Loans is or are to be ſecured, Fourteen Days or more previous thereto, by Advertiſement in the ſaid Newſpapers publiſhed, or to be publiſhed, within the ſaid City of *Cheſter*.

Application of Money.

XXVI. And be it further enacted, That all Money which ſhall ariſe from the Sale or Sales of the ſaid Common Marſhes and Waſte Low Lands, or any Part thereof, and all Monies which ſhall be borrowed by the ſaid Truſtees under the Authority of this Act, and all Money to be paid or contributed, and all Fines, Forfeitures, and Penalties, which ſhall be recovered in purſuance of this Act, ſhall be applied and laid out, after diſcharging the Coſts and Expences of paſſing this Act, and of the Surveys made and to be made, and other Expences incurred, (which

are

are to be first paid), in making and completing, and thereafter repairing, amending, improving, and preserving, the said Embankments, Banks, Cops, and other Sea Fences, and in cutting, making, erecting, and completing, and thereafter repairing, amending, improving, and preserving, the said Aqueducts, Drains, and other Watercourses, Sluice Gates, Dock Gates, and other Gates, Piers, and Groins, Road, or Highway, and other Works, in the Proportions herein-after directed, in such Manner and Order as the said Trustees shall from Time to Time think proper, and also in satisfying and discharging all Wages, Salaries, Charges, and Expences, which shall become due or payable, or be incurred under or by virtue of this Act.

Proportions of the Application of Money.

XXVII. Provided always, and be it enacted, That all Monies arising from the Sale or Sales of the said Common Marshes on the West Side of the said River *Clwyd Voryd* and Port River of *Rhydlan*, and all Loans thereupon, shall be subject to Two Third Parts of the Costs, Charges, and Expences of passing this Act; and all Monies arising from the Sale or Sales of the Common Marshes and Waste Low Lands on the East Side thereof, shall be subject to the remaining One Third Part of the same Costs, Charges, and Expences; and then, that out of the Remainder of the Monies arising from the said Sales of the Marshes on the West Side of the River *Clwyd Voryd* and Port River of *Rhydlan*, all the Charges of making, completing, repairing, supporting, and preserving, the Embankments, Cops, and other Sea Fences, to be made upon the Banks or Shores, and on both Sides of the said River *Clwyd Voryd* and Port River of *Rhydlan*, from the extreme Points thereof at *Voryd* aforesaid, to the Termination thereof at or above the Confluence of the Rivers *Clwyd* and *Elwy*, and all Sluices, Sluice Gates, Dock Gates, and other Gates, and all Piers and Groins to be made on the Shores, Banks, or Sides, of the said River *Clwyd Voryd* and Port River of *Rhydlan*, shall be paid and satisfied, and subject thereto; that the Residue of the Monies arising by the said Sales of the said Marshes on the West Side of the said River *Clwyd Voryd* and Port River of *Rhydlan* shall be applied in making, repairing, supporting, and improving the Embankments, Cops, and other Sea Fences, Aqueducts, Drains, Watercourses, and other Works, to be made in the Inclosed Lands in the said Parish of *Abergele*, and in, upon, across, and through, the said Marsh called *Rhydlan Marsh*, and also the said Road or Highway across and through the same Marsh; and that all Money arising by the Sale or Sales of all Marshes and Waste Low Lands on the East Side of the said River *Clywd Voryd* and Port River of *Rhydlan*, shall be applied in making, repairing, supporting, and improving, all the Embankments, Cops, and other Sea Fences, to be made from the Eastern Point of the Mouth of *Voryd* aforesaid, along the Sea Coast of the said Parishes of *Rhydlan*, *Diserth*, and *Meliden*, Eastward, and in making, repairing, supporting, and improving, the Aqueducts, Drains, Watercourses, and other Works, to be made in and through the said Parishes of *Rhydlan*, *Diserth*, and *Meliden* aforesaid, from the said River *Clwyd* to *Yffern* aforesaid; and in case any Surplus of any of the Monies aforesaid shall remain at any Time or Times, the same shall be applied for the Benefit or Improvement of all or any of the Works aforesaid, in such Manner as the said Trustees shall, at their General Annual Meetings, from Time to Time order or direct.

XXVIII. Pro-

The Subſcriptions of Owners of Incloſed Lands to be paid to Truſtees.

XXVIII. Provided alſo, That whereas ſeveral Owners of Freehold Incloſed Lands upon the Sea Coaſt, in the ſaid Pariſh of *Abergele*, have agreed or propoſed to contribute One Moiety of the Expence of embanking ſuch of their reſpective Lands as immediately adjoin the Sea, where there is no Common Marſh or Common Foreland to embank upon; be it therefore enacted, That the Amount of ſuch Moiety ſhall be paid to the ſaid Truſtees for the Purpoſes aforeſaid, by the Perſons who have agreed to pay the ſame, in Proportion to their reſpective Lands protected or preſerved.

Bridges over Aqueducts.

XXIX. And be it further enacted, That the ſaid Truſtees ſhall, within a reaſonable Time after beginning the Works aforeſaid, erect and fix on the ſaid Aqueducts and Drains ſufficient Bridges, of ſuch Materials and Conſtruction as they ſhall think fit and proper, for the Accommodation of the Common Highways, open from the adjacent Country, and place ſuch Bridges in or oppoſite to the Opening of ſuch Highways, or as conveniently thereto as may be; and alſo ſuch Culverts, Tunnels, and other Paſſages for Water, as will effectually drain the adjacent Incloſed Lands, Common Marſhes, and Waſte Lands; and the Truſtees ſhall not make any Aqueduct, Drain, or other Watercourſe, acroſs any Highway, without ſuch Bridge over the ſame.

If Bridges, Culverts, &c. are inſufficient, Land Owners may erect and make others, with the Conſent of Truſtees.

XXX. Provided always, That if the Owner or Occupier of any Lands or Hereditaments ſhall, at any Time or Times thereafter, find that the Bridges, Culverts, Tunnels, or Paſſages for Water, which the Truſtees ſhall cauſe to be made, are inſufficient, either in Number or Situation, for the commodious Uſe and Occupation of their reſpective Lands or Hereditaments, it ſhall be lawful for every or any ſuch Owners or Occupiers for the Time being, with the Conſent of the ſaid Truſtees, ſignified at any Meeting upon Requeſt made to them, to make, fix, and erect, at his or their own Coſts and Charges, One or more other Bridges, Culverts, Tunnels, or other Conveniencies of the ſame or the like Conſtruction with others as ſhall then have been made or erected by the ſaid Truſtees, in, over, or near, the ſaid Aqueducts or Drains, in ſuch Places as ſhall be moſt neceſſary and convenient for the better Uſe or Occupation of ſuch Lands or Hereditaments, and to repair the ſame at their own like Coſts and Charges, ſo as the ſaid Aqueducts or Drains be not obſtructed, damaged, or injured thereby.

Ditches to be cleanſed by Owners, or, if neglected, by Order of Truſtees.

XXXI. And be it further enacted, That in caſe any Ditch or Ditches, or Drains, belonging to any Owner or Occupier of any Incloſed Lands lying near to the ſaid Embankments, Aqueducts, or Drains, or any Part thereof, ſhall obſtruct any Watercourſe or Watercourſes, or Drains, to be made by the ſaid Truſtees, and the ſame ſhall not be remedied within Twenty-one Days after Notice for that Purpoſe given by One of the ſaid Truſtees, or by any Clerk, Agent, or other Officer of the ſaid Truſtees, it ſhall be lawful for the ſaid Truſtees, at any Meeting or Meetings from Time to Time, as often as there ſhall be Occaſion, to order and cauſe ſuch Ditches and Drains to be cleanſed, and the reaſonable Expence thereof ſhall be paid by the Perſon or Perſons who ought to cleanſe the ſame; and in caſe of Refuſal of Payment for the Space of Ten Days after Demand made thereof, ſuch Expences ſhall be recovered as Forfeitures and Penalties are by this Act recoverable.

XXXII. And

XXXII. And be it further enacted, That all Acts, Deeds, Orders, Appointments, Receipts, Payments, Diſburſements, Accounts, and other Tranſactions and Proceedings of the ſaid Truſtees, ſhall be regularly entered in a Book or Books to be appropriated to the reſpective Purpoſes, at the reſpective Meetings, when the ſame ſhall be made, or paſſed and entered, and ſhall be ſigned in ſuch Book or Books at the Time of making, or paſſing and entering the ſame, by Five or more of the Truſtees aſſembled at ſuch Meetings; and all Acts, Deeds, Orders, Appointments, Receipts, Payments, Diſburſements, Accounts, and other Tranſactions and Proceedings, ſo entered and ſigned, and all and every Book and Books containing the ſame, ſhall be Evidence, and may be read in Evidence in all Courts, and in all Caſes, Actions, Suits, and Cauſes; and ſuch Book or Books ſhall be kept in ſuch Place or Places as the ſaid Truſtees ſhall from Time to Time appoint. Entry of Acts and Orders, &c.

XXXIII. And whereas the Boundaries of the ſeveral Pariſhes, Manors, and Counties before mentioned, are not thoroughly aſcertained, be it therefore enacted, That the ſaid Truſtees ſhall, and they are hereby empowered and required, at their ſaid Firſt General Annual Meeting, or ſome ſpeedy Adjournment thereof, to appoint Two ſpecial Surveyors, One to be nominated by the Surveyor General of His Majeſty's Land Revenue, and the other by the ſaid Truſtees, and to authorize them to enquire into, and publickly to perambulate the admitted, proved, and reputed Boundaries of all Manors, in Right whereof any Claim is, or ſhall, or may be made, upon any of the Common Marſhes or Waſte Lands aforeſaid, and of the reſpective Pariſhes and Counties aforeſaid, in the Common Marſhes and Waſte Lands, and according to the beſt Information they can obtain, to ſet out the ſame Boundaries, and the Extent and Limits of the Portion of Common Marſhes and Waſte Lands, within every ſuch Manor, Pariſh, and County, and to delineate the ſame upon a Map, and ſign their Names thereto, and deliver the ſame to the ſaid Truſtees, at any One of their Meetings, who ſhall thereupon cauſe Twenty Days, or longer Notice, to be given in each of the ſaid *Cheſter* Newſpapers, of their having received the ſame, and of a Meeting, which they ſhall adjourn, to be held on a given Day, for the expreſs Purpoſe of examining and confirming the ſame; and after ſuch Meeting held, and an Entry made of the Tranſactions in the Book of the ſaid Truſtees, in caſe no Objection be made thereto within Twelve Calendar Months from that Time, the Boundaries ſo ſet out and delineated by the ſaid Surveyors ſhall be and remain the actual Boundaries and Limits of ſuch reſpective Manors, Pariſhes, and Counties. Appointing Special Surveyors of Manor Boundaries.

XXXIV. And be it further enacted, That in caſe any Perſon or Perſons ſhall make any Objection or Objections to any Boundary or Boundaries to be ſet out or delineated in the ſaid laſt-mentioned Map, the ſame ſhall be determined in Manner herein-after directed, and the diſputed Boundary or Boundaries altered or confirmed as ſhall be juſt by the Commiſſioners and Jury herein-after mentioned; and after the End of Twelve Calendar Months from the Meeting whereon the ſaid Map ſhall have been examined by the ſaid Truſtees, and an Entry made of their Tranſactions thereupon as aforeſaid, the ſaid Map being firſt altered according to the Adjudication or Adjudications of the Commiſſioners and Jury from Time to Time, in caſe they ſhall adjudge the ſame to be altered, Boundaries in Diſpute. Map of Boundaries, when and where to be depoſited.

ſhall have Three correct Copies made thereof, which ſhall all be certified and ſigned by the ſaid Truſtees at their then next General Annual Meeting, and One Copy thereof ſhall be depoſited in the Office of the Surveyor General of His Majeſty's Land Revenue; One with the Clerk of the Peace for the ſaid County of *Denbigh*; and One with the Clerk of the Peace for the ſaid County of *Flint*; and the original Map certified and ſigned in like Manner, ſhall remain in the Cuſtody of the ſaid Truſtees; and all Perſons ſhall have Liberty to reſort to and make Copies and Extracts of the ſaid Map, to be depoſited with the ſaid Truſtees; and the ſame, and alſo the ſaid Three Copies thereof reſpectively, ſhall be good Evidence in all Courts of Law and Equity, and elſewhere, and the Copies in the Cuſtody of the Clerks of the Peace and Truſtees reſpectively, ſhall be produced in Evidence before any Court Jurors or Commiſſioners on Fourteen Days Notice being given in Writing to produce the ſame, by any Perſon or Perſons intereſted in and requiring the ſame; and in all Caſes where either of the Clerks of the Peace ſhall be ſummoned to produce the Map in his Cuſtody, he ſhall be entitled to his cuſtomary Fees for producing Records.

Surveyors of Boundaries reſtricted.

XXXV. Provided always nevertheleſs, and be it enacted, That ſuch ſpecial Surveyors, or other Perſons or Perſon ſo appointed or to be appointed under the Authority of this Act, ſhall not have any Power or Authority whatſoever to enter into or upon any Manors, Lands, Eſtates, Common Marſhes, or Waſte Lands, or any other Grounds, and they are hereby prohibited and reſtrained from entering into or upon any Manors, Lands, Eſtates, Common Marſhes, or Waſte Lands, or any other Grounds of or belonging to the ſaid Sir *Pyers Moſtyn*, his Heirs or Aſſigns, within the aforeſaid Counties, or either of them, except his Lands in the Pariſhes of *Meliden* and *Rhydlan* aforeſaid; and that ſuch Surveyors of other Perſons ſo to be appointed ſhall not have any Liberty, Power, or Authority, to enquire into or perambulate the Boundaries, or in any Manner to ſet out or aſcertain the Boundaries, or the Extent or Limits of the Commons, or of the Portions or Portion of Common Marſhes or Waſte Lands of or belonging to the ſaid Sir *Pyers Moſtyn*, his Heirs or Aſſigns, within the aforeſaid Counties, or either of them, except as aforeſaid.

Commiſſioners and Jurors of Appeal.

XXXVI. And be it further enacted, That in caſe any Diſagreement, Diſſatisfaction, or Difference, ſhall happen between the ſaid Truſtees and any Perſon or Perſons whomſoever, touching the Value of any Incloſed Lands requiſite for any Embankment, Cop, Fence, Aqueduct, Drain, Watercourſe, or other of the Works authorized by this Act, or touching the Extent or Quantity of any Common Marſh or Waſte Low Land in any of the ſaid ſeveral Pariſhes or Franchiſe, or touching the Proportions to be ſold within the ſame or any of them reſpectively, or touching any Right of Common upon any Common Marſhes or Waſte Low Lands within the ſame Pariſhes and Franchiſe, or any of them reſpectively, or any Objection ſhall be made to or touching the Boundaries or Surveys of any Manor or Manors, or of the ſaid Pariſhes or Counties, or in anywiſe upon or relating to the Conſtruction of this Act, or any of the Powers hereby given, every ſuch Diſagreement, Diſſatisfaction, Objection, and Difference, ſhall be determined in Manner following; that is to ſay, *Hugh Leyceſter* of *Lincoln's-Inn* in the County of *Middleſex* Eſquire, *Paul Panton* the younger, of the ſame Inn, Eſquire, *Richard Mytton* of the City of *Cheſter*

Cheſter Eſquire, and *William Wickſtead* of *Whitchurch* in the County of *Salop* Eſquire, and every of them, is and are hereby appointed Commiſſioners jointly or ſeparately, and all, or any One or more of them, is and are hereby empowered, upon Thirty Days Notice given to any One or more of them by any Perſon or Perſons complaining, to iſſue a Warrant or Warrants under his or their Hand or Hands, directed to the Sheriff of the County in which the Land or Boundary is ſituate, or in which the Matter in Queſtion ſhall ariſe, or of both Counties where any Boundary between the ſaid Two Counties ſhall be in Queſtion, or to the Under Sheriff, or in caſe any Sheriff or Under Sheriff reſpectively ſhall be intereſted in the Matter in Queſtion, then to the Coroner or Coroners of ſuch County reſpectively, not intereſted therein, requiring ſuch Sheriff or Coroner reſpectively, to impannel, ſummon, and return a Jury, and the ſaid Sheriff or Coroner reſpectively ſhall accordingly impannel, ſummon, and return a Jury of Twenty-four ſufficient and indifferent Men, qualified according to the Laws of this Realm to be returned for Trials of Iſſues in His Majeſty's Courts at *Weſtminſter*, to appear before the ſaid Commiſſioners, or any One or more of them, at ſuch Time and Place within either of the ſaid Counties as in ſuch Warrant or Warrants ſhall be appointed, not being leſs than Seven or more than Fourteen Days after ſuch Warrant ſhall have been ſerved upon the ſaid Sheriff or Coroner reſpectively; and in caſe a ſufficient Number of Jurymen ſhall not appear at the Time and Place ſo to be appointed, the ſaid Sheriff or Coroner ſhall return other honeſt and indifferent Men of the Standers-by, or that can be ſpeedily procured to attend the Service, being ſo qualified as aforeſaid, to make up the 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, or any One or more of them, is and are hereby empowered, by Notice in Writing under his or their Hands, to ſummon and call before him and them, all and every Perſon and Perſons who ſhall be thought neceſſary to be examined as a Witneſs or Witneſſes, touching the Matters in Queſtion, and may order and authorize every or any ſuch Jury, or any Six or more of them, to view the Place or Places, or Matters in Controverſy; and ſuch Jury or Juries reſpectively, upon their Oaths, and the Oaths of Witneſſes, to be adminiſtered by any One of the ſaid Commiſſioners, who is and are hereby authorized to adminiſter the ſame, and upon ſuch other lawful Evidence as ſhall be brought before them, ſhall deliver and pronounce a true Verdict in every Caſe reſpectively, according to the Evidence; and the Verdict and Verdicts of the Jury ſhall in all Caſes determine all Matters in Queſtion before them; and the ſaid Commiſſioners, or any One or more of them, ſhall give Judgement on ſuch Verdict or Verdicts, which ſhall be binding, final, and concluſive upon all Parties, and to all Intents and Purpoſes whatſoever: Provided always, that where the Boundaries of the Counties of *Denbigh* and *Flint* aforeſaid ſhall come in Queſtion, the Jury ſhall be compoſed of an equal Number of Jurors from each of the ſaid Counties.

Penalty on Witneſſes not appearing.

XXXVII. And be it further enacted, That in caſe any Witneſs or Witneſſes, being duly ſerved with ſuch Summons as aforeſaid, and having been paid or tendered a reaſonable Sum of Money to bear his or her Charges of Attendance, ſhall refuſe or neglect to appear agreeably to ſuch Summons, or appearing ſhall refuſe to be ſworn and give Evidence, then

then and in any of the ſaid Caſes the ſaid Commiſſioners, or any One or more of them, on due Proof thereof made before him or them, is and are hereby empowered and required, by Warrants under their Hands and Seals, or his Hand and Seal reſpectively, to levy, by Diſtreſs and Sale of the Goods and Chattels of every Perſon ſo neglecting or refuſing to appear, or who ſhall appear and refuſe to give Evidence as aforeſaid, any Sum of Money not exceeding Ten Pounds, nor leſs than Five Pounds, for the Uſe of the Perſon or Perſons who ſhall have cauſed ſuch Witneſſes to be ſummoned as aforeſaid, rendering the Overplus (if any) upon Demand, after deducting the reaſonable Charges of ſuch Summons, Diſtreſs, and Sale, to the Perſon or Perſons reſpectively whoſe Goods and Chattels ſhall be ſo diſtrained as aforeſaid; and in caſe any Perſon or Perſons, upon Examination upon Oath, or being a Quaker or Quakers, upon his, her, or their ſolemn Affirmation, before the ſaid Commiſſioners, or any One or more of them, ſhall wilfully and corruptly give falſe Evidence, every ſuch Perſon or Perſons ſo offending in any of the Caſes aforeſaid, and being duly convicted of ſuch Offence or Offences, ſhall be, and is and are hereby declared to be, ſubject and liable to ſuch Pains and Penalties as by any Law now in being Perſons convicted of wilful and corrupt Perjury are ſubject and liable to.

Perſons giving falſe Evidence to be ſubject to the Penalties by Law inflicted on Perſons guilty of Perjury.

Commiſſioners may award Coſts.

XXXVIII. And be it further enacted, That the ſaid Commiſſioners, or any One or more of them, may in all Caſes which ſhall be heard before him or them, award and aſſeſs ſuch Coſts and Charges as he or they ſhall think reaſonable, which ſhall be paid out of the Money that ſhall come to the Hands of the ſaid Truſtees, or the Treaſurer or Treaſurers to be appointed by virtue of this Act, who is and are hereby authorized to pay the ſame if awarded againſt the ſaid Truſtees, or if in their Favour, then by the Perſon or Perſons againſt whom the ſame ſhall be awarded.

Aqueduct not ſubject to Commiſſioners of Sewers.

XXXIX. Provided always, That the ſaid Aqueducts, Drains, or any Works, whatſoever to be made by virtue of the Powers of this Act, ſhall not be ſubject to the Controul, Direction, Survey or Order, of any Commiſſioners of Sewers, or to any Law or Statute relating to Sewers; any Thing, or any former Law or Statute, to the contrary notwithſtanding.

Lands ſold liable to Taxes.

XL. And be it further enacted, That the Lands ſo to be ſold as aforeſaid ſhall from Time to Time be rated to all Parliamentary and Parochial Taxes, Rates, and Aſſeſſments, within the reſpective Pariſhes in which they are ſituate, in the ſame Proportions as other Lands in ſuch reſpective Pariſhes are or ſhall be rated.

Penalty on going upon the Embankments with Carts,

XLI. And it is hereby further enacted, That if any Perſon or Perſons ſhall drive or permit any loaded Waggon, Cart, or other Carriage, or any Timber or other Matter, or any Burden or Loading whatſoever upon any Carriage, to go acroſs, over, upon, or along, any Embankment, Sea Bank, Cop, Dam, or other Fence, upon any Part of the ſaid Coaſts, Incloſed Lands, Fore Lands, Commons, Marſhes, or Waſte Lands, or any Part thereof (ſave and except at ſuch Place or Places as ſhall be appointed and marked out by the Order of the ſaid Truſtees for the Paſſage or croſſing of Carriages); or if any Perſon or Perſons ſhall gather, cut, dig,

dig, leſſen, deſtroy, ſcrape up, take, or carry away any Stones, Gravel, Sand, Soil, Sods, Turf, Peat, Star, Bent, Ruſh, or other Plant or Matter, from or off any Embankment, Sea Bank, Cop, Dam, or other Fence, or off or from the Beach or Sea Coaſt between the moſt Weſterly Point of the Pariſh of *Abergele* aforeſaid, and the moſt Eaſterly Point of the Pariſh of *Meliden* aforeſaid, or off or from the Sands within the Breadth of Fifty Yards from the preſent Foot of the Gravel Beach thrown up by the Sea, or any Part thereof, or ſhall wilfully lay any Matter or Thing whatſoever on the ſaid Embankments, Sea Banks, Cops, Dams, Beach, or other Fence, or any Part thereof, or ſhall wilfully, by any Ways or Means, do or cauſe any Damage to ſuch Embankments, Sea Banks, Cops, Dams, or other Fences, or any of them, or any Part thereof, or ſhall convey or draw, or cauſe to be conveyed or drawn, upon any Part of the ſaid Road, any Tree or Piece of Timber otherwiſe than upon a Wheel Carriage, or ſhall ſuffer any Tree or Piece of Timber which ſhall be conveyed upon Wheel Carriages to drag upon any Part of the ſaid Road, every ſuch Perſon ſhall for every Offence forfeit a Sum not exceeding Twenty Pounds, to be recovered as other Penalties and Forfeitures are by this Act recoverable.

or removing the Materials, Earth, Stone, &c.

or doing other Damage.

or laying Matters on the Road.

XLII. And be it further enacted, That the Foot or Boundary of the ſaid Gravel Beach Northward ſhall be ſurveyed and fixed, and Piles driven to aſcertain the ſame, under the Direction of Maſter *Joſiah Potts*, Maſter *Joſeph Turner*, and Maſter *Thomas Wedge*, or any Two of them, at the Expence of the Truſt aforeſaid, as ſoon as conveniently may be.

Aſcertaining the North Boundary of the Gravel Beach.

XLIII. And be it further enacted, That if any Perſon or Perſons ſhall unload, fling, lay, or put any Ballaſt, Gravel, Stones, Rubbiſh, or other Matter of any Kind whatſoever, into or upon any Part of the ſaid River *Clwyd* or the Port of *Voryd*, or the Port River of *Rhydlan*, or the Outlet or Eſtuary thereof, or the Shores thereof, below High-water Mark, or into or upon the ſaid Aqueducts, Drains, or Watercourſes, or any of them, or any of the Banks thereof, or any Part thereof, every ſuch Perſon ſhall for every ſuch Offence forfeit a Sum not exceeding Twenty Pounds, to be levied and recovered as other Penalties are by this Act recoverable.

Penalty on flinging Ballaſt, &c. into the River of *Clwyd* or *Voryd*.

XLIV. And be it further enacted, That if any Perſon or Perſons whomſoever ſhall wilfully or through Negligence open, or cauſe to be opened, any Sluice, Sluice Gate, Dock Gate, or other Gate of or belonging to the ſaid Works, or cauſe or ſuffer any Boat, Barge, or other Veſſel to ſtrike or run upon any Sluice Gate, Dock Gate, Pier, or Groin, or let in or out, or draw off, any Water into or from any Part of the ſaid Works, or do any other Act to the Prejudice of any of the Works by this Act authorized, every Perſon ſo offending ſhall forfeit for every ſuch Offence any Sum not exceeding the Sum of Five Pounds, to be levied and recovered as other Penalties are by this Act recoverable.

Penalty on opening Sluices or Gates,

XLV. And be it further enacted, That if any Perſon or Perſons ſhall wilfully fling down, overthrow, break, or deſtroy, any Sea Bank or other Bank, or any Cop or Sea Fence, or any Aqueduct, Lock Gate, Bridge, or Building, or other Work whatſoever, or any Part thereof,

or deſtroying Works.

which shall be made or erected by virtue of this Act, all and every Person and Persons so offending shall on Conviction be adjudged guilty of Felony, and suffer the Pains and Penalties inflicted by Law in Cases of Felony.

Satisfaction for Damage above Penalties.

XLVI. And be it further enacted, That all and every Person and Persons who shall do or cause any Damage or Injury whatsoever to any Part of the Embankments, Sea Banks, Cops, or other Sea Fences, or to any Sluice, Sluice Gate, Dock Gate, or other Gate, Pier, Groin, or Bridge, Dam, Engine, or other Work in, upon, or belonging to the said intended Embankments, Aqueducts, Drains, in anywise, or to any Houses, Warehouses, or any other Buildings or Machines of or belonging to any private Owner or Owners, shall, over and above all Penalties by this Act authorized to be inflicted, make full Satisfaction for every such Damage and Injury, and may be sued and prosecuted for the same in any Court of Record whatsoever, and if found guilty, or a Verdict pass against him, or Judgement be given against him upon Demurrer or by Default, the Plaintiff in every such Case shall recover his Damages thereby sustained, with full Costs of Suit.

Regulations of Vessels in the Port of *Rhydlan*.

XLVII. And be it further enacted by the Authority aforesaid, That if any Ship, Barge, Boat, or other Vessel, shall be placed in any Part of the said River *Clwyd Voryd*, or Port River of *Rhydlan*, or lie unmoored, or be left without a Watch on board, or if the Master or Commander of any Ship, Barge, Boat, or other Vessel, shall wilfully obstruct the Navigation of any Part of the said River *Clwyd Voryd*, or Port River of *Rhydlan*, the Master of such Ship, Barge, Boat, or Vessel, and every Person so offending, shall forfeit a Sum not exceeding Forty Shillings for every such Offence, and for every Hour such Obstruction shall continue, to be recovered and applied as other Penalties are by this Act recoverable; and it shall be lawful for any Clerk, Agent, or Servant of the said Trustees, to cause any such Ship, Barge, Boat, or Vessel, to be unloaded if necessary, and to be removed in such Manner as shall be proper for preventing such Obstruction, and to seize and detain such Ship, Barge, Boat, or other Vessel, and the Loading thereof, until the Charges occasioned by such Removal are paid; and if any Ship, Barge, Boat, or Vessel, shall be sunk in any Part of the said River *Clwyd Voryd*, or Port River of *Rhydlan*, and the Owner or Owners, Master or Masters, shall not, without Loss of Time, weigh or draw up the same, it shall be lawful for any Clerk, Agent, or Servant, of the said Trustees, to cause such Boat, Barge, or Vessel, to be weighed or drawn up, and to detain and keep the same till Payment of all Expences necessarily occasioned thereby.

Penalty on obstructing the Port.

Penalties how recoverable.

XLVIII. And be it further enacted, That all Fines, Penalties, and Forfeitures, inflicted by, or which shall be incurred or inflicted by virtue of this Act, shall be levied and recovered by Warrant under the Hand and Seal, or Hands and Seals, of One or more Justice or Justices of the Peace for either of the said Counties of *Denbigh* and *Flint*, in which the Offence incurring such Fine, Penalty, or Forfeiture, shall be committed, which said Justice or Justices is and are hereby authorized to hear and examine all and every or any Witness or Witnesses, on Oath or Affirmation, touching all and every or any Offence or Offences committed against or

contrary to this Act, (Crimes amounting to Felony only excepted); and to adjudge the Guilt or Innocence of the Party or Parties accuſed; and all Fines, Forfeitures, and Penalties whatſoever, by this Act impoſed and inflicted, or authorized to be impoſed and inflicted, ſhall, when levied, be paid into the Hands of the Treaſurer of the ſaid Truſtees for the Time being, and ſhall be applied and diſpoſed of by the ſaid Truſtees, for the Uſe of the ſaid Works, in Manner aforeſaid.

In levying Penalties, Diſtreſs not unlawful *ab initio*.

XLIX. 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 Proceeding 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 Damage in any Action upon the Caſe.

Appeal to Seſſions from Determinations of Juſtices.

L. Provided always, That any Perſon or Perſons thinking himſelf, herſelf, or themſelves, aggrieved by any Order, Determination, or Judgement, of any Juſtice or Juſtices of the Peace, upon any Offence committed againſt this Act, may, within Six Calendar Months after ſuch Order, Judgement, or Determination ſhall have been made, complain to the Juſtices of the Peace at the then next Quarter Seſſions to be holden in either of the ſaid Counties of *Denbigh* or *Flint*, who ſhall, in a ſummary Way, either hear and determine the ſame, or, if they think proper, may adjourn the Hearing thereof to the next following General Quarter Seſſion of the Peace to be held for the ſame County, and if they ſee Cauſe, may mitigate any Forfeiture or Fines, and may order any Money to be returned which ſhall have been levied in purſuance of ſuch Order, Determination, or Judgement, and may alſo order ſuch further Satisfaction to be made to the Party injured as they ſhall judge reaſonable.

Limitation of Action.

LI. And be it further enacted, That if any Action, Suit, or Information, ſhall be brought againſt any Perſon or Perſons for any Thing to be done in purſuance of this Act, or in the Execution of the Powers and Authorities herein-before given or granted, every ſuch Suit or Information ſhall be brought or commenced within Six Calendar Months next after the Fact committed; and in caſe there ſhall be a Continuation of Damage, 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 either of the ſaid Counties of *Denbigh* or *Flint*, where the Damage ſhall be committed, and not elſewhere; and the Defendant or Defendants in ſuch Action or Suit 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 happen to have been ſo done, or if any Action, Suit, or Information, 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 and in ſuch Caſe the Jury ſhall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs ſhall be nonſuited, or ſuf-

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fer a Diſcontinuance of his, her, or their Action, Suit, or Information, after the Defendant or Defendants ſhall have appeared, or if a 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 ſame as in other Caſes by Law.

Proceedings not to be quaſhed for Want of Form, nor *Certiorari* allowed.

LII. Provided always, That no Proceeding to be had in purſuance of this Act ſhall be quaſhed or vacated for Want of Form, or removed by *Certiorari*, or any other Proceſs, into any of His Majeſty's Courts at *Weſtminſter*; any Law to the contrary notwithſtanding.

Reſerving the Rights of the River *Dee* Company.

LIII. Provided always, and be it further enacted, That nothing in this Act contained ſhall extend, or be deemed or conſtrued to extend, to alter, defeat, or obſtruct, any of the Powers, or to leſſen or abridge all or any of the Tonnage or Duties, Sum or Sums of Money, payable to the Company of Proprietors of the Undertaking for recovering and preſerving the Navigation of the River *Dee*, by the ſeveral Acts of Parliament for making the ſaid River navigable, but that the ſaid Company and their Succeſſors, their Deputies, Agents, Workmen, Officers, and Servants, may at all Times hereafter be at Liberty to have, take, receive, uſe, exerciſe, and enjoy, all ſuch Tonnage, Duties, Sum and Sums, Powers, Rights, and Privileges, in as full and ample Manner as they might or could have done, in caſe this Act had not been made; any Thing herein contained to the contrary in anywiſe notwithſtanding.

General Saving.

LIV. Saving always to the King's moſt Excellent Majeſty, His Heirs and Succeſſors, and all other Perſons, Bodies Politick, and Corporate, and their Heirs, Executors, Adminiſtrators, and Succeſſors, all ſuch Eſtate, Right, Title, and Intereſt, as they reſpectively had, or ought to have, before the paſſing this Act, except ſuch Rights and Powers as are granted by this Act, or are intended to be ſubjected to or affected by the Execution hereof.

Publick Act.

LV. And be it further enacted by the Authority aforeſaid, That this Act, in all Courts whatever, ſhall be deemed and taken as a Publick Act, and all Judges, Juſtices, and other Perſons, are hereby required to take Notice of it as ſuch, without ſpecially pleading the ſame.

FINIS.