ANNO TRICESIMO SEXTO

Georgii III. Regis.

CAP. CXXVII.

An Act for enabling the United Company of Merchants of *England* trading to the *East Indies* to purchase Ground for building Warehouses upon, and to make a new Street from *Petticoat Lane* to *White Street*, instead of *Gravel Lane* in *Petticoat Lane*. [19th *May* 1796.]

WHEREAS the United Company of Merchants of *England* trading to the *East Indies* have purchased, and are possessed of, a large Spot of Ground lying on both Sides of a publick Lane called *Gravel Lane*, in *Petticoat Lane*, in the Parish of *Saint Botolph Aldgate*, in the City of *London*, between a Street called *New Street*, near *Bishopsgate Street*, in the City of *London*, towards the North, *Petticoat Lane* aforesaid towards the East, *Harrow Alley*, in the said Parish of *Saint Botolph Aldgate*, towards the South, and certain Houses and Grounds in *White Street* and *Cutler Street*, in the same Parish towards the West; and in order to enable the said United Company to build certain Warehouses which are convenient for their Accommodation, it is necessary to purchase a small Estate in or near a Court called *Five Inkhorn Court*, in *Petticoat Lane* aforesaid, belonging to *Joseph Sibley* Esquire and *Frances Brudenell* his Wife, which they are willing and have contracted to sell to the said United Company for the Sum of Three hundred and fifteen Pounds: And whereas the Goods to be deposited in the said Warehouses will Preamble.

will be of very great Value, and the Publick will be intereſted therein as well as the ſaid United Company, and it is neceſſary, not only for Convenience but for Safety, that the ſaid intended Warehouſes ſhould be united and made private; but the ſaid Ground, ſo as aforeſaid poſſeſſed by the ſaid United Company, is interſected almoſt through the Centre by the ſaid Lane called *Gravel Lane*, communicating in different Directions from *Petticoat Lane* aforeſaid to *Harrow Alley* aforeſaid, and the ſaid Lane called *Gravel Lane*, by reaſon of its Winding and great Narrowneſs, (not being more than Eight Feet Wide in ſeveral Parts), is exceeding inconvenient for Carriages: And whereas it will be of great Utility, not only to the ſaid United Company, but to the Neighbourhood and the Publick, that a new Street, inſtead of *Gravel Lane* aforeſaid, ſhould be made in a ſtraight Line from the End of *Harrow Alley* in *Petticoat Lane*, along the ſame Alley to the South-weſt End thereof, and that the ſame ſhould be continued, not exceeding Thirty Feet, to a Line to run parallel with the South-weſt Side of *White Street*, and that the ſaid new Street, at that Termination, ſhould be turned to the North-weſt to run into the ſaid Street called *White Street*, which leads to *Houndſditch*, and ſhould be made throughout of the Width of Sixteen Feet from Wall to Wall: And whereas the ſaid United Company are willing, at their own Expence, to make ſuch new Street as aforeſaid, from *Petticoat Lane* to *White Street*, and for the Purpoſe of making the ſame of ſuch Width as aforeſaid, to give up to the Publick a Part of their own Ground, and to purchaſe certain Buildings and Ground at the Weſtern End of the ſaid intended new Street belonging to the Maſter, Wardens, and Commonalty of the Myſtery of *Cutlers* within the Liberty of the City of *London*, and by them leaſed to divers Tenants, provided ſo much of the ſaid Lane called *Gravel Lane*, as runs from *Petticoat Lane* aforeſaid to the Northern Boundary of a certain vacant Piece of Ground, now in Leaſe to the Reverend *Joſiah Thompſon*, be veſted in them for their own Uſe; but as the ſaid Premiſes contracted to be purchaſed by the ſaid United Company for their Warehouſes as aforeſaid, are ſettled to ſtrict Uſes, and thoſe which it will be neceſſary to purchaſe to make the ſaid new Street are alſo compriſed in Settlements to ſtrict Uſes, or are veſted in Perſons unable to diſpoſe of the ſame, or with whom the ſaid Company cannot agree; and as the ſaid Lane, called *Gravel Lane*, is a publick Lane, Paſſage, or Highway, the Purpoſes aforeſaid cannot be effectuated 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, from and immediately after the paſſing of this Act, the ſaid United Company of Merchants of *England* trading to the *Eaſt Indies*, or their Court of Directors for the Time being, for and on the Behalf of the ſaid United Company, ſhall have full Power and Authority to purchaſe the Ground, Houſes, and Buildings, and the Materials thereof, and other Hereditaments, in and near *Five Inkhorn Court*, belonging to the ſaid *Joſeph Sibley* and his Wife, and alſo to the ſaid Ground and Buildings belonging to the ſaid Company of Cutlers, or ſo much of the ſaid reſpective Grounds and Buildings as the ſaid United Company ſhall deem it neceſſary to purchaſe and to take Poſſeſſion, and to cauſe Poſſeſſion to be taken thereof, and to cauſe the Houſes and Buildings thereon to be

The *Eaſt India* Company's Power to purchaſe for building Warehouſes, and making a new Street.

pulled down, and the Poſts and Pavements before the ſame to be taken up, removed, and altered, in ſuch Manner as the Court of Directors for the Time being of the ſaid United Company ſhall think proper, and to build and erect, and to cauſe to be built and erected on the ſame Premiſes, ſuch Erections and Buildings, and to make ſuch Openings thereto as the ſaid Court of Directors for the Time being of the ſaid United Company ſhall think proper; and this Act ſhall be ſufficient to indemnify the ſaid United Company, their Directors, Agents, Workmen, Officers, and Servants, and all Perſons acting by or under their Authority, againſt the Heirs, Executors, Adminiſtrators and Aſſigns, of any of the ſaid Owners, Leſſees, or Occupiers of the Premiſes ſo purchaſed.

Power for Bodies Politick, &c. to agree for the Sale of Houſes, Ground, &c.

II. And be it further enacted, That it ſhall and may be lawful to and for all Bodies Politick, Corporate or Collegiate, Corporations Aggregate or Sole, Tenants for Life or in Tail, Huſbands, Truſtees and Feoffees in Truſt or for Charities, Guardians, and Committees for Lunaticks and Ideots, Executors and Adminiſtrators, and Guardians whatſoever, not only for or on Behalf of themſelves, their Heirs and Succeſſors, but alſo for or on Behalf of their Ceſtuique Truſts, whether Infants or Iſſue unborn, Perſons entitled in Remainder, Lunaticks, Ideots, Femes Covert, or other Perſons whatſoever, to agree for the Sale of, and to ſell and convey the ſaid Meſſuages, Houſes, Buildings, Lands, Tenements, Hereditaments, Eſtates, and Intereſts, or any Part thereof, unto and to the Uſe of the ſaid United Company, their Succeſſors and Aſſigns, by Indenture expreſſing the Conſideration or Conſiderations *bona fide* paid or to be paid for the Premiſes to be therein compriſed, and to whom and in what Manner the ſame ſhall be paid, and that ſuch Indenture, being inrolled in the Court of Huſtings of the ſaid City of *London* within Six Months from the Date and Execution thereof, ſhall have the ſame Force as Fines and Recoveries duly levied and ſuffered, and ſhall veſt the Meſſuages, Houſes, Buildings, Ground, Tenements, and Hereditaments therein compriſed, for ſuch Eſtate or Eſtates as ſhall be therein expreſſed to be conveyed in the ſaid United Company, their Succeſſors and Aſſigns, as effectually as if the Perſon or Perſons making ſuch Conveyance had been ſeized or poſſeſſed of the Premiſes conveyed for the Eſtate or Eſtates thereby expreſſed to be conveyed.

Reference to a Jury in certain Caſes.

III. And be it further enacted, That if it ſhall happen that any Perſon or Perſons, Bodies Politick, Corporate or Collegiate, Corporations Aggregate or Sole, Tenants for Life, Huſbands, Truſtees and Feoffees in Truſt or for Charities, Guardians and Committees for Lunaticks and Ideots, Executors or Adminiſtrators, or other Perſon or Perſons who now are or hereafter ſhall be ſeized or poſſeſſed of, or intereſted in the ſaid Meſſuages, Buildings, Ground, Tenements, or Hereditaments, or any of them, ſhall refuſe to ſell, or by Reaſon of Abſence or Diſability, ſhall not be able to ſell, or there ſhall be no Perſon or Perſons in being, who as Truſtees or otherwiſe under the Powers of this preſent Act can treat for the Sale of the ſaid Premiſes, or they, he, or ſhe, and the ſaid United Company ſhall not agree upon the Price or Prices to be paid for ſuch Purchaſe or Purchaſes as aforeſaid, or if ſuch Perſon or Perſons ſhall not produce and evince a clear Title to the Premiſes, or to the Term, Eſtate, or Intereſt they may reſpectively claim

in their own Right, or to be empowered to ſell under the Powers given by this Act, then and in every ſuch Caſe, in order to ſettle and aſcertain the Value of ſuch Ground, Meſſuages, Buildings, and Hereditaments, or of ſuch Eſtate, Right, or Intereſt therein, it ſhall and may be lawful to and for the Sheriffs of the City of *London*, and they are hereby required from Time to Time, upon a Warrant or Warrants, Precept or Precepts to be iſſued and directed to them for this Purpoſe from Time to Time by the Court of Mayor and Aldermen of the ſaid City, commonly called the *Lord Mayor's Court*, (which Warrants or Precepts the ſaid Court are hereby empowered and required to iſſue upon Demand of the Court of Directors for the Time being of the ſaid United Company, to be ſignified by their Secretary for the Time being), to impannel and return before the ſaid Court a competent Number of ſubſtantial and diſintereſted Perſons, qualified to ſerve on Juries, not leſs than Forty-eight or more than Seventy-two; and out of ſuch Perſons, ſo to be impannelled, ſummoned, and returned, a Jury of Twelve Perſons ſhall be drawn by ſome Perſon to be by the ſaid Court appointed, in ſuch Manner as Juries for the Trial of Iſſues joined in His Majeſty's Courts at *Weſtminſter*, by an Act made in the Third Year of the Reign of His late Majeſty, intituled, *An Act for the better Regulation of Juries*, are directed to be drawn; and the Perſons ſo to be impanelled, ſummoned, and returned as aforeſaid, are hereby required to come and appear before the ſaid Court of Mayor and Aldermen at ſuch Time and Place as in ſuch Warrant or Warrants, Precept or Precepts ſhall be directed and appointed, and to attend the ſaid Court from Day to Day until diſcharged by the ſaid Court, and all Parties concerned ſhall and may have their lawful Challenge againſt any of the ſaid Jurymen, but ſhall not be at Liberty to challenge the Array; and the ſaid Court is hereby authoriſed and empowered by Precept or Precepts, from Time to Time as Occaſion ſhall require, to call before them all and every Perſon and Perſons whomſoever, who ſhall be thought proper or neceſſary to be examined as a Witneſs or as Witneſſes on their Oath or Oaths concerning the Premiſes; and the ſaid Court, if they think fit, ſhall and may likewiſe authoriſe and require the ſaid Jury to view the Place or Places in queſtion, in ſuch Manner as they ſhall direct; and the ſaid Court ſhall have Power to command ſuch Jury, Witneſſes, and Parties to attend until all ſuch Affairs for which they were ſummoned ſhall be concluded; and the ſaid Jury, upon their Oaths, (which Oaths, as alſo the Oaths to ſuch Perſon or Perſons as ſhall be called upon to give Evidence, the ſaid Court is hereby empowered and required to adminiſter,) ſhall inquire of the Value of ſuch Meſſuages, Houſes, Buildings, Ground, Tenements, and Hereditaments, and of the Value of the reſpective Eſtate, Term, and Intereſt of every Perſon ſeized or poſſeſſed thereof, or intereſted or claiming any Intereſt therein, or of or in any Part thereof, and ſhall aſſeſs and award the Sum or Sums to be paid to every ſuch Perſon or Perſons for the Purchaſe of ſuch their Eſtates, Terms, and Intereſts; and the ſaid Court ſhall give Judgement for ſuch Sum or Sums of Money ſo to be aſſeſſed, except that no Value ſhall be ſet on any Life Eſtate diſtinct from the Reverſion of the ſame Premiſes, and that ſuch Verdict or Verdicts, and the ſaid Judgement thereon, ſhall be binding and concluſive to all Intents and Purpoſes whatſoever againſt all and every Perſon and Perſons, Bodies Politick, Corporate and Collegiate, now or at any Time hereafter claiming or to claim any Eſtate, Right, Title, Truſt, Uſe, Term, or Intereſt

Intereſt in, to, or out of the ſaid Meſſuages, Houſes, Buildings, Ground, Tenements, Hereditaments, and Premiſes, either in Poſſeſſion, Reverſion, Remainder, Contingency, Expectancy, or Poſſibility, and againſt their reſpective Heirs, Succeſſors, Heirs Intail, and all Perſons claiming through or under them, and againſt the King's moſt Excellent Majeſty, His Heirs and Succeſſors, ſo that Notice in Writing be given to the Perſon or Perſons, or to the Principal Officer of the Body or Bodies Politick, Corporate or Collegiate, intereſted or hereby authoriſed to ſell, at leaſt Fourteen Days before the Time of ſuch Aſſeſſment, declaring the Time and Place of the Meeting of the ſaid Court or Jury, by ſuch Notice being left at the Dwelling Houſe of ſuch Perſon or Perſons, or Principal Officer, or at his, her, or their uſual Place or Places of Abode, if ſuch Dwelling Houſe or Abode ſhall be within the City of *London* or the Liberties thereof, or if the Dwelling Houſe or uſual Place of Abode of ſuch Perſon or Perſons, or Principal Officer, ſhall not be within the City of *London* or the Liberties thereof, then, by leaving ſuch Notice with ſome Tenant or Occupier of ſome of the Meſſuages, Houſes, Buildings, Ground, Tenements, or Hereditaments intended to be valued or aſſeſſed, or if ſuch Meſſuages, Houſes, Buildings, Ground, Tenements, and Hereditaments ſhall be unoccupied, then by affixing ſuch Notice as aforeſaid upon ſome conſpicuous Part or Parts of the ſame Meſſuages, Houſes, Buildings, Ground, Tenements, or Hereditaments.

Payments to be made to Jury and Witneſſes.

IV. And be it further enacted, That the Sum of Two Guineas ſhall be paid to every Juryman, who ſhall ſerve upon Juries, to be ſummoned for the Purpoſes and in the Manner herein-before mentioned, for his Trouble in attending as ſuch Juryman upon every ſeparate Jury, and that the Witneſſes who ſhall be ſummoned to attend to give Evidence reſpecting the Premiſes ſhall be allowed their reaſonable Expences, and a reaſonable Compenſation for their Loſs of Time, and that the Payments aforeſaid, and all the other Expences of the Proceedings to be had in the ſaid Court of Mayor and Aldermen ſhall be paid and borne by the ſaid United Company; but if ſuch Proceedings ſhall have been occaſioned by a Difference between the ſaid United Company and the Owner or Owners of any of the Hereditaments and Premiſes to be purchaſed, or any Perſon or Perſons by this Act authoriſed to treat and agree for the Sale of the ſame Premiſes, or by ſuch Perſon ot Perſons refuſing to treat or agree for the Sale of the Premiſes; and the Jury to be ſo ſummoned as aforeſaid ſhall not value the Premiſes at a Price greater than that which ſhall have been offered by the ſaid United Company, then and in ſuch Caſe the ſaid Jury ſhall proceed to conſider of the Coſts and Expences aforeſaid, and ſhall aſſeſs them to their full Amount, which ſhall be expreſſed in the Judgement to be given by the Court; and it ſhall be lawful for the ſaid United Company to deduct and retain to themſelves the Sum ſo aſſeſſed out of the Money to be awarded as the Value of the ſame Premiſes.

Verdicts to be entered on Record.

V. And be it further enacted, That the Proceedings, Verdicts, and Judgements, to be had and given in the ſaid Court of Mayor and Aldermen, ſhall be entered in a diſtinct Book or Books, which ſhall be kept among the Records of the ſaid Court, and the ſaid Proceedings, Verdicts, and Judgements ſhall be deemed and taken to be Records to all Intents and Purpoſes whatſoever, and the ſame or true Copies thereof, ſhall be

deemed and taken to be good and effectual Evidence and Proof in any Court or Courts of Law or Equity whatſoever, and all Perſons ſhall and may have Recourſe to the ſame *gratis*, and take Copies thereof, paying Sixpence for every Copy, not exceeding Two hundred Words, and Sixpence more for every additional Two hundred Words or leſs.

Upon Payment of Purchaſe Money, proper Conveyances to be made;

VI. And be it further enacted, That upon Payment of the Purchaſe Money, to be paid for the reſpective Purchaſes to the Perſon or Perſons authorized to receive the ſame in their own Rights, or as Truſtees or otherwiſe, or in caſe the Perſon or Perſons hereby enabled to make Conveyances of the Premiſes ſhall not be entitled to receive the Purchaſe Money to be paid for the ſame, then upon Payment of ſuch Purchaſe Money into the Bank of *England*, in the Manner herein-after directed, the Owner or Owners of the ſaid reſpective Premiſes, or the Perſon or Perſons hereby authorized to make Conveyances of the ſame, ſhall, at the Expence of the ſaid United Company, their Succeſſors or Aſſigns, make or procure to be made to them ſuch Conveyances as are herein-before mentioned of the ſaid Meſſuages, Houſes, Buildings, Ground, Tenements, and Hereditaments, or of ſuch Eſtate, Term, or Intereſt for which ſuch Purchaſe Money as aforeſaid ſhall be paid, and ſhall procure all the neceſſary Parties to execute ſuch Conveyances, and ſhall do or cauſe to be done all Acts, Matters, and Things neceſſary and requiſite to make a good, clear, and perfect Title to the ſaid United Company, their Succeſſors and Aſſigns; and ſuch Conveyances ſhall contain all ſuch reaſonable and uſual Covenants as on the Part of the ſaid United Company, their Succeſſors and Aſſigns, ſhall be reaſonably required; and from and immediately after the Purchaſe Money, for the Hereditaments and Premiſes to be purchaſed reſpectively, as aforeſaid, ſhall be ſo paid as aforeſaid, and ſuch Conveyances as aforeſaid, ſhall be executed, or in caſe the Perſon or Perſons entitled to receive ſuch Purchaſe Money, or who ſhould execute ſuch Conveyances reſpectively as aforeſaid ſhall refuſe to receive ſuch Purchaſe Money, or to execute ſuch Conveyances as aforeſaid, then upon ſuch Purchaſe Money being tendered to ſuch Perſon or Perſons as ſhall be entitled to receive the ſame, in his, her, or their own Right, if ſuch Perſon or Perſons ſhall be to be found within the Limits of the ſaid City or otherwiſe, by giving him, her, or them Notice, that the ſaid United Company are ready to pay the Purchaſe Money agreed or awarded to be paid (ſuch Notice being given in the ſame Manner as is herein-before required to be given of the Time of aſſeſſing the Value of the Premiſes to be purchaſed), or if ſuch Perſon or Perſons as aforeſaid ſhall not be entitled to the Purchaſe Money in his, her, or their own Right, or in caſe there ſhall not be any Perſon capable of making ſuch Conveyances as aforeſaid, or a clear Title ſhall not be evinced to the Premiſes; then, upon Payment of the ſame Purchaſe Money into the Bank of *England* in the Manner herein-after directed, it ſhall be lawful for the ſaid United Company, their Succeſſors and Aſſigns, to take Poſſeſſion, or to cauſe Poſſeſſion to be taken, of the Premiſes to be purchaſed, and to hold and enjoy the ſame, againſt all Perſons whomſoever, in the ſame Manner as they could hold and enjoy the ſame, if the ſaid Premiſes were conveyed to them by all the Perſons entitled thereto, or intereſted therein, and ſuch Perſons were competent to make ſuch Conveyances.

And in caſe of Defects of Title, &c. Purchaſe Money to be paid into the Bank.

VII. Pro-

VII. Provided always, and it is hereby enacted and declared, That it ſhall not be lawful for the ſaid United Company to turn out of Poſſeſſion of the Premiſes to be purchaſed the actual Occupiers thereof without giving to ſuch Occupiers reſpectively Six Calendar Months Notice, unleſs the Eſtates or Terms held by ſuch Perſons reſpectively ſhall ſooner determine by Effluxion of Time or otherwiſe; but if any ſuch Occupier or Occupiers ſhall refuſe to give up the Poſſeſſion of the Premiſes held by him, her, or them to the ſaid United Company upon the Determination of their reſpective Eſtates, or at the Expiration of Six Calendar Months, to be computed from the Time ſuch Notice as aforeſaid ſhall be given, then and in ſuch Caſe (the Purchaſe Money to be paid by the ſaid United Company being firſt paid, or tendered in the Manner directed by this Act) it ſhall and may be lawful to and for the ſaid Court of Mayor and Aldermen to iſſue their Precept or Precepts to the Sheriffs of the ſaid City, to deliver Poſſeſſion of the Premiſes to ſuch Perſon or Perſons as ſhall in ſuch Precept or Precepts be nominated to receive the ſame on the Behalf of the ſaid United Company, and the ſaid Sheriffs are hereby required to deliver ſuch Poſſeſſion accordingly of the ſaid Premiſes.

Occupiers not to be turned out without Notice, unleſs their Terms expire.

On Refuſal, Sheriff to give Poſſeſſion.

VIII. And be it further enacted by the Authority aforeſaid, That the reſpective Monies to ariſe by the Sale to the ſaid United Company of ſo much of the Ground, Meſſuages, Tenements, Rents, Hereditaments, and Premiſes, to be ſold to them under the Authority of this Act, as ſhall be ſettled Eſtate, or ſhall be limited to charitable Purpoſes, ſhall be laid out in the Purchaſe of other Meſſuages, Lands, Tenements, Rents, or Hereditaments, of an Eſtate of Inheritance in Fee Simple, and ſhall be conveyed, ſettled, and aſſured to ſuch of the Uſes, and upon ſuch of the Truſts, and for ſuch Intents and Purpoſes, and with, under, and ſubject to ſuch of the Powers, Proviſoes, Conditions, and Declarations, upon and under which the ſame Premiſes now ſtand ſettled and limited, which ſhall then remain undetermined and capable of taking Effect, which ſaid Purchaſes and Settlements ſhall be made by the Truſtees of the ſame Premiſes, or by and under the Direction and Authority of the High Court of Chancery, as the ſaid Court, upon Petition in a ſummary Way, ſhall order and direct.

How Purchaſe Money to be applied.

XI. And be it further enacted, That as to ſuch of the Purchaſes aforeſaid as ſhall be made of any ſettled Eſtate, and as to ſuch of the Purchaſes as ſhall be of any Eſtate, the Rents and Profits whereof are applicable to any Charitable Purpoſe, the reſpective Purchaſe Monies for the ſame ſhall be paid into the Bank in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account there *ex parte* the Purchaſer or Purchaſers, purſuant to the Method preſcribed by the Act of the Twelfth Year of His late Majeſty King *George* the Firſt, Chapter the Thirty-ſecond, and the General Rules and Orders of the ſaid Court, and without Fee or Reward, according to the Act of the Twelfth Year of His late Majeſty King *George* the Second, Chapter the Twenty-fourth, and that the ſame when ſo paid in, ſhall be laid out in the Purchaſe of Navy or Victualling Bills or Exchequer Bills, and that the Intereſt ariſing from the Money ſo laid out, except as herein-after is mentioned, and the Money received for the ſame Navy, Victualling, and Exchequer Bills

For placing Purchaſe Monies belonging to charitable Purpoſes in the Bank, until new Purchaſe made.

as they ſhall be reſpectively paid off by Government, ſhall be laid out in the Name of the ſaid Accountant General in the Purchaſe of other Navy or Victualling Bills, or Exchequer Bills, and depoſited in the Bank in the Name of the ſaid Accountant General, and ſhall there remain until a proper Purchaſe or Purchaſes be found and approved of, and until the ſame ſhall, upon a Petition to the Court of Chancery in a ſummary Way, be ordered to be ſold for the completing ſuch Purchaſe in ſuch Manner as the ſaid Court ſhall think juſt and direct; and that if the Money ariſing by the Sale of ſuch Navy, Victualling, or Exchequer Bills, ſhall exceed the Amount of the original Purchaſe Money ſo laid out as aforeſaid, then and in that Caſe only, except as herein-after is mentioned, the Surplus which ſhall remain, after diſcharging the Expences of the Application to the ſaid Court, ſhall be paid and applied to the Perſon or Purpoſes to whom the Rents and Profits of any ſettled Eſtate ſhall belong, or to which the Rents and Profits of any Charity Eſtate ſhall be applicable; but nevertheleſs, in reſpect to the Intereſt, or any Part of the Intereſt of Navy, Victualling, or Exchequer Bills, purchaſed with the Money ariſing from any Charity Eſtate, it ſhall be lawful for the ſaid Court of Chancery to order the ſame to be applied to the Purpoſes of the ſame Charity, or to be detained to accumulate till a Purchaſe or Purchaſes ſhall be found and made, as the ſaid Court ſhall think fit.

Directions reſpecting Mortgages.

X. And be it further enacted, That in caſe the Hereditaments to be purchaſed under the Authority of this Act, or any of them, ſhall be in Mortgage jointly with any other Hereditaments and the Mortgagees ſhall not agree to permit their Mortgage Money to remain upon the Security of the other Hereditaments, and to releaſe the purchaſed Premiſes therefrom, and the Mortgagor and Mortgagees ſhall not come to any Agreement with reſpect to the Proportion to be paid to the Mortgagees of the Purchaſe Money, then and in ſuch Caſe the whole of ſuch Purchaſe Money ſhall be paid to the Mortgagee, or if it ſhall be more than ſufficient to diſcharge what ſhall be due to him, her, or them, the Surplus ſhall be paid to the Owner of the Equity of Redemption; and if the Hereditaments to be purchaſed ſhall be in Mortgage alone, then ſuch Mortgage ſhall be diſcharged out of the Purchaſe Money to be paid together with an Advance of Intereſt upon the Principal Money after the Rate reſerved by the Mortgage for Six Months, if the Mortgagee ſhall not have had any Notice of ſuch Payment, or if Notice of ſuch Payment ſhall have been given to the Mortgagees, but Six Months ſhall not have elapſed from the Time ſuch Notice ſhall have been given them, then with an Advance of Intereſt upon the Principal Money, after the ſame Rate for ſuch Period of Time as together with the Time which ſhall have elapſed from the Time when Notice of ſuch Payment ſhall have been given up to the Time of Payment; and the Mortgagees or Perſons receiving ſuch Payment ſhall not for ſo doing be liable to any of the Penalties impoſed by the Statutes againſt Uſury; but if the Purchaſe Money to be paid for the Hereditaments in Mortgage ſhall not be ſufficient to diſcharge the whole of what ſhall be due upon ſuch Mortgages reſpectively, then and in ſuch Caſe the whole of ſuch Purchaſe Money, ſhall be paid to the reſpective Mortgagees, and the Hereditaments compriſed in ſuch Mortgages reſpectively ſhall be diſcharged therefrom, but without

Prejudice

Prejudice to ſuch Remedies as the reſpective Mortgagees may have againſt the reſpective Mortgagors and their reſpective Repreſentatives for the Reſidue of the Money due upon ſuch Mortgages reſpectively.

Bargains and Sales inrolled, to have the Force of Fines and Recoveries.

XI. And be it further enacted, That all Bargains and Sales whatſoever to be made and acknowledged by any Perſon or Perſons whomſoever, and which ſhall be inrolled in the Huſtings of the ſaid City of any ſuch Meſſuages, Lands, Tenements, and Hereditaments as ſhall be purchaſed by virtue of and for the Purpoſes of this Act, ſo far as reſpects the ſaid United Company, ſhall abſolutely veſt the Premiſes therein mentioned in the ſaid United Company, their Succeſſors and Aſſigns, according to the Purport, true Intent, and Meaning thereof, and ſo far as reſpects the Perſons making ſuch Conveyances as aforeſaid, the ſame ſhall have the Force, Effect, and Operation in Law, to all Intents and Purpoſes, which any Fine or Fines, Recovery or Recoveries, whatſoever would have had if levied or ſuffered by the Bargainer or Bargainers, or any other Perſon or Perſons ſeiſed of any Eſtate in the Premiſes, in Truſt for or to the Uſe of ſuch Bargainer or Bargainers in any legal Manner or Form whatſoever.

Power to make Claims in five Years after Inrollments, and Proviſion for Satisfaction on Recovery;

but in Default of Claim or of proſecuting ſame, all Perſons to be barred.

XII. And be it further enacted, That all and every Perſon and Perſons whomſoever, not under any legal Diſability to purſue his, her, or their Rights, having or claiming any Right, Title, Term, Intereſt, Uſe, Property, Claim, and Demand whatſoever, in Poſſeſſion, Reverſion, Remainder, or Expectancy, into or out of any Meſſuages, Lands, Tenements, or Hereditaments, which by virtue and for the Purpoſes of this Act ſhall be purchaſed and conveyed, or mentioned or intended to be conveyed by any ſuch Bargain and Sale as aforeſaid, ſhall within the Space of Five Years, to be computed from the Date of the Inrolment of ſuch Bargain and Sale, and all Perſons who at that Time ſhall be under any Legal Diſability, ſhall, within Five Years next after ſuch Diſability ſhall be removed, enter a Memorial of ſuch their Right, Title, Term, Intereſt, Uſe, Property, Claim, and Demand, in a Book to be for that Purpoſe prepared and kept by the Town Clerk of the ſaid City, which Book the ſaid Town Clerk is hereby required to prepare and keep accordingly, and for ſuch Entry he ſhall be entitled to ſuch Fee, and no other, as the Regiſter of the County of *Middleſex* is by Law entitled to for the Regiſtry of a Memorial containing the ſame Number of Words; and any Perſon or Perſons, upon eſtabliſhing ſuch Claim, ſhall recover from the ſaid United Company the Value and Amount thereof, not exceeding the Amount of the Purchaſe Money paid for the ſame Premiſes by the ſaid United Company, and ſhall alſo recover ſuch Intereſt as ſhall be equivalent to the Meſne Profits of the Premiſes during the Time of their being poſſeſſed by the ſaid United Company, which they would have been entitled to recover in caſe this Act had not been made, and the ſaid United Company ſhall have their Remedy over againſt the Perſon or Perſons from whom they purchaſed; and all and every Perſon or Perſons whomſoever not entering ſuch Right, Claim, and Demand within ſuch Time, and in ſuch Manner as aforeſaid, or having ſo entered the ſame, and not proſecuting ſuch their Right, Claim, or Demand with Effect, within the Space of Five Years, to be computed from the Time of ſuch Entry, ſhall be for ever barred of all Right, Title, Uſe,

Uſe, Equity, Property, Claim, and Demand whatſoever, whether in Poſſeſſion, Reverſion, Remainder, or Expectancy, into, upon, or out of the ſaid Premiſes, and every Part thereof; and the ſaid United Company, and thoſe claiming by, from, or under them, ſhall be quieted in the Poſſeſſion of all ſuch Meſſuages, Lands, Tenements, Hereditaments, and Premiſes; any Law, Statute, Uſage, Matter, or Thing whatſoever to the contrary notwithſtanding.

Power to ſue for Meſne Profits on Claims eſtabliſhed.

XIII. And be it further enacted, That any Perſon or Perſons making ſuch Claim, and recovering thereon as herein-before is mentioned, ſhall be at Liberty to bring any Action or Suit as he ſhall think fit, againſt any Perſon or Perſons who ſhall have poſſeſſed and received the Rents and Profits of the Premiſes, before the ſaid United Company ſhall have taken the Poſſeſſion thereof, for recovering the Meſne Rents and Profits before that Time, in like Manner as might have been done if this Act had not been made.

Power to enforce the ſummoning a Jury, and the Attendance of Jury and Witneſſes.

XIV. And be it further enacted, That the ſaid Court of Mayor and Aldermen ſhall have Power, from Time to Time, to impoſe any reaſonable Fine or Fines, not exceeding the Sum of Ten Pounds for each Fine, on ſuch Sheriffs, or their Deputy or Deputies, Bailiffs or Agents reſpectively making Default in the Premiſes, and on any of the Perſons who ſhall be ſummoned and returned on any Jury or Juries who ſhall not appear, or who ſhall refuſe to be ſworn on the ſaid Jury or Juries, or being ſo ſworn ſhall not give his or their Verdict, and alſo on any Perſon or Perſons who ſhall be ſummoned to give Evidence touching any of the Matters aforeſaid, and ſhall not attend, or ſhall refuſe to be ſworn, or who being ſworn ſhall refuſe to give his, her, or their Evidence, and alſo on any other Perſon or Perſons who ſhall, in any other Manner, wilfully neglect his, her, or their Duty in the Premiſes, contrary to the true Intent and Meaning of this Act; and from Time to Time to levy ſuch Fine or Fines by Diſtreſs and Sale of the Offender's Goods, by Warrant under the Hand and Seal or Hands and Seals of any Juſtice or Juſtices of the Peace, together with the reaſonable Charges of every ſuch Diſtreſs and Sale, returning the Overplus (if any) to the Owners.

The Company to make a new Street.

XV. And be it further enacted, That the ſaid United Company ſhall, with all convenient Speed after the paſſing of this Act, make and complete ſuch Purchaſes as they are herein-before authorized to make for the Purpoſe of enabling them to make the ſaid intended new Street, from *Petticoat Lane* through *Harrow Alley*, and from thence to *White Street*, and that, with all convenient Speed after ſuch Purchaſes ſhall be completed, the ſaid United Company ſhall make and complete the ſaid intended new Street, from the End of *Harrow Alley* where it comes into *Petticoat Lane* aforeſaid, in a ſtraight Line to the Weſt End of the ſame Alley, and from thence to a Line parallel to the Weſt Side of *White Street*, and open ſuch new Street into the Southern End of the ſaid Street called *White Street*, and ſhall make the ſaid intended new Street and the Extenſion thereof to *White Street*, at leaſt Sixteen Feet Wide from Wall to Wall, and ſhall make the Footway at leaſt Two Feet Six Inches Wide, and ſhall pave the ſame with *Purbeck* Stone in an effectual Manner, and ſhall pave the Carriage Way in an effectual Manner, in the ſame Way, and with the ſame Kind of Stone, in and with

which the Carriage Ways in the other Streets of *London* are moſt uſually paved.

Future Repairs of Street to be made in the ſame Manner as other publick Streets.

XVI. Provided always, That nothing herein contained ſhall extend, or be conſtrued to extend, to charge the ſaid United Company alone with repairing or making good the Pavement of the ſaid intended new Street, and the aforeſaid Extenſion thereof, in future; but that, from and after the ſame ſhall have been effectually made and paved as aforeſaid by the ſaid United Company, the ſame ſhall become, continue, and be a publick Lane, Paſſage, and Highway, and ſhall for ever then after be kept in Repair by ſuch Perſon or Perſons, Companies or Societies, which now are or hereafter ſhall be chargeable with the Repairs of the publick Streets in the ſaid Pariſh of *Saint Botolph Aldgate*.

After the new Street made, *Gravel Lane* to be appropriated to the Uſe of the Company.

XVII. And be it further enacted, That, from and immediately after the intended new Street from *Petticoat Lane* to *Houndſditch* aforeſaid ſhall be opened, paved, and made fit and convenient for the Paſſage of Carriages and Foot Paſſengers, the ſaid Lane called *Gravel Lane*, from the Entrance thereof in *Petticoat Lane* aforeſaid to the ſaid vacant Ground now leaſed to the Reverend *Joſiah Thompſon*, ſhall ceaſe to be a publick Lane, Paſſage, or Highway, and ſhall be and is hereby veſted in the ſaid United Company, their Succeſſors and Aſſigns, as their own private Property.

Power for Court of Directors to appoint a Committee to carry the Act into Execution.

XVIII. And be it further enacted, That it ſhall and may be lawful to and for the Court of Directors, for the Time being, of the ſaid United Company, and they are hereby authorized and empowered, from Time to Time, to appoint a particular Committee, or any of the Standing Committees of the Court of Directors of the ſaid United Company, to manage and tranſact ſuch Matters and Things as ſhall be neceſſary in or about the Execution of the Purpoſes intended by this Act; and the Committee ſo to be appointed ſhall have ſuch or ſo much of the Powers and Authorities by this Act given to the Court of Directors for the Time being of the ſaid United Company, as they ſhall, from Time to Time, think fit or proper to delegate to ſuch Committee.

Empowering the Company to purchaſe, although they may, together with the Meſſuages now in their Poſſeſſion exceed the Annual Value limited by Law.

XIX. And whereas the Purchaſes of Ground and Buildings, which the ſaid United Company are hereby authorized to make, together with the other Meſſuages, Lands, Tenements, and Hereditaments, of which the ſaid United Company are now poſſeſſed, will, after the ſame ſhall be improved by the new Buildings intended to be made thereon, exceed the annual Value of Meſſuages, Lands, Tenements, and Hereditaments, in *Great Britain*, which the ſaid United Company are reſtricted by Law to purchaſe or be poſſeſſed of, and ſuch Purchaſes and Buildings being neceſſary to the ſaid United Company; be it further enacted, That it ſhall and may be lawful to and for the ſaid United Company to purchaſe the Meſſuages, Lands, Tenements, and Hereditaments, which they are hereby empowered to purchaſe, over and beſides the other Meſſuages, Lands, Tenements, and Hereditaments in *Great Britain*, which they are now poſſeſſed of, and to build upon and improve all and every the ſame Premiſes ſo be purchaſed, and alſo thoſe of which the ſaid Company are now poſſeſſed, in ſuch Manner as they ſhall think fit, although the ſame Premiſes ſhall or may, in Yearly Value, exceed the Yearly Value of Meſſuages, Lands, Tenements, or Hereditaments, to which the ſaid Com-

pany's Purchaſes and Poſſeſſions in *Great Britain* are limited; any Law or Statute to the contrary in anywiſe notwithſtanding.

Reſpecting Actions to be brought for any Thing done under this Act.

XX. And be it further enacted, That if any Action ſhall be brought, or Suit commenced, againſt any Perſon or Perſons for any Thing done in purſuance of this Act, or in Relation to the Premiſes, or any of them, ſuch Action or Suit ſhall be laid or brought within Six Months after the Fact done, and ſhall be laid or brought in the City of *London*, and not elſewhere; and the Defendant or Defendants in ſuch Action may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence on any Trial to be had thereon, and that the ſame was done in purſuance and by the Authority of this Act; and if the ſame ſhall appear to have been ſo done, or if any Action or Suit ſhall not be brought within the Time before limited, or ſhall be brought in any other County or Place than as aforeſaid, then the Jury ſhall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs ſhall become nonſuit, or ſuffer Diſcontinuance of his, her, or their Action or Actions, or if a Verdict ſhall paſs againſt the Plaintiff or Plaintiffs, the Defendant or Defendants ſhall have Double Coſts, and ſhall have ſuch Remedy for recovering the ſame as any Defendant or Defendants hath or have for Coſts in other Caſes by Law.

Publick Act.

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

FINIS.