ANNO TRICESIMO SEPTIMO

Georgii III. Regis.

CAP. XXXVI.

An Act to enable the Company of Proprietors of the Navigation from the *Trent* to the *Merſey*, to make a Navigable Canal from and out of a certain Branch of their ſaid Navigation, called *The Caldon Canal*, at or near *Endon*, to or near the Town of *Leek*, in the County of *Stafford*; and alſo a Reſervoir for ſupplying the ſeveral Canals of the ſaid Company with Water. [24th *March* 1797.]

Preamble. 6 Geo. III, Cap. 96.

WHEREAS by an Act, paſſed in the Sixth Year of the Reign of His preſent Majeſty, intituled, *An Act for making a Navigable Cut or Canal from the River* Trent, *at or near* Wilden Ferry, *in the County of* Derby, *to the River* Merſey, *at or near* Runcorn Gap, certain Perſons therein named were united into One Body Politick and Corporate, by the Name of *The Company of Proprietors of the Navigation from the Trent to the Merſey*, with Power and Authority, at their own Coſts and Charges, by the Ways and Means therein mentioned, to make, complete, and maintain, a Navigable Cut or Canal, paſſable for Boats, Barges, and other Veſſels, from the River *Trent*, below an ancient Ferry called *Wilden Ferry*, in the County of *Derby*, to the River *Merſey*, at or near *Runcorn Gap*; and ſeveral Commiſſioners were appointed by the ſaid Act for putting the ſeveral Powers thereby veſted in them in Execution: And

10 *Geo.* III, Cap. 102, 15 *Geo.* III, Cap. 20, 16 *Geo.* III, Cap. 32, 23 *Geo.* III, Cap. 33, recited.

whereas the ſaid Company have, in purſuance of the ſaid Act, and of another Act, paſſed in the Tenth Year of the Reign of His ſaid preſent Majeſty, to amend the ſaid Act, and of another Act, paſſed in the Fifteenth Year of the Reign of His ſaid preſent Majeſty, to amend and render more effectual the ſaid Two Acts, made and completed the ſaid Navigable Cut or Canal from the *Trent* to the *Merſey*: And whereas, by virtue and in purſuance of another Act, paſſed in the Sixteenth Year of the Reign of His ſaid preſent Majeſty, the ſaid Company have made and completed another Navigable Cut or Canal from the ſaid firſt mentioned Canal, on the South Side of *Harecaſtle*, in the ſaid County of *Stafford*, to *Froghall*, and a Railway from thence to or near *Caldon*, in the ſaid County: And whereas by another Act, paſſed in the Twenty-third Year of the Reign of His ſaid preſent Majeſty, to amend and render more effectual the ſaid ſeveral recited Acts, the ſaid Two Navigable Cuts or Canals were united and conſolidated, and made One joint Undertaking: And whereas, by a Survey lately made, it appears that a Navigable Canal may be made from and out of the ſaid laſt-mentioned Canal, which is now commonly called *The Caldon Canal*, at or near *Endon*, to or near the Town of *Leek*, in the ſaid County of *Stafford*; which will open an eaſy commercial Intercourſe between the ſaid Canals and the ſaid Town of *Leek*, and be of publick Utility; and that a Reſervoir may be made in the Vale lying between *Horton* and *Rudyerd*, called *Rudyerd Vale*, in the ſame County, with a Trench or Feeder from ſuch Reſervoir to the ſaid intended Canal, at or near *Leek* aforeſaid, which will afford a Supply of Water for the ſaid ſeveral Canals in all dry Seaſons: And whereas the ſaid Company are willing and deſirous to make, complete, and maintain, the ſaid propoſed Canal, and the ſaid Reſervoir, Trench, or Feeder, and other Works, at their own Expence, in ſuch Manner, and under ſuch Regulations as herein-after mentioned: 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 ſaid Company, their Succeſſors and Aſſigns, ſhall be, and they are hereby fully authorized and empowered, from and immediately after the paſſing of this Act, at their own Coſts and Charges, to make and complete, and at all Times hereafter to ſupport and maintain, a Cut or Canal navigable and paſſable for Boats, Barges, and other Veſſels, from and out of the ſaid Canal called *The Caldon Canal*, at or near *Endon* aforeſaid, to or near the Town of *Leek* aforeſaid, and to ſupply the ſaid Canal, whilſt the ſame ſhall be making, and when made, with Water from ſuch Springs as ſhall be found in making the ſame; and alſo to make, and at all Times maintain, a Reſervoir in the ſaid Vale lying between *Horton* and *Rudyerd*, called *Rudyerd Vale*, in the ſaid County of *Stafford*; and alſo a Trench or Feeder from the ſaid Reſervoir for conveying Water to the ſaid Canal, for the Purpoſe of ſupplying the ſame, and alſo the ſaid other Canals belonging to the ſaid Company with Water; and alſo to form a Communication between the ſaid propoſed Canal and ſuch Part of the ſaid *Caldon* Canal as lies between *Hazleburſt Wood* near *Endon* and *Froghall* aforeſaid, and to do and perform all ſuch Matters and Things as may be neceſſary for making, effecting, uſing, and maintaining, the ſaid Canal, and the ſaid Reſervoir, Trench, or Feeder, and other Works, making Satisfaction for any Lands, Grounds, Hereditaments, or Waters, that ſhall be taken for the Purpoſes of this Act, and

Power to make a Navigable Cut from the *Caldon* Canal, near *Endon*, to the Town of *Leek*.

for any Treſpaſs or Damage that ſhall be done in carrying this Act into Execution, in Manner directed by the ſaid recited Acts of the Sixth and Tenth Years of the Reign of His preſent Majeſty, for the Land to be taken and uſed, and for all Treſpaſs and Damage to be done in or by the Execution of the Powers of the ſaid recited Acts, or any of them; and the Commiſſioners named and appointed in and by the ſaid recited Acts, qualified and acting as therein mentioned reſpectively, are hereby appointed Commiſſioners for ſettling, determining, and adjuſting all Matters and Differences which ſhall or may ariſe between the ſaid Company, and the Proprietors of and Perſons intereſted in any Lands or Grounds, Hereditaments or Waters, that ſhall or may be taken, affected, or prejudiced, by the Execution of any of the Powers hereby granted.

Divers Surveys have been taken, and a Book of Reference made.

II. And whereas divers Levels and Surveys have been taken to aſcertain the Practicability of making the ſaid intended Cut or Canal, and other Works hereby authorized, (and a Map or Plan, and a Book of Reference thereto, have been made in conſequence of ſuch Levels and Surveys), through, acroſs, under, or over the ſeveral Eſtates, Lands, or Grounds, now or late belonging, or reputed to belong, to the ſeveral and reſpective Perſons, and ſuch Roads, Rivers, and Brooks, as are particularly mentioned in the ſaid Book of Reference; be it therefore further enacted and declared, That there ſhall be Two Parts made of the ſaid Map or Plan and Book of Reference, which ſhall be certified by the Right Honourable the Speaker of the Honourable the Houſe of Commons, and ſeverally depoſited with, and kept by the Clerk of the Peace for the ſaid County of *Stafford*, and the Clerk to the ſaid Company of Proprietors for the Time being, to which all Perſons ſhall have Liberty to reſort, and take Extracts and Copies thereof, as Occaſion ſhall require; and the ſaid Maps or Plans and Books of Reference ſo certified, or true Copies thereof, ſhall be, and are hereby declared to be good Evidence in all Courts of Law, or elſewhere; and the Clerk for the Time being to the ſaid Company of Proprietors, upon Six Days Notice to him given for that Purpoſe, ſhall from Time to Time produce the ſaid Map or Plan and Book of Reference in his Cuſtody, before the ſaid Commiſſioners, or any Jury or Juries to be impannelled by virtue of the ſaid former Acts or this Act, at the Time and Place to be mentioned in ſuch Notice, in order that the ſame may be then and there given in Evidence.

Two Parts to be made thereof,

and allowed to be given in Evidence.

Canal to be made purſuant to the Plan.

III. And be it further enacted, That the ſaid Company, in making the ſaid Canal, and the ſaid Reſervoir, Trench, or Feeder, and other Works, ſhall not deviate from the Courſe or Direction in the ſaid Map or Plan, and ſet forth in the ſaid Book of Reference, nor cut, carry, and convey the ſame into, through, acroſs, under, or over, any other Part or Parts of the ſeveral Eſtates, Lands, and Grounds, now or late belonging or reputed to belong, to ſuch Perſon or Perſons reſpectively, than are mentioned in the ſaid Book of Reference, without the Approbation and Conſent, in Writing, ſigned by the Perſon or Perſons to whom ſuch Eſtates, Lands, or Grounds, do or ſhall reſpectively belong.

Land Owners being omitted in the Book of Reference not to obſtruct the making the Canal, *etc.*

IV. Provided always, and it is hereby further enacted and declared, That the ſaid Company ſhall and may make the ſaid Canal, and the ſaid Reſervoir, Trench, or Feeder, through, acroſs, or over, the Lands or Grounds of any Perſon or Perſons whomſoever, into whoſe Eſtates, Lands, or

Grounds, ſuch Deviations as aforeſaid ſhall extend, (although their Name or Names are not mentioned in the ſaid Book of Reference), or into the Eſtates, Lands, or Grounds, of any Perſon or Perſons whoſe Name or Names ſhall appear, to the Satisfaction of the ſaid Commiſſioners, or any Seven or more of them, and be by them certified under their Hands, to be by Miſtake omitted in the ſaid Book of Reference, or that inſtead thereof the Name or Names of ſome other Perſon or Perſons, to whom ſuch laſt-mentioned Eſtates, Lands, and Grounds, do not belong, have or hath by Miſtake been inſerted therein; any Thing herein contained to the contrary thereof in anywiſe notwithſtanding.

Tonnage allowed to be taken.

V. And be it further enacted, That in Conſideration of the great Charges and Expences which the ſaid Company muſt neceſſarily bear and ſuſtain in the making and maintaining of the ſaid Canal, and the ſaid Reſervoir, Trench, or Feeder, and the other Works hereby authorized to be erected and made, it ſhall be lawful for the ſaid Company, from Time to Time, and at all Times hereafter, to aſk, demand, take, and recover, to and for their own proper Uſe and Benefit, for Tonnage and Wharfage for every Ton of Coal, Stone, Timber, and other Goods, Wares, Merchandizes, and Commodities whatſoever, which ſhall be navigated, carried, or conveyed, upon or through the ſaid Canal, ſuch Rates and Duties as the ſaid Company ſhall think fit, not exceeding the Sum of One Penny Halfpenny *per* Mile, and ſo in Proportion for any Quantity more or leſs than One Ton, and for any Diſtance leſs than One Mile; which ſaid Rates and Duties ſhall be paid to ſuch Perſon or Perſons at ſuch Place or Places near to the ſaid Canal, in ſuch Manner, and under ſuch Regulations as the ſaid Company ſhall direct or appoint; and in caſe of Neglect or Denial of Payment, on Demand, of any ſuch Rates or Duties, or any Part thereof, to ſuch Perſon or Perſons as aforeſaid, the ſaid Company may ſue for the ſame by Action of Debt or upon the Caſe, in any Court of Record; in which Actions no Eſſoign, Privilege, Protection, or more than One Imparlance, ſhall be allowed, nor in any Action of Debt for the ſame ſhall any Wager of Law be admitted; or ſuch Perſon or Perſons ſo to be appointed as aforeſaid may, and he and they is and are hereby empowered to ſeize and diſtrain any ſuch Boat or Veſſel, or Goods, for or in reſpect whereof any Rate or Duty ought to be paid, or any Part of ſuch Goods, and detain the ſame until Payment thereof, together with reaſonable Charges for ſuch Seizure and Diſtreſs; and if ſuch Diſtreſs ſhall not be redeemed within Seven Days after the taking thereof, the ſame to be appraiſed and ſold, as the Law directs in caſe of Diſtreſs for Rent.

Company may raiſe Money by Mortgage of the Tolls and Duties.

VI. And be it further enacted, That it ſhall and may be lawful for the ſaid Company, or any Committee for the Time being to be by them appointed, or any Seven or more of ſuch Committee, at any of their Meetings aſſembled, to borrow and take up, at legal or leſs Intereſt, any Sum or Sums of Money, not exceeding the Sum of Ten thouſand Pounds, on the Credit of the Canal and Undertaking authorized by this preſent Act, as to them ſhall ſeem meet and convenient, and they are hereby fully authorized and empowered to aſſign over the ſaid Canal, Undertaking, and Premiſes, and the Rates and Duties ariſing by virtue of this preſent Act, or any Part thereof, (the Coſts and Charges of aſſigning the ſame to be paid out of ſuch Rates and Duties), as a Security for ſuch Sum or Sums

Sums of Money ſo to be borrowed, with Intereſt, to ſuch Perſon or Perſons, or their Truſtees, who ſhall advance the ſame, under the Common Seal of the Company, by the following Words of Aſſignment, or by any other Words to the ſame Effect; *videlicet*,

Form of Aſſignment.

'BY virtue of an Act, made in the Thirty-ſeventh Year of the Reign of His Majeſty King *George* the Third, intituled, *An Act* [*inſert the Title*], we, the Company of Proprietors of the Navigation from the *Trent* to the *Merſey*, incorporated by an Act, made in the Sixth Year of His preſent Majeſty's Reign, in Conſideration of the Sum of of lawful *Britiſh* Money to us in Hand paid by do aſſign unto the ſaid his Executors, Adminiſtrators, and Aſſigns, all and ſingular the Rates and Duties ariſing to the ſaid Company by virtue of the ſaid Act, made in the Thirty-ſeventh Year of His preſent Majeſty, and alſo the ſaid Canal and Undertaking hereby authorized, and all the Eſtate, Right, Title, and Intereſt, of the ſaid Company, of, in, and unto the ſame, to hold unto the ſaid his Executors, Adminiſtrators, and Aſſigns, until the ſaid Sum of together with the Intereſt for the ſame, after the Rate of *per Centum per Annum*, ſhall be repaid.'

And all and every Perſon and Perſons to whom ſuch Aſſignment or Aſſignments ſhall be made ſhall be equally entitled to their Proportion of the ſaid Rates, Duties, and Premiſes, according to the reſpective Sums in ſuch Aſſignment mentioned to be advanced, to ſecure the Repayment thereof, with the Intereſt as aforeſaid, without any Preference by Reaſon of Priority of Aſſignment, or on any other Account whatſoever; and the Money ſo borrowed ſhall be applied in the Firſt Place for diſcharging the Expences incurred in, and in relation to the obtaining of this Act, and afterwards for making, continuing, completing, and maintaining, the ſaid Canal, and the ſaid Reſervoir, Trench, or Feeder, and other Works authorized by this Act; which Aſſignment or Aſſignments may be transferred in ſuch Manner as is directed with reſpect to Aſſignments made in purſuance of the ſaid recited Act, made in the Tenth Year of His preſent Majeſty, and the Aſſignee or Aſſignees ſhall in like Manner be entitled to the Money due on ſuch Aſſignment or Aſſignments reſpectively, and the whole Benefit thereof, in as full and ample Manner as the Aſſignee or Aſſignees of any Aſſignment or Aſſignments made under or by virtue of the ſaid Act, made in the Tenth Year of His preſent Majeſty, (Entries of ſuch Aſſignments and Transfers reſpectively, where the Conſideration amounts to upwards of One hundred Pounds, being made in ſuch Manner as is directed by the ſaid laſt-mentioned Act); and that the Intereſt of the Money which ſhall be borrowed by Mortgage as aforeſaid ſhall be paid Half-yearly to the ſeveral Parties entitled thereto, in Preference to and before the Payment of any Dividends to the ſaid Company, or any of them, for the ſame.

Securities may be transferred.

Intereſt of the Money borrowed to be paid Half-yearly.

VII. And, for preventing Injury or Damage to the Owners and Occupiers of Mills upon the River *Churnett*, and other Perſons intereſted in the Water of the ſaid River, or the Streams and Waters flowing into the ſame, be it further enacted, That nothing herein contained ſhall extend, or be conſtrued to extend, to authorize or empower the ſaid Company to take or divert, for the Supply of the ſaid Canal, or the Reſervoir or other Works hereby authorized to be made, any Water out of the ſaid River *Churnett*,

Reſtriction for Security of Mill Owners, &c.

Churnett, or out of any Brooks or Streams which now flow into the ſaid River, but that each and every of ſuch Brooks or Streams, which ſhall or may be croſſed or affected by the ſaid Canal, Reſervoir, or other Works, ſhall be well and effectually conducted, by the ſaid Company, under or by the Side of the ſaid Canal, Reſervoir, or other Works, into the ancient Courſe of ſuch Brooks or Streams of Water, ſave and except a certain Brook or Stream now flowing down the ſaid Vale called *Rudyerd Vale*, into the River *Churnett*, and ſuch Springs as ariſe within the ſaid Vale; and, in order to make a Compenſation to the Perſons intereſted in the ſaid Brook or Stream, and Springs, and to give them at all Times a Quantity of Water at leaſt equal to the Brook or Stream, and Springs, ſo to be intercepted, a Weir and Gauge ſhall be fixed, and at all Times kept in Repair by the ſaid Company, in the Watercourſe below the Dam of the ſaid Reſervoir, in ſuch Situation as the Owners of the ſaid Mills, and other Perſons intereſted in the ſaid Brook or Stream, and Springs, ſhall appoint, which ſhall at all Times diſcharge into the ancient Courſe of the ſaid Brook or Stream a Quantity of Water at leaſt equal to the ſaid Brook or Stream, and Springs, running or flowing down the ſaid Vale called *Rudyerd Vale*, into the ſaid River *Churnett*, and which ſhall be aſcertained before the ſaid Reſervoir is completed; which Gauge, Weir, and other Works, ſhall be conſtructed and determined upon by the Engineer of the ſaid Company, and ſuch Perſon as the Owners of the ſaid Mills, and Perſons intereſted in the ſaid Brook or Stream, and Springs, ſhall nominate or appoint, and in caſe they ſhall not agree upon the ſame, or any Part thereof, then that the ſaid Gauge, Weir, and other Works, ſhall be ſettled and adjuſted by the Commiſſioners appointed in and by the ſaid recited Acts, for putting in Execution the Powers of the ſaid Acts, and this preſent Act.

Penalty on the Company neglecting to diſcharge the ſtipulated Quantity of Water from the Reſervoir at *Rudyerd Vale*.

VIII. Provided always, and be it further enacted, That in caſe the ſaid Company of Proprietors ſhall neglect to diſcharge, or cauſe to be diſcharged, by the ſaid Weir or Gauge for aſcertaining the Quantity of Water, running or flowing down the ſaid Vale called *Rudyerd Vale*, into the River *Churnett*, ſuch Quantity of Water ſo aſcertained as aforeſaid, it ſhall and may be lawful to and for the Owner or Owners, Occupier or Occupiers of any Mill or Mills, ſituate upon the Rivers *Churnett*, *Dove*, or *Trent*, or for his, her, or their Agent or Agents, or Workmen, to diſcharge, or cauſe to be diſcharged, from the ſaid Reſervoir into the ſaid River *Churnett*, ſuch Quantity of Water as ſhall be equal to the Quantity of Water aſcertained as aforeſaid; and the ſaid Company of Proprietors ſhall, over and above, forfeit and pay for each and every Hour that the ſaid Quantity of Water ſo aſcertained ſhall wilfully be prevented from running or flowing into the ſaid River *Churnett*, the Sum of Forty Shillings, One Moiety of which ſhall go to the Informer, and the other to the Poor of the Pariſh where the Offence ſhall be committed; which ſaid Penalty ſhall and may be recovered before any One or more of His Majeſty's Juſtices of the Peace for the County of *Stafford*, or by Action at Law in any One of His Majeſty's Courts of Record at *Weſtminſter*, on the Oath of any One or more credible Witneſs or Witneſſes.

For diſuſing Part of the Canal between *Park Lane* and *Hazlehurſt Wood*, after a certain Time.

IX. And be it further enacted, That if after ſuch Navigable Communication as aforeſaid ſhall be completed, the ſeveral Owners of the Land through which the ſaid Part of the ſaid *Caldon* Canal, between *Park Lane* and *Hazlehurſt Wood* aforeſaid, paſſes, ſhall deſire that the ſame ſhall be diſuſed

diſuſed as a Navigable Canal, then and in ſuch Caſe it ſhall be lawful for the ſaid Company to diſpoſe of the Land conſtituting the ſaid Part of the ſaid Canal, to the Owners of the Lands adjoining thereto, at ſuch Price or Prices as ſhall be agreed upon between the ſaid Company and ſuch Owners reſpectively; and in caſe they cannot agree, then ſuch Price or Prices ſhall be ſettled and aſcertained by the Commiſſioners, or a Jury, in ſuch and the like Manner as Diſputes ariſing reſpecting Satisfaction for Land purchaſed by the ſaid Company, or for Recompence for Damages, is provided and directed to be ſettled by the ſaid former Acts, or any of them.

Lands not uſed to be diſpoſed of.

X. Provided always, and be it further enacted, That in caſe the Owners or Proprietors of the adjoining Lands ſhall decline to purchaſe any of the ſaid Lands, then and in ſuch Caſe it ſhall be lawful to and for the ſaid Company to ſell and diſpoſe of the ſame to any other Perſon or Perſons whomſoever.

For ſecuring the Property of *Leek* Water Works.

XI. And whereas the Lord of the Manor of *Leek* aforeſaid, and his Predeceſſors, have, at a conſiderable Expence, erected Works for ſupplying the Town of *Leek* and Places adjacent with Water; be it therefore further enacted, That the ſaid Company, and their Succeſſors, ſhall not make, or permit or ſuffer to be made, any Cut or Cuts, or to be laid any Pipe or Pipes, from the ſaid intended Reſervoir, or other Works hereby authorized to be made, in order to ſupply the ſaid Town of *Leek*, or the Places adjacent, with Water, without the Conſent in Writing, under the Hand of the Lord of the Manor for the Time being, firſt had and obtained.

Powers of former Acts extended to the Works hereby authorized.

XII. And be it further enacted, That for the more eaſy and effectual making, completing, repairing, maintaining, and uſing, of the ſaid propoſed Cut or Canal, and other Works, the ſaid Company, their Agents, Servants, Workmen, and Labourers, and all and every other Perſon or Perſons, Commiſſioner and Commiſſioners, Bodies Politick, Corporate, or Collegiate whatſoever, ſhall have and be ſeiſed and poſſeſſed of, and is and are hereby inveſted with ſuch and the like Eſtates, Authorities, Powers, Abilities, Intereſts, Privileges, and Advantages, and ſhall be, and is and are hereby made ſubject and liable to ſuch and the like Rules, Conditions, Directions, Regulations, Limitations, Reſtrictions, Controuls, Payments, Penalties, Forfeitures, Puniſhments, and Benefit of Appeal, as are mentioned, directed, given, granted, preſcribed, eſtabliſhed, and inflicted, in and by the ſaid Acts, made in the Sixth, Tenth, Fifteenth, Sixteenth, and Twenty-third Years of the Reign of His preſent Majeſty, to every Intent and Purpoſe whatſoever; and that the ſaid Acts, and all the Clauſes, Proviſoes, Powers, Authorities, Orders, Rules, Regulations, Limitations, Reſtrictions, Prohibitions, Directions, Exemptions, Indemnities, Penalties, Forfeitures, Puniſhments, Matters, and Things, therein reſpectively contained, (except ſuch Parts of the ſaid Acts as relate to Exemptions from Stamp Duties, and alſo except ſuch Parts of the ſaid Acts as are by any other of the ſaid Acts, or by this Act, repealed, altered, or varied), ſhall extend, and are hereby extended to, and ſhall take Effect, operate, and be put in Execution, in, for, and in reſpect of the making, completing, repairing, maintaining, and uſing of the ſaid propoſed Cut or Canal, and the ſeveral Works, Matters, and Things, by this Act authorized to be made, done, and performed, and for the Puniſhment of Offences in Relation thereto, and for the ſelling and conveying of Lands, Tenements,

Tenements, and Hereditaments, and aſcertaining the Value thereof, and for determining and aſſeſſing of Damages, and all other Matters and Things which ſhall relate to, or happen to ariſe by or in conſequence of the Execution of all or any of the Powers of this Act, in ſuch and the ſame Manner, and as fully and effectually, to all Intents and Purpoſes whatſoever, as the ſame can or may operate and be executed to, upon, for, or in reſpect of the Cuts or Canals, and the ſeveral Works, Matters, and Things, in the ſaid former Acts reſpectively mentioned or authorized to be made, done, and performed, and as if all the ſaid Clauſes, Proviſions, Powers, Authorities, Orders, Rules, Regulations, Limitations, Reſtrictions, Prohibitions, Directions, Exemptions, Indemnities, Penalties, Forfeitures, Puniſhments, Matters, and Things, were herein repeated, re-enacted, and applied, to the ſaid Cut or Canal, and the ſeveral other Matters and Things by this Act authorized to be made, done, and performed, or as the ſame would have been done if the ſaid Cut or Canal, Works, Matters, and Things, hereby authorized to be made and done, had been authorized to be made, done, and performed, by the ſaid former Acts, or any of them.

Publick Act. XIII. And be it further enacted, That this Act ſhall be allowed in all Courts whatſoever as a Publick Act; and all Judges, Juſtices, and other Perſons, are hereby required to take Notice thereof as ſuch, without ſpecially pleading the ſame.

FINIS.