Anno nono

Georgii III. Regis.

An Act for building a Bridge at *Worceſter* over the River *Severn*, and for opening convenient Avenues to the ſaid Bridge.

WHEREAS the Bridge over the River Severn, in the City of Worceſter, is very ancient and out of Repair, and the Streets and Avenues leading to the ſame are very narrow and incommodious; and it would be of great Benefit and Advantage to the City and County of Worceſter, and of publick Utility, to have a new Bridge built over the ſaid River at or near the Scite of the preſent Bridge, and to have the Streets and Avenues leading thereto, widened and made commodious for Paſſengers and Carriages: 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 William Preamble.

Truſtees Names.

William Amphlett, John Amphlett, Edward Adenbrooke, Eſquires; John Arnold, Aſtbury, Clerks; Obadiah Arrowſmith, Yerrow Arrowſmith, William Allie, John Apperley, Wing Aſhfield, Sir Walter Blount Baronet, William Bromley, Robert Bromley, Charles Baldwin, Benjamin Booth, Robert Biddulph, Thomas Biddulph, Thomas Bury ſenior, John Baker, Bartholomew Richard Barneby, William Bateſon, George Burriſh, Humphry Bowles, Rowland Berkeley, Michael Biddulph, Thomas Bury junior, William Bund ſenior, Robert Berkeley, Armel Browning, Henry Crabb Boulton, William Bund junior, John Berwick, Eſquires; Doctor John Berkeley, Doctor Richard Bourn, Thomas Berkeley, Henry Berkeley, Thomas Baines, Nathaniel Barnes, James Brooke, Lucy Berkeley, George Boulter, Clerks; Henry Brace, Edward Bearcroft, Benjamin Baddiley, John Bell, Thomas Bury, Robert Barry, Gentlemen; Thomas Brockhurſt, Joſeph Bury, John Beale, Thomas Bury of Kenſwick, Henry Brace, William Barnes, Henry Barnes, John Bullock, Robert Ballard, William Browning, Barker, John Barrett, John Burlingham, William Bullock of Leigh, Thomas Blaney, Southall Bayley, Henry Barnes, Samuel Bradley, Richard Brace, George Beckett, Samuel Burgis, William Barnes, Henry Beeſley, John Bradley, John Ballard, Robert Burton, Charles Bedford, John Butler, Joſeph Beeſley, Thomas Beeſley, Timothy Bevington, William Bedford, Samuel Bedford, John Broome, Thomas Bunce, John Bagley, Thomas Bund, Francis Brooke, Robert Blainey, George Baylis, John Bullock, Richard Bellars, William Baylis, William Bedford, Thomas Barnes, James Ballard, Benjamin Baker, the Honourable George Coventry, commonly called Lord Viſcount Deerhurſt; the Honourable John Bulkeley Coventry, Sir Walter Compton Baronet, Holland Cookſey, Charles Cook, Michael Clements, Arthur Charlett, Thomas Coventry, Francis Clare, Jeſſon Caſe, John Cocks, Charles Cocks, Joſeph Cocks, James Cocks, Thomas Cocks, Richard Cocks, Thomas Cooks, Robert Cliffe, Charles Cameron, Eſquires; Thomas Cameron M. D. Lewis Cruſius D. D. Robert Job Charlton L. D. Butler Cowper, John Coucher, Walter Cotton, John Cocks, Philip Cocks, Richard Chambers, William Chapeau, Thomas Cook, Clerks; John Cowper, John Cooke, Samuel Collet, John Craig, Benjamin Crouch, James Creſwell, Richard Cary, Clower, Joſeph Clements, Samuel Corbyn, Thomas Creſwell, John Craig, John Cotterell, Samuel Chavaſſe, Richard Clarke, Ferdinando Cardale,

Cardale, Charles Cooke, Benjamin Cowell, Jonah Child, Edward Cropper, Caleb Cooke, John Clements, John Collins, John Cooke, Thomas Carden, George Baylis Cornwell, Charles Collins, John Crump, Samuel Crane, Ely Crump, Benjamin Crouch, the Right Honourable William Dowdeſwell, Thomas Dowdeſwell, Charles Dowdeſwell, Thomas Dowdeſwell, Charles Dowdeſwell of Chacely, Thomas Dunn, Rupert Dovey, Francis Davis, Edward Downes, Edward Dandridge, George Durant, Eſquires; Doctor George Dowdeſwell, William Davenport LL.D. Philip Duval, Thomas Dunn Clerks; John Deakin, John Dunlop, John Dangerfield, Joſiah Dinely, William Davis, George Deakin, John Dandridge ſenior, John Dandridge junior, William Dunn, Edward Dorrell, John Dillon, William Davis Apothecary, William Davis Builder, Thomas Evans Prebendary of Worceſter, William Ellis, William Ellis, Robert Elliott, Thomas Elrington, Eſquires; John Edwards, William Edwards, George Earl, George Edwards, Sambrooke Freeman, John Freeman, Thomas Edwards Freeman, Thomas Foley, Thomas Foley junior, Edward Foley, Andrew Foley, Thomas Freeman, John Forteſcue, Robert Fettiplace, Eſquires; Andrew Foley, Harry Thomas Foley, Philip Foley, Clerks; William Farmer, William Freme, John Fitzer, John Farmer, James Fewtrell, John Freeman, Thomas Floyer, Joſeph Fetherſtone, Thomas Freeman, Thomas Farley, Sir Nigel Greſley Baronet, John Green D. D. Richard Gorges, Morgan Greaves, Walwyn Greaves, Eſquires; Henry Green, John Giles, Jonathan Green, James Giles, Clerks; Thomas Giles Clothier, Armel Green, John Gorle of Powick, Joſeph Glover of Aſtley, Philip George, John Gorle Hoſier, Henry Giles, Samuel Gwillam, William Gab, William Gab junior, Caleb Garway, Benjamin Good, Moſes Goodere, Edward Goodyear, William Glover, George Green, Samuel Gamidge, Daniel George, John Gorle, Richard Green, Solomon Glover, Thomas Giles, Thomas Gyles junior, William George, Hugh Gough, Thomas Gorle, the Honourable William Harley Prebendary of Worceſter, Sir Samuel Hellier Knight, the Reverend Samuel Holcombe Prebendary of Worceſter, Richard Cope Hopton of Worceſter, Thomas Hornyold, Thomas Hill, Peter Hancocke, Davenant Hankins, John Hurtle, Richard Cope Hopton of Lincoln's Inn, John Hornyold, Coninſbey Harris, John Hodgetts, Eſquires; the Reverend William Hopton, Robert Harriſon, Ralph Hopton, Talbot Harris, William Hughes, Clerks; Richard Harris of Leigh, Edward

 Holder,

Holder, Thomas Hales, Thomas Hemming, Richard Hemming, Richard Hooper, Whittington Higgins, Thomas Haydon, John Harris, Richard Harris, Richard Harriſon, Edward Hurdman, Richard Hill, John Harriſon, William Hooper, George Hill, Thomas Harris, Joſeph Hurdman ſenior, Joſeph Holt, Henry Hand, James Hollyoake, Thomas Holbeche, James Horniblow, William Harris, Joſeph Harris, Samuel Harper, Thomas Hill, John Hunt, Richard Harris, Joſeph Hurdman junior, the Reverend William Jennings Prebendary of Worceſter, Colonel Robert James, Edward Ingram, Benjamin Johnſon junior, Jefferies junior, John Ingram, Francis Ingram, Eſquires; John Jones of Whitbury Court, James Johnſon of Ham Caſtle, John Jackſon of Aſtley, Elias Iſaac, Benjamin Johnſon junior, James Jones, James Jones, Henry Vaughan Jefferies, John Jefferyes, Henry Johnſon, Thomas Jones, John Ingram junior, Edward Jackſons, John Jones, Henry Jordan, Samuel Jewkes, John Knight, Thomas Kemble, John Daſhwood King, Edward Knight, Edward Knight junior, Eſquires; the Reverend William King, Thomas King Clerk, Knight, John Karver, Benjamin Karver, the Honourable Thomas Lyttelton, William Lawrence of Leigh, Thomas Lloyd, Reginald Lygon, William Lygon, Edmund Lechmere ſenior, Nicholas Lechmere, Edmund Lechmere junior, Richard Lechmere, Richard Lane, William Lilley, Eſquires; Lingen, Henry Landon, Benjamin Lane, Clerks; Lowick of Holt, Clement Lucas, Timothy Lovett, Richard Morley, Joſeph Martin, Francis Milward, Robert Martin of the College Precincts, Charles Watkins Meſey, Jeffery Moulding, John Martin, Eſquires; John Moreton Clerk, John Moore of Worceſter, Edmund Mawthill, Richard Morton, John Meredith, Henry Milard, William Munn, Francis Moule, John Montfort, John Marlow, John Moore, William Moreton, Pretty Mann, William Mathers, Joſeph Mann, Tredway Naſh D. D. Thomas Newnham, John Naſh, Slade Naſh, James Wakeman Newport, Richard Norbury, Eſquires; Samuel Nott Clerk, John Nixon, William Nott of Stockton, John Naſh, John Noxon, Thomas Newman, Edward Nott, John Nott, Richard Naſh, Francis Oliver, John Oliver, Jonathan Oates, the Honourable George Perrott One of the Barons of the Exchequer, Sir Herbert Perrott Packington

Packington Baronet, Samuel Pytts, Edward Pauncefort, Edmund Pytts, Jonathan Pytts, Francis Page, Esquires; Thomas Phillips, Samuel Pritchett, Other Philpott, Samuel Pritchett, Clerks; Thomas Poole of Martley, Perſhouſe, Richard Perſhouſe of Claines, James Paine of Wick, John Perſhouſe, John Proſſer, Richard Paine, Joſiah Patrick, James Pardoe, Hugh Paine, Henry Priddy, Julius Palmer junior, John Portman, Thomas Parker, James Paine, John Pritchett, John Patridge, Charles Parſons, Benjamin Pearkes junior, the Right Honourable Sir John Ruſhout Baronet, John Ruſhout, Francis Rocke, Charles Boughton Rous, Eſquires; John Rawlins Clerk, Wilſon Ayleſbury Roberts, Thomas Racſter, John Racſter, Moſes Richards, Edward Roſe, Samuel Richardſon, Francis Rufford, Samuel Reade, James Watts Romney, William Ruſſell, John Roberts, Philip Rufford, Thomas Rogers, William Ruſſell junior, Thomas Ruſſell, the Honourable Edwyn Sandys, Sir John Sebright Baronet, Thomas Byrche Savage, John Soley junior, John Skip, John Skip junior, John Soley, William Stokes of Leigh, William Scudder, Nicholas Smithſend, Samuel Smith, Dean Swift, Theophilus Swift, Eſquires; Edward Stillingfleet Prebendary of Worceſter, Thomas Severn, Samuel Sandys, Clerks; Thomas Severn, John Southal, George Southal, Samuel Smith, Nathaniel Smith, Stephen Smith, John Spencer of Mathon, Salway of Mathon, John Skey, Richard Sockett, John Spooner junior, Stephen Smith, George Squire, James Strickland, John Smith, John Slade, John Soule, John Spooner, James Smith, Samuel Smith, Thomas Smith ſenior, William Sugar, John Smith, John Simmons, William Spencer, John Smith, Charles Steward, John Smith, Thomas Spilſbury, John Southam, Sir Richard Temple, Sir Robert Throckmorton, Baronets; John Totie D. D. William Tompſon D. D. Thomas Tomkyns Eſquire, the Reverend Thomas Thomas, Edmund Tayler, Edward Tayler, Clerks; Abraham Turner, Henry Turner, John Thorneloe, the Reverend Thomas Urwicke, Thomas Vernon of Hanbury, Thomas Vernon of Worceſter, Eſquires; Thomas Vernon of Areley, Henry Bund Vernon, William Vernon, Clerks; the Honourable Other Windſor, commonly called Lord Windſor; the Honourable Thomas Windſor, the Honourable John Ward, the Honourable William Ward, Sir Richard Wrotteſley Baronet Dean of Worceſter, Sir Edward Winnington Baronet, John Wowen,

Wowen, Plukenett Woodroffe, Edward Winnington, John Wrotteſley, James Weſt junior, Edward Whitmore, Charles Trubſhaw Withers, Wadham Wyndham, James Newport Wekeman, John Walſh, Eſquires; Samuel Wanly D. D. George Wigan D. D. Bernard Wilſon LL. D. John Warren L. D. John Wall M. D. Reginald Wynniott, Edward Whitcomb, Wigley of Penſham, John Waugh, John Wormington, Pynſon Wilmot, Clerks; George Wingfield, Allen Wheeler of Lindridge, William Williams of Maddrefield, Thomas Woodyat, Thomas Ward of Henwick, William Wrenford, Thomas Wrenford, Allen Wheeler, Thomas Ward, Edward Whitcombe, Thomas Williams, Edward Wheeler, Thomas Watkins, Thomas Ward, John Weaver, William Watſon, Adam Ward, William Waine, James Whittall, John Wall junior, Martin Wall, Thomas Wakeman junior, George Wagſtaffe, Thomas Wickins, Samuel Weſt, John Williams, Samuel Wall, Thomas Williams, John Waldron Clerk, Nathaniel Wilkins, John Weſt, the Mayor, Recorder, Aldermen, Sheriff, Town Clerk, and Capital Citizens and Counſellors of the Body of Twenty four, of and in the City of Worceſter for the time being; ſhall be and they are hereby conſtituted and appointed Truſtees for the ſeveral Purpoſes of this Act; and they the ſaid Truſtees and their Succeſſors, or any Seven or more of them, are hereby authorized and impowered to build, or cauſe to be built, a new Bridge over the River Severn at or near the Place where the preſent Bridge now ſtands, and to pull down, or cauſe to be pulled down, the Old Bridge, and build, or cauſe to be built, a temporary Bridge, or continue the ſaid Old Bridge as a temporary Bridge, over the ſaid River, till the New Bridge ſhall be erected; and to open, widen, form, and render more commodious the Streets, Ways, and Paſſages, leading thereto, or make any new Avenues to the ſaid New Bridge; and for thoſe Purpoſes to contract and agree for the purchaſing and taking down any Houſes, Buildings, Lands, Tenements, and Hereditaments, which ſhall be neceſſary for widening the ſaid Streets and Avenues leading to the ſaid Bridge, or making new Avenues thereto.

Proviſo. Provided always, That the Paſſage over the preſent Bridge ſhall not be ſtopped or deſtroyed, until a temporary or new Bridge ſhall be built and made commodious for Carriages and Paſſengers.

Provided

Provided also, That no House or Building shall be erected upon the said new Bridge; and that the Passage over the same shall be Twenty three Feet wide at the least, including the Foot-ways. Proviso.

And be it further enacted, That the said Trustees, or any Seven or more of them, shall meet at the Guild-hall in the said City of Worcester upon the Fifth Day of July, One thousand seven hundred and sixty nine, and proceed to the Execution of this Act; and adjourn themselves, from time to time, and afterwards meet there, or at any other Place within the said City, as the said Trustees, or any Seven or more of them, shall think most convenient, as often as it shall be necessary to meet to put this Act in Execution; and that Two Trustees shall be sufficient for the Purpose of Adjournment only: And if it shall happen that there shall not appear at any Meeting a sufficient Number of Trustees to adjourn to any other Day; then, and as often as such Case shall happen, the Clerk to the said Trustees, or any Seven of the Trustees, though not assembled at a Meeting to be held in pursuance of this Act, shall, by Notice in the Worcester Journal, or some News-paper circulated in the said City, appoint the Trustees to meet on the Day Fortnight from the Day such last Meeting was to have been held; and all Matters and Things which shall be done and transacted at any Meeting which shall be held in pursuance of such Notice, shall be as valid and effectual as if the same had been done at any other Meeting directed to be held by virtue of this Act. Time and Place of Meeting of the Trustees.

Provided always, That no Trustee shall be capable of acting in any Case in the Execution of this Act, unless at some publick Meeting to be held by virtue of this Act; except only in the Case before-mentioned of calling Meetings where Adjournments shall not have been made as aforesaid. Trustees not to act but at a publick Meeting.

And be it further enacted by the Authority aforesaid, That as often as any Trustee appointed by this Act, or who shall be elected in pursuance thereof, shall die, it shall be lawful for the surviving Trustees, or any Seven of them, to elect another Trustee in his Place; and every such Trustee so elected shall have the same Power and Authority as is given to the Trustees appointed by this Act. On Death, &c. of Trustees, others to be chosen.

Notice of Election.

Provided always, That Ten Days Notice shall be given in the Worcester Journal, or in some other Newspaper which shall be then circulated in the City of Worcester, of the Time and Place of such Election; but no Trustee shall be elected except at some Meeting to be holden between Midsummer and Michaelmas in any Year.

Qualification of Trustees.

Provided always, That no Person shall be qualified or capable to act as a Trustee in any Case in the Execution of this Act, unless he shall be in his own Right, or in Right of his Wife, in the actual Possession and Enjoyment or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments, of the clear yearly Value of Fifty Pounds above Reprizes; or possessed of, or intitled unto, a Personal Estate alone of the clear Amount or Value of One thousand two hundred Pounds; nor shall any Person, during the Time that he shall have any Share or Interest in any Contract or beneficial Employment under this Act, be capable of acting as a Trustee in the Execution thereof: And if any Person, not being so qualified or made incapable as aforesaid, shall nevertheless presume to act as a Trustee, every Person shall, for every such Offence, forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall inform and sue for the same; to be recovered in any of His Majesty's Courts of Record at Westminster, by Action of Debt, Bill, Plaint, or Information, wherein no Essoin, Wager of Law, or Protection, or more than One Imparlance, shall be allowed; One Moiety whereof shall go to the Use of the Person who shall sue for the same, and the other Moiety to the said Trustees for the Purposes of this Act.

Penalty on acting if not qualified.

Materials of the old Bridge vested in the Trustees.

And be it further enacted by the Authority aforesaid, That all Timber, Stone, Iron, Lead, and all other Materials belonging or appertaining to the present Bridge, shall be, and the same are hereby vested in the said Trustees; and shall be used, sold, and disposed of, for the Purposes of this Act, in such Manner as the said Trustees, or any Seven or more of them, shall order and direct.

And whereas it may happen that some Persons or Bodies Politick, Corporate, or Ecclesiastical, Feoffees in Trust, Femes Covert, or others, who are seised or possessed of, intitled unto or interested in, some Houses, Buildings, Lands, Tenements, or Hereditaments, or

ſome Part or Share thereof, which may be neceſſary to be pulled down or purchaſed for the Purpoſes of this Act, may be willing to treat and agree for the ſame, but are incapable by Law ſo to do; be it therefore further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for all Bodies Politick, Corporate, or Eccleſiaſtical, Corporations Aggregate or Sole, and all Feoffees in Truſt, Executors, Adminiſtrators, Guardians, or other Truſtees whomſoever, and for all Femes Covert, and every Perſon or Perſons whomſoever, who are or ſhall be ſeiſed, poſſeſſed of, or intereſted in, any ſuch Houſes, Buildings, Lands, Tenements, or Hereditaments, to ſell and convey the ſame, or any Part thereof, and all their Eſtate, Right, Title, and Intereſt whatſoever, of, in, or to, the ſame, to the ſaid Truſtees, or to ſuch Perſons and their Heirs for ever as the ſaid Truſtees, or any Seven or more of them, ſhall direct, in Truſt for them the ſaid Truſtees for the Purpoſes in this Act contained; and that all Contracts, Agreements, Sales, and Conveyances, which ſhall be ſo made by virtue and in purſuance of this Act, ſhall, without any Fine or Fines, Recovery or Recoveries, or other extraordinary Conveyances or Aſſurances in the Law, be good, valid, and effectual; any Law, Statute, Uſage, or any other Matter or Thing whatſoever, to the contrary thereof in any wiſe notwithſtanding; and that all ſuch Perſons are and ſhall be hereby indemnified for what they ſhall do by virtue and in purſuance of this Act.

Truſtees may contract for the Purchaſe of Lands, &c.

And be it further enacted by the Authority aforeſaid, That if any Body Politick, Corporate, or Eccleſiaſtical, Corporations Aggregate or Sole, Femes Covert, or other Perſon or Perſons whatſoever, intereſted in any ſuch Houſes, Buildings, Lands, Tenements, or Hereditaments, ſhall refuſe to treat and agree for the Sale thereof, or by reaſon of Abſence or otherwiſe ſhall be prevented from treating or agreeing, or ſhall decline or refuſe to ſell, convey, and diſpoſe of, the ſame as aforeſaid, or their reſpective Rights, Titles, Claims, or Intereſt therein, or any Part thereof, unto the ſaid Truſtees, or to ſuch Perſon or Perſons as they, or any Seven or more of them, ſhall nominate and appoint for thoſe Purpoſes, according to the true Intent and Meaning of this Act; or ſhall not produce or make out a clear Title to the Premiſſes they are in Poſſeſſion of, or to the Intereſt they claim therein, to the Satisfaction of

Bodies Politick, &c. may contract for the Sale of ſuch Lands.

the

the said Trustees, or any Seven or more of them, it shall and may be lawful to and for the Justices of the Peace, at some General Quarter Session to be holden for the said City of Worcester, or at some Adjournment thereof, and they are hereby impowered and required, upon Application to them made, by or on the Behalf of the said Trustees, or any Two or more of them, to issue a Precept or Precepts to the Sheriff of the said City for summoning a Jury, who is hereby authorized, directed, and required, accordingly to impannel and return a competent Number of sufficient and disinterested Persons, qualified to serve on Juries, and not less than Twenty four; and out of such Persons so to be impannelled, summoned, and returned, a Jury of Twelve Persons shall be balloted and drawn in such Manner as Juries for the Trial of Issues joined in His Majesty's Courts at Westminster; and all Persons concerned shall have their lawful Challenges (but not challenge the Array of the Pannel) against any of the said Jurymen when they come to be sworn; and the said Justices, in Session as aforesaid, are hereby authorized and impowered, by Precept or Order, from time to time, as Occasion shall require, to call before them all and every Person and Persons whatsoever who shall be thought necessary to be examined as Witnesses, and to examine them on their Oaths touching the Premisses; and the said Justices shall and may likewise authorize the said Jury to view the Place or Places, or Matters in Question, in such Manner as they shall direct, and shall have Power to adjourn such Meeting from Day to Day, as Occasion shall require; and such Jury, Witnesses, and Parties, shall attend until all such Affairs for which they shall be so summoned, shall be concluded; and the said Jury, upon their Oaths, shall inquire of the Value of such Houses, Buildings, Lands, Tenements, and Hereditaments, which shall be necessary to be purchased, and of the Estate and Interest of every Body or Person seised or possessed of, or interested therein, or in any Part thereof, and shall assess the Sum or Sums to be paid to every such Body, Person or Persons, for the Purchase of such their Estate and Interest which shall be necessary to be so purchased; and the Justices, in Session as aforesaid, shall and may give Judgement for such Sum or Sums of Money so to be assessed; which said Verdict or Verdicts, and the said Judgement, Decree, and Determination thereon, shall be

be binding and concluſive to all Intents and Purpoſes whatſoever, againſt all and every Perſon and Perſons, Bodies Politick and Corporate, claiming any Eſtate, Right, Title, Truſt, Uſe, or Intereſt, in, to, or out of the ſame, either in Poſſeſſion, Remainder, or Expectancy, as well Infants and Iſſue unborn, Lunaticks, Ideots, and Femes Covert, and Perſons under any other legal Incapacity or Diſability, and all Ceſtuique Truſts, his, her, and their Heirs, Succeſſors, Executors, and Adminiſtrators, as againſt all other Perſons whomſoever; and the ſaid Verdicts, Judgements, and Decrees, and all other Proceedings of the ſaid Juſtices and Juries as aforeſaid, ſo to be made, given, and pronounced as aforeſaid, ſhall be fairly written or ingroſſed, and kept and entered among the Records of the ſaid Quarter Seſſion in the Town Clerk's Office of the ſaid City; and the ſaid Verdicts, Judgements, and Decrees, and all other ſuch Proceedings, ſhall be deemed and taken to be Records to all Intents and Purpoſes whatſoever; and the ſame, or ſome Copy thereof, ſhall be deemed and taken to be good and ſufficient Evidence in any Court of Law or Equity whatſoever; and all Perſons may have Recourſe to the ſame gratis, and take Copies thereof, paying for every Copy not exceeding Seventy two Words, Two Pence, and ſo proportionably for any greater Number of Words.

Notice of the Time and Place of Juſtices Meeting.

Provided always, That no Judgement ſhall be given as aforeſaid, unleſs Six Days Notice in Writing ſhall appear to have been given to the Perſon or Perſons intereſted, or in caſe of any Body or Bodies as aforeſaid, to their Head Officer, declaring the Time and Place of the Meeting of the ſaid Juſtices and Jury, or left at his, her, or their laſt Place or Places of Abode, or with ſome Tenant or Occupier of the Premiſſes intended to be valued and aſſeſſed as aforeſaid.

On Payment of Purchaſe-money, Premiſſes to be conveyed.

And it is hereby further enacted and declared, That upon Payment of ſuch Sum or Sums of Money ſo to be aſſeſſed and decreed as aforeſaid, the Perſon or Perſons to whom the ſame ſhall be ſo aſſeſſed and decreed, ſhall make and execute, or procure to be made and executed, good, valid, and legal Conveyances and Aſſurances in the Law, of all their ſeveral Eſtates ſo to be purchaſed as aforeſaid, to the ſaid Truſtees, or ſuch Perſon or Perſons as the ſaid Truſtees, or any Seven or more of them, ſhall nominate or appoint, and their Heirs, in Truſt for the ſaid Truſtees for the Pur-

poſes of this Act, and ſhall procure all neceſſary Parties to execute ſuch Conveyances, Aſſignments, and Aſſurances, and ſhall do all Acts, Matters, and Things, requiſite and neceſſary to make and perfect ſuch Conveyances; and ſuch Conveyances, Aſſignments, and Aſſurances, ſhall contain all ſuch reaſonable and uſual Covenants as ſhall on the Part of the ſaid Truſtees be required; and in caſe ſuch Perſon or Perſons to whom any ſuch Sum or Sums ſhall be awarded as aforeſaid, ſhall not be able to prove their Title to the Premiſſes to the ſaid Truſtees, and to make, or procure to be made, good, valid, and legal Conveyances thereof, or ſhall refuſe ſo to do, being thereunto required by the ſaid Truſtees, or any Two or more of them; and ſuch Sum or Sums ſo aſſeſſed and awarded being produced and tendered to be paid to them on their making ſuch Title, and executing, and procuring to be executed, ſuch Conveyances, Aſſignments, or Aſſurances, as aforeſaid; or in caſe ſuch Perſon or Perſons cannot be found in the ſaid City, or if by reaſon of any Diſpute depending in any Court of Law or Equity, or for Defect of Evidence, or otherwiſe, it ſhall not appear to the ſaid Truſtees, or any Seven or more of them, what Perſon or Perſons is or are intitled; or if any Mortgagee or Mortgagees ſhall refuſe to take in his, her, or their Mortgage-money due on the Premiſſes, after Notice given to him, her, or them, for that Purpoſe, as herein after is provided; then, and in all and every ſuch Caſe and Caſes, it ſhall and may be lawful to and for the ſaid Juſtices, at their Seſſion as aforeſaid, to order the Sum or Sums ſo aſſeſſed and awarded as aforeſaid, as the Value or Purchaſe-money for ſuch Houſes, Buildings, Lands, Tenements, or Hereditaments, or which ſhall be due on ſuch Mortgage, to be paid into the Hands of the Treaſurer or Treaſurers to the ſaid Truſtees, for the Uſe of the Parties intereſted in the ſaid Premiſſes, to be apportioned and paid to them, and every of them, according to their reſpective Eſtates and Intereſts in the ſaid Premiſſes, as the ſaid Juſtices, in their ſaid Seſſion, ſhall order and direct; and the ſaid Treaſurer and Treaſurers is and are hereby required to give a Receipt or Receipts for ſuch Sum or Sums of Money, mentioning and ſpecifying for what Premiſſes, and for what Uſe, the ſame is or are received, to ſuch Perſon as ſhall pay ſuch Sum or Sums into the ſaid Treaſurer's Hands; which Receipt and Receipts ſhall be entered on Record, and

Mortgagees refuſing to take their Money, Truſtees to order the ſame to be paid to the Treaſurer, &c.

Receipts to be given and regiſtered,

registered in such Place, and in such Manner, as such Verdicts, Judgements, and other Proceedings, as aforesaid, are herein before required to be kept; and immediately on such Payment and Registry all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand, in Law and Equity, of the Person or Persons respectively to whose Use the same was paid, in, to, or out of such Houses, Buildings, Lands, Tenements, and Hereditaments, shall be divested out of such Persons respectively, and the same shall from thenceforth vest in the Trustees for the time being for putting this Act into Execution, and the Survivors of them, for the Purposes of this Act; and they shall be deemed in Law to be in the actual Possession thereof to all Intents and Purposes, as fully and effectually, as if every Person having any Estate in the said Premisses had actually conveyed the same by Lease and Release, Bargain and Sale inrolled, Feoffment with Livery and Seisin, Fine and Recovery, or any other legal Conveyance whatsoever; and such Payment shall not only bar all Right, Title, Interest, Claim, and Demand, of the Person or Persons to whose Use such Payment was made, but also shall extend to, and be deemed and construed to bar the Dower and Dowers, Freebench and Freebenches, of the Wife or Wives of such Person or Persons, and all Estates Tail in Reversion or Remainder, against the Issue and Issues of such Person and Persons, and all Persons claiming under them, to all Intents and Purposes whatsoever.

and Premisses vested in Trustees.

Clear of Dower.

Provided always, That it shall and may be lawful to and for the said Trustees, or any Seven or more of them, after such Payment into the Hands of the said Treasurer and Registry as aforesaid, to place out and invest, and they shall, on the Application of any Person or Persons interested in any such Houses, Buildings, Lands, Tenements, or Hereditaments, or any Part thereof, or in the Monies so paid to the Treasurer for the Purchase thereof, or in respect of any Right or Interest therein, place out and invest, or cause to be placed out and invested, such Sum or Sums of Money, or any Part thereof, in some of the Publick Funds, or on Government Securities, at Interest, in the Name of any Person or Persons authorized and appointed by the said Trustees, or any Seven or more of them, for that Purpose, in Trust to transfer and assign

On Application of Persons interested Purchase-money to be placed out at Interest,

and to be transferred to the Persons intitled;

sign the same to such Person or Persons to whom the Money so paid shall belong, on their executing proper Conveyances as aforesaid; and in the mean Time in Trust to pay the Interest and Dividends arising therefrom to such Person or Persons who shall be from time to time intitled to receive the same.

who may recover the Interest of the Money.

Provided also, That all and every Person and Persons who would be intitled to recover the mesne Profits of the Premisses against the Person or Persons in Possession, in case the same had not been so conveyed to the said Trustees or by their Directions as aforesaid, shall be intitled to recover the Sum or Sums to arise from such Interest and Dividends aforesaid, by Action of Debt against the Person or Persons who shall receive the same; and the said Trustees, or any Seven or more of them, are hereby impowered and authorized to make such Order as aforesaid, on the said Treasurer or Treasurers, for the Payment of such Sum or Sums of Money, or any Part thereof, as shall be necessary, in order that the same may be vested in the Funds or Government Securities; and the said Trustees shall be quieted in the Possession of the Houses, Buildings, Lands, Tenements, or Hereditaments, for which such Money shall be paid as aforesaid, and shall not be answerable or accountable in any Court of Law or Equity for the Money to be so deposited and placed out as aforesaid, any otherwise than according to the true Meaning of this Act.

Mortgagees, on Payment or Tender of their Money, to convey.

And be it further enacted by the Authority aforesaid, That every Mortgager or Mortgagees of any Houses, Buildings, Lands, Tenements, and Hereditaments, which shall be purchased in pursuance of this Act, his, her, or their Heirs, Executors, Administrators, and Assigns respectively, on having Six Months Notice in Writing given to him, her, or them, from the said Trustees, or any Seven or more of them, or any Person authorized by them, that they will pay off and discharge the Principal and Interest-money which at the Expiration of the said Six Months shall be due on such Mortgage, shall, at the End of the said Six Months after every such Notice, on Payment or Tender of the Principal and Interest-money which shall be then due, convey and assign his, her, and their respective Estates and Interests in and to the said mortgaged Premisses to the said Trustees, or to such Person or Persons as the said Trustees, or any Seven or more of them, shall nominate

minate or appoint, in Trust for the said Trustees, for the Uses and Purposes of this Act; and if any such Mortgagee or Mortgagees, his, her, or their Heirs, Executors, Administrators, or Assigns, shall refuse so to do, then all Interest on every such Mortgage, from the Expiration of the said Six Months after any such Notice given as aforesaid, shall cease and determine.

On Refusal, Sheriff to deliver Possession.

And be it further enacted by the Authority aforesaid, That in case the said Trustees, or any Person authorized by them, or any Seven or more of them, shall give Six Months Notice in Writing to the Tenant or Occupier of any Houses, Buildings, Lands, Tenements, or Hereditaments, which shall be so purchased, to quit and deliver up the Possession thereof at the Expiration of Six Months; then all and every such Tenants and Occupiers shall, at the End of Six Months after every such Notice, peaceably and quietly deliver up the Possession of the Premisses so by him, her, or them respectively occupied, whether upon Lease or otherwise, to the Person or Persons who shall be appointed by the said Trustees, or any Seven or more of them, to take Possession thereof; and if any Person or Persons, so in Possession, shall refuse to give up such Possession at the Expiration of Six Months after such Notice as aforesaid, it shall and may be lawful for the said Justices, in Session as aforesaid, from time to time, to issue a Precept or Precepts to the Sheriff of the said City of Worcester, to cause Possession thereof to be delivered to such Person or Persons who shall be in such Precept or Precepts nominated to receive the same, to the Use of the said Trustees; and the Sheriff of the said City is hereby required to deliver Possession of the Premisses therein mentioned, according to such Precept or Precepts, and to levy such Costs as shall accrue by means of the issuing and Execution of every such Precept or Precepts, by Distress and Sale of the Goods and Chattles of any Person or Persons who shall have refused to give up such Possession as aforesaid, and shall refuse or neglect to pay the same Costs; and the Costs, when recovered, shall be paid over to the said Trustees, or as they, or any Seven or more of them, shall order and direct.

Penalty on Sheriffs, and Jurymen not doing their Duty.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the said Justices in Sessions as aforesaid, from time to time, to impose any reasonable Fine, not exceeding the Sum of Ten

Pounds, on any Sheriff or Sheriffs, or their Deputy or Deputies, Bailiffs or Agents respectively, who shall make any Default in the Premisses; and on any Person who, after being duly summoned and returned on any such Jury or Juries, shall not appear; and also on any Witness or Witnesses who on due Summons shall not attend, or attending shall refuse to be sworn, or who being sworn shall refuse to give Evidence; and on any Persons summoned and returned on such Jury or Juries who shall refuse to be sworn, or on any such Jury or Juries as being sworn thereon shall not give his or their Verdict, or shall in any other wise wilfully neglect his or their Duty; and, from time to time, to levy such Fine or Fines, by Order of the said Justices in Session as aforesaid, as the Case may require, by Distress of the Offender's Goods, together with the reasonable Charges of every such Distress, returning the Overplus, if any, to the Owner; and all such Fines which shall be recovered and received shall be accounted for and applied towards the Purposes of this Act.

Trustees impowered to sell overplus Ground, &c.

And whereas by reason of the Purchases which the said Trustees are hereby impowered to make by virtue of this Act, they may happen to be possessed of some Piece or Pieces of Ground over and above what may be necessary for the opening and widening of the respective Avenues, Ways, Streets, Lanes, and Passages, to the said Bridge hereby intended to be built or rebuilt, and for other the Purposes of this Act; be it therefore enacted by the Authority aforesaid, That it shall and may be lawful for the said Trustees, or any Seven or more of them, again to sell and dispose of any Part of the Ground which shall be so purchased, either together or in Parcels, as they shall find most advantageous and convenient to dispose of, to such Person or Persons as shall be willing to contract for and purchase the same, giving Preference to the Person or Persons of whom the same shall have been purchased; and it shall and may be lawful to and for the said Trustees, or any Seven or more of them, to design, assign, and lay out, in what Manner the new Houses or Edifices to be erected upon such Piece or Pieces of Ground so to be purchased shall be built.

Application of the Money.

Provided always, That the Monies to arise by Sale of such Piece or Pieces of Ground shall be applied for the respective Purposes of this Act, and to or for no other Use, Intent, or Purpose whatsoever.

And

And, for the more effectually keeping the Passage over the said Bridges, and the Ways, Streets, Lanes, and Avenues leading to the same, clear from all Obstructions, be it further enacted, That it shall not be lawful for any Person or Persons whatsoever to place or suffer any Carriage whatsoever to stand or remain on the said Bridges, or either of them, or in any of the Streets, Ways, Lanes, Avenues, or Passages leading thereto, except for the immediate Taking up and Delivery of Goods or Merchandizes, or Removal of any Filth, Dung, Ashes, or Rubbish; and every Person so offending may be apprehended and taken by any Person or Persons whatsoever before the Mayor, or some other Justice of the Peace of the said City; and the Owner and Owners of every such Carriage, and also the Person so offending, shall, on Conviction before such Mayor, or any One Justice of the Peace, either upon the Confession of the Party, or the Oath of One or more credible Witness or Witnesses (which Oath such Mayor or other Justice respectively is hereby required to administer) forfeit and pay for every such Offence, any Sum not exceeding Twenty Shillings, nor less than Five Shillings, as such Mayor or Justice shall adjudge; which Forfeitures shall go and be applied to or between the Party or Parties informing against and apprehending every such Offender or Offenders, in such Portions, in case there are more than One, as the Mayor or Justice, before whom the Party or Parties offending shall be convicted, shall order; and in Default of immediate Payment thereof such Offender or Offenders shall be committed by such Mayor or Justice to the House of Correction for the said City, there to remain without Bail or Mainprize for any Time not exceeding Fourteen Days nor less than Seven Days, as such Mayor or Justice shall think fit to order, or until Payment of the said Penalty. Penalty for obstructing Passages.

And, forasmuch as the carrying the several Purposes of this Act into Execution will be attended with very considerable Charge and Expence, be it therefore further enacted by the Authority aforesaid, That for and towards the raising Money more than what is already subscribed, or shall be subscribed or contributed, for the several Purposes of this Act, it shall and may be lawful for the said Trustees, or any Seven or more of them, at their First Meeting which shall be held next after the Passing of this Act, or at any subsequent Meeting, to order and appoint a Toll-gate and Toll-house to be erected Trustees may erect Toll-gates on the Bridges,

erected at the West End of the present Bridge, or any temporary Bridge which may be built, and also at the West End of the new Bridge when built; at which Gates there shall be due and paid to the Collector or Collectors to be nominated and appointed as herein after is mentioned, as a Toll, the following Sums of Money, before any Horse, Cattle, Beast, or Carriage, shall be permitted to pass through any such Tollgates; that is to say,

and take Toll thereat.

The Tolls.

For every Coach, Berlin, Chariot, Chaise, Calash, Hearse, Litter, and Caravan, drawn by Six or more Horses, the Sum of One Shilling.

For every Coach, Berlin, Chariot, Chair, Chaise, Calash, Hearse, Litter, and Caravan, drawn by Four Horses, Eight Pence.

For every Coach, Berlin, Chariot, Chair, Chaise, Calash, Hearse, Litter, and Caravan, drawn by Two Horses, Four Pence.

For every Chaise, Chair, or other such like Carriage, drawn by One Horse, Two Pence.

For every Waggon, Cart, Wain, or other Wheelcarriage, drawn by Six or more Horses, or other Cattle, Six Pence.

For every Waggon, Cart, Wain, or other Wheelcarriage, drawn by Four or Five Horses, or other Cattle, Four Pence.

For every Waggon, Cart, Wain, or other Wheelcarriage, drawn by Two or Three Horses, or other Cattle, Three Pence.

For every Waggon, Cart, Wain, or other Wheelcarriage, drawn by One Horse, or other Beast, One Penny Half-penny.

For every Sledge or Dray without Wheels drawn by Three or more Horses, or other Beasts, One Penny Halfpenny.

For every Sledge or Dray without Wheels drawn by Two Horses, or other Beasts, One Penny.

For every Horse, Mare, Gelding, Mule, Ass, or other Beast of Burden laden or unladen, not drawing, One Halfpenny.

For every Score of Oxen, Cows, or Neat Cattle, Five Pence; and so in proportion for any less Number.

For every Score of Calves, Swine, Sheep, or Lambs, the Sum of Two Pence Halfpenny; and so in proportion for any less Number.

And

And be it further enacted by the Authority aforesaid, That the said respective Sums before mentioned shall be demanded and taken as a Toll or Tolls; And if any Person or Persons liable to pay the said Tolls, or any Part thereof, shall, after Demand made by the Collector or Collectors thereof, neglect or refuse immediately to pay the same; that then it shall and may be lawful to and for such Collector or Collectors to stop and prevent the Passage of any Carriage, Horses, Beasts, or other Cattle upon which such Tolls shall be due, through the said Toll-gate, until such Toll shall be paid. On Nonpayment of the Tolls, Passage to be stopped.

Provided always, That no Toll shall be demanded or taken by virtue of this Act for any Person or Persons who shall attend the Election of Knights of the Shire for the County of Worcester, or of any Citizen to serve in Parliament for the City of Worcester; or for any Person or Persons going to their own Parish Church, or other publick Place of religious Worship, to attend Divine Service, or returning from thence; or for any Waggon, Cart, or other Carriage, which shall be going empty for, or laden only with, Muck, Soot, Ashes, Lime, or other Manure for Land, or which shall be returning empty having been so laden; any thing in this Act to the contrary notwithstanding. Exemption from Tolls.

Provided always, and be it further enacted, That no more than One full Toll shall be paid in One Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock in the succeeding Night, for passing over the said temporary or new Bridges; and the said Trustees are hereby required to provide the Collectors of the said Tolls with Tickets, specifying the Tolls paid, and the Day of the Month on which the same shall be so paid; and the said Collector or Collectors shall, on Payment of the said respective Tolls, deliver Tickets gratis to all Persons paying the said Tolls, denoting the Payment thereof; and all Persons, on producing such Tickets to the Collector or Collectors of the said Tolls, shall freely pass with the same Carriages, Horses, and other Cattle, over the said Bridges, as often as they shall think fit, without paying any further or other Toll on that Day: And if any Person shall give to or receive from any other Person or Persons any of the said Tickets, or forge or counterfeit any Ticket by this Act directed to be given, whereby the Payment of the said Tolls, or any Part thereof, Tolls to be paid but Once a Day. Penalty on Persons disposing of Tickets, &c.

shall be avoided; every Person offending in any of the Cases aforesaid shall, for every Offence, forfeit and pay the Sum of Forty Shillings.

Nothing contained in this Act to infringe on the Privileges of the Bishop of *Worcester*, &c.

And it is further enacted by the Authority aforesaid, That nothing in this Act contained shall prejudice or lessen the Rights or Privileges of the Bishop of Worcester for the time being, or any of his Servants or Tenants (otherwise than by subjecting them to the Payment of the Tolls by this Act imposed) or tend or be construed to defeat or abridge the Mayor, Aldermen, and Citizens, of the City Worcester, (being the Corporation of the said City) of any Tolls, Customs, or Duties which they are intitled unto by Charter, Prescription, or otherwise.

Trustees may raise Money by Mortgage or Annuities.

And forasmuch as it will be necessary to borrow Monies upon the Credit of this Act, for the more speedy and effectual carrying into Execution the several Purposes thereof, be it enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Trustees, or any Seven or more of them, from time to time, and they are hereby impowered, by any Deed or Deeds, Writing or Writings, under their Hands and Seals, to assign over or mortgage the respective Tolls hereby granted, or any Part or Parts thereof, for securing the Repayment of any Sum or Sums of Money so by them to be borrowed, with such Interest for the same as the said Trustees, or any Seven or more of them, shall from time to time think proper to allow of, or can agree for, or otherwise, as they shall see fitting, for selling and securing Annuities for Lives, or otherwise to be paid out of the said Tolls, in lieu of any Sums or Sums of Money so to be by them borrowed or raised for the Ends and Purposes aforesaid.

Creditors may take Possession of the Toll-gates, &c.

And be it further enacted, That it shall and may be lawful for any Person or Persons who shall lend or advance any Money on the Credit of the said Tolls, in Default of Payment of the principal Money they shall lend thereupon, or the Interest thereof, or in Default of due Payment of any Annuities that shall be secured to them thereupon (after Demand thereof made at any Meeting of the said Trustees, or any Seven or more of them) to enter into the said Toll-house or Toll-houses, and take Possession thereof, and of the said Toll-gate or Toll-gates, and receive, collect, and take, the Tolls by this Act granted, until such Persons shall have received all Principal and Interest Money, and all Sums of Money

ney which shall be due to them respectively, by way of Annuity or Annuities, or otherwise, and all Costs and Expences attending the Collection and Receipt thereof, with the same Powers in every Respect for the collecting and Recovery of the said Tolls, for paying the said Principal Money, Interest, and Annuities, by such Ways and Means, and in such Manner, as the said Trustees, or any Seven or more of them, or such Person or Persons as they, or any Seven or more of them, could or might have collected or received the same.

The Corporation of *Worcester* to contribute the Annual Sum of 10*l.* towards building the Bridge.

And whereas in Consideration of the great Benefit which the City Worcester will receive by building the said new Bridge, the Corporation of the said City are willing to contribute a certain Annual Sum of Money, to be applied in Aid of the Money to be raised for the Purposes of this Act, for and during such Time only as the Tolls hereby granted shall continue to be paid; be it therefore enacted by the Authority aforesaid, That the Corporation of the said City of Worcester shall and are hereby authorized and required, during such Time as the Tolls hereby granted shall continue to be collected and received for the Purposes of this Act, and no longer, to pay or cause to be paid to the Treasurer for the time being to the said Trustees the clear Sum of Ten Pounds, within One Month next after the Twenty fourth Day of June in every Year during the Time aforesaid; the first Payment thereof to be made within One Month next after the Twenty fourth Day of June, One thousand seven hundred and seventy; which said Annual Sum of Ten Pounds, so to be paid as aforesaid, shall be applied and disposed of in Aid of the Tolls by this Act granted, for the several Purposes thereof, and for no other Use or Purpose whatsoever.

Application of the Monies.

And be it enacted by the Authority aforesaid, That all the Monies which have been or may be subscribed, and also all Money which shall be borrowed or raised in pursuance of this Act, shall, as the same shall come in and be received, be issued and applied from time to time for defraying the necessary Expences, first of obtaining this Act, and afterwards of carrying the same into Execution, and to or for no other Use or Purpose whatsoever.

Proceedings to be entered in a Book.

And be it further enacted by the Authority aforesaid, That the said Trustees shall take care to have all their Receipts, Payments, Debts, Credits, Orders, and Contracts, relating to the Execution of this Act, and all other their Proceedings, entered in One or more

Book

Book or Books to be kept for that Purpose; which said Book or Books shall be kept by the Clerk chosen and appointed from time to time by the said Trustees, or any Seven or more of them, and laid before the said Trustees at all their Meetings; and at all other convenient Times shall be open to the Inspection and Perusal of any Person or Persons who shall advance any Money on the Credit of this Act.

Wilfully destroying of the Bridges, guilty of Felony.

And be it enacted by the Authority aforesaid, That if any Person or Persons shall unlawfully, wilfully, and maliciously, set Fire to, burn, blow up, pull down, or destroy, either the present Bridge, or the said temporary Bridge, or the said new Bridge, or the Toll-houses or Toll-gates erected and set up upon or near the said Bridges, or any of them, or any Works, Buildings, or Erections, which shall belong to them, or any of them, or any Part or Parts thereof, or direct or procure the same to be done; every such Offender or Offenders, being lawfully convicted thereof, shall be guilty of Felony; and the Court by and before whom such Person or Persons shall be tried and convicted, shall and hereby have Power and Authority to transport such Felon for the Space of Seven Years to some of His Majesty's Plantations in America, in like Manner as other Felons are directed to be transported by the Laws and Statutes of this Realm; or, in Mitigation of such Punishment, may, if they think fit, award such Sentence as the Law directs in Cases of Petit Larceny.

When Debts and Annuities are paid, Tolls to cease.

And be it further enacted by the Authority aforesaid, That as soon as the several Purposes of this Act shall be carried into Execution, and the Principal Money, with its Interest, and the Annuities borrowed and secured upon the Credit thereof, be repaid and satisfied, then and from thenceforth all the Tolls hereby imposed shall absolutely cease and determine.

After Tolls cease, the Bridge shall be repaired by Persons liable to repair the same.

Provided always, and be it further enacted, That from and immediately after the Time that the Tolls hereby granted shall cease and determine, the new intended Bridge shall for ever thereafter be repaired and kept in Repair by such Persons as shall by Law be liable to repair the same; and the Inhabitants of the County of Worcester shall not be liable to any Charge or Imposition for or towards repairing and keeping in Repair the said Bridge.

Tolls and Duties not to be assessed to Taxes or Rates,

And be it further enacted by the Authority aforesaid, That the Tolls payable by this Act shall not be rated

or assessed for or towards the Land Tax, Church or Poors Rates, or any other Rates, Taxes, or Payments, Ward or Parochial; and that all the Money already subscribed, or to be in future subscribed, towards building the said new Bridge, and all and singular the Tolls hereby granted, and all other Monies which shall be levied or received by virtue of this Act, and the Right, Interest, and Property, of all and every the Materials for building the said Bridges, and the Toll-gates and Toll-houses, shall be and the same are hereby vested in the said Trustees; and they, or any Seven or more of them, are hereby authorized to bring, or cause any Action or Actions to be brought in the Name of their Treasurer or Clerk; or to prefer, and order and direct the preferring of Indictments against any Person or Persons who shall dig up, break, or pull down, steal, take, or carry away, spoil, injure, or destroy, any of the said Toll-gates or Toll-houses, or Bridges, or any Part thereof, or any of the Materials of which the same shall be built or consist, or any of the Materials which shall be provided for building the same, or any of them. Money, Tolls, Toll-houses, &c. vested in Trustees.

And be it further enacted by the Authority aforesaid, That the said Trustees, or any Seven or more of them, by Writing under their Hands and Seals, shall and may from time to time, appoint such Person or Persons to be their Clerk or Clerks, Collector or Collectors, Treasurer or Treasurers, Surveyor or Surveyors, and such other Officer or Officers as they shall think necessary to be employed for the better Execution of this Act; and shall allow such Clerks, Collectors, Treasurers, Surveyors, and other Persons so by them to be appointed or employed, such Salaries as to the said Trustees, or any Seven or more of them, shall appear reasonable. Trustees may appoint Officers; allow Officers Salaries.

And be it further enacted by the Authority aforesaid, That the said Trustees, or any Seven or more of them, shall take from every such Collector and Collectors, Treasurer or Treasurers, a good and sufficient Bond, with Sureties, for paying all Monies which shall be by him or them respectively received, and also for his and their giving, rendering, and making respectively, true Accounts in Writing of all Monies so to be collected and received, in such Manner as the said Trustees, or any Seven or more of them, shall, under their Hands, from time to time, order, direct, and appoint; and the said Trustees, or any Seven or more of them, shall have Power to remove or displace any such Clerks, Collectors, Treasurer to give Security. Trustees may remove Officers and appoint others.

Collectors, Treasurers, Surveyors, and other Officers, so by them to be appointed, and in the Place of the Person or Persons who shall be removed or displaced, to nominate and appoint such other Person or Persons in their Stead as they shall think fit; and every Collector, Treasurer, Surveyor, and other Person or Persons intrusted with the Receipt, Payment, or Disposition, of the Monies to be raised by this Act, shall respectively upon Oath, as often as required by any Seven of the said Trustees (which Oath the Mayor or any other Justice of the Peace of the said City or County of Worcester is hereby impowered and required to administer) from time to time, give in a true and exact Account in Writing under their respective Hands of all Monies which they and every or any of them shall to such Time have received and disbursed, or been intrusted with, by virtue of this Act.

Officers to account upon Oath.

Officers refusing to account,

to be committed, &c.

And be it further enacted by the Authority aforesaid, That every Collector of the said Tolls, and every other Person having Receipt of any Money under this Act, shall account for and pay the same into the Hands of the said Treasurer or Treasurers every Week, as from time to time the same shall be received; and if any Collector or other Person shall neglect or refuse to make such Account and Payment, then the said Mayor or other Justice of the said City or County shall, on Complaint made by any Seven or more of the said Trustees, commit such Collector or other Person to the common Gaol for the said City, there to remain without Bail or Mainprize until he shall have made a true and perfect Account and Payment as aforesaid, or shall have compounded for the same with the said Trustees, or any Seven or more of them, and paid the Money stipulated by every such Composition; all which Compositions the said Trustees, or any Seven or more of them, are hereby authorized from time to time to make and receive, in full Satisfaction for the Monies which shall be so due.

Treasurer to give Receipts for Money received, and to answer Orders of Trustees;

And be it further enacted by the Authority aforesaid, That the Treasurer or Treasurers for the time being, or such of his or their Clerks who shall be appointed by him or them for that Purpose, shall, and he and they is and are hereby required to give Receipts for all Money which shall be paid into his or their Hands in pursuance of this Act, without Fee or Reward; and the said Treasurer or Treasurers is and are hereby authorized and required, out of the Monies which shall be so paid into his or their Hands, to answer and pay all Sums of

Money

Money which shall be drawn for upon him or them, or ordered to be paid by the said Trustees, or any Seven or more of them, for or in respect of any thing which shall be due or payable by virtue of or under this Act; and the said Treasurer or Treasurers, and all other Officers under this Act, shall be answerable for their Clerks or Substitutes.

and to keep Books, and make Entries thereof, &c. and to verify the same on Oath;

And be it further enacted by the Authority aforesaid, That there shall be provided and kept by the Treasurer or Treasurers, One or more Book or Books, in which all Receipts and Disbursements of the Monies to arise and be received by virtue of this Act shall from time to time be fairly set down and entered, wherein shall be truly expressed the Times when, and the Names of the Persons respectively from whom, the same were so received, and to whom and for what Use or Purposes the same shall have been disbursed; and an Account of such Receipts and Payments shall be fairly stated and signed by the said Treasurer or Treasurers, Once in every Month, and delivered by him or them (on Oath, if thereunto required) to the said Trustees, or any Seven or more of them, at a General Meeting to be holden for that Purpose, in the Month of July in every Year, or oftener, if by them required (who are hereby impowered to administer such Oath, and audit such Accounts and settle the same); and after every such Audit, the said Book or Books shall be lodged in the Town Clerk's Office of the said City, for the Inspection and Perusal of all Persons who shall have lent or advanced any Money upon the Credit of this Act.

and Mayor, &c. to levy Penalties by Distress; or for want of Goods to commit Offenders.

And be it further enacted by the Authority aforesaid, That all Penalties and Forfeitures by this Act imposed or to be incurred, shall and may be levied and recovered by Distress and Sale of the Offender's Goods and Chattles, by Warrant or Warrants under the Hand and Seal of the Mayor or any other Justice of the Peace for the said City, or of any One Justice of the Peace of or for the County or Place where the Offender or Offenders shall reside or be found (which Warrant or Warrants such Mayor or Justices is and are hereby respectively impowered and required to grant upon the Information of One or more credible Witness or Witnesses upon Oath, which Oath such Justices are hereby impowered and required respectively to administer); and the said Penalties and Forfeitures, when received, after rendering the Overplus, if any shall be, and be demanded, to the Party or Parties whose Goods and Chattles shall be so distrained and sold, the Charges of such Distress and Sale being first deducted, shall be paid to the said

Treasurer

Treasurer or Treasurers to be appointed as aforesaid, and shall go and be applied, if not otherwise directed to be applied, towards the Purposes of this Act; and for want of sufficient Distress, it shall and may be lawful for the said Mayor, or any One or more Justice of the Peace for the said City or County, by Warrant under his or their Hand and Seal, or Hands and Seals respectively (which Warrant such Justice or Justices is and are hereby authorized and impowered to grant) to commit such Person or Persons to the Common Gaol of the City, County, or Place, where such Offender or Offenders shall reside or be found, there to remain without Bail or Mainprize for the Space of Fourteen Days, to be reckoned from the Day of the Commitment, or until he, she, or they, shall have paid such Penalties and Forfeitures respectively.

The Expences of prosecuting them, or defending Trustees, to be paid out of the Tolls.

And be it further enacted, That the necessary Charges which shall be incurred in and about the Prosecution of all and every Offender and Offenders against this Act, or in Defence of the Trustees, or any of their Officers, or other Persons acting under this Act, shall be paid out of the Monies to be raised or received by virtue thereof.

Actions on Behalf of the Trustees to be brought in the Name of their Clerk.

And be it further enacted, That all and every Action and Actions brought and prosecuted by or on the Behalf of the Trustees, shall and may be brought and maintained in the Name of the Clerk for the time being to the said Trustees; nor shall any such Actions or Proceedings abate or be discontinued by the Death or Removal of any such Clerk, but shall go on and be continued by the succeeding Clerk to the said Trustees; and all the Damages, Satisfaction, and Costs, which shall be recovered in or by such Actions or Proceedings, shall be accounted for and paid to the said Treasurer and Treasurers to and for the Uses and Purposes of this Act; and all the necessary Charges to be incurred in and about the carrying on of such respective Actions and Proceedings, or any of them, shall be paid out of the Monies to be raised or received by virtue of this Act; and that every such Clerk, in whose Name any Suit or Proceedings at Law shall be commenced or prosecuted in pursuance of this Act, shall always be reimbursed and paid out of the Monies to be raised or received by virtue of this Act all such Costs and Charges as he shall be put to, or become chargeable with, by reason or on account of his being so made Plaintiff therein.

Clerk indemnified.

Penalty on assaulting, &c. Collectors, &c.

And be it further enacted, That if any Person or Persons shall assault any Collector or Collectors of any of the Tolls charged by this Act, or shall forcibly pass

through

through any Toll-gate that shall be erected or set up by the Authority thereof, with any Waggon, Cart, or other Carriage, or any Horse or other Beast, without paying the Tolls hereby directed to be paid for the same; every Person so offending shall, for every such Offence, upon Conviction thereof, either by his or their own Confession, or upon Oath of One or more credible Witness or Witnesses, before the Mayor or any One or more Justice or Justices of the Peace for the said City or County of Worcester, forfeit and pay the Sum of Ten Shillings; and for the Second, Third, and every subsequent Offence, shall forfeit and pay the Sum of Twenty Shillings.

Proceedings not to be quashed for want of Form;

And be it further enacted, That no Order which shall be made by the said Mayor, or any other Justice of the Peace, by virtue or in pursuance of this Act, or any other Proceedings to be had touching the Conviction or Convictions of any Offender or Offenders against this Act, shall be quashed or vacated for want of Form only, or be removed or removeable by Certiorari, or any other Writ or Process whatsoever, into any of his Majesty's Courts of Record at Westminster;

not removeable by *Certiorari*.

Persons aggrieved may appeal to the Quarter Sessions.

Provided always, and it is hereby further enacted by the Authority aforesaid, That in case any Person or Persons shall think himself or themselves aggrieved by any Judgement, Order, or Proceedings of any Justice or Justices of the Peace, which shall be made or had by virtue of this Act, it shall and may be lawful for such Person or Persons to appeal to the Justices of the Peace at the next General Quarter Sessions of the Peace to be held for the City or Place where the Cause of Complaint shall arise, who are hereby impowered to summon and examine Witnesses upon Oath, and to hear and finally determine every such Appeal and Appeals, and to award to the Party or Parties for whom Judgement shall be given, on every or any such Appeal, such Costs as to the Court shall appear reasonable.

Notice of Appeal to be given.

Provided also, That such Appellant or Appellants do and shall give Eight Days previous Notice in Writing of such his or their Intention to appeal to the Clerk for the time being to the said Trustees; and shall also enter into a Recognizance, with Sureties, before some Justice of the Peace, with Condition for the Appearance of such Appellant or Appellants to stand the Award of the Court on such Appeal, and not depart without Leave of the Court.

Recognizance to be entered into.

Writings to be without Stamps.

And be it further enacted by the Authority aforesaid, That no Mortgage, Assignment, Transfer, or other

Security, for the borrowing of Money, or any Nomination, Information, Contract, Warrant, Judgement, or other Writing whatsoever, under the Hand and Seal, or Hands and Seals of, or only signed by, any Trustee or Trustees, Justice or Justices of the Peace, or exhibited before them, or any of them, relating to the Execution of this Act, shall be chargeable with any Stamp Duty whatsoever.

Limitation of Actions.

And be it farther enacted by the Authority aforesaid, That if any Action shall be brought or Suit commenced against any Person or Persons for any Thing done or to be done in pursuance of this Act, or in relation to the Premisses, such Action or Suit shall be brought within Six Calendar Months next after the Fact done, and not afterwards; and shall be laid in the County or Place where the Cause of Complaint shall arise, 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 at the Trial to be had thereupon, and that the same was done in pursuance and by Authority of this Act; and if the same shall appear to have been so done; or if any such 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 nonsuited, or suffer a Discontinuance of his, her, or their Action or Actions; or if a Verdict shall pass against such Plaintiff or Plaintiffs; or if upon Demurrer Judgement shall be given against such Plaintiff or Plaintiffs; the said Defendant or Defendants shall have Treble Costs, and shall have such Remedy for recovering the same, as any Defendant or Defendants may or can have for Costs in other Cases by Law.

General Issue.

Treble Costs.

Publick Act.

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

FINIS.