Anno nono

Georgii III. Regis.

An Act for making a Road from the South End of *Blackfriars* Bridge to the preſent Turnpike Road croſs *Saint George's* Fields, and from thence to ſome Place at or near the Houſe called the *Dog and Duck*, and to *Newington Butts*, in the County of *Surry*; and for empowering the Truſtees for carrying into Execution an Act paſſed in the Twenty fourth Year of the Reign of his late Majeſty, to repair, light, and watch the ſaid Roads when made.

WHEREAS by an Act of Parliament paſſed in the Twenty ninth Year of the Reign of His late Majeſty King George the Second, intituled, An Act for building a Bridge croſs the River *Thames*, from *Blackfriars*, in the City of *London*, to the oppoſite Side in the County of *Surry*, the Mayor, Aldermen, and Commons of the ſaid City, in Common Council aſſembled, were impowered to build the ſaid Bridge; and to make, enlarge, or improve Streets, Ways, and Paſſages, on each Side of the ſaid River, to and from the ſaid Bridge; and to light

Preamble, reciting Acts 29 *Geo.* II,

and 7 Geo. III. light and watch the same when built: And whereas by another Act of Parliament passed in the Seventh Year of the Reign of His present Majesty, the said Mayor, Aldermen, and Commons, of the said City, in Common Council assembled, were enabled to compleat the said Bridge, and the Avenues thereto on the London Side: And whereas the Works of the said Bridge are now in such Forwardness, that a Passage over the same for Carriages may be expected to be opened some Time in the ensuing Summer; but, in order to extend the Public Utility of the said Bridge, it will be necessary to make a new Road or Roads leading from the South End thereof to some Place at or near the House commonly called The Dog and Duck, and to some Place at or near Newington Butts, in the said County of Surry: May it therefore please Your Majesty, upon the Petition of the said Mayor, Aldermen, and Commons, of the said City of London, in Common Council assembled, 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 Mayor, Aldermen, and Commons, in Common Council assembled, shall have full Power and Authority, to design, lay out, and make a Road Eighty Feet wide from the South Side of the Upper Ground Street, at the Foot of the said Bridge, in a strait Line with the Middle Line thereof, to a Circle, Area, or Place, to be by them made at or upon the present Road cross Saint George's Fields, between Symonds Corner and the South End of Blackman Street, in the Borough of Southwark, (which said Circle, Area, or Place, they the said Mayor, Aldermen, and Commons, in Common Council assembled, are hereby authorized and impowered to design, lay out, and make, so as the same do not exceed Two hundred and fifty Feet in Diameter) and also to design, lay out, and make One other Road Sixty Feet wide from the said Circle, Area, or Place, to some Place at or near the said House commonly called The Dog and Duck; such last mentioned Road to be in a strait or curved Direction, so that the greater Part thereof be in a strait Line with the present Road leading to Lambeth; and also to design, lay out, and make, One other Road Sixty Feet wide from the said Circle, Area, or Place, in a strait Line to some Place at or near Newington Butts aforesaid.

Common Council to lay out, &c. the new Roads;

And

and to raise such Roads to any Height, making Satisfaction;

And be it further enacted, That it shall and may be lawful to and for the said Mayor, Aldermen, and Commons, in Common Council assembled, and they are hereby authorized and impowered to raise such intended Roads to any Height or Heights which they shall judge necessary; first making Recompence and Satisfaction (to be settled and ascertained in Manner herein after directed) to the Owner or Owners of any House or Houses adjoining to such intended Roads respectively, for any Injury or Damage which they may respectively sustain by such raising thereof.

and to arch over, or fill up Ditches, &c. near the said Roads;

And be it further enacted, That it shall and may be lawful to and for the said Mayor, Aldermen, and Commons, in Common Council assembled, and they are hereby authorized and impowered, to cause all Ditches, Watercourses, Sewers, Pools, and Ponds, which shall lie and be in or near such intended Roads, or any of them, to be arched over, or filled up, as to them the said Mayor, Aldermen, and Commons, in Common Council assembled, shall appear necessary for compleating such intended Roads; but so as not to obstruct the Course of Pudding Mill Stream.

and to erect Drains and Sewers in and through such Ditches, &c.

Provided always, That at the Time of filling up of any Ditch, Watercourse, Sewer, Pool, and Pond as aforesaid, they the said Mayor, Aldermen, and Commons, in Common Council assembled, shall make, erect, and build, a good and sufficient Drain or Drains, Sewer or Sewers, in and through such Ditch, Watercourse, Sewer, or Pond, so filled up, of convenient Depth and Width.

and to purchase Houses, Lands, &c. for the Purposes aforesaid:

And be it further enacted, That, for the Purpose of making such intended Roads, it shall and may be lawful to and for the said Mayor, Aldermen, and Commons, in Common Council assembled, and they are hereby impowered to treat and agree with the Owners and Occupiers of, and other Persons interested in, such Houses, Lands, Tenements, or Hereditaments, as shall be necessary to be purchased, removed, or pulled down, for the Purposes aforesaid, for the Purchase thereof; and after Payment of the Sum or Sums of Money which shall be agreed upon for such Purchase, they the said Mayor, Aldermen, and Commons, in Common Council assembled, are hereby authorized to appoint their Agents or Workmen to pull down such Houses, and to lay out such Lands into such intended Roads.

The said Power of purchasing limited to Ten Years.

Provided also, and be it further enacted, That if the said Mayor, Aldermen, and Commons, in Common Council assembled, shall not, within the Space of Ten Years next after passing this Act, agree for and purchase such Lands and Houses as aforesaid; then, and from thenceforth, the Powers to them hereby granted for such Purpose only shall cease and determine, and be utterly void and of no Effect; any thing herein to the contrary notwithstanding.

Bodies Politick, &c. Trustees, and other Persons, impowered to sell and convey.

And be it further enacted, That it shall and may be lawful to and for all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees and Feoffees in Trust, Guardians and Committees for Lunaticks and Idiots, Executors, Administrators, and Guardians whatsoever, not only for or on Behalf of themselves, their Heirs, and Successors, but also for and on Behalf of their Cestuique Trusts, whether Infants or Issue unborn, Lunaticks, Idiots, or Femes Covert, or other Persons whatsoever, and to and for all Femes Covert who are or shall be seised in their own Right, and to and for all and every Person and Persons whomsoever who are or shall be seised or possessed of, or interested in, any Lands, Tenements, or Hereditaments, (except such as are herein after excepted) which by the said Mayor, Aldermen, and Commons, in Common Council assembled, shall be thought necessary to be purchased for any of the Purposes of this Act, to sell and convey, assign or surrender, all or any such Lands, Tenements, Hereditaments, Estates, Leases, and Interests, or any Part thereof, to the Mayor and Commonalty and Citizens of the City of London; and that all Contracts, Agreements, Bargains, Sales, and Conveyances, which shall be made by such Persons as aforesaid, shall be good and valid in Law to all Intents and Purposes, not only to convey the Estate and Interest of the Persons conveying, but also to convey all Right, Estate, Interest, Use, Property, Claim, and Demand whatsoever, of their said several and respective Cestuique Trusts, and all claiming or to claim by, from, or under them; any Law, Statute, Usage, or any other Matter or Thing whatsoever to the contrary thereof in any ways notwithstanding; and that all such Persons so conveying as aforesaid are and shall be indemnified for what they shall do by virtue of, or in pursuance of, this Act, notwithstanding any Omission or Mistake of Matter or Form whatsoever: And if it shall happen that any Person or Persons, Bodies Politick, Corporate, or Collegiate, or other Person or Persons, seised or possessed of,

In case of Refusal or Inability to treat,

of, or interested in, any such Lands, Tenements, or Hereditaments as aforesaid, shall refuse to treat and agree for the Sale and Conveyance of their respective Estates and Interests therein, or for the Recompence and Satisfaction to be made for the Injury or Damage sustained by raising such new Roads as aforesaid, with the said Mayor, Aldermen, and Commons, in Common Council assembled, or with any Person or Persons authorized by them; or shall not produce and evince a clear Title to the Premisses they are in Possession of, or to the Interest they claim, to the Satisfaction of the said Mayor, Aldermen, and Commons, in Common Council assembled, or of the Person or Persons so authorized by them; then, and in every such Case, it shall and may be lawful to and for the Justices of the Peace of the said County of Surry, at their General or Quarter Sessions of the Peace to be holden in and for the said County, or at any Adjournment thereof, and they are hereby required, upon Application of the said Mayor, Aldermen, and Commons, in Common Council assembled, or of any Person or Persons on their Behalf, to issue a Warrant or Warrants, Precept or Precepts, directed to the Sheriff of the said County of Surry; who is hereby authorized, directed, and required, accordingly to impannel and return a competent Number of substantial and disinterested Persons, qualified to serve on Juries, not less than Forty eight, nor more than Seventy two; and out of such Persons so to be impannelled, summoned, and returned, a Jury of Twelve Men shall be drawn, by some Person to be by the said Justices appointed, in such Manner as Juries for the Trial of Issues joined in His Majesty's Courts at Westminster, by an Act made in the Third Year of the Reign of the said King George the Second, intituled, An Act for the better Regulation of Juries, are directed to be drawn; which Persons so to be impannelled, summoned, and returned as aforesaid, are hereby required to come and appear before the Justices of the Peace of the said County of Surry at some General or Quarter Sessions of the Peace, or Adjournment thereof, to be holden at the Town Hall in the said Borough of Southwark, and to attend from Day to Day till discharged by the said Justices; and all Parties concerned shall and may have their lawful Challenges against any of the said Jurymen, but shall not be at Liberty to challenge the Array: And the said Justices are hereby authorized and impowered, by Precept or Precepts, from

the Justices of *Surry* to issue a Precept to the Sheriff of *Surry*, to summon a Jury.

Jury to be drawn according to Act 3 *Geo.* II.

Jurors may be challenged.

from time to time, as Occaſion ſhall require, to call before them all and every Perſon and Perſons whomſoever, who ſhall be thought proper or neceſſary to be examined as a Witneſs or as Witneſſes, before them, on their Oath or Oaths, touching and concerning the Premiſſes; and the ſaid Juſtices, if they think fit, ſhall and may likewiſe authorize the ſaid Jury to view the Place or Places in Queſtion, in ſuch Manner as they ſhall direct; and the ſaid Juſtices ſhall have Power to adjourn ſuch Meeting from Day to Day, as Occaſion ſhall require; and to command ſuch Jury, Witneſſes, and Parties, to attend, until ſuch Affairs, for which they were ſummoned, ſhall be concluded; and the ſaid Jury upon their Oaths (which Oaths, as alſo the Oaths to ſuch Perſon or Perſons as ſhall be called upon to give Evidence, the ſaid Juſtices are hereby impowered and required to adminiſter) ſhall enquire of and aſſeſs the Value of ſuch Lands, Tenements, and Hereditaments, and of the proportionable Value of the reſpective Eſtates and Intereſts claimed therein, or in any Part thereof, as alſo the Recompence and Satisfaction to be made for the Injury or Damage ſuſtained by the raiſing of ſuch intended Roads, as aforeſaid; and the ſaid Juſtices ſhall and may give Judgement, that the Sum or Sums of Money ſo to be aſſeſſed be the Value of ſuch Lands, Tenements, or Hereditaments, and of ſuch reſpective Eſtates and Intereſts therein, or the Recompence and Satisfaction to be made for the Injury or Damage ſuſtained by the raiſing of ſuch intended Roads as aforeſaid; which ſaid Verdict or Verdicts, and the ſaid Judgement thereupon (Notice in Writing having been previouſly given to the Perſon or Perſons intereſted, or claiming to be, at leaſt Fourteen Days before the Time of the Meeting of the ſaid Juſtices and Jury, by leaving ſuch Notice at the Dwelling-houſe of ſuch Perſon or Perſons, or at his, her, or their uſual Place or Places of Abode, or with ſome Tenant or Occupier of ſome of the ſaid Lands, Tenements, or Hereditaments, intended to be valued and aſſeſſed) ſhall be binding and concluſive, as to Value, as well againſt the King's Majeſty, His Heirs and Succeſſors, as againſt every other Perſon or Perſons, Bodies Politick and Corporate, and againſt all other Perſons whomſoever, claiming any Eſtate, Right, Title, Truſt, Uſe, or Intereſt, in, to, or out of the ſaid Lands, Tenements, or Hereditaments, and Premiſſes, either in Poſſeſſion, Reverſion, Remainder, or Expectancy.

Juſtices of *Surry* impowered to ſummon and examine Witneſſes, and direct Views.

Jury to aſſeſs the Value.

The Juſtices to give final Judgement.

Previous Notice to the Parties intereſted.

And

And be it further enacted and declared, That upon Payment of the Sum or Sums of Money, so to be awarded and adjudged, to the Person or Persons to whom the same shall be so awarded, for the Purchase of the said Lands, Tenements, or Hereditaments, or for the Purchase of any Estate or Interest therein, such Person or Persons shall make and execute, or procure to be made and executed, good, valid, and legal Conveyances, Assignments, and Assurances in the Law, to the said Mayor and Commonalty and Citizens, of the said Lands, Tenements, and Hereditaments, or of such Estate and Interest for which such Sum or Sums of Money shall be so awarded; and shall procure all necessary Parties to execute such Conveyances, Assignments, and Assurances; and shall do all Acts, Matters, and Things, necessary and requisite to make a good, clear, and perfect Title to the said Mayor and Commonalty and Citizens: And in case the Person or Persons to whom such Sum or Sums shall be awarded as aforesaid, shall not be able to evince their Title to the Premisses, to the Satisfaction of the said Mayor, Aldermen, and Commons, in Common Council assembled, and to make or procure to be made, good, valid, and legal Conveyances thereof to the said Mayor and Commonalty and Citizens, or shall refuse so to do being thereto required, and the Sum or Sums so assessed and awarded being produced and tendered to be paid to him, her, or them, on their making such Title, and executing or procuring to be executed such Conveyances, Assignments, or Assurances as aforesaid; or in case such Person or Persons, to whom any Sum of Money shall be so awarded as a Recompence or Satisfaction for the Injury or Damage sustained by the raising such intended Roads as aforesaid, shall refuse to accept or receive the same, being tendered to be paid to him, her, or them; or in case any such Person or Persons to whom any such Sum or Sums of Money as aforesaid shall be so awarded, cannot be found in the said County of Surry; then, and in every such Case, it shall and may be lawful to and for the said Justices, to order the said Sum or Sums so assessed and awarded, as the Value and Purchase-money for the said Lands, Tenements, and Hereditaments, or as the Recompence and Satisfaction for the Injury or Damage sustained by the raising of such intended Roads as aforesaid, to be paid into the Bank of England, in the Name and with the Privity of the Accountant General of the High

On Payment of the Value assessed, Premisses to be conveyed to the City.

Where a good Title cannot be made, or legal Conveyance executed,

or Parties found, &c.

Justices to order the Purchase-money to be paid into the Bank;

Court of Chancery, to be placed to his Account, to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments (describing them) subject to the Order, Controul, and Disposition, of the said Court of Chancery; which said Court of Chancery, on the Application of any Person or Persons making Claim to such Sum, or any Part thereof, by Motion or Petition, shall be, and is hereby impowered in a summary Way of Proceeding, or otherwise, as to the same Court shall seem meet, to order Distribution thereof according to the respective Estate or Estates, Title, or Interest, of the Person or Persons making Claim thereunto, of, in, or to, such Lands, Tenements, and Hereditaments, to be made appear to and to be declared by the said Court, and according to the Value thereof assessed as aforesaid; and to make such other Order in the Premisses as to the said Court shall seem just and reasonable: And the Cashier or Cashiers of the Bank of England, who shall receive such Sum and Sums, is and are hereby required to give a Receipt or Receipts for such Sum or Sums, mentioning and specifying for whom Premisses, and for whose Use, the same is or are received, to such Persons as shall pay any Sum or Sums into the Bank as aforesaid.

subject to the Order of the Court of Chancery, on Motion or Petition.

Verdicts and Judgements, &c. to be entered among the Records of the Quarter Sessions of *Surry*.

And be it further enacted, That all such Verdicts, Judgements, Sentences, Decrees, Orders, and other Proceedings of the said Justices and Juries, as relates to or concern any of the Cases above-mentioned; and all Receipts which the said Cashier or Cashiers of the Bank shall give for any Sum or Sums of Money paid into the Bank in consequence of any such Verdict and Judgement, shall be transmitted to the Clerk of the Peace of the said County of Surry, and kept amongst the Records of the Quarter Sessions of the said County; and the said Verdicts and Judgements, Sentences, Decrees, and Orders, and other Proceedings, shall be deemed and taken to be Records, to all Intents and Purposes whatsoever; and the same, or true Copies thereof, shall be deemed and taken to be good and effectual Evidence and Proof in any Court or Courts of Law or Equity whatsoever; and all Persons shall and may have Recourse to the same gratis, and take Copies thereof, paying for every Copy, not exceeding Two hundred Words, Six Pence, and so proportionably for any greater or lesser Number of Words; and immediately after such Verdicts and Judgements, Sentences, Decrees, Orders, and other Proceedings of the said Justices and Juries,

Copies good Evidence.

and

and Payment into the Bank as aforesaid, all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand, in Law and Equity, of the Person or Persons to whose Credit such Money shall be paid, in, to, and out of, the said Lands, Tenements, Hereditaments, and Premisses, to be purchased as aforesaid, shall vest in the said Mayor and Commonalty and Citizens, and they shall be deemed in Law to be in the actual Possession thereof, to all Intents and Purposes whatsoever, as fully and effectually as if every Person, having any Estate in the Premisses, had actually conveyed the same by Lease and Release, Bargain and Sale enrolled, Feoffment with Livery of Seisin, Fine and Recovery, or any other Conveyance whatsoever; and such Payment shall not only bar all Right, Title, Interest, Claim, and Demand, of the Person or Persons to whose Credit such Payment shall have been made, but also shall extend to, and be deemed and construed to bar the Dower and Dowers of the Wife and Wives of such Person or Persons, and all Estates Tail, in Reversion or Remainder, and the Issue and Issues of such Person and Persons, and every Person claiming under them, as effectually as a Fine or Recovery would do, if levied or suffered by the proper Parties in due Form of Law.

On Payment into the Bank, Premisses to vest in the City.

Provided always, and be it further enacted, That it shall and may be lawful to and for the said Justices, after such Payment into the Bank, and Entry of the Receipt as aforesaid, and before any Application in respect thereof to the said Court of Chancery, at the Petition of any Person or Persons claiming to be interested in such Lands, Tenements, or Hereditaments, so to be purchased as aforesaid, to place out or invest, or cause to be placed out or invested, such Sum or Sums of Money, or any Part thereof, in some of the Publick Funds, or on Government Security, at Interest, in the Name of any Person or Persons authorized and appointed by the said Court of Mayor and Aldermen for that Purpose, in Trust, to transfer and assign the same to such Person or Persons to whom the Premisses belong, on their executing proper Conveyances thereof; and in the mean Time, in Trust, to pay the Interest and Dividends arising therefrom, to such Person or Persons who was or were in Possession of the said Premisses at the Time of the said Payment into the Bank, such Tenant in Possession not being a Tenant at Will; and the said Justices are hereby impowered to make such Orders as aforesaid on the Bank, for the Payment of such

Justices, on Petition, may invest the Money in the Publick Funds.

such Sum or Sums of Money, or any Part thereof, as shall be necessary, in order to the same being so invested in Publick Securities; and the said Mayor and Commonalty and Citizens shall be quieted in the Possession of the Lands, Tenements, and Hereditaments, for which such Money shall be so paid as aforesaid; and shall not be answerable or accountable in any Court of Law or Equity for the Money so deposited and placed out as aforesaid, any otherwise than according to the Tenor, Purpose, and Meaning of this Act.

If the Money not tendered, Verdicts and Judgements not binding.

Provided further, and be it enacted, That in case the said Sum or Sums so assessed by the said Jury, and ordered and adjudged by the said Justices, to be paid as aforesaid, shall not be paid, tendered, or deposited, as herein directed, within Six Calendar Months next after the same shall have been so assessed, ordered, and adjudged; then the Verdict of the said Jury, and Adjudication of the said Justices, shall not be binding upon the said Parties; any thing herein contained to the contrary notwithstanding.

Purchase-monies of Trust, to be re-invested in other Purchases, to the same Uses.

And be it further enacted, That the Principal Money to arise from the Sale of any Houses, Edifices, Lands, Tenements, or Hereditaments, which shall be purchased, for the Purposes specified in this Act, from any Body Corporate or Collegiate, Corporation Aggregate or Sole, Feoffees in Trust, Guardians, Committees, or other Trustees, or from any Feme Covert, and also all Sums of Money to be assessed by way of Recompence and Satisfaction as aforesaid to them or any of them, shall be paid to such Persons as they shall respectively nominate to receive the same, in Trust, with all convenient Speed they afterwards, to be re-invested in the Purchase of other Messuages, Lands, Tenements, and Hereditaments, to be conveyed and settled to and upon and subject to the like Uses, Trusts, Limitations, Remainders, and Contingencies, as the Houses, Edifices, Lands, Tenements, and Hereditaments, which shall be purchased of them respectively by the said Mayor and Commonalty and Citizens as aforesaid, or in respect of which such Recompence and Satisfaction shall be so assessed as aforesaid, were respectively settled, limited, or assured, at the Time of such Purchase, or Assessment of Recompence and Satisfaction, or so many thereof as, at the Time of making such Conveyances and Settlements, shall be existing and capable of taking Effect.

Conveyances by Femes Covert enrolled, to be effectual;

And be it further enacted, That the Conveyance of any such Estate or Interest of any Feme Covert to the said

said Mayor and Commonalty and Citizens, or any Person or Persons in Trust for them, by Bargain and Sale acknowledged by such Feme Covert, to be duly enrolled in the High Court of Chancery, shall as effectually and absolutely convey the Estate and Interest of such Feme Covert in the Premisses, as any Fine or Fines, Recovery or Recoveries, would or could do, if levied or suffered thereof in due Form of Law; and further, that all Bargains and Sales whatsoever to be made of any such Lands, Tenements, and Hereditaments, as shall be purchased by the said Mayor and Commonalty and Citizens, by virtue of and for the Purposes of this Act, and duly enrolled as aforesaid, shall have the Force, Effect, and Operation in Law, to all Intents and Purposes, which any Fine or Fines, Recovery or Recoveries whatsoever, would have had, if levied or suffered by the Bargainor or Bargainors, or any Person or Persons seised of any Estate in the Premisses, in Trust, for the Use of such Bargainor or Bargainors, in any legal Manner or Form whatsoever.

and so all other Bargains and Sales.

And be it further enacted, That all and every Person and Persons whomsoever, having any Right, Title, Interest, Use, Property, Claim, or Demand whatsoever, whether in Possession, Reversion, Remainder, or Expectancy, in, to, or out of, any Lands, Tenements, or Hereditaments, which by Virtue and for the Purposes of this Act, shall be purchased by, and conveyed or mentioned or intended to be conveyed to, the said Mayor and Commonalty and Citizens, by any such Bargain and Sale as aforesaid, shall, within the Space of Five Years, to be computed from the Date of the Enrollment of such Bargain and Sale, enter a Memorial of such their Right, Title, Interest, Use, Property, Claim, and Demand, in a Book to be for that Purpose prepared and kept by the Town Clerk of the said City of London for the time time being; which Book the said Clerk is hereby required to prepare and keep accordingly; and for which Entry he shall be intitled to such Fee, and no other, as the Register of the County of Middlesex is by Law intitled to, for the Registry of a Memorial containing the same Number of Words; and all and every Person or Persons whomsoever, not entering such Right, Claim, and Demand, within such Time, and in such Manner, as aforesaid, or having so entered the same, and not prosecuting such their Right, Claim, or Demand, with Effect, within

Persons not entering their Claims within a limited Time, to be barred.

the Space of five Years, to be computed from the Time of such Entry, shall be for ever barred of all Right, Title, Use, Equity, Property, Claim, and Demand whatsoever, whether in Possession, Reversion, Remainder, or Expectancy, in, to, upon, or out of, the said Premisses, and every Part thereof; and the said Mayor and Commonalty and Citizens, and those claiming by, from, or under them, shall be quieted in the Possession of all such Lands, Tenements, Hereditaments, and Premisses; any Law, Statute, Usage, Matter, or Thing whatsoever, to the contrary notwithstanding.

But at Liberty to recover the Purchase-money from Persons receiving the same.

Provided nevertheless, and be it further enacted, That any Person or Persons barred of any Right, Title, Estate, Interest, Claim, or Demand whatsoever, in, to, or out of, the said Lands, Tenements, or Hereditaments, by virtue of this Act, shall be at Liberty to bring any Action or Actions of Debt, for Money had and received to his or their Use, against any Person or Persons, or the legal Representative of any Person or Persons who received the Purchase-money arising from such Sale of the said Lands, Tenements, Hereditaments, and Premisses aforesaid; and that, in every such Case, the respective Plaintiffs, on Proof of such Title as would have enabled them to recover such Lands, Tenements, or Hereditaments, or any Part thereof, or any Estate or Interest in the same, shall recover the said Purchase-money, or so much thereof as shall be equivalent to their Interest in the said Premisses, together with such Interest as shall be equivalent to the mesne Profits of the Premisses which they would have been intitled to recover in case this Act had not been made.

After Purchase, Tenants to deliver Possession within 6 Months.

And be it further enacted, That all and every Tenant at Will, or Lessee for a Year, or other Person or Persons, in Possession of any such Lands, Tenements, Hereditaments, and Premisses, or any Part thereof, which shall be purchased by the said Mayor and Commonalty and Citizens as aforesaid, and who shall have no greater Interest in the Premisses than as Tenant at Will, or as Lessee by Parole for a Year, or from Year to Year, shall, at the Expiration of Six Calendar Months after Notice in Writing left upon the Premisses, or so soon after as he, she, or they, shall be required, peaceably and quietly deliver up the Possession of the said Premisses to the said Mayor and Commonalty and Citizens, or any Person or Persons by them authorized to take Possession thereof; and in case any such

such Person or Persons shall refuse to give such Possession, then it shall and may be lawful to and for the said Justices of the Peace of the said County of Surry, at their General or Quarter Sessions of the Peace, to be holden in and for the said County, or at any Adjournment thereof, and they are hereby authorized and required to issue their Precept or Precepts to the Sheriff of the said County of Surry, to deliver Possession of the Premisses to such Person or Persons as shall in such Precept or Precepts be nominated to receive the same; and the said Sheriff is hereby required to deliver Possession thereof accordingly, and to levy such Costs as shall accrue from the Issuing and Execution of such Precept or Precepts, on the Person or Persons so refusing to give Possession as aforesaid, by Distress and Sale of his, her, or their Goods.

On Refusal, Justices to issue a Precept to the Sheriff to deliver Possession.

And be it further enacted, That all and every Person and Persons who shall have any Mortgage or Mortgages on such Lands, Tenements, and Hereditaments, not being in Possession thereof by virtue of such Mortgage or Mortgages, shall, on the Tender of the Principal Money and Interest due thereon, together with Six Months Interest of the said Principal Money, by the said Mayor, Aldermen, and Commons, in Common Council assembled, or by any Person or Persons whom they shall appoint, immediately assign such Mortgage or Mortgages to the said Mayor and Commonalty and Citizens, or to such Person or Persons as they shall appoint in Trust for them; or, in case such Mortgagee or Mortgagees shall have Notice in Writing from the said Mayor, Aldermen, and Commons, in Common Council assembled, that they will pay off and discharge the Principal and Interest which shall be due on the said Mortgage or Mortgages, at the End or Expiration of Six Calendar Months, to be computed from such Notice given; that then, at the End of the said Six Months, on Payment of the Principal and Interest so due, such Mortgagee or Mortgagees shall assign his, her, or their Interest in the Premisses, to the said Mayor and Commonalty and Citizens, or such Person or Persons as they shall appoint in Trust for them; and in case such Mortgagee or Mortgagees shall refuse to assign as aforesaid on such Tender or Payment, then all Interest on every such Mortgage shall cease and determine.

Mortgagees, on Tender of Principal and Interest, to convey:

On Refusal, Interest to cease, on Payment of Principal and Interest into the Bank:

And

And upon such Payment, Premisses to vest in the City

And be it further enacted, That upon any Payment of the Principal Money and Interest due on any Mortgage as aforesaid into the Bank, at the End of Six Calendar Months from such Notice as aforesaid, for the Use of the Mortgagee or Mortgagees, the Cashier or Cashiers of the Bank shall give a Receipt or Receipts for the said Money, in like Manner as is herein before directed in Cases of other Payments into the Bank; and thereupon all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand, of the said Mortgagee or Mortgagees, and of every Person or Persons in Trust for him or them, shall vest in the said Mayor and Commonalty and Citizens, and they shall be deemed to be in the actual Possession of the Premisses comprized in such Mortgage or Mortgages, to all Intents and Purposes whatsoever.

Monies to be paid or tendered, before any Use made of the Premisses.

And be it further enacted, That all Sums of Money to be paid pursuant to any such Agreement or Verdict as aforesaid, or on any such Mortgage, shall be paid to the Party or Parties intitled to the same, or into the Bank of England as aforesaid, before the said Mayor, Aldermen, and Commons, in Common Council assembled, shall proceed to pull down any House or Houses, or other Erections or Buildings, or to use the Ground for any of the Purposes of this Act.

Power to the Justices to fine Sheriff, Jurors and Witnesses, not doing their Duty.

And be it further enacted, That the said Justices, at their said Sessions, or at any Adjournment thereof, shall have Power from time to time to impose any reasonable Fine, not exceeding the Sum of Ten Pounds, on the said Sheriff, or his Deputy or Deputies, or Agents respectively, making Default in the Premisses, and on any of the Persons who shall be summoned and returned on any such Jury or Juries, who shall not appear, or who shall refuse to be sworn on the said Jury or Juries, or, being so sworn, shall not give his or their Verdict; and also on any Person or Persons who shall be summoned to give Evidence touching any of the Matters aforesaid, and shall not attend, or shall refuse to be sworn, or, who being sworn, shall refuse to give his, her, or their Evidence; and on any other Person or Persons who shall in any other Manner wilfully neglect his, her, or their Duty in the Premisses, contrary to the true Intent and Meaning of this Act; and from time to time to levy such Fine or Fines, by Order of the said Justices, by Distress and Sale of the Offender's Goods, together with the reasonable Charges of every such Distress and Sale, returning the Overplus,

plus, if any, to the Owner; and all such Fines shall be applied to the Purposes of this Act.

The Crown impowered to alienate Lands.

And whereas several of the Lands, Grounds, and Tenements, necessary or convenient to be purchased for making the said intended Roads may be the Property of the Crown, and not alienable for such an Interest as may be necessary for such Purposes; be it therefore further enacted, That it shall and may be lawful to and for His Majesty, His Heirs, and Successors, and to such Person or Persons who is, are, or shall be, Trustees for His Majesty, His Heirs, and Successors, to grant, sell, convey, alien, and dispose of, to the said Mayor and Commonalty and Citizens, or to such Person or Persons as they shall nominate and appoint in their Behalf, all or any such Houses, Messuages, Lands, Estates, and Hereditaments, situate, lying, and being within the Bounds and Limits aforementioned, which are the Property of the Crown, and which shall or may be necessary to be purchased by the said Mayor and Commonalty and Citizens for the Purposes aforesaid, for such Estate and Interest as is or are vested in His Majesty, notwithstanding any thing contained to the contrary in the Act of Parliament made in the First year of the Reign of Her late Majesty Queen Anne, intituled, An Act for the better Support of Her Majesty's Houshold, and the Honour and Dignity of the Crown.

Stocks to be purchased for answering any Stipends, &c.

And whereas some Parts of the said Lands, Grounds, and Tenements, may happen to be subject to some perpetual Stipends, or other yearly Payments; be it further enacted, That it shall and may be lawful to and for the said Mayor, Aldermen, and Commons, in Common Council assembled, and they are hereby required, with all convenient Speed after every Purchase of any such Lands, Grounds, or Tenements, so subject as aforesaid, to purchase, in some of the Publick Stocks or Government Securities, so much as shall be sufficient by and out of the Dividends, Interest, or Proceed thereof, to answer and pay the said Stipends or yearly Payments; and in the mean Time until such Stocks or Securities shall be so purchased, the said Mayor and Commonalty and Citizens of the said City of London shall stand charged with and shall pay the said Stipends and yearly Payments, at the respective Times when the same shall become due and payable, out of the Monies to arise by virtue of this Act.

And

Recites Act 7 *Geo* III. for continuing the Tolls on *London Bridge* and *Blackfriars Bridge*.

And whereas by the said before in Part recited Act passed in the Seventh Year of His present Majesty, it is enacted, That all and every the Tolls which are or shall be payable by virtue of any Act of Parliament, or Prescription, for the Passage over London Bridge, and for the Passage over the said intended Bridge at Blackfriars, shall have Continuance and be paid and payable to the said Mayor and Commonalty and Citizens, until they shall, by and out of the nett Produce thereof to arise or accrue from and after the Twenty ninth Day of September, One thousand seven hundred and seventy (after deducting the Charges of collecting thereof, and the Charges attending the making and executing the Bonds by the said Act directed to be given, and the obtaining and passing the said Act, which they are thereby authorized to retain) receive and be reimbursed all such Sum and Sums of Money as they shall have advanced in Payment of the Annuities therein mentioned, or for the Redemption thereof, together with Interest for the Money so advanced at and after the Rate of Four Pounds per Centum per Annum; but that, from and immediately after such Reimbursement, the said Tolls shall cease and determine, and be no longer paid or payable; any Law, Statute, or Prescription, to the contrary thereof in any ways notwithstanding: And whereas for defraying the Charges of laying out and making such new intended Roads, Circle, Area, or Place, Sewers and Drains aforesaid, and for purchasing such Stocks or Securities as are herein before mentioned, it will be expedient that the said Tolls for the Passage over the said Bridge at Blackfryars should be further continued; be it therefore enacted, That when the said Mayor and Commonalty and Citizens shall have received and be reimbursed all the Charges in the said last in part recited Act enumerated, as also all such Sums of Money as they shall have advanced in Payment of the Annuities therein mentioned, or for the Redemption thereof, with Interest after the Rate therein specified, in Manner by the said Act directed; then, from and immediately after such Receipts and Reimbursements, all and every the Tolls which are and shall be payable by virtue of any Act of Parliament for the Passage over the said Bridge at Blackfriars, shall have further Continuance, and be paid and payable to the said Mayor and Commonalty and Citizens, until they shall, by and out of the nett Produce thereof to arise or accrue after such Receipts or Reimbursements as

The said Tolls further continued till Payment of the Monies advanced for any of the foregoing Purposes, with Interest.

as aforesaid (and after deducting the Charges of the Collection thereof, and the obtaining and passing this present Act; which they are hereby authorized to retain) receive and be reimbursed all such Sum and Sums of Money as they shall have advanced for the Purchases of Lands, Grounds, or Tenements, which they are hereby enabled to make, or in the laying out and making such new intended Roads, Circle, Area, or Place, Sewers, or Drains, or in the Purchase of such Stocks or Securities, together with Interest for the Money so advanced at and after the Rate of Four Pounds per Centum per Annum; but, from and immediately after such respective Reimbursements shall have been made and compleated, the said Tolls shall cease and determine, and be no longer paid or payable; any Law, Statute, or Prescription, to the contrary thereof in any wise notwithstanding.

No Buildings to be erected within Ten Feet of the said Roads.

And be it further enacted, That no Building shall be erected by any Proprietor or Occupier of Lands abutting upon, or adjacent to, any of the said intended Roads, within Ten Feet of the said Roads respectively; and if any such Building shall be hereafter erected, contrary to the true Intent and Meaning of this Act, the same shall be deemed a common Nuisance.

For surveying and setting out Roads.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Mayor, Aldermen, and Commons, or such Person or Persons as they shall authorize and appoint, from time to time to enter upon the Lands, Grounds, or Tenements, of the several Persons, Bodies Politick, Corporate or Collegiate, in or through which the said intended Roads, Circle, Area, or Place, or any of them, are intended to be made, and to set out and ascertain the same, by Stakes or otherwise, as they shall think proper; making Satisfaction for the Damage they shall do thereby to the Occupiers of such Lands, Grounds, or Tenements, in case the same shall exceed the Sum of One Shilling.

Common Council may delegate their Power to a Committee.

And be it further enacted, That it shall and may be lawful to and for the said Mayor, Aldermen, and Commons, in Common Council assembled, from time to time, to appoint One or more Committee or Committees, to manage and transact all or any of the Matters or Purposes which they the said Mayor, Aldermen, and Commons, in Common Council assembled, are hereby authorized and required to do, execute, or perform; which Committee or Committees so to be appointed

pointed shall have such Powers and Authorities as shall, from time to time, be given or delegated to them respectively, by the said Mayor, Aldermen, and Commons, in Common Council assembled, or such general Powers as by this Act are given or granted to such Committees respectively.

What Persons not eligible on such Committees.

Provided nevertheless, and be it further enacted, That no Person concerned in Building, or dealing in any Materials for Building, or any ways concerned in Interest, shall be eligible or capable of acting as a Member of any of the said Committees; and every Person so acting under any of the Disabilities aforesaid shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall 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, to be commenced within Six Calendar Months next after the Offence committed; in which Action or Suit respectively, no Protection, Essoin, or Wager of Law, or more than One Imparlance, shall be allowed.

Act 24 Geo. II,

And whereas by an Act passed in the Twenty fourth Year of the Reign of His late Majesty King George the Second, intituled, An Act for making, widening, and keeping in Repair, the several Roads in the several Parishes of *Lambeth*, *Newington*, *Saint George Southwark*, and *Bermondsey*, in the County of *Surry*, and *Lewisham* in the County of *Kent*, it is enacted, That the Trustees therein appointed, and their Successors, should and might give Directions for opening and widening the Road leading from the Stones End at Lambeth to the Almshouses at Newington, in such Manner as should appear to be most convenient; and also should make and lay out a new Road from a Place called Symonds Corner, on the new Road aforesaid, cross Saint George's Fields, to the Stones End in Blackman Street, in the Parish of Saint George in the Borough of Southwark, in the County of Surry; and also another new Road from the said Alms-houses at Newington, cross certain Grounds into the Kentish Road, near the Lock Hospital at the End of Kent Street in the County of Surry; and to extend the same Road cross certain Grounds to the Road called The Grange Road, in the Parish of Saint Mary Magdalen, Bermondsey, in the said County; and also to lay out and make a new Road from the End of the new Road made by the Commissioners for building Westminster Bridge, to Kennington Common in the said County

ty of Surry; and for defraying the Charges of maintaining the Road then made from the East End of Westminster Bridge, to Lambeth Lane, and laying out, making, widening, and keeping in Repair, the rest of the aforesaid Roads, directed to be made, repaired, and widened, several Tolls are by the said Act granted to the said Trustees and their Successors; the Term and Powers of which Act were further continued by an Act passed in the Fourth Year of His present Majesty's Reign, intituled, An Act for enlarging the Term and Powers granted by an Act passed in the Twenty fourth Year of the Reign of His late Majesty, intituled, *An Act for making, widening, and keeping in Repair, several Roads in the several Parishes of* Lambeth, Newington, Saint George, Southwark, *and* Bermondsey, *in the County of* Surry, *and* Lewisham *in the County of* Kent, *and for repairing* Lambeth Back Lane; *and for lighting and watching the said Roads*: And whereas the said Trustees are willing, as soon as such new intended Roads leading from the South End of the said Bridge shall be laid out and made, to undertake the keeping in Repair, Lighting, and Watching the same, if the Legislature shall think fit to invest them with the necessary Powers for those Purposes; be it therefore enacted by the Authority aforesaid, That the Trustees appointed and to be appointed to put the said Acts of the Twenty fourth Year of His late Majesty, and the Fourth Year of His present Majesty, in Execution, and their Successors, shall be Trustees for the Purposes herein after mentioned; and it shall and may be lawful to and for the said Trustees, and their Successors, or any Five or more of them, or such Person or Persons as they shall appoint, to erect, or cause to be erected, a Turnpike and Toll-house upon the Northern Part of the said intended Circle, Area, or Place, or any other Part of the said intended Roads, so as no such Gate be nearer to the South End of the said Bridge than the Northern Part of the said Circle, Area, or Place, and to demand and take at the said Turnpike or Toll-house, Turnpikes or Toll-houses, so to be erected, One Penny, before any Horse, Mule, or Ass, drawing or not drawing, shall be permitted to pass through such Turnpikes or Toll-gates; which said Tolls shall be and are hereby declared to be vested in the said Trustees and their Successors, to be applied in the repairing, lighting, and watching such new Roads, Circle, Area, or Place, intended to be made by this Act, and for other Purposes of the said former Acts, and this present Act.

and 4 *Geo.* III.

Impowering the Trustees of the *Surry* Roads to erect Turnpikes upon the Road to be repaired.

Tolls to be paid but Once a Day at any Turnpike erected by virtue of this

Provided always, That no Person or Persons shall pay the said Toll more than Once a Day for passing through such Turnpike or Toll-gate; and such Person or Persons, so passing through any such Turnpike or Toll-gate, shall, upon producing a Note or Ticket, which the Gate-keeper is hereby required to deliver gratis, be permitted to pass Toll-free through any other Gate or Turnpike erected or to be erected by virtue of the said recited Acts, or either of them, or this present Act.

or the former Acts.

Provided also, That any Person or Persons having paid the Toll for passing through any Toll-gate or Turnpike erected or to be erected by virtue of the said former Acts, or either of them, and producing a Note or Ticket, which the Gate-keeper is hereby required to deliver gratis, shall be permitted to pass Toll-free through any Gate or Turnpike to be erected by virtue of this present Act.

Sheep, Hogs, &c. exempted from Tolls.

Provided always, and be it further enacted, That all Sheep, Hogs, and Neat Cattle, which shall be led or driven through, over, or along, the said intended Roads, or any of them, or the said intended Circle, Area, or Place, shall be, and the same are hereby exempted from all Manner of Tolls payable on any Part of the said intended Roads, Circle, Area, or Place, by virtue of this or any former Act.

Trustees to levy the Tolls.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Trustees, and the Successors of them, or any Five or more of them, or such Person or Persons as they, and the Successors of them, or any Five or more of them, under their Hands and Seals, shall, from time to time, nominate and appoint, to demand and take the Tolls hereby granted and made payable, to levy the same upon any such Person or Persons who shall, after Demand made thereof, neglect or refuse to pay such Tolls as aforesaid, by Distress of any Horse or Horses, or other Cattle or Goods, upon which any such Tolls are by the said Act of the Twenty fourth Year of his late Majesty, and the Fourth Year of his present Majesty, and by this Act imposed, or by Distress of any other of the said Goods and Chattles of such Person or Persons who ought to pay the same; and to keep and detain such Horse or Horses, Cattle, Goods, and Chattles, so distrained, until such Tolls, with the reasonable Charges of such Distraining, Detaining, and Keeping, shall be paid; and such Person or Persons so distraining shall and may, after the

the Space of Four Days after such Distress made and taken, sell the Horse or Horses, Cattle, Goods, or Chattles, so distrained, returning the Overplus, if any there be, upon Demand, to the Owner thereof, after such Tolls, and reasonable Charges for distraining, keeping, and selling, the same, shall be deducted and paid.

For extending the Powers of the Acts of 24 *Geo.* II. and 4 *Geo.* III. to the Road to be repaired by this Act.

And be it further enacted and declared by the Authority aforesaid, That all the Powers, Privileges, Directions, Penalties, Forfeitures, Clauses, Matters, and Things, given, granted, made, and provided, by the said Act of the Twenty fourth Year of His late Majesty's Reign, or the Fourth Year of the Reign of His present Majesty, to the said Trustees, for the keeping in repair, watching, and lighting, the several Roads by the said Acts directed to be repaired, watched, and lighted, by the said Trustees, shall extend to the said intended Roads, Circle, Area, or Place, and be exercised, pursued, applied, and put in Execution, by the said Trustees, or any Five or more of them, in respect of the said intended Roads, Circle, Area, or Place, as fully and effectually, to all Intents and Purposes, as if the said Powers, Privileges, Directions, Penalties, Forfeitures, Clauses, Matters, and Things, were particularly repeated and again enacted in the Body of this present Act, in respect to the said intended Roads, Circle, Area, or Place.

Trustees to light, &c. the Roads.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, and they are hereby authorized and required, out of the Tolls and Duties to be collected, or the Money to be borrowed by virtue of the said Acts of the Twenty fourth Year of the Reign of His late Majesty, and the Fourth Year of His present Majesty's Reign, or this present Act, to defray the Charges and Expences which shall attend the keeping in repair, lighting, and watching, the new Roads, Circle, Area, or Place, intended to be made by this Act, and all other Expences necessary for carrying into Execution so much of this Act as is directed to be carried into Execution by the said Trustees.

Drains, &c. under the Management of the Commissioners of Sewers for *Surry* and *Kent*.

And be it enacted by the Authority aforesaid, That all the said Drains and Sewers, when made and compleated, shall from time to time be under the Jurisdiction and Management of the Commissioners of the Sewers for the Counties of Surry and Kent.

Commencement and Continuance of the Act

And be it further enacted by the Authority aforesaid, That this Act, so far as the same relates to the Trusts and

with respect to Trustees.

and Powers reposed in the said Trustees and their Successors, shall take place from and immediately after the passing thereof, and shall have Continuance, so far as relates to the said Trustees, for and during the Term granted by the said Act of the Twenty fourth Year of his late Majesty, and further continued by the said Act passed in the Fourth Year of his present Majesty's Reign.

The intended Roads to be under the Care of the Mayor, &c. if they shall think fit, when the Tolls upon the Bridge shall have ceased.

And be it further enacted by the Authority aforesaid, That if at any Time hereafter the said Mayor, Aldermen, and Commons, of the said City of London, in Common Council assembled, shall resolve to undertake the repairing, lighting, and watching, the said intended Roads, Circle, Area, or Place, without receiving any Toll upon the same, and the Toll payable for the Passage over the said Bridge shall have ceased and determined; upon Six Months Notice of such their Resolution, signed by the Town Clerk of the said City for the time being, and left with or at the Place of Abode of the Clerk to the said Trustees, the said Roads, Circle, Area, or Place, shall, from and after the Expiration of the said Six Months, be freed and discharged of and from all Tolls; and shall be and continue under the Care, Direction, and Management of the said Mayor, Aldermen, and Commons, in Common Council assembled, and shall be from time to time by them repaired, lighted, and watched; any thing herein contained to the contrary notwithstanding.

Penalty on Misapplication.

And be it further enacted, That if any Chamberlain of the said City of London, or other Officer or Person aforesaid shall, after the Receipt of any of the said Monies, divert or misapply the same, or any Part thereof, contrary to the true Intent and Meaning of this Act, then such Chamberlain, or other Officer or Person aforesaid, so diverting or misapplying the said Money, shall forfeit Treble the Sum so misapplied; which said Forfeitures shall be recovered by Action of Debt, Bill, Plaint, or Information, in any of his Majesty's Courts of Record; wherein no Essoin, Protection, or Wager of Law, or more than One Imparlance, shall be allowed.

Application of the Monies.

And it is hereby further enacted, That all the Monies to be raised by the Continuance of the said Tolls upon the said Bridge, or by letting the same as aforesaid, shall be, and the same are hereby vested in the said Mayor and Commonalty and Citizens of the said City; and shall be applied to the Purposes for which the same

are

are hereby granted as aforesaid, and to and for no other Use or Purpose whatsoever.

Writings to be without Stamps.

And be it further enacted, That no Contract, Agreement, Assignment, Entry, Copy, or Proceeding, by this Act directed or authorized to be executed, made, or given, shall be charged or chargeable, or subject or liable to any Duty whatsoever.

Application of Penalties, &c.

And it is hereby further enacted, That all Penalties and Forfeitures by this Act imposed (the Manner of recovering and levying whereof is not hereby otherwise particularly directed) shall be recovered and levied by Distress and Sale of the Offenders Goods and Chattles, by Warrant under the Hand and Seal, or Hands and Seals, of any One or more Justice or Justices of the Peace of the said County of Surry, or of the County where the Offender shall be found; which Warrant such Justice or Justices is and are hereby impowered and required to grant upon the Confession of the Party or Parties, or upon Information of One or more credible Witness or Witnesses, upon Oath (which Oath such Justice or Justices is and are hereby impowered to administer); and the Penalties and Forfeitures when recovered, after rendering the Overplus (if any be) upon Demand, 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 Chamberlain of the said City for the time being, and be applied the One Half to the Informer, and the other Half towards any of the Purposes of this Act; and in case sufficient Distress shall not be found, then it shall and may be lawful to and for any such Justice or Justices to commit such Offender to any Prison of the County within his or their Jurisdiction, without Bail or Mainprize, for any Space of Time not exceeding Thirty Days, nor less than Ten Days.

Proceedings not to be quashed for want of Form.

And it is hereby further enacted, That no Proceedings to be had touching the Conviction of any Offender or Offenders against this Act, or any Order made, or other Matter or Thing to be done or transacted in or relating to the Execution of this Act, shall be vacated or quashed for want of Form; any Law or Statute to the contrary notwithstanding.

Limitation of Actions.

And be it further enacted, That if any Action shall be brought or Suit commenced against any Person or Persons, for any thing done in pursuance of this Act, or in relation to the Premisses, or any of them, every such Action or Suit shall be laid or brought within Six Calendar Months next after the Fact done, and shall be

laid or brought in the said County, 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 any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if the same shall appear to have been so done, or if any Action or Suit shall not be brought within the Time before limited, or shall be brought in any other County or Place than as aforesaid, then the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Party shall become nonsuited, or suffer a Discontinuance of his, her, or their Action or Actions, or if Judgement shall be given against the Plaintiff or Plaintiffs; the said Defendant shall have Treble Costs, and shall have such Remedy for recovering the same, as any Defendant or Defendants hath or have for Costs in other Cases by Law.

General Issue.

Treble Costs.

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

FINIS.