ANNO QUINQUAGESIMO SECUNDO

GEORGII III. REGIS.

Cap. 110.

An Act for repairing the Parish Church of *Bishop Stortford*, in the County of *Hertford*.

[20th *May* 1812.]

WHEREAS the Parish Church of *Bishop Stortford*, in the County of *Hertford*, is a very ancient Fabric, and the said Church and the Tower and Spire thereof are in Parts thereof so decayed, and in such a ruinous Condition, that it is become dangerous for the Inhabitants to attend Divine Service therein; and it is necessary that the same should be repaired and improved: And whereas for doing the necessary Repairs and other Requisites to the said Church, Tower, and Spire, it will require a considerable Sum of Money to be raised, which cannot be done without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That *Raymond Edward Lorance Rogers* Clerk, the Vicar of the said Church, or the Vicar of the said Church for the Time being, *John Brome*, *William Woodham*, and *Thomas Clough*, Esquires; *Robert Dimsdale* Doctor of Physic, *Walker William Wilby*, *Thomas Scott*, *Reginald Jennings* the elder, *William Cribb*, *William Daniels* the elder, *John Rolfe*, *George Starkins*, *John Taylor*, *William Stacey*, *Nathaniel Smith Machin*, *Roger Bolton*, *Valentine Beldam*, *James Jones*, *Thomas Patmore*, *William Johnston*, *Samuel Francis*, *William Daniels* the younger, *Joseph Taylor*, *John Baines*, *William Beaumont*, *Frederick John Nash*, *William Pavett*, *Renforth Thomas Scarr*, *Joseph Special*, *James Patmore*, *William* Trustees.

Low, Robert Cole, Thomas Edridge, William Bird, Reginald Jennings the younger, *William Robert Hawkes, Robert Emſon, Joſeph Woodham Bodnum Caſe, Robert Hawke*, and the Churchwardens of the ſaid Pariſh for the Time being, ſhall be and they are hereby appointed Truſtees for carrying this Act into Execution.

Power to appoint new Truſtees on Death, refuſal to act, or Removal.

II. And be it further enacted, That when any or either of the ſaid Truſtees herein-before named, or to be appointed as herein-after mentioned, (except ſuch Perſons as are declared to be Truſtees by virtue of their Situation or Office), ſhall die or refuſe to act, or ſhall remove out of the ſaid Pariſh of *Biſhop Stortford*, the ſurviving or remaining Truſtees ſhall, at any Meeting to be held as herein-after is mentioned, appoint another Perſon, being an Inhabitant of the ſaid Pariſh, in the Room or Place of each Truſtee ſo dying, refuſing to act, or removing as aforeſaid, and every ſuch Truſtee ſo to be appointed ſhall have full Power in all Things to carry this Act into Execution, as if he had been appointed a Truſtee in and by this Act: Provided always, that no Perſon ſhall act as a Truſtee as aforeſaid who ſhall be intereſted in any Contract under this Act.

No Act valid unleſs at a Public Meeting.

III. Provided alſo, and be it further enacted, That no Act, Order, or Reſolution of the ſaid Truſtees ſhall be valid, unleſs done or made at ſome Public Meeting to be held purſuant to this Act; and at all ſuch Meetings the Acts, Orders, and Reſolutions of the major Part of the Truſtees preſent, (the Number of Truſtees preſent at ſuch Meeting not being leſs than Five), ſhall have the ſame Force and Effect as if done or made by all the ſaid Truſtees; and that where at any Meetings the Number of Voices ſhall be equal, the Chairman to be appointed at each ſuch Meeting ſhall have another or the caſting Voice.

Firſt Meeting.

IV. And be it further enacted, That the ſaid Truſtees ſhall meet in the Veſtry Room of the ſaid Pariſh, on the Second *Wedneſday* after the paſſing of this Act, or as ſoon as conveniently may be, to put this Act into Execution, and ſhall and may adjourn from Time to Time, as they ſhall think proper.

Quarterly Meetings.

V. And be it further enacted, That the ſaid Truſtees ſhall and they are hereby authorized and required to hold Four Quarterly Meetings in the Year, on the Days following; (that is to ſay), on the Firſt *Wedneſday* in the ſeveral Months of *March, June, September*, and *December*, in every Year; and the ſaid Truſtees or any Five or more of them, although not aſſembled at a Meeting, ſhall at their Diſcretion, and they are hereby authorized and empowered by Writing under their Hands, to direct the Clerk to call any other Meeting of the ſaid Truſtees for carrying this Act into Execution, and the ſaid Clerk ſhall give Notice thereof in Writing, ſpecifying the Purpoſe of ſuch Meeting, to be left for the ſaid Truſtees at their reſpective uſual Places of Abode, at leaſt Three Days previous to ſuch intended Meetings; and that at all Meetings the ſaid Truſtees ſhall defray their own Expences.

Other Meetings.

Acts, &c. of Truſtees to be entered in a Book.

VI. And be it further enacted, That all the Acts, Orders, Reſolutions, and Proceedings of the ſaid Truſtees, ſhall be entered and ſigned by the ſaid

ſaid Clerk in a Book or Books to be kept for that Purpoſe, which Book or Books may be produced and read in Evidence in all Courts and Places whatſoever; and that all Receipts, Payments, Debts, Credits, and Minutes of Contracts made by or with the Artificers or Workmen employed or to be employed in or about the repairing of the ſaid Church, or any Matter or Thing relating thereto, ſhall be written in ſome Book or Books to be kept for that Purpoſe, and to be from Time to Time and at all convenient Times open to the Inſpection and Peruſal of any Perſon or Perſons who ſhall be then liable to pay Rates or Aſſeſſments by virtue of this Act.

May appoint Officers.

VII. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees to appoint a Treaſurer or Treaſurers and a Clerk, and alſo to appoint and employ ſuch other Perſon or Perſons as may be neceſſary for the Purpoſes of this Act, and may from Time to Time remove any ſuch Treaſurer or Treaſurers, Clerk, or other Perſons ſo to be appointed as aforeſaid, as they ſhall think proper, and appoint others in the Room or Stead of any ſuch Officers ſo removed or dying, or declining to act; and the ſaid Truſtees may, out of the Monies to be raiſed under or by virtue of this Act, make ſuch Allowances to ſuch Perſon or Perſons reſpectively, as they ſhall judge a reaſonable Compenſation for their reſpective Trouble and Services.

Security to be taken.

VIII. Provided always, and be it further enacted, That the ſaid Truſtees ſhall and they are hereby required to take ſufficient Security from every ſuch Treaſurer or Receiver to be appointed for the Purpoſes of this Act, for the due and faithful Execution of his Office, and if they ſhall think proper, may alſo take ſuch Security from any other Officer to be appointed under or by virtue of this Act.

Treaſurer to account.

IX. And be it further enacted, That the ſaid Treaſurer or Treaſurers ſhall from Time to Time, when required by the ſaid Truſtees, deliver and give in a particular, true, and perfect Account in Writing, under his or their Hand or Hands, to the ſaid Truſtees, and verify the ſame on Oath, (which Oath the ſaid Truſtees or any or either of them are and is hereby empowered to adminiſter), of all ſuch Monies which he or they ſhall have reſpectively received and paid by virtue of this Act, and ſhall from Time to Time, when thereto required by the ſaid Truſtees, by Notice in Writing under their Hands, pay all ſuch Monies as ſhall be in his or their Hand or Hands to the ſaid Truſtees, or to ſuch other Perſon or Perſons as they ſhall, by Writing under their Hands, authorize to receive the ſame.

Truſtees may ſue and be ſued in the Name of their Treaſurer.

X. And be it further enacted, That the ſaid Truſtees may ſue and be ſued in the Name or Names of the Treaſurer or Treaſurers for the Time being to be appointed under this Act, and that no Action that may be brought or defended by or againſt the ſaid Truſtees, or any of them, in relation to this Act, in the Name or Names of their Treaſurer or Treaſurers, ſhall abate or be diſcontinued by the Death or Removal of ſuch Treaſurer or Treaſurers, or by the Act of ſuch Treaſurer or Treaſurers, without the Conſent of the ſaid Truſtees; but the Treaſurer or Treaſurers for the Time being ſhall always be deemed Plaintiff or Plaintiffs, or Defendant or Defendants in every ſuch Action (as the Caſe may be): Provided always,

that every ſuch Treaſurer or Treaſurers ſhall be reimburſed, out of the Monies to be raiſed by virtue of this Act, all ſuch Coſts, Damages, and Expences, as by the Event of any ſuch Action or Proceeding he or they ſhall be put unto, or ſhall become charged and chargeable with by reaſon of his or their being ſo made Plaintiff or Plaintiffs, or Defendant or Defendants.

Indemnity to Truſtees.

XI. Provided always, and be it further enacted, That all and every the Truſtees herein before named, and hereafter to be appointed, ſhall from Time to Time, and all Times hereafter, be fully indemnified, from and out of the Monies to be raiſed under this Act, of and from all Coſts, Charges, Damages, and Expences, which they or any of them, or their Treaſurer or Treaſurers as aforeſaid, ſhall or may ſuſtain or be put unto for or by reaſon of any Action, Suit, or other Proceedings which may be had, ſued, commenced, or proſecuted againſt them, any or either of them, for any Matter or Thing which may be by him or them reſpectively legally done in or about the Execution of this Act, and the Truſt repoſed in him or them under the ſame.

Enabling the Truſtees to order Repairs, make Contracts, &c.

XII. And be it further enacted, That the ſaid Truſtees or any Five or more of them ſhall or may, and they are hereby authorized and empowered, at any Meeting or Meetings to be held in purſuance of this Act, to give Orders for and to direct the doing of all and every ſuch Reparations of the Pariſh Church of *Biſhop Stortford* aforeſaid, and of the Tower and Spire thereof, and for doing all ſuch other Matters and Things relative to the Repair and Improvement of the ſaid Church as they ſhall think proper; and to make any Contract or Contracts with any Perſon or Perſons for effectuating the ſame, and generally to make and do all ſuch other Matters and Things as they ſhall think proper and neceſſary, fully and effectually to carry this Act into Execution.

Rates to be made.

XIII. And be it further enacted, That it ſhall be lawful for the Churchwardens of the ſaid Pariſh for the Time being, by the Order and Direction of the ſaid Truſtees, and they are hereby required from Time to Time, whenſoever the ſaid Truſtees ſhall find it neceſſary (according to the uſual and accuſtomed Mode) to rate or aſſeſs all Perſons who do or ſhall inhabit, occupy, or enjoy any Lands, Houſes, or other Tenements or Hereditaments within the ſaid Pariſh, (except the Rectory or Parſonage Houſe of *Biſhop Stortford* aforeſaid, and the Great Tithes and Glebe Lands thereto belonging), in any Sum of Money, not exceeding the Rate of Two Shillings in the Pound in any One Year of the yearly Value of ſuch Lands, Houſes, or other Tenements or Hereditaments, as the ſame ſhall be aſſeſſed to the Poors Rate within the ſaid Pariſh; and that the Monies to ariſe from ſuch Rates or Aſſeſſments ſhall be and are hereby veſted in the ſaid Truſtees for the Purpoſes of this Act, and ſhall be collected by the Churchwardens of the ſaid Pariſh for the Time being, and the Money ſo to be collected ſhall from Time to Time be paid by the reſpective Churchwardens into the Hands of the Treaſurer to the ſaid Truſtees, and ſuch Rates ſhall take Place and become payable from the paſſing of this Act, and continue for and during ſuch Time as any of the Monies to be borrowed, or Annuities to be granted upon the Credit of this Act, as herein-before is mentioned, ſhall remain owing or have Continuance, and

no

no longer: Provided always, that the Rate or Aſſeſſment to be made by virtue of this Act, in or for any Year, ſhall continue in force and ſhall be collected and recovered in and for every ſubſequent Year, until the Churchwardens of the ſaid Pariſh for the Time being ſhall, by the Order and Direction of the ſaid Truſtees, make a new Rate or Aſſeſſment by virtue of this Act, in like Manner as if the Churchwardens, by the Directions aforeſaid, had made ſuch Rate or Aſſeſſment in and for every ſuch ſubſequent Year.

Rates may continue in force ſeveral Years.

XIV. And be it further enacted, That every Perſon being Landlord or Tenant, who ſhall let his or her Houſe in ſeparate Apartments, or ready furniſhed to any Lodger or Lodgers, or for any leſs Term than a Year, ſhall for the ſeveral Purpoſes of this Act be deemed and taken to be the Occupier thereof, and may be rated and aſſeſſed accordingly.

Rates where Houſes are let to ſeveral Families.

XV. And be it further enacted, That all and every the Monies to be raiſed and received by virtue of this Act, ſhall be applied in the firſt Place in paying and defraying the Charges and Expences of the obtaining and paſſing of this Act, and the Remainder from Time to Time in carrying the ſame into Execution, and in paying the Intereſt of the Principal Monies ſo to be borrowed as aforeſaid, yearly or otherwiſe, as they the ſaid Truſtees ſhall think proper, and in paying the Annuities to be granted as aforeſaid (if any), all ſuch Payments to be made by the Treaſurer or Treaſurers, by Order, under the Hands of the ſaid Truſtees.

Application of the Monies raiſed, and for paying the Expences of the Act.

XVI. And be it further enacted, That all the Surplus Monies which ſhall from Time to Time remain in the Hands of the ſaid Treaſurer or Treaſurers after ſuch Payments made as aforeſaid, ſhall, under the Direction of the ſaid Truſtees, be laid out and inveſted in Government Securities, at Intereſt, in the Names of the Vicar of the ſaid Pariſh for the Time being, and any Three or more of the ſaid Truſtees, and the accumulating Intereſt and Dividends thereof, ſhall from Time to Time be laid out and inveſted in like Manner, and ſo from Time to Time until thereby or otherwiſe a ſufficient Fund ſhall be raiſed whereby to pay off and diſcharge all Monies ſo to be borrowed as aforeſaid, and the Intereſt thereof, and all Expences and Charges attending the Execution of this Act.

Surplus Monies to be veſted in the Funds.

XVII. And for the more ſpeedy raiſing Money for the Purpoſes of this Act, be it further enacted, That it ſhall be lawful for the ſaid Truſtees, and they are hereby empowered from Time to Time to borrow and take up at Intereſt any Sum or Sums of Money, not exceeding the Sum herein-after mentioned, upon the Credit of the Rates or Aſſeſſments to be granted in Manner herein-after mentioned, and by any Writing under their Hands and Seals to mortgage and aſſign over the ſaid Rates or Aſſeſſments to the Perſon or Perſons who ſhall advance or lend ſuch Money, or his, her, or their Truſtee or Truſtees, as a Security for the Money ſo to be borrowed, together with Intereſt for the ſame, and every ſuch Aſſignment ſhall be in the Words or to the Effect following; *videlicet*,

Power to borrow Money and aſſign the Rates as a Security.

‘ BY virtue of an Act, made in the Fifty-ſecond Year of the Reign of King *George* the Third, intituled *An Act for repairing the Pariſh* ‘ *Church*

Form of Aſſignment.

'*Church of* Biſhop Stortford, *in the County of* Hertford, We,
'of the Truſtees appointed by virtue of the ſaid Act, in Conſideration of
'the Sum of advanced and lent by *A. B.* to
'*C. D.* the Treaſurer appointed in purſuance of the ſaid Act, upon the
'Credit and for the Purpoſes of the ſaid Act do grant and aſſign unto the
'ſaid *A. B.* his Executors, Adminiſtrators, and Aſſigns, ſuch Proportion
'of the Rates or Aſſeſſments ariſing by virtue of the ſaid Act, as the ſaid
'Sum of doth or ſhall bear to the whole Sum which
'is or ſhall be borrowed upon the Credit of the ſaid Act; to be had and
'holden from this Day of until the ſaid Sum of
' with Intereſt at *per Centum per Annum* for the
'ſame, to be paid ſhall be repaid and ſatisfied. In Witneſs
'whereof we have hereunto ſet our Hands and Seals, this
'Day of in the Year of our Lord

Or by Annuities.

XVIII. Provided always, and be it further enacted, That in caſe the Truſtees ſhall think it adviſable to raiſe all or any Part of the Money neceſſary for the Purpoſes of this Act, by the granting of Annuities for Lives, then it ſhall be lawful for the ſaid Truſtees and they are hereby authorized and empowered, by Writing under their Hands and Seals, to grant Annuities to any Perſon or Perſons who ſhall contribute, advance and pay into the Hands of the Treaſurer to the ſaid Truſtees, any Sum or Sums of Money for the abſolute Purchaſe of any Annuity, to be paid and payable during the natural Life of every ſuch Contributor, or the natural Life of ſuch Perſon as ſhall be nominated by or on Behalf of ſuch Contributor, ſo that no ſuch Annuity do exceed the Rate of Ten Pounds for every One hundred Pounds for the Year; and the Grant of every ſuch Annuity ſhall be in the Words or to the Effect following; *videlicet*,

'WE, of the Truſtees appointed by or in purſuance
'of an Act, made in the Fifty-ſecond Year of the Reign of King
'*George* the Third, intituled *An Act for repairing the Pariſh Church of*
'Biſhop Stortford, *in the County of* Hertford, in Conſideration of the Sum
'of paid by *A. B.* to *C. D.* the Treaſurer appointed
'in purſuance of the ſaid Act, do hereby grant unto the ſaid *A. B.* and
'his Aſſigns, an Annuity or yearly Sum of out of the
'Rates or Aſſeſſments ariſing by virtue of the ſaid Act; which Annuity
'or yearly Sum of ſhall be paid to the ſaid
'*A. B.* or his Aſſigns, at or upon the Day of
'in every Year during the natural Life of the ſaid *A. B.* [*or*, of *E. F.* his
'Nominee], and the firſt Payment thereof ſhall be made upon the
'Day of next enſuing the Day of the Date of theſe
'Preſents. In Witneſs whereof we have hereunto ſet our Hands and
'Seals, the Day of in the Year of our Lord

And every ſuch Grant ſhall be good, valid, and effectual in the Law; and every Annuity ſo to be granted as aforeſaid ſhall be and is hereby charged upon, and ſhall be payable and paid out of the ſaid Rates or Aſſeſſments.

Limiting the Sum ſo to be raiſed, &c.

XIX. Provided nevertheleſs, and be it further enacted, That no greater Sum in the whole than Five thouſand Pounds ſhall be raiſed by Loan or Mortgage, and by the Sale or granting of Annuities as aforeſaid; and that

that before any such Money shall be borrowed or Annuity granted, Fourteen Days Notice shall be given in some Newspaper published in the said County of *Hertford*, or some adjoining County, signifying the Intention of borrowing such Money, or granting such Annuities.

Churchwardens to account.

XX. And be it further enacted, That every Churchwarden of the said Parish who shall collect or receive any of the Monies arising by the said Rates or Assessments, shall, as often as thereunto required by the said Trustees, deliver in Writing under his Hand to the said Trustees, or unto such Person or Persons as they shall appoint, a true and perfect Account, and shall verify the same on Oath (which Oath the said Trustees are hereby empowered to administer) of all Money which he shall have collected and received, and shall pay unto the Treasurer all the Monies in his Hands; and if any such Churchwarden shall refuse or neglect to collect and receive the Sums to be rated and assessed by virtue of this Act, or to account for the Money in his Hands as aforesaid, he shall for every such Refusal or Neglect forfeit and pay any Sum not exceeding Twenty Pounds, which Penalty, and also the Money in the Hands of any such Churchwarden, and which he shall refuse or neglect to pay as aforesaid, shall or may be levied and recovered by Warrant under the Hand and Seal of any Justice of the Peace for the said County of *Hertford*, directed to any Person or Persons, by Distress and Sale of the Goods and Chattels of the Person refusing or neglecting as aforesaid, rendering the Overplus (if any) on Demand, to the Owner of such Goods and Chattels, after the Charges of such Distress and Sale are deducted and paid, and which Warrant such Justice is hereby empowered to issue or grant.

Manner of transferring Securities.

XXI. And be it further enacted, That it shall be lawful for the Person or Persons entitled to any of the said Securities granted as aforesaid, by Writing under his or their Hand and Seal, or Hands and Seals, indorsed thereon, to transfer the same to any Person or Persons, in the Words or to the Effect following; *videlicet*,

Form of Transfer.

‘ I *A. B.* do hereby transfer the within Mortgage [*or*, Grant of Annuity], and all my Right and Title in and to the Principal Money and Interest [*or*, Annuity], and all Arrears now due thereon, thereby secured unto *C. D.* his Executors, Administrators, and Assigns. Dated the Day of in the Year of our Lord

And Entries or Memorials of all Mortgages or Assignments, and Grants of Annuities, which shall be made in pursuance of this Act, and of all Transfers thereof, expressing in Words at Length, the respective Names, Additions, Places of Abode, and other proper Descriptions of all such Persons as shall from Time to Time be entitled to the Principal and Interest on the Annuities thereby respectively secured, shall be entered in a Book to be kept for that Purpose by the Clerk to the said Trustees, to which Book all Persons interested, shall at all seasonable Times have Access, and shall have Liberty to inspect the same without Fee or Reward, and for the Entry of every such Assignment the said Clerk shall be paid Five Shillings and no more; and every such Transfer shall entitle the Person or Persons to whom the same shall be made, and his, her, or their

Executors, Adminiſtrators, and Aſſigns, to the Benefit of the Security to be thereby transferred; and all Perſons to whom ſuch Mortgages or Aſſignments, or Grants of Annuity ſhall be made, or who ſhall be entitled to the Money thereby ſecured, ſhall be, in Proportion to the Sums therein reſpectively mentioned, Creditors on the ſaid Rates or Aſſeſſments equally One with another, without any Preference in reſpect to the Priority of advancing ſuch Money, or the Dates of any ſuch Mortgages or Aſſignments, or Grants of Annuity.

Power to pay off Securities.

XXII. Provided always, and be it further enacted, That it ſhall be lawful for the ſaid Truſtees, in caſe they ſhall think proper, inſtead of inveſting or putting out ſuch Surplus Monies at Intereſt as aforeſaid, to apply the ſame in Payment and Diſcharge of the Monies ſo to be borrowed as aforeſaid, as far as the ſame will extend and ſhall occaſionally accrue.

Recovery of Rates.

XXIII. And be it further enacted, That if any Perſon ſhall refuſe or neglect to pay the Sum or Sums of Money which he or ſhe ſhall be rated or aſſeſſed by virtue of this Act, for the Space of Fourteen Days after the ſame ſhall become payable as aforeſaid, and after Demand in Writing delivered to or left at the uſual Place of Abode of ſuch Perſon, then and in every ſuch Caſe it ſhall be lawful for any Churchwarden of the ſaid Pariſh, and he is hereby authorized and required to levy the ſame, together with the Arrears of any former Rates, by Diſtreſs and Sale of the Goods and Chattels of every Perſon refuſing or neglecting to pay as aforeſaid, by virtue of a Warrant under the Hands and Seals of any Two Juſtices of the Peace for the ſaid County of *Hertford*, which Warrant ſuch Juſtices are hereby empowered and required to grant upon Proof made upon Oath before them of ſuch Demand and Nonpayment as aforeſaid, rendering the Overplus (if any) on Demand, to the Owner of ſuch Goods and Chattels, after deducting the reaſonable Charges of ſuch Diſtreſs and Sale; and it ſhall be lawful for ſuch Juſtices to grant any Warrant of Diſtreſs as aforeſaid, and to do any other Act as Juſtices in the Execution of this Act, notwithſtanding they ſhall be Truſtees for putting this Act in Execution.

Proceedings not to be quaſhed for Want of Form.

XXIV. And be it further enacted, That no Order, Conviction, Judgement, Warrant, or other Proceedings to be had or made in purſuance of this Act, ſhall be quaſhed or vacated for Want of Form, and that in all Caſes where any Diſtreſs ſhall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Diſtreſs itſelf ſhall not be deemed unlawful, nor the Party or Parties making the ſame be deemed a Treſpaſſer or Treſpaſſers *ab initio* on account of any Irregularity which ſhall be afterwards done by the Party or Parties diſtraining, but the Perſon or Perſons aggrieved by any ſuch Irregularity ſhall recover Satisfaction for the ſpecial Damages in an Action upon the Caſe; but no Plaintiff ſhall recover in any Action for ſuch Irregularity, Treſpaſs or other wrongful Proceeding, by virtue of this Act, if before ſuch Action is brought Tender of ſufficient Amends ſhall be made by or on Behalf of the Party or Parties who ſhall commit, or cauſe to be committed, ſuch Irregularity, Treſpaſs, or wrongful Proceeding; and in caſe no ſuch Tender ſhall have been made, it ſhall be lawful for the Defendant or Defendants in any ſuch Action or Actions, by Leave of the Court wherein ſuch Action or Actions ſhall be brought, at any Time before Iſſue joined, to pay into Court ſuch Sum of Money

Money as he or they shall think fit, whereupon such Proceedings, Order and Judgment, shall be made and given in and by such Court, as in other Actions wherein the Defendant is allowed to pay Money into Court.

Appeal.

XXV. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Matter or Thing to be done in pursuance of this Act, it shall be lawful for such Person or Persons to appeal to the Justices of the Peace at any Quarter Sessions to be holden for the said County of *Hertford*, who are hereby authorized and empowered to summon and examine Witnesses upon Oath, and to hear and determine the Matter of such Appeal, such Appeal being made within Three Calendar Months next after the Cause of Complaint shall have arisen, and the Person or Persons appealing giving Ten Days Notice at least in Writing of his, her, or their Intention of appealing as aforesaid, and of the Matter or Cause thereof, to the Chuchwardens for the Time being of the said Parish, and within Three Days next after such Notice, entering into Recognizance before some Justice of the Peace for the said County of *Hertford*, with Two sufficient Sureties conditioned to try such Appeal, and abide by the Order of such Sessions, and pay such Costs as shall be made and awarded thereon by the Justices at such Sessions; and such Justices, upon hearing and finally determining the Matter of such Appeal, shall and they are hereby authorized and required to award such Costs to the Party or Parties appealing or appealed against as they shall think proper, and their Determination in the Premises shall be final and conclusive upon all Parties to all Intents and Purposes.

Limitation of Actions.

XXVI. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons, for any Thing done in pursuance of this Act, until Thirty-one Days Notice shall be given of the Cause thereof in Writing to the Clerk of the said Trustees for the Time being, nor after sufficient Satisfaction or Tender thereof hath been made to the Party or Parties aggrieved, or after Six Calendar Months next after the Fact committed, for which such Action or Suit shall be so brought; and every such Action or Suit shall be brought, laid, and tried in the County where the Cause of Action 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 any Trial or Trials which shall be had thereupon; and if the Matter or Thing shall appear to have been done under or by virtue of this Act, or Suit was brought before Thirty-one Days Notice thereof given as aforesaid, or that sufficient Satisfaction was made or tendered as aforesaid, or if any such Action or Suit shall not be commenced within the Time before limited, or shall be laid in any other County or Place than as aforesaid, then the Jury shall find for the Defendant or Defendants therein; and if a Verdict or Verdicts shall be found for such Defendant or Defendants, or if the Plaintiff or Plaintiffs in such Action or Actions, Suit or Suits, shall become Nonsuit, or suffer a Discontinuance of such Action or Actions, or if upon any Demurrer or Demurrers in any such Action or Actions, Judgment shall be given for the Defendant or Defendants therein, then and in any of the Cases aforesaid, such Defendant or Defendants shall have Treble Costs, and shall have such Remedy for recovering the same, as any Defendant hath for Costs of Suit in any other Cases by Law.

Public Act. **XXVII.** And be it further enacted, That this Act ſhall be deemed and taken to be a Public Act, and ſhall be judicially taken Notice of as ſuch by all Judges, Juſtices, and others, without being ſpecially pleaded.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's moſt Excellent Majeſty. 1812.