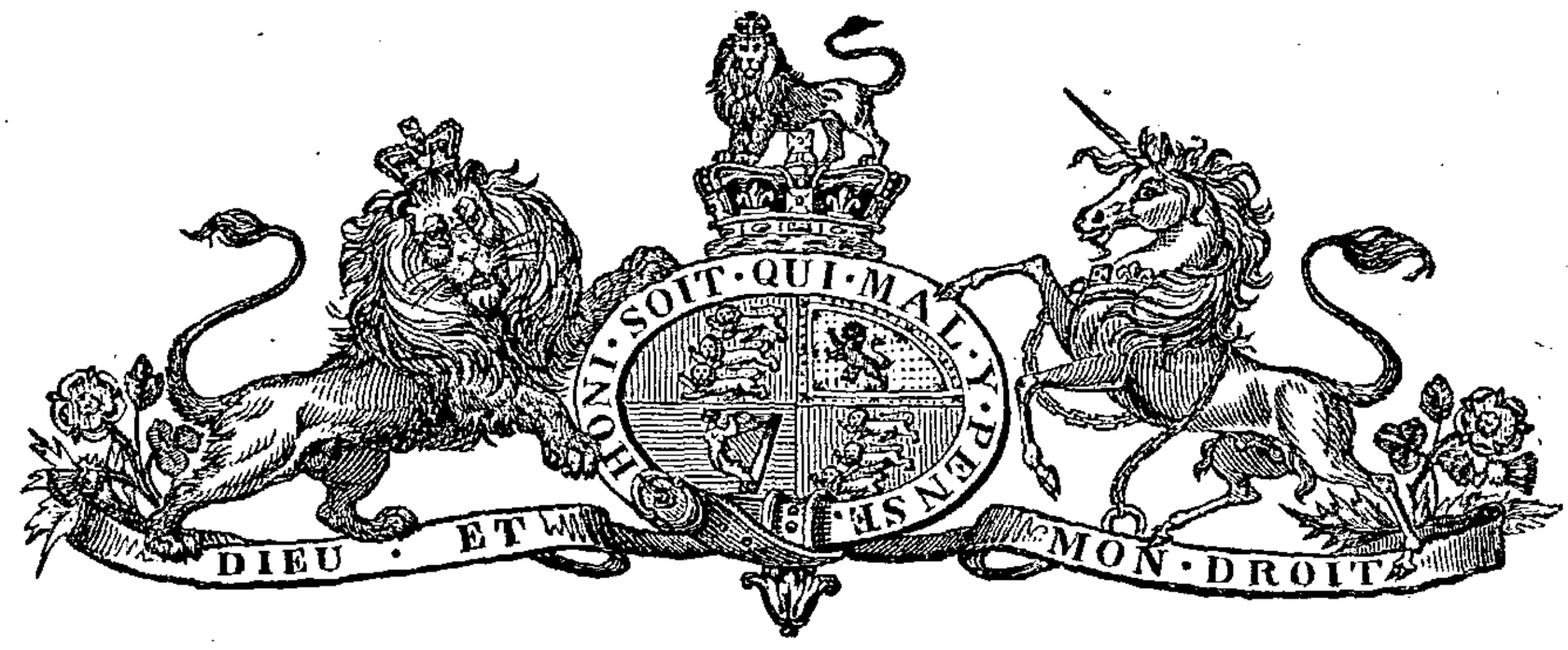


ANNO UNDECIMO & DUODECIMO

VICTORIÆ REGINÆ.

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Almsford, near the Town of *Castle Cary*, in the same County, would be of great public Advantage; and it is expedient that Power should be given to the *Bristol and Exeter* Railway Company to construct such Branch Railway: And whereas it is expedient that some of the Powers and Provisions of the said Acts should be amended and enlarged; but the Purposes aforesaid cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen'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 Lands Clauses Consolidation Act, 1845, and so much of the Railway Clauses Consolidation Act, 1845, as relates to the Construction of Railways, the temporary Use of Lands during the Construction of Railways, to the taking of Lands for additional Stations, to the Mode of crossing of Roads and Construction of Bridges, to the Construction of Arches, Culverts, and Works for the Protection and Accommodation of Lands adjoining the Railways, and to the working of Mines under and near to Railways, shall respectively, except so far as the same may be by this Act otherwise provided for, and except such of the Provisions thereof as may be inconsistent with the Provisions herein contained, be incorporated with and form Part of this Act.

Certain Provisions of 8 & 9 Vict. cc. 18. & 20. extended to this Act.

Powers of recited Acts extended to this Act.

II. And be it enacted, That all the Provisions, Matters, and Things contained in the said recited Acts relating to the *Bristol and Exeter* Railway, or any of them, so far as the same are now unrepealed, and except such of them as have expired by Effluxion of Time, or are inapplicable to this Act, or inconsistent with or provided for by the said Lands Clauses Consolidation Act, or with or by such of the Clauses and Provisions of the said Railway Clauses Consolidation Act as are made applicable to this Act, shall extend to this Act, and to the several Purposes and Things hereby authorized, as fully and effectually as if the same Provisions, Matters, and Things were re-enacted in this Act with reference to the Objects and Purposes hereof.

Power to construct Branch Railway.

III. And be it enacted, That it shall be lawful for the *Bristol and Exeter* Railway Company to make and maintain a Branch Railway to commence by a Junction with the Line of the *Bristol and Exeter* Railway at or near the Northern Bridge in the *Durston* Cutting in the Parish of *Lyng* in the County of *Somerset*, passing from, in, through, or into the several Parishes, Townships, and Extra-parochial or other Places of *Lyng*, *Durston*, *North Petherton*, *Stoke Saint Gregory*, *Othery*, *Middlezoy*, *Western Zoyland*, *Aller*, *Grenton*, *Ashcot*, *Walton*, *Street*, *Butleigh*, *Baltonsborough* otherwise *Baltonsbury*, *West Lydford*, *Lovington*, *Hornblotton*, *Ditcheat*, *Castle Cary*, *Ansford* otherwise *Almsford*, or some of them, in the said County of *Somerset*, and to terminate by a Junction with the *Wilts*, *Somerset*, *and Weymouth* Railway in the said Parish of *Ansford* otherwise *Almsford*, at or near to the Turnpike Road leading from *Shepton Mallett* to *Castle Cary*, together with all proper Works and Conveniences connected therewith, and Approaches thereto.

IV. And

Power to make Branch Railway according to deposited Plans.

IV. And whereas a Plan and Section of the said Branch Railway showing the Line and Levels thereof, and also a Book of Reference thereto containing the Names of the Owners, Lessees, and Occupiers, or reputed Owners, Lessees, and Occupiers of the Lands through which the same is intended to pass, have been deposited with the Clerk of the Peace for the County of *Somerset:* Be it enacted, That, subject to the Provisions in this and the said recited Acts contained, it shall be lawful for the Company to make and maintain the said Branch Railway and Works in the Lines and upon the Lands delineated on the said Plans and described in the said Book of Reference, and according to the Levels defined on the said Sections, and to enter upon, take, and use such of the said Lands as shall be necessary for such Purpose.

Limiting Period for compulsory Purchase of Lands.

V. And be it enacted, That the Powers of the Company for the compulsory Purchase of Lands for the Purposes of this Act shall not be exercised after the Expiration of Three Years from the passing of this Act.

Period for Completion of Works.

VI. And be it enacted, That the said Branch Railway shall be completed within Seven Years from the passing of this Act, and on the Expiration of such Period the Powers by this and the recited Acts granted to the Company for executing the same, or otherwise in relation thereto, shall cease to be exercised, except as to so much of the said Branch Railway as shall then be completed.

As to Communication with the Wilts, Somerset, and Weymouth Railway.

VII. And be it enacted, That the Junction with the *Wilts, Somerset, and Weymouth* Railway, hereby authorized to be made, and all such Openings in the Ledges or Flanches of the said Railway as may be necessary or convenient for effecting such Communications, shall be made under the Direction and Superintendence of the Engineer for the Time being of the said *Wilts, Somerset, and Weymouth* Railway Company.

Not to take Lands, &c. of the above-named Company without Consent.

VIII. And be it enacted, That nothing in this Act contained shall extend to authorize or enable the *Bristol and Exeter* Railway Company to take or enter upon any of the Lands or Grounds now belonging to the *Wilts, Somerset, and Weymouth* Railway Company, or to alter, vary, or interfere with the said *Wilts, Somerset, and Weymouth* Railway, or any of the Works thereof respectively, further or otherwise than is herein expressly authorized, without the Consent in Writing of the said Company in every Instance for that Purpose first had and obtained.

Saving the Rights of the above-named Company.

IX. Provided always, and be it enacted, That nothing in this Act contained shall extend to prejudice, diminish, alter, or take away, further or otherwise than is herein expressly authorized, any of the Rights, Privileges, Powers, or Authorities vested in the *Wilts, Somerset, and Weymouth* Railway Company.

As to Construction of Bridge across the River Parret.

X. And be it enacted, That in constructing the Bridge for carrying the said Railway across the *Parret* or *Bridgewater* River near *Boroughbridge* the same shall be constructed with a clear Width of Water-way between the Abutments of the Bridge of not less than Seventy

Seventy Feet, and with a clear Headway of not less than Nine Feet, between the Level of ordinary Spring Tides and the Soffit of the Bridge at the Abutments; and if not so constructed it shall be lawful for the Lord High Admiral, and also for the Commissioners for executing the Office of Lord High Admiral, to abate and remove the same, and restore the Site thereof to its former Condition; and the Cost of such Removal and Restoration shall be a Debt due by the Company to the Crown, and be recoverable accordingly, with Costs of Suit.

During Construction of Bridge Lights to be exhibited.

XI. And be it enacted, That during the Construction of the said Bridge and Works connected therewith the said Company shall cause to be hung out or exhibited every Night, from Sunset to Sunrise, a Light, to be kept burning by and at the Expense of the Company, for the Navigation and safe Guidance of Vessels; and for ever after the Completion of the said Bridge the said Company shall cause to be hung out or exhibited upon or near to the Centre of the said Bridge every Night, from Sunset to Sunrise, a good and sufficient Light, to be kept burning by and at the Expense of the Company, for the Navigation and safe Guidance of Vessels, and which Light shall be from Time to Time altered by the said Company in such Manner, and be of such Description, and be so used, as the Lord High Admiral or the Commissioners for executing the Office of Lord High Admiral, shall, by Writing under the Hand of the Secretary of the Admiralty, appprove of; and in case the said Company shall neglect to exhibit and keep either of such Lights burning as aforesaid, they shall forfeit and pay for every such Neglect the Sum of Ten Pounds.

If Bridge abandoned Admiralty may remove the same.

XII. And be it enacted, That if any Bridge to be constructed by the Company across any Tidal Water or navigable River, or if any Portion of the Railway which affects any such Water or River, or Access thereto, shall be abandoned by the Company, it shall be lawful for the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, to abate and remove the same, or such Part or Parts thereof as he or they may at any Time or Times deem fit and proper, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Company; and the Amount thereof shall be a Debt due from the Company to the Crown, and be recoverable accordingly.

Saving the Rights of Commissioners of Sewers for Somerset.

XIII. And be it enacted, That nothing herein contained shall extend or be construed to extend to prejudice, lessen, alter, or take away any of the Rights, Privileges, Powers, or Authorities of the Commissioners of Sewers for the County of *Somerset* by virtue of the General Laws relating to Sewers, or the Powers or Provisions of any Act or Acts of Parliament heretofore passed for the better Drainage of any Lands within the said County of *Somerset* or otherwise; but such Rights, Privileges, Powers, and Authorities of the said Commissioners shall remain, continue, and be in full Force and Effect, and all Bridges and other Works which shall be built, erected, or executed under the Provisions of this Act in, over, under, upon, or across any River, Rhine, Drain, or public Watercourse under the Jurisdiction of the said Commissioners of Sewers, and all Works which shall be made under the Provisions of this Act for preventing the

the Sewage or Drainage of any Lands from being impeded, shall in every respect be built, erected, and executed, if not previously agreed upon or consented to by the said Commissioners of Sewers, as the same shall be determined on, at the Expense of the said Company, by Two Engineers or their Umpire, to be appointed in manner directed by the Railway Clauses Consolidation Act, 1845.

Notice of Commencement of Works to be given.

XIV. And be it enacted, That the said Company shall give Fourteen Days Notice to the said Commissioners, their Clerk, Agent, or Surveyor, before they shall begin to build, erect, make, do, and execute the same, or any of them respectively.

Commissioners of Sewers not to impede Execution of Act.

XV. Provided always, and be it enacted, That nothing herein contained shall extend or be construed to extend to enable the said Commissioners of Sewers to interrupt or hinder the Execution of this Act, the said Company from Time to Time making, erecting, and maintaining all such Bridges and other Works, and doing all such other Things, as may be necessary, and as may be lawfully required by the said Commissioners under the Powers and Authorities vested in them by the Laws relating to Sewers, or the Powers or Provisions of any Act or Acts of Parliament heretofore passed for the better Drainage of any Lands within the said County of *Somerset*, or by the Provisions of this Act, to be made, erected, maintained, done, and executed for preventing the Drainage or Sewage of any Lands from being injured or impeded by means of the making and maintaining the said Railway and other Works by this Act authorized to be made and maintained, or any of them.

Provision for enlarged Waterway of Culverts, &c.

XVI. And be it enacted, That in any Case where the proposed Railway shall cross any of the Drains, Sewers, or Rhines under the Jurisdiction of the said Commissioners, the Bridge, Archway, or Culvert constructed to carry the said Railway over the said Drains, Sewers, or Rhines shall have a sectional Area for Waterway not less than One Fourth larger than the Waterway of the nearest corresponding Culvert or Archway carrying any public Road or Drove over the said Drains, Sewers, or Rhines.

Company to invest a Sum of Money in the Funds before interfering with Rivers or Drains under Jurisdiction of Commissioners of Sewers.

XVII. And be it enacted, That the Company shall and they are hereby required, before they shall construct the said Railway across any of the Rivers or Drains under the Jurisdiction of the said Commissioners of Sewers, to invest in the Purchase of Stock in the Three Pounds *per Centum* Consolidated Bank Annuities, in the Name of the Treasurer of the said County of *Somerset* for the Time being, upon trust to pay the Dividends arising therefrom to the said Company as and when the same shall accrue due and be received, subject to the Provision herein-after contained, the Sum of One thousand Pounds, which Stock, when so purchased, and all other Stock which shall be purchased under the Provisions herein-after contained for that Purpose, shall be under and subject to the Order of the said Commissioners of Sewers at any Court or Session of Sewers, and shall, under such Order and Direction, be from Time to Time sold and disposed of, either in whole or in part, as Occasion shall require; and the Moneys arising from every such Sale shall from Time to

Time be applied and disposed of by the said Commissioners of Sewers in and towards the Repair or Alteration of any of the Works hereby authorized to be made which, in the Judgment of such Commissioners, shall or may in any way affect the Drainage or Sewerage of the County, and which shall or may in their Opinion require such Repair or Alteration, and also in Payment of such Satisfaction or Compensation as the said Company or the Directors thereof may from Time to Time agree to make, or as at any Assessment of Damages before the Sheriff of the said County of *Somerset* under the Provisions herein contained may be assessed to any Owner or Occupier of or Person interested in any Lands, for any Damage which may be sustained by such Owner or Occupier or Person interested, by reason of the Overflow of Waters from the Drains, arising from the Failure or Insufficiency of any or either of the Works which shall be made, done, or executed by the said Company under the Provisions of this Act; and all such Stock as shall be sold out by the Order or Direction of the said Commissioners of Sewers for any of the Purposes aforesaid shall immediately after such Sale be replaced and reinstated by the said Company, so that the full Amount of Stock originally purchased as aforesaid shall remain vested in the Name of the said Treasurer of the said County as aforesaid for the Space of Two Years from and after the said Railway shall have been completed within the said County of *Somerset*, and shall be applied and disposed of in manner herein mentioned.

Stock to be reduced after Completion of Railway.

XVIII. Provided nevertheless, and be it enacted, That from and after the said Railway shall have been completed within the said County of *Somerset* for the Space of Two Years, it shall be lawful for the said Treasurer of the said County of *Somerset*, and he is hereby required, within the Space of Three Calendar Months next after Notice thereof from the said Company, to reduce the said Stock, but so nevertheless that the Sum which shall thenceforth remain and be invested and kept up after such Reduction shall not at any Time thereafter be less than Three hundred Pounds in the said Three Pounds *per Centum* Consolidated Bank Annuities; and the Produce arising by the Sale of such Stock, over and above the said Sum of Three hundred Pounds, shall be paid by the said Treasurer of the said County to the said Company.

If Stock sold Company to replace the same.

XIX. Provided also, and be it enacted, That in case any Part of the said Bank Annuities shall at any Time be sold under the Direction of the said Commissioners in manner herein-before mentioned, the said Company shall and they are hereby required, within Thirty Days, to replace the Amount which shall be so sold, by purchasing in the Name of the said Treasurer for the Time being such Sum in the said Three Pounds *per Centum* Consolidated Bank Annuities as, together with the like Annuities then remaining in his Name, shall be equal to the Amount from Time to Time required to be standing in his Name under the Provisions of this Act.

Power for Commissioners of Sewers to

XX. And whereas it may be necessary and expedient for the Purpose of this Act from Time to Time to convene Special Courts or Sessions of Sewers in and for the said County of *Somerset*: Be it therefore

therefore enacted, That it shall be lawful for the Clerk of the said Commissioners of Sewers, and he is hereby required, at any Time, upon Application in Writing for that Purpose made to him under the Hand of the Clerk or Secretary for the Time being to the Company, to appoint a Time and Place for holding such Special Court or Session of Sewers; and such Special Court or Session of Sewers so to be appointed as aforesaid shall be a lawful Court or Session of Sewers, and shall be competent to execute all or any of the Powers vested in the Commissioners of Sewers by this Act: Provided always, that no such Special Court of Sewers shall be held as aforesaid until Fourteen Days public Notice thereof shall have been inserted by the Clerk to the said Commissioners of Sewers in Two Newspapers printed or generally circulated in the said County of *Somerset*.

Commissioners of Sewers may call special Meetings.

XXI. And be it enacted, That it shall be lawful for the Commissioners of Sewers acting in and for the said County of *Somerset*, at any General Session or Court of Sewers, or any Session of the said Commissioners which may be convened under the Powers of this Act, if they should see fit, to nominate and appoint a Committee of Seven in Number from amongst themselves, for the Purpose of superintending and giving Directions as to the Mode of carrying into effect any of the Works hereby required and directed to be made and done, with the Approbation and Consent of such Commissioners, or of a Committee to be appointed by them as aforesaid; and the Consent and Approbation of such Committee or the major Part of them, at any Meeting consisting of not fewer than Five in Number, and signed by the Chairman for the Time being of such Meeting, shall and is hereby declared to be a sufficient Authority and Sanction to the Company for executing the Works for which such Approbation is hereby required, and for the several other Purposes for which such Committee may be appointed, as though such Approbation was given by the said Commissioners at a General Special Court or Session of Sewers.

Commissioners of Sewers may nominate a Committee.

XXII. And be it enacted, That where the Level of any public Carriage Road shall be altered, the Ascent of such Road for the Purpose of carrying the same under or over the Railway shall not exceed One Foot in Thirty Feet, except in the following Cases, when the Inclinations following may be made by the Company:

As to Inclination of public Carriage Roads.

Number on Plan.	Parish.	Inclination to which Road may be altered.
30a	Othery - - -	1 in 20 on the North Side.
19	Street - - - -	1 in 20.
118	Street - - -	1 in 20.
3	Baltonsbury - -	1 in 20.
22	Hornblotton - -	1 in 20.
7	Ditcheat - - -	1 in 25.
25	Ditcheat - -	1 in 20.

XXIII. And

Gauge of the Branch Railway.

XXIII. And whereas the said Branch Railway by this Act authorized is intended to communicate with the *Bristol and Exeter* Railway, and with the *Wilts, Somerset, and Weymouth* Railway, already constructed or authorized to be constructed upon the Broad Gauge of Seven Feet; and it is expedient, in conformity with the Provisions of an Act passed in the Ninth and Tenth Years of the Reign of Her present Majesty, intituled *An Act for regulating the Gauge of Railways*, specially to define the Gauge upon which the said Branch Railway is to be constructed: And whereas it is also expedient that Provisions should be made in order that the said Branch Railway may be worked continuously with the *Wilts, Somerset, and Weymouth* and *Bristol and Exeter* Railways, upon the said Broad Gauge of Seven Feet: Be it therefore enacted, That the said Branch Railway shall be constructed and maintained and worked upon the said Broad Gauge of Seven Feet, and upon no other Gauge.

9 & 10 Vict. c. 57.

Limiting Charges for Conveyance of Passengers.

XXIV. And be it enacted, That it shall not be lawful for the Company to demand or receive any greater Sum in respect of the Carriage of Passengers conveyed on the Branch Railway than Three-pence *per* Passenger *per* Mile in respect of any Passenger travelling in a First-class Carriage, Two-pence *per* Passenger *per* Mile in respect of any Passenger travelling in a Second-class Carriage, and One Penny *per* Passenger *per* Mile in respect of any Passenger travelling in a Third-class Carriage, including the Charges for the Use of Carriages and locomotive Power, and all other Charges incidental to such Conveyance: Provided always, that if any such Passenger be conveyed for a less Distance than Four Miles, it shall be lawful for the said Company to demand and receive Tolls as for Four Miles.

Limiting Charge for Conveyance of Goods.

XXV. And be it enacted, That it shall not be lawful for the Company to charge, in respect of the several Articles, Matters, and Things herein-after mentioned conveyed on the Railway, any greater Sum, including the Charges for the Use of Carriages, Waggons, or Trucks, and for locomotive Power, and all other Charges incidental to such Conveyance, except a reasonable Charge for the Expense of loading and unloading, where such Service is performed by the Company, than the several Sums herein-after mentioned; that is to say,

For all Dung, Compost, and all Sorts of Manure, Lime, and Limestone, and Salt, and all undressed Materials for the Repair of public Roads or Highways, the Sum of One Penny Halfpenny *per* Ton *per* Mile:

For all Coals, Coke, Culm, Charcoal, and Cinders, building, pitching, and paving Stones dressed, Bricks, Tiles, Slates, Clay, Sand, Ironstone, Iron Ore, Pig, Bar, Rod, Hoop, Sheet, and all other similar Descriptions of Wrought Iron, and Castings not manufactured into Utensils or other Articles of Merchandize, the Sum of One Penny Three Farthings *per* Ton *per* Mile:

For all Sugar, Grain, Corn, Flour, Dyewoods, Earthenware, Timber, Staves, and Deals, Metals (except Iron), Nails, Anvils, Vices, and Chains, the Sum of Three-pence *per* Ton *per* Mile:

For all Cotton and other Wools, Hides, Drugs, manufactured Goods, and all other Wares, Merchandize, Articles, Matters, or Things, the Sum of Four-pence *per* Ton *per* Mile.

XXVI. And

Passengers Luggage.

XXVI. And be it enacted, That every Passenger travelling upon the Railway may take with him his ordinary Luggage, not exceeding One hundred Pounds in Weight and Six Cubic Feet in Dimension for First-class Passengers, Sixty Pounds in Weight and Five Cubic Feet in Dimension for Second and Third Class Passengers, without any Charge being made for the Carriage of such Luggage: Provided always, that it shall be lawful for the Company to demand and receive a reasonable Sum for any Excess either in Weight or Bulk over and above such respective Weights and Bulks.

Restriction as to Charges not to apply to special Trains.

XXVII. Provided always, and be it enacted, That the Restriction as to the Charges to be made for Passengers shall not extend to any special or extra Train that may be required to be run upon the said Railway, but shall apply only to the ordinary Trains appointed or to be appointed from Time to Time by the said Company for the Conveyance of Passengers and Goods upon the said Railway.

Company may take increased Charges by Agreement.

XXVIII. Provided further, and be it enacted, That nothing herein contained shall be held to prevent the said Company from taking any increased Charges over and above the Charges herein-before limited for the Conveyance of Goods of any Description, by Agreement with the Owners of or Persons in charge of such Goods, either in respect of the Conveyance thereof by Passenger Trains, or by reason of any other special Service performed by the said Company in relation thereto.

Power to raise additional Money by Creation of new Shares.

XXIX. And whereas the estimated Expense of making the said Branch Railway is Three hundred and fifty-two thousand Pounds: Be it enacted, That it shall be lawful for the Company to raise, by the Creation of new Shares in the said Company, in addition to the Sum of Money which they are by the said recited Acts authorized to raise, any further Sum of Money not exceeding in the whole Three hundred and fifty-five thousand Pounds: Provided always, that all and every Part of such Sum of Money so to be raised shall be applicable only to the Objects and Purposes by this Act authorized.

New Shares to be considered same as original Shares.

XXX. And be it enacted, That the Capital so to be raised by the Creation of new Shares shall be subject to the same Provisions in all respects, whether with reference to the Payment of Calls, or the Forfeiture of Shares on Nonpayment of Calls, or otherwise, as if it had been Part of the original Capital, except as to the Amount of such Shares, and the Times of making Calls for such additional Capital, and the Amount of such Calls respectively, which it shall be lawful for the Directors of the Company from Time to Time to fix as they shall think fit: Provided always, that the greatest Amount of any One Call which the Company may make on such new Shares shall not exceed the Rate of Ten Pounds *per Centum* upon the Amount of such Shares, and that there shall be an Interval of Two Calendar Months at least between the Time fixed for the Payment of one Call and the Time fixed for the Payment of the next succeeding Call.

Preferential Dividends on Shares.

XXXI. And be it enacted, That it shall be lawful for the Directors of the Company to divide the Capital so to be raised by the Creation of new Shares into Shares of such an Amount as will conveniently allow the same to be apportioned according to the Order of a General or Special General Meeting of the Company; and the Proprietors of such Shares shall be entitled to be paid out of the general Revenue of the Company, and in priority of the general Dividends made by the Company, a Rate of Dividend, to be fixed by the Company at such Meeting, not exceeding Six Pounds *per Centum per Annum* upon the Amount paid up upon such new Shares; and such fixed Dividends shall be payable half-yearly at the same Time as the ordinary Dividends of the Company: Provided always, that the Proprietors of any such new Shares may, by Writing under their respective Hands delivered on or before the First Day of *July* Eighteen hundred and fifty-five at the Office of the Secretary of the Company, declare their respective Option to accept, from and after the First Day of *January* Eighteen hundred and fifty-six, in respect of any such new Shares, Dividends in common and rateably with the Proprietors of other Shares in the Company, instead of such fixed Dividends; and from and for ever after the First Day of *January* Eighteen hundred and fifty-six, such fixed Dividend shall wholly cease to be payable in respect of those of such new Shares as to which such Option shall be declared, and the Proprietors of the same Shares shall receive Dividends thereon in common and rateably with the Proprietors of the Shares in the Company in respect whereof such fixed Dividend shall not be payable.

Existing Guarantees not to be affected.

XXXII. And be it enacted, That any Guarantee of Dividend which may be granted in respect of such new Shares in pursuance of the Powers of this Act shall not prejudice or affect any Guarantee of Dividend or Interest which may have been granted by the said Company by or in pursuance of any Act of Parliament passed prior to the passing of this Act.

As to voting in respect of new Shares.

XXXIII. And with respect to the Votes at Meetings of the Company, be it enacted, That in respect of new Shares of less nominal Amount than One hundred Pounds each, the Votes of any Proprietor of such new Shares shall be determined by the Number of One hundred Pound Shares into which the Amount of Capital represented by such new Shares held by him shall be capable of being divided.

Power to borrow Money on Mortgage.

XXXIV. And be it enacted, That after the whole of the Capital by this and the recited Acts authorized to be created shall have been subscribed for, and One Half thereof shall have been paid up, it shall be lawful for the Company to borrow on Mortgage or Bond any Sums not exceeding in the whole the Sum of One hundred and eighteen thousand Pounds: Provided always, that all and every Part of such Sum of Money so to be borrowed shall be applicable only to the Objects and Purposes by this Act authorized.

Sums raised under former Acts to have Priority.

XXXV. And be it enacted, That all Sums raised by Mortgage or Bond under the recited Acts shall have Priority over the Sums authorized to be raised by Mortgage or Bond under this Act.

XXXVI. And

Interpretation of Act.

XXXVI. And be it enacted, That in this Act whenever the Words "the Company" are used the same shall be held to mean the *Bristol and Exeter* Railway Company; Words importing the Plural Number shall include the Singular; and Words importing the Singular Number shall include the Plural; and Words importing the Masculine Gender shall include Females; and the Word "Lands" shall be held to include Lands, Tenements, Buildings, and Hereditaments of every Tenure and Description.

Interest not to be paid on Calls paid up.

XXXVII. And be it enacted, That it shall not be lawful for the said Company, out of any Money by this Act or any other Act relating to the said Railway Company authorized to be raised by Calls in respect of Shares, or by the Exercise of any Power of borrowing, to pay Interest to any Shareholder on the Amount of the Calls made in respect of Shares held by him in the Capital by this Act authorized to be raised: Provided always, that nothing hereinbefore contained shall be deemed to prevent the said Company from paying to any Shareholder such Interest on Money advanced by him beyond the Amount of the Calls actually made as shall be in conformity with the Provisions in the Companies Clauses Consolidation Act, 1845, in that Behalf contained.

Deposits future Bills not to be paid out of the Company's Capital.

XXXVIII. And be it enacted, That it shall not be lawful for the said Company, out of any Money by this Act or any other Act relating to the said Railway Company authorized to be raised for the Purposes of such Act or Acts, to pay or deposit any Sum of Money which by any Standing Order of either House of Parliament, now in force or hereafter to be in force, may be required to be deposited in respect of any Application to Parliament for the Purpose of obtaining an Act authorizing the said Company to construct any other Railway or execute any other Work or Undertaking.

Railway Company to be subject to Provisions of 1 & 2 Vict. c. 98., 3 & 4 Vict. c. 97., 5 & 6 Vict. c. 55., 7 & 8 Vict. c. 85., and 9 & 10 Vict. cc. 57. & 105.

XXXIX. And whereas an Act was passed in the Second Year of the Reign of Her present Majesty, intituled *An Act to provide for the Conveyance of the Mails by Railway*; and another Act was passed in the Fourth Year of the Reign of Her said Majesty, intituled *An Act for regulating Railways*; and another Act was passed in the Sixth Year of the Reign of Her said Majesty, intituled *An Act for the better Regulation of Railways, and for the Conveyance of Troops*; and another Act was passed in the Eighth Year of the Reign of Her said Majesty, intituled *An Act to attach certain Conditions to the Construction of future Railways authorized or to be authorized by any Act of the present or succeeding Sessions of Parliament, and for other Purposes in relation to Railways*; and Two Acts were passed in the Ninth and Tenth Years of the Reign of Her said Majesty, intituled respectively *An Act for regulating the Gauge of Railways*, and *An Act for constituting Commissioners of Railways*: Be it enacted, That nothing in this Act contained shall be held to exempt the said Branch Railway or the Company from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Branch Railway and Company, so far as the same shall be applicable thereto.

XL. And

Railway not exempt from Provisions of future general Acts.

XL. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the Railway or Branch Railway by this or the recited Acts authorized to be made from the Provisions of any general Act relating to such Acts, or of any general Act relating to Railways, now in force, or which may hereafter pass during the present or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by this Act.

Expenses of Act.

XLI. And be it enacted, That all the Costs, Charges, and Expenses of and incidental to the obtaining and passing of this Act, or otherwise incidental thereto, shall be paid by the Company out of the Money received or to be received by them under the Authority of this and the said recited Acts.

Short Title.

XLII. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments, it shall be sufficient to describe it as "The *Bristol and Exeter* Railway (*Taunton and Castle Cary* Branch) Act, 1848."

Public Act.

XLIII. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

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