ANNO QUINQUAGESIMO SECUNDO

GEORGII III. REGIS.

Cap. 50.

An Act for the Improvement of certain Parts of the Harbour of *Catwater* within the Manor of *Plympton* in the County of *Devon*; and for the more effectually providing for the Security of the Communication from *Pomphlet Point* acroſs the contiguous Water of *Lary* within the ſaid Manor. [20th *April* 1812.]

WHEREAS the Harbour of *Catwater* within the Port of *Plymouth* in the County of *Devon* is a very ancient Harbour, and much frequented by Ships and Veſſels of large Burthen: And whereas ſuch Parts of the ſaid Harbour as lie to the Eaſtward of a Line drawn from *Monkeydoe* on the North Side of the ſaid Harbour to *Ivey Cove* on the South Side of the ſame, are reputed to be within the Manor and Honour of *Plympton* in the ſaid County of *Devon*: And whereas by Indenture of Leaſe dated the Twenty-ſixth Day of *Auguſt* One thouſand eight hundred and ſeven, and made between His Majeſty King *George* the Third of the one Part, and the Right Honourable *John* Lord *Boringdon* of the other Part, His Majeſty did give and grant unto the ſaid *John* Lord *Boringdon*, his Executors, Adminiſtrators, and Aſſigns, full Liberty and Authority to lay down and place, in the Bed or Soil of that Part of the Tract of Land overflowed by the Sea and forming the Harbour of *Catwater* in the County of *Devon* which is ſituate to the Eaſtward of a Line ſuppoſed to be drawn ſtraight acroſs the ſaid Harbour of *Catwater* from a certain Point or Cove called *Ivey Cove* on the South Side of the Harbour of *Catwater* to a certain other Point or Place called *Monkeydoe* on the North Side thereof, particularly delineated and deſcribed in a Plan thereof remaining in the Office of the Surveyor General of His Majeſty's Land Revenue, ſuch and ſo many Chains for the ſafe mooring, riding, and lying of Ships and Veſſels, together with ſuch Anchors, Swivels, Blocks of Stone or Iron, and from Time to Time to alter, relay, and replace all or any of the ſaid Chains, Anchors, Swivels, Blocks of Stone or Iron and other Works and Materials, and to do and perform all Matters and Things that might be neceſſary or conducive to the better, ſafer, and more convenient mooring and riding of Ships and Veſſels within the ſaid Harbour of *Catwater*, together with full Power and Authority for the ſaid *John* Lord *Boringdon*, his Executors, Adminiſtrators, and Aſſigns, to take

and receive for the mooring and riding of Ships and Veſſels at the ſaid Chains, the ſeveral Rates or Duties or Sums of Money therein particularly mentioned, to hold and enjoy all and ſingular the Liberties, Licences, Powers, Authorities, and Premiſes thereby granted, with the Appurtenances, unto the ſaid *John* Lord *Boringdon*, his Executors, Adminiſtrators and Aſſigns, from thenceforth for the Term of Thirty-one Years, under and ſubject to the Payment of the yearly Rent and Performance of the Covenants, Conditions, and Agreements therein reſerved and contained: And whereas it is expedient that a Harbour Maſter ſhould be appointed to ſuperintend the mooring and direct the placing of Ships and Veſſels frequenting the ſaid Parts of the ſaid Harbour: And whereas ſeveral Pits or Quarries are ſituate on the Shores of the ſaid Parts of the ſaid Harbour, and in conſequence thereof divers Quantities of Stones, Earth, Filth, and other Rubbiſh are continually thrown therein to the great Detriment and Prejudice of the Navigation of the ſaid Parts of the ſaid Harbour: And whereas the Paſſage acroſs *Catwater* from *Oreſton* to *Cat Down* is an ancient eſtabliſhed Paſſage of which the ſaid *John* Lord *Boringdon* Lord of the ſaid Manor of *Plympton* is Proprietor: And whereas the ſaid *John* Lord *Boringdon* Lord of the ſaid Manor of *Plympton* hath, in Aid of the ſaid Paſſage and to the great Advantage and Convenience of the Public, recently eſtabliſhed, by Means of a Ferry Boat known by the Name of *The Flying Bridge*, a Communication acroſs the contiguous Water of *Lary* from *Pomphlet Point* to the new Cot oppoſite the ſame; and it is expedient that ſuch Communication ſhould be rendered more ſafe and ſecure; but inaſmuch as the ſeveral Purpoſes aforeſaid cannot be effected without the Aid and Authority of Parliament: May it therefore pleaſe Your Majeſty that it may be enacted; and be 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, from and immediately after the paſſing of this Act, it ſhall and may be lawful to and for the ſaid Lord of the ſaid Manor of *Plympton*, his Executors, Adminiſtrators, and Aſſigns, from Time to Time to nominate and appoint a Harbour Maſter for all ſuch Part and Parts of the ſaid Harbour as is and are deſcribed and comprized in the ſaid Indenture of Leaſe; and from Time to Time to remove and diſplace any ſuch Harbour Maſter for Miſbehaviour or Neglect of Duty and appoint another in the Stead of ſuch Perſon ſo removed, as he or they ſhall judge neceſſary and proper.

Power to appoint a Harbour Maſter.

Veſſels to moor.

II. And be it further enacted, That the Mooring Chains, Rings, and Anchors being laid down and placed in the ſaid Parts of the ſaid Harbour, no Ship or Veſſel ſhall let go an Anchor in any of the ſaid Part or Parts of the ſaid Harbour, provided there ſhall be convenient Chains and Rings for mooring the ſame (except by Streſs of Weather, and except Ships on their firſt Entrance into the ſaid Harbour until duly moored, and that for Twenty-four Hours only) to be aſcertained by the Harbour Maſter, and the ſeveral Officers and Perſons acting under him, or until it ſhall be practicable for the ſaid Harbour Maſter to remove and properly place any ſuch Ships, and except the Ships or Veſſels belonging to the King's Majeſty, and alſo except ſuch Ships or Veſſels as ſhall have Occaſion to go either on the Northern Shore of the ſaid Part or Parts of the ſaid Harbour at *Catdown*, or on the Southern Shore of the ſame at *Turnchapel*, for the Purpoſe *bonâ fide* of being repaired, or loading or unloading their Cargoes.

Rates for the Uſe of Moorings.

III. And be it further enacted, That it ſhall and may be lawful for the ſaid Lord of the ſaid Manor of *Plympton*, his Executors, Adminiſtrators and Aſſigns, by the Harbour Maſter or ſuch Perſon or Perſons

ſons as he (or they) ſhall appoint, to aſk, demand and take of and from all and every the Maſters and Owners of all Ships and Veſſels for the Uſe of ſuch Mooring Chains and Rings for and during the Reſidue of the ſaid Term of Thirty-one Years granted by the ſaid Indenture of Leaſe, the ſeveral Rates ſpecified in the Schedule hereunto annexed, being the ſame Rates as are ſpecified and ſet forth in the ſame Indenture of Leaſe.

For Recovery of Rates.

IV. And to the Intent that the Rates ſpecified in the ſaid Schedule may be effectually collected and levied, be it further enacted, That in caſe any Owner or Maſter, or other Perſon having the Rule or Command of any Ship or other Veſſel, ſhall refuſe to pay the ſame, then and in ſuch Caſe it may and ſhall from Time to Time be lawful to and for the ſaid Harbour Maſter, or Perſon, or Officers acting on Behalf of the ſaid Lord of the ſaid Manor of *Plympton*, and his Executors, Adminiſtrators, and Aſſigns, to go on board ſuch Ship or other Veſſel, to demand, collect, and receive the ſaid Rates; and on Non-payment thereof, to take and diſtrain every ſuch Ship or other Veſſel, and all the Tackle, Apparel and Furniture thereto belonging, or any other Part thereof; and in caſe of any Neglect or Default in Payment of the ſaid Rates for the Space of Three Days after any Diſtreſs or Diſtreſſes ſo made or taken, that then it ſhall and may be lawful to and for the ſaid Harbour Maſter or Perſons or Officers acting on Behalf of the ſaid Lord of the ſaid Manor of *Plympton*, and his Executors, Adminiſtrators, and Aſſigns, to cauſe the ſame to be appraiſed by one or more Sworn Appraiſers, or other ſufficient Perſon; and afterwards to ſell the Diſtreſs or Diſtreſſes, and therewith to ſatisfy himſelf or themſelves as well for and in reſpect of the Rates ſo neglected or delayed to be paid, as alſo for and in reſpect of his or their reaſonable Charges in taking, keeping, appraiſing, and ſelling the ſame, rendering the Overplus, if any ſuch there be, to the Owner upon Demand.

Perſons eluding Payment to continue chargeable.

V. And be it further enacted, That if any Maſter, Owner, or other Perſon or Perſons, having the Rule or Command of any Ship or other Veſſel, ſhall by any Method whatſoever at any Time or Times elude or avoid the Payment of the Rates hereby made payable, or any Part thereof, each and every Perſon eluding or avoiding Payment as aforeſaid, ſhall ſtand charged with and be liable to the Payment of the ſame, and the ſame ſhall and may be recovered from ſuch Maſter or Owners reſpectively at any Time or Times, by the ſame Method and in ſuch Manner as is hereinafter directed for levying and recovering the Fines, Forfeitures, and Penalties, impoſed by this Act.

Anchors not to be caſt when there are ſufficient Moorings.

VI. And be it further enacted, That if any Maſter or Owner of any Ship or Veſſel, or other Perſon having the Care and Command thereof, ſhall at any Time when there are ſufficient Chains, Rings, and Anchors for mooring the ſame, as aforeſaid (except as aforeſaid) caſt Anchor in any of the ſaid Part of the ſaid Harbour, and ſhall be thereof lawfully convicted on the Oath of one or more credible Witneſs or Witneſſes before One or more of the Juſtices of the County of *Devon*, every Perſon ſo offending ſhall forfeit and pay to the ſaid Lord of the ſaid Manor of *Plympton*, his Executors, Adminiſtrators, and Aſſigns, for every ſuch Offence, a Sum not exceeding Ten Pounds, at the Diſcretion of ſuch Juſtice; ſuch Penalty, together with reaſonable Coſts to be levied by Diſtreſs or Sale of as much of Tackle, Apparel, or Furniture of ſuch Ship or Veſſel, as ſhall be ſufficient to anſwer the ſaid Penalty and Coſts, tendering the Surplus (if any) upon Demand, to the Owner, Maſter, or other Perſon having the Care or Command of ſuch Ship or Veſſel as aforeſaid.

VII. And

Power of the Harbour Maſter.

VII. And be it further enacted, That it ſhall be lawful for the ſaid Harbour Maſter, or the Officers or Perſon acting under him, and he and they have hereby full Power and Authority to direct the mooring, unmooring, moving and removing of all Ships and Veſſels, Lighters and Craft, coming into, lying, or being in the ſaid Part of the ſaid Harbour, either as to the Time or Times and Manner of their Entrance into, lying in, or going out of the ſame, and their Poſition, loading and diſcharging therein (ſave and except as aforeſaid); and in caſe the Owner, Maſter, Pilot, Servant or other Perſon having the Care of any Ship or Veſſel, ſhall refuſe or neglect to moor, unmoor, move or remove the ſame to ſuch Direction, then it ſhall be lawful for the ſaid Harbour Maſter or the Officers or Perſons acting under him, and he and they is and are hereby required to moor, unmoor, move and remove ſuch Ship or Veſſel, and the Charges and Expences thereof reſpectively ſhall be repaid, together with the Sum of Ten Pounds for each Offence by the Maſter or Owner of ſuch Ship or Veſſel, and may be recovered by the ſaid Lord of the ſaid Manor of *Plympton* and his Executors, Adminiſtrators, and Aſſigns of the Owner of ſuch Ship or Veſſel, in caſe of Non-payment thereof on Demand, by ſuch Ways and Means as Penalties and Forfeitures are by this Act to be recovered; and in caſe any ſuch Maſter, Commander, Mate, Pilot or other Perſon or Perſons whomſoever ſhall obſtruct or hinder the mooring, unmooring, moving or removing, of any Ship or Veſſel, ſuch Perſon or Perſons ſhall for every ſuch Offence forfeit the Sum of Ten Pounds, to be recovered by and paid to the ſaid Lord of the ſaid Manor of *Plympton*, and his Executors, Adminiſtrators, and Aſſigns.

Penalties on Perſons throwing Rubbiſh into the Harbour.

VIII. And be it further enacted, That if any Perſon or Perſons ſhall wilfully throw or cauſe to be thrown any Stones, Filth or Rubbiſh whatever into the ſaid Harbour or any Part thereof, from any Pit or Quarry, ſituate on the Shores of the ſaid Part or Parts of the ſaid Harbour, every Perſon ſo offending ſhall forfeit and pay for every ſuch Offence any Sum not exceeding Ten Shillings.

Penalties on Perſons throwing Ballaſt from Veſſels below High Water Mark.

IX. And be it further enacted, That if any Perſon or Perſons ſhall wilfully throw or cauſe to be thrown any Ballaſt or other weighty Material from on board any Ship or Veſſel into the ſaid Part of the ſaid Harbour, or ſhall place or lay any ſuch Ballaſt or Materials upon the Shore adjoining the ſaid Parts of the ſaid Harbour, at any Spot below High Water Mark, ſo as to admit of its being carried by the Tide into ſaid Parts of ſaid Harbour, every Perſon ſo offending ſhall forfeit and pay for every ſuch Offence any Sum not exceeding Ten Shillings.

Authority to place a Hawſer from Pomphlet Point to New Cot.

X. And be it further enacted, That it ſhall and may be lawful for the ſaid *John* Lord *Boringdon* Lord of the ſaid Manor of *Plympton*, and his Heirs and Aſſigns, from Time to Time to place or cauſe to be placed acroſs the Water known by the Name of the *Lary*, ſuch Rope or Hawſer as may be found neceſſary for the due and ſafe working, Paſſage and Re-paſſage, of the preſent or any other Ferry Boat, commonly known by the Name of *The Flying Bridge*, to and from the Point called *Pomphlet Point*, and the new Cot oppoſite to the ſame.

Penalty for wilfully injuring the Hawſer.

XI. And be it further enacted, That if any Maſter or Owner of any Barge or other Veſſel, or any other Perſon, ſhall maliciouſly and wilfully cut, injure, or deſtroy, or cauſe to be maliciouſly and wilfully cut, injured, or deſtroyed, ſuch Rope or Hawſer as aforeſaid, and ſhall be lawfully convicted thereof, on the Oath of One or more credible Witneſſes before One or more of the Juſtices of the County of *Devon*, every Perſon

so offending shall forfeit and pay to the said *John* Lord *Boringdon*, Lord of the said Manor of *Plympton*, his Heirs and Assigns, for every such Offence a Sum not exceeding Twenty Pounds, at the Discretion of such Justice or Justices; such Penalty together with reasonable Costs to be levied by Distress and Sale of so much of the Tackle, Apparel or Furniture of such Vessel or Barge, or the Goods and Chattels of any such Person or Persons so offending, as shall be sufficient to answer the said Penalty and Costs, tendering the Overplus (if any) upon Demand, to the Master or Owner of such Vessel or Barge, or any such Person or Persons as aforesaid.

Masters to recover from their Servants any Sums for their Defaults.

XII. And be it further enacted, That in case the Owner or Owners of any such Barge or other Vessel shall be compelled to pay any Penalty or to make Satisfaction for any Damages by Reason of any Neglect or Default done or committed by his or their Servants or Bargemen, or any of them, such Servants or Bargemen, and each and every of them, shall be liable to repay such Penalty or Damages (with the Costs thereof) to such Owner or Owners, and in case of Non-payment upon Demand thereof and Oath made by such Owner or Owners of the Payment made by him or them of such Penalty, Satisfaction, or Damages, and that the same and the Costs thereof have not been repaid to him or them by such Servants or Bargemen or any of them, although demanded (such Oath to be made before any Two Justices of the County where such Penalty or Satisfaction shall have been recovered), the Amount thereof shall be recovered in the Manner as any Penalty is hereby directed to be recovered.

Recovery of Penalties.

XIII. And be it further enacted, That all Fines, Penalties, and Forfeitures by this Act imposed, may be levied and recovered within Three Calendar Months after the Offence or Offences committed, before any Justice or Justices of the Peace for the County of *Devon*, or if committed by any Owner or Master of any Ship or Vessel, before any Justice as aforesaid, or Justice of the City, Town, or Port, at which such Owner or Owners, or Master shall reside, or to which the Ship of such Owner or Master shall belong; and such Justice and Justices is and are hereby authorised, and required upon Information exhibited or Complaint made, to grant a Warrant, to bring before him or them such Offender or Offenders at the Time and Place in such Warrant specified, and if on the Conviction of the Offender or Offenders respectively or on his, her, or their Confession or on Oath, which Oath such Justice or Justices is and are hereby empowered to administer, such Fine, Penalty, or Forfeiture shall not be forthwith paid, it shall be lawful for such Justice or Justices to commit any such Offender to the common Gaol or House of Correction for the County, City, or Place where the Offence shall be committed, there to remain without Bail or Mainprize for any Time not exceeding Three Months, unless such Fine, Penalty, or Forfeiture, and all reasonable Charges attending thereof, shall be sooner paid.

Persons escaping into other Counties may be followed.

XIV. And be it further enacted, That in case any Person against whom any Warrant shall be issued by any Justice or Justices before or after any Conviction for any Offence against this Act shall escape, go into, or reside or be in any County, Riding, Division, City, Liberty, Town or Place, out of the Jurisdiction of such Justice or Justices granting such Warrant or Warrants; or if the Goods or Chattels of any Offender, convicted of any Offence in pursuance of this Act, shall be in a different County, Riding, Division, City, Liberty, Town, or Place, than where the said Party was convicted or Warrant of Distress granted, it shall be lawful for any Justice of the County, Riding, Division, City, Liberty, Town, or Place, into which the Party shall escape, either before or after the Conviction, and they and

every of them are hereby required, upon Proof made upon Oath of the Hand Writing of any Juſtice or Juſtices granting ſuch Warrant or Warrants, to indorſe ſuch Warrant, and the ſame when indorſed ſhall be a ſufficient Authority to all Peace Officers and other Perſons therein named to execute ſuch Warrant in ſuch County, Riding, Diviſion, City, Liberty, Town, or Place, out of the Juriſdiction of the Juſtice or Juſtices reſpectively, ſo granting the ſame; and on the Offender or Offenders being apprehended, he or they ſhall and may be carried before the Juſtice or Juſtices who granted the original Warrant, to be dealt with according to Law: Provided always, that any Perſon or Perſons who ſhall think himſelf, herſelf, or themſelves aggrieved, ſhall and may appeal to the Quarter Seſſions for the ſaid County of *Devon*.

Power to appeal.

XV. Provided always, and be it further enacted, That if any Perſon or Perſons ſhall think himſelf, herſelf, or themſelves aggrieved by any Matter or Thing done in purſuance of this Act, ſuch Perſon or Perſons may appeal to the Juſtices of the Peace at the Firſt or General Quarter Seſſions of the Peace to be holden for the County or Place after the Expiration of Three Months from the Time that the Matter of ſuch Appeal ſhall have ariſen, the Perſon or Perſons appealing having firſt given Twenty-one Days Notice at leaſt of his, her, or their Intention to bring ſuch Appeal and of the Matter thereof to the Perſon or Perſons appealed againſt, and within Five Days after ſuch Notice entering into a Recognizance before ſome Juſtice of the Peace for ſuch County or Place with ſufficient Sureties to bring ſuch Appeal and abide the Award or Order of the ſaid Court thereon; and the ſaid Juſtices at ſuch Seſſions upon due Proof of ſuch Notice and Recognizance having been given and entered into are hereby authorized and required to hear and determine the Matter of ſuch Appeal in a ſummary Way, and to make ſuch Order therein and to award ſuch Coſts to either of the Parties or otherwiſe as they the ſaid Juſtices ſhall judge proper; and the ſaid Juſtices may alſo order ſuch further Satisfaction to be made to the Party injured as they ſhall judge reaſonable; and all ſuch Orders and Determinations of the ſaid Juſtices ſhall be final, binding, and concluſive on all Parties to all Intents and Purpoſes whatſoever.

Diſtreſſes not unlawful for want of Form.

XVI. And be it further enacted, That 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 ſhall the Party or Parties making the ſame be deemed a Treſpaſſer or Treſpaſſers *ab initio* on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Diſtreſs or the Proceeding relating thereto.

Conviction of Offenders.

XVII. And for the more eaſy and ſpeedy Conviction of Offenders againſt this Act, be it further enacted, That all and every Juſtice and Juſtices of the Peace before whom any Perſon ſhall be convicted of any Offence againſt this Act ſhall and may in all caſes, when the Form of Conviction is not herein-before directed, cauſe the Conviction to be drawn up in the following Form; (that is to ſay),

Form of Conviction.

'BE it remembered, That on the Day of in the Year of our Lord
'*A. B.* is convicted before me (*or* us) One (*or* Two *as the Caſe may be*) of His Majeſty's Juſtices of the Peace authorized to act under an Act paſſed in the Fifty-ſecond Year of the Reign of King *George* the Third [*Here ſpecify the County, City, Diviſion or Place or Harbour, Town, Borough or Port, where the Conviction ſhall be made, as the Caſe may be*] contrary to the ſaid Act, for which Offence I (*or* we)

we) adjudge the said *A. B.* to have forfeited the Sum of

Given under my Hand and Seal (*or* our Hands and Seals) the Day and Year first above written.'

Proceedings not to be removed into superior Courts

XVIII. And be it further enacted, That no *Certiorari* or other Writ or Process for the Removal of any such Conviction, or any Proceedings thereon, into any of His Majesty's Courts of Record at *Westminster*, shall be allowed or granted.

Witnesses.

XIX. And be it further enacted, That if any Person who shall be summoned as a Witness before any Justice or Justices of the Peace, having had a reasonable Sum for his or her Costs and Charges tendered or paid to him or her, shall refuse or neglect to appear at the Time by such Summons appointed, and shew no Cause for such Neglect or Refusal, it shall and may be lawful for such Justice or Justices, on Proof of such Summons having been served, to issue his or their Warrant under his Hand and Seal or Hands and Seals, to bring such Person before him or them; and if on Appearance, or on being brought before any Justice or Justices, such Person or Persons shall refuse to be examined on Oath, or being a professed Quaker, upon solemn Affirmation, concerning the Premises without having some just Cause for such Neglect or Refusal, such Person or Persons shall forfeit for every such Neglect or Refusal any Sum not exceeding Ten Pounds, to be recovered as other Penalties are hereby made recoverable.

Harbour Master not incompetent Witness.

XX. And be it further enacted, That in case any Dispute, Suit, or Litigation shall arise touching or in anywise relating to the Mooring Rates specified in the Schedule hereunto annexed, the Harbour Master of the said Part of the said Harbour, or any Person or Officers acting under him, shall not be disqualified from giving Evidence in any such Dispute, Suit, or Litigation by Reason of his or their being appointed to collect such Rates.

Limitation of Actions.

XXI. And be it further enacted, That in case any Action or Suit shall be commenced or prosecuted against any such Person or Persons as aforesaid, for any Thing done in pursuance of this Act, Fourteen Days previous Notice thereof shall be given to such Harbour Master, or Person or Officers acting under him, and every such Action or Suit shall be commenced within Six Calendar Months next after the Cause of Action shall arise, and not afterwards, and such Action or Actions shall be laid or brought in the said County of *Devon* and not elsewhere; and the Defendant or Defendants in all Actions or Suits so brought, shall and 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 it shall appear to have been so done, or that such Action or Suit was brought after the Time so limited, or should be brought in any other County or Place than as aforesaid, then the Jury shall find a Verdict for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or suffer a Discontinuance of his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Treble Costs, and shall have the like Remedy for the same as any Defendant or Defendants hath or have for the Costs of Suit in other Cases by Law.

General Issue.

Treble Costs.

XXII. Provided

Saving the Rights of the Prince of Wales.

XXII. Provided always, and be it further enacted, That nothing in this Act contained ſhall extend or be conſtrued to extend to alter, abridge, diminiſh or take away any of the Rights, Tolls, Benefits, Privileges, Emoluments, Profits or Royalties which His Royal Highneſs the Prince of *Wales* as Duke of *Cornwall* and Lord of the Manor of *Trematon* was poſſeſſed of, or entitled unto, by Act of Parliament, Charter, Preſcription, Cuſtom, or otherwiſe howſoever, before the paſſing of this Act.

Saving the Rights of the Corporation of Plymouth.

XXIII. Provided always and be it further enacted, That nothing in this Act contained ſhall extend, or be conſtrued to extend, to alter, abridge diminiſh or take away any of the Rights, Tolls, Benefits, Privileges, Emoluments, Liberties, Franchiſes, or any former or other Juriſdiction which the Mayor and Commonalty of the Borough of *Plymouth* were poſſeſſed of, or had a Right unto, by Act of Parliament, Charter, Preſcription, Cuſtom or otherwiſe howſoever before the paſſing of this Act.

Saving the Rights of the Corporation of Saltaſh.

XXIV. Provided always, and be it further enacted, That nothing in this Act contained ſhall extend, or be conſtrued to extend, to alter, abridge, diminiſh or take away, any of the Rights, Tolls, Benefits, Privileges, Emoluments, Liberties, Franchiſes or any former or other Juriſdiction which the Mayor and Commonalty of the Borough of *Saltaſh* in the County of *Cornwall* were poſſeſſed of or had any Right unto by Act of Parliament, Charter, Preſcription, Cuſtom or otherwiſe howſoever before the paſſing of this Act.

Saving the Rights of all other Perſons.

XXV. Saving always to the King's moſt Excellent Majeſty, His Heirs and Succeſſors, and all and every other Perſon and Perſons, Bodies Politic and Corporate whatſoever, ſave and except ſo far as the ſame are or may be expreſsly altered or affected in and by this Act, all ſuch Right, Title or Intereſt whatſoever, as they and every or any of them had or enjoyed, of, in, to or out of the Premiſes herein mentioned, or any of them, or any Part thereof, before the paſſing of this Act, or could have enjoyed in caſe this Act had not been made.

Public Act.

XXVI. 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 or others, without being ſpecially pleaded.

SCHEDULE.

RATES for Moorings.

	Shillings.	
Britiſh Veſſels under 200 Tons - -	Five	per Week.
Ditto above Ditto - -	Six	Ditto.
Foreign Veſſels under 200 Tons - -	Six	Ditto.
Ditto above Ditto - -	Eight	Ditto.

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