ANNO PRIMO & SECUNDO

VICTORIÆ REGINÆ.

****

Cap. li.

An Act to enable the *Exeter* Commercial Gas Light and Coke Company to raise a further Sum of Money. [4th *July* 1838.]

WHEREAS an Act was passed in the Sixth Year of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to establish a Company for more effectually* 6 W. 4. c. 4.
lighting with Gas the City and County of the City of Exeter, *and certain Parishes and Places in the County of* Devon, whereby certain Persons therein mentioned were united into a Company by the Name of "The *Exeter* Commercial Gas Light and Coke Company:" And whereas the said Company were by the said Act empowered to raise a Capital Sum of Ten thousand Pounds, and a further Sum not exceeding Four thousand Pounds by way of Loan on the Security of the Property and Effects belonging to the said Company: And whereas the said Company have raised the said several Sums of Ten thousand Pounds and Four thousand Pounds, and have expended the same for the Purposes of the said Act: And whereas the Demand for Gas within the said City and the Parishes in the said Act mentioned is increasing; and a larger Supply of Gas has become requisite for the Accommodation of the Public; and in order to afford such Supply, and more effectually to

carry into execution the Purposes of the said Act, it is expedient that the said Company should be enabled to raise a further Sum of Money, which cannot be effected without the Aid and 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 it shall be lawful for the said Company and they are hereby authorized and empowered, forthwith or at any Time after the passing of this Act, to raise, by the Creation and Sale or other Disposition of new Shares of Ten Pounds each, but not by any other Ways or Means, any Sum or Sums of Money not exceeding in the whole the Sum of Fourteen thousand Pounds, in addition to the said Sum of Ten thousand Pounds authorized to be raised by the said recited Act; and that the several Persons subscribing for or purchasing or otherwise acquiring such new Shares as aforesaid shall have and be entitled to the same Rights and Privileges and be on the same Footing in every respect as the Persons for the Time being holding or possessing the Shares authorized to be created by the said recited Act; and every Provision therein contained, mentioning or referring to the Shares thereby authorized to be created, shall from and after the passing of this Act be deemed to mention or refer to the several new Shares by this Act authorized to be created.

Company empowered to raise a further Sum of Money.

Power to raise 8,000*l.* by Mortgage.

II. And be it further enacted, That when and so soon as One Half of the Capital by the said recited Act and this Act authorized to be raised shall be paid up, then and in such Case and at any Time thereafter it shall be lawful for the said Company, by an Order of any General or Special General Meeting of the said Company, to raise and borrow any further Sum of Money not exceeding Eight thousand Pounds by Mortgage, in addition to the said Sum of Four thousand Pounds authorized to be raised by Mortgage under the said recited Act, in the same Manner and Form, to all Intents and Purposes, and with the same Powers and subject to the same Regulations as in the said recited Act is mentioned and declared.

Certificate of a Justice to be Evidence that One Half the Capital has been paid up.

III. And be it further enacted, That a Certificate under the Hand and Seal of any Justice of the Peace acting within his Jurisdiction, that the Sum of Twelve thousand Pounds, being One Half of the entire Capital authorized to be raised by the said recited Act and this Act, hath been raised and paid up, (which Certificate such Justice is hereby authorized, on sufficient Evidence that such Sum has been subscribed, to grant, on Application made to him by the said Company, or their Committee of Management for the Time being,) shall for all Purposes whatsoever be conclusive Evidence that the whole of the said Sum of Twelve thousand Pounds hath been raised and paid up as aforesaid.

Expences of the Act.

IV. And be it further enacted, That all Costs, Charges, and Expences attending the applying for, obtaining, and passing this

Act shall be paid and discharged by the said Company or their Committee of Management out of the first Monies received or to be received by them under the Authority of the said recited Act and this Act, or either of them, in preference to any other Payments whatsoever.

V. 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. Public Act.

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