CHAPTER x.

An Act for granting further powers to the Folkestone Gas and Coke Company. A.D. 1898.

[23rd May 1898.]

WHEREAS by the Folkestone Gas Act 1865 (in this Act called the Act of 1865) the Folkestone Gas and Coke Company (in this Act called the Company) were re-incorporated and authorised to light with gas the parish of Folkestone including therein the town of Folkestone and the borough of Folkestone Sandgate in the parish of Cheriton and the Camp at Shorncliffe and the Company were authorised to raise a capital in shares of thirty-six thousand pounds (including the capital then already raised) and to borrow nine thousand pounds and the Company were by the said Act authorised to convert into shares any money so borrowed: 28 & 29 Vict. cap. xv.

And whereas by the Folkestone Gas Act 1876 (in this Act called the Act of 1876) the Company were authorised to raise a further sum of sixty thousand pounds in shares and to borrow a further sum of fifteen thousand pounds: 39 Vict. cap. x.

And whereas the whole of the said share capital has been fully paid up and the whole of the capital authorised to be raised by loan was so raised and has under the powers of the said Acts been converted into shares and the Company owe no money on mortgage or bond nor have they created any debenture stock:

And whereas the demand for gas within the statutory limits of supply of the Company is increasing and it is expedient that the Company be authorised to acquire additional lands and to erect additional works for the manufacture and storage of gas and the manufacture and conversion of residual products:

And whereas it is expedient that the Company be authorised to raise further capital for the purposes of their undertaking:

And whereas it is expedient that the other provisions of this Act should be sanctioned:

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And whereas the objects aforesaid cannot be effected without the authority of Parliament:

And whereas plans showing the lands which may be acquired under the powers of this Act and a book of reference to those plans containing the names of the owners or reputed owners lessees or reputed lessees and of the occupiers of and describing such lands have been deposited with the clerk of the peace for the county of Kent and are herein-after referred to as "the deposited plans and book of reference":

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 as follows (that is to say):—

Short title.

1. This Act may be cited as the Folkestone Gas Act 1898.

Incorporation of General Acts.

2. The Lands Clauses Acts the Gasworks Clauses Act 1847 (except sections 31 to 34) the provisions of the Companies Clauses Consolidation Act 1845 with respect to the following matters (that is to say):—

The distribution of the capital of the Company into shares;
The transfer or transmission of shares;
The payment of subscriptions and the means of enforcing the payment of calls;
The forfeiture of shares for non-payment of calls;
The remedies of creditors of the Company against the shareholders;
The borrowing of money by the Company on mortgage or bond;
The conversion of borrowed money into capital;
The consolidation of shares into stock;
The general meetings of the Company and the exercise of the right of voting by the shareholders;
The making of dividends;
The giving of notices; and
The provision to be made for affording access to the special Act by all parties interested;

and Part I. "Cancellation and Surrender of Shares" Part II. "Additional Capital" and Part III. "Debenture Stock" of the Companies Clauses Act 1863 as amended by subsequent Acts are so far as the same respectively are applicable for the purposes of and not varied by or inconsistent with the provisions of this Act incorporated with and form part of this Act And the Gasworks Clauses Act 1871 shall subject to the provisions of this Act

apply to the undertaking of the Company as if the same had been authorised by this Act. A.D. 1898.

Interpretation.

3. In this Act unless the subject or context otherwise require—

The words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith have the same respective meanings;

"Gas appliances" means and includes gas meters gas engines stoves ranges pipes tubes fittings and any apparatus machinery and appliances applicable for the production distribution and use of gas for lighting heating cooking ventilating and other purposes or as motive power;

"The Corporation" means the mayor aldermen and burgesses of the borough of Folkestone.

Power to take lands.

4. Subject to the provisions of this Act the Company may enter upon take hold and use the lands and hereditaments described in Part III. of the schedule to this Act and which are shown on the deposited plans and described in the deposited book of reference or the Company may by agreement acquire a lease for nine hundred and ninety-nine years of the whole or any part of such lands and hereditaments and on such of those lands as shall be acquired by the Company they may divert and stop up such footpaths as are shown on the deposited plans as intended to be diverted and stopped up respectively:

Provided as follows (that is to say):—

(1.) The Company shall not stop up either of the footpaths numbered 27 and 34 respectively on the deposited plans except with the previous consent of the Corporation under their common seal:

(2.) The Company shall connect the diverted footpath shown on the deposited plans with and make a proper approach thereto from Black Bull Road:

(3.) If the Company acquire the houses numbered on the deposited plans 9 and 10 respectively and pull down the same or either of them or the front thereof they shall not erect on the site of the houses or house so wholly or partly pulled down any building or wall which shall project beyond the building line prescribed by the Corporation for the south-eastern side of Ship Street.

Correction of errors &c. in deposited plans and book of reference.

5. If there be any omission misstatement or wrong description of any lands or of the owners lessees or occupiers of any lands shown on the deposited plans or specified in the deposited book of reference the Company after giving ten days' notice to the

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owners lessees and occupiers of the lands in question may apply to two justices for the correction thereof and if it appear to the justices that the omission misstatement or wrong description arose from mistake they shall certify the same accordingly and they shall in their certificate state the particulars of the omission and in what respect any such matter is misstated or wrongly described and such certificate shall be deposited with the clerk of the peace for the county of Kent and such certificate shall be kept by such clerk of the peace with the other documents to which the same relates and thereupon the deposited plans and book of reference shall be deemed to be corrected according to such certificate and it shall be lawful for the Company to take the lands and execute the works in accordance with such certificate.

Power to hold sell and lease lands.

6. The Company may hold any lands which they may acquire under the authority of this Act free from the provisions of the Lands Clauses Consolidation Act 1845 or of the existing Acts of the Company with respect to superfluous lands and they may grant a lease or leases of and sell and dispose of their estate and interest in any lands they may not for the time being require for the purposes of their undertaking.

Period for the compulsory purchase of lands.

7. 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.

Power to purchase lands by agreement.

8. The Company may for the purposes of their undertaking purchase take and hold (by agreement but not otherwise) in addition to the lands described in the schedule to this Act any lands and hereditaments not exceeding in the whole five acres which the Company may from time to time require for the purposes of their works and undertaking but the Company shall not create or permit a nuisance on any such lands or use the same for the manufacture of gas or of any product resulting from any materials employed in such manufacture.

Restrictions on displacing persons of labouring class.

9.—(1.) The Company shall not under the powers of this Act purchase or acquire in any city borough or urban district or in any parish or part of a parish not being within an urban district ten or more houses which on the fifteenth day of December last were or have been since that day or shall hereafter be occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers unless and until the Company—

(*a.*) Shall have obtained the approval of the Local Government Board to a scheme for providing new dwellings for such

number of persons as were residing in such houses on the fifteenth day of December last or for such number of persons as the Local Government Board shall after inquiry deem necessary having regard to the number of persons on or after that date residing in such houses and working within one mile therefrom and to the amount of vacant suitable accommodation in the immediate neighbourhood of such houses or to the place of employment of such persons and to all the circumstances of the case; and

(*b.*) Shall have given security to the satisfaction of the Local Government Board for the carrying out of the scheme.

(2.) The approval of the Local Government Board to any scheme under this section may be given either absolutely or conditionally and after the Local Government Board have approved of any such scheme they may from time to time approve either absolutely or conditionally of any modifications in the scheme.

(3.) Every scheme under this section shall contain provisions prescribing the time within which it shall be carried out and shall require the new dwellings proposed to be provided under the scheme to be completed fit for occupation before the persons residing in the houses in respect of which the scheme is made are displaced:

Provided that the Local Government Board may dispense with the last-mentioned requirement subject to such conditions (if any) as they may see fit.

(4.) Any provisions of any scheme under this section or any conditions subject to which the Local Government Board may have approved of any scheme or of any modifications of any scheme or subject to which they may have dispensed with the above-mentioned requirement shall be enforceable by a writ of Mandamus to be obtained by the Local Government Board out of the High Court.

(5.) If the Company acquire or appropriate any house or houses for the purposes of this Act in contravention of the foregoing provisions or displace or cause to be displaced the persons residing in any house or houses in contravention of the requirements of the scheme they shall be liable to a penalty of five hundred pounds in respect of every such house which penalty shall be recoverable by the Local Government Board by action in the High Court and shall be carried to and form part of the Consolidated Fund of the United Kingdom:

Provided that the Court may if it think fit reduce such penalty.

(6.) For the purpose of carrying out any scheme under this section the Company may appropriate any lands for the time being

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belonging to them or which they have power to acquire and may purchase such further lands as they may require and for the purpose of any such purchase sections 176 and 297 of the Public Health Act 1875 shall be incorporated with this Act and shall apply to the purchase of lands by the Company for the purposes of any scheme under this section in the same manner in all respects as if the Company were a local authority within the meaning of the Public Health Act 1875 and the scheme were one of the purposes of that Act.

(7.) The Company may on any lands belonging to them or purchased or acquired under this section or any Provisional Order issued in pursuance of this section erect such dwellings for persons of the labouring class as may be necessary for the purpose of any scheme under this section and may sell demise or let or otherwise dispose of such dwellings and any lands purchased or acquired as aforesaid and may apply for the purposes of this section to which capital is properly applicable or any of such purposes any moneys which they may be authorised to raise or apply for the general purposes of their undertaking:

Provided that all lands on which any buildings have been erected or provided by the Company in pursuance of any scheme under this section shall for a period of twenty-five years from the date of such scheme be appropriated for the purpose of such dwellings and every conveyance demise or lease of such lands and buildings shall be endorsed with notice of this enactment:

Provided also that the Local Government Board may at any time dispense with all or any of the requirements of this sub-section subject to such conditions (if any) as they may see fit.

(8.) So much of section 157 of the Public Health Act 1875 as provides that the provisions of that section and of sections 155 and 156 of the same Act shall not apply to buildings belonging to any railway company and used for the purposes of such railway under any Act of Parliament shall not apply to buildings erected or provided by the Company for the purpose of any scheme under this section.

(9.) The Local Government Board may direct any inquiries to be held by their inspectors which the Board may deem necessary in relation to any scheme under this section and for giving effect to any of the provisions of this section and the inspectors of the Local Government Board shall for the purposes of any such inquiry have all such powers as they have for the purposes of inquiries directed by the Local Government Board under the Public Health Act 1875.

(10.) The Company shall pay to the Local Government Board a sum to be fixed by that Board in respect of the preparation and issue of any Provisional Order in pursuance of this section and any expenses incurred by that Board in relation to any inquiries under this section including the expenses of any witnesses summoned by the inspector and a sum to be fixed by that Board not exceeding three guineas a day for the services of such inspector.

(11.) Any houses on any of the lands shown on the deposited plans occupied or which may have been occupied by persons of the labouring class within five years before the passing of this Act which have been acquired by or on behalf of the Company and for which houses no substitutes have been or are directed to be provided by any scheme approved by the Local Government Board under the powers of any previous Act relating to the Company shall for the purposes of this section be deemed to have been acquired under the powers of this Act and to have been occupied on the fifteenth day of December last by the same number of persons belonging to the labouring class as were occupying the said houses at the date of their acquisition Provided that if the Local Government Board is unable to ascertain the number of such persons who were then occupying the said houses the said houses shall be deemed to have been occupied by such number of such persons as in the opinion of the Local Government Board they might have been sufficient to accommodate.

(12.) For the purposes of this section the expression "labouring class" means mechanics artizans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any of such persons who may be residing with them.

Power to lay pipes in streets not dedicated to public use.

10. The Company may upon the application of the owner or occupier of any premises abutting on or being erected in any street or road laid out or made but not dedicated to public use supply such premises with gas and may lay and from time to time take up alter relay or renew in across or along such street or road such pipes as may be requisite or proper for the furnishing such supply and the provisions of the Gasworks Clauses Act 1847 with respect to the breaking up of streets for the purpose of laying pipes and for the protection of pipes when so laid so far as they are respectively applicable for the purposes of this section shall extend and apply mutatis mutandis to and for the purposes thereof.

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Powers as to construction and maintenance of gasworks &c.

11. Subject to the provisions of this Act the Company may upon the lands described in Part II. and Part III. of the schedule to this Act from time to time erect lay down provide and from time to time construct maintain alter improve enlarge extend and renew or discontinue gasworks retorts gas holders receivers machinery approaches and other works apparatus and conveniences and may do all such acts as they may think proper for making storing and supplying gas and may make store and supply gas accordingly and may manufacture store sell provide supply and deal in coke tar pitch oil lime ammoniacal liquor carburine spirit and all other products resulting from any materials employed in the manufacture of gas:

Provided as follows:—

The Company shall not manufacture gas or any product resulting from any materials employed in such manufacture west of a line drawn parallel with and at the distance of one hundred and twenty yards east of the centre line of Bradstone Avenue:

The Company shall not manufacture gas or any materials or any product resulting from any materials employed in such manufacture nor shall they erect any purifying houses on the site of any of the houses fronting to Foord Road or to Ship Street and numbered respectively 1 to 10 (both inclusive) on the deposited plans:

Any purifying houses the Company may require to erect at their present works in addition to those existing at the passing of this Act shall only be erected in the south-eastern portion of the said works.

Gas &c. not to be manufactured except on lands scheduled.

12. No lands shall be used by the Company for the purpose of manufacturing gas or residual products except the lands described in the schedule to this Act.

Power to supply gas fittings &c. for heating and other purposes.

13. The Company as they from time to time think fit may manufacture purchase provide supply sell let for hire use and otherwise deal in fix alter repair remove and refix gas appliances and may provide all materials and do all work necessary or proper in that behalf Any such letting for hire may be for such rent or remuneration in money and on such terms with respect to the repair of gas appliances let and for securing the safety and return thereof to the Company and otherwise as may be agreed upon between the Company and the persons to or for whom the same are sold supplied let fixed up altered or removed and the Company may supply gas for heating cooking ventilating and other purposes and for motive power and may do all things needful therefor on such

terms and conditions in all respects as may be agreed on between the Company and the party to whom such supply shall be given. A.D. 1898.

Power to hold licences under letters patent.

14. The Company may acquire hold and use patent rights or licences or authorities (not being exclusive) under any letters patent for the use of any invention relative to the manufacture conversion utilisation or distribution of gas and residual products.

Company may contract with local authority for supply in bulk.

15. The Company may contract with any local authority company or persons beyond the Company's limits of supply (but as to any such company or persons beyond the Company's limits of supply only with the consent in writing of the local authority of and of any company authorised by special Act or Provisional Order confirmed by Parliament to supply gas within the district within which the supply is to be given) for the supply to them respectively of gas in bulk upon such terms and conditions and for such periods not exceeding in any case seven years from the making of the contract as shall be agreed upon.

Illuminating power of gas.

16. Section twenty-one (Quality of gas) of the Act of 1876 is hereby repealed and the prescribed number of candles shall be not less than fifteen and in section fifty-three (Quality of Company's gas) of the Act of 1865 the words "not less than fifteen sperm candles" shall be substituted for the words "fourteen sperm candles."

Maximum price of gas.

17. Section fifty-one (Limiting the price of gas) of the Act of 1865 shall be repealed as from the twenty-ninth day of September one thousand eight hundred and ninety-eight and thenceforwards the price to be charged by the Company for gas supplied by them by meter shall not at any time exceed four shillings and sixpence per one thousand cubic feet supplied.

Power to Company to raise additional capital.

18. The Company may apply to the purposes of this Act to which capital is properly applicable any moneys they may have already raised or are authorised to raise and may from time to time raise (in addition to their present authorised capital) any further sums not exceeding in the whole one hundred and thirty thousand pounds by the creation and issue of new ordinary shares or stock or of new ordinary shares or stock and new preference shares or stock in equal amounts but the Company shall not issue any share of less nominal value than ten pounds nor shall any such share or stock vest in the person accepting the same unless and until the full price of such share or stock including any premium obtained upon the sale thereof shall have been paid in respect thereof Provided that it shall not be lawful for the Company to

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create and issue under the powers of this Act any greater nominal amount of capital than shall be sufficient to produce including any premium which may be obtained on the sale thereof the sum of one hundred and thirty thousand pounds.

Limit of dividend on new capital.

19. The Company shall not in any year declare or make out of their profits any larger dividends on the additional capital than seven pounds in respect of every one hundred pounds actually paid up of such additional capital as may be issued as ordinary capital or six pounds in respect of every one hundred pounds actually paid up of such additional capital as may be issued as preference capital unless a larger dividend be at any time necessary to make up the deficiency on such additional capital as shall have been issued as ordinary capital and which shall have fallen short of the said sum of seven pounds.

New shares or stock to be offered by auction or tender.

20. Notwithstanding anything in this Act contained the Company shall when any shares or stock created under the powers of this Act or by the conversion into shares or stock of any moneys authorised to be borrowed under the powers of this Act are to be issued and before offering the same to the holder of any other shares or stock in the Company and whether the ordinary shares or stock of the Company be at a premium or not offer the same for sale by public auction or by tender in such manner at such times and subject to such conditions of sale as the Company shall from time to time determine Provided that at any such sale no single lot shall comprise more than one hundred pounds nominal value of shares or stock and that the reserved price put upon such shares or stock shall not be less than the nominal amount thereof and notice of the amount of such reserved price shall be sent by the Company in a sealed letter to the Board of Trade not less than twenty-four hours before the day of auction or the last day for the reception of tenders as the case may be and such letter may be opened after such day of auction or last day for the reception of tenders and not sooner and provided that no priority of tender shall be allowed to any holder of shares or stock in the Company.

Where proprietor tenders same amount as any other person proprietor to be declared the purchaser.

21. When the amount bidden or tendered by the proprietor of any shares or stock of the Company for any lot of shares or stock offered for sale by auction or tender under the provisions of this Act is equal to the highest amount bidden or tendered for the same lot by any person not being a proprietor then and in every such case such proprietor shall be declared to be the purchaser of and to be entitled to such lot.

Purchase money of capital sold to be paid within three months.

22. It shall be one of the conditions of any sale of shares or stock under this Act that the full price thereof including any premium given by the purchaser at such sale shall be paid to the Company within three months after such sale.

Notice to be given as to sale &c. of shares or stock.

23. The intention to sell any such shares or stock by auction or by tender shall be communicated in writing to the town clerk of the borough of Folkestone and to the secretary of the Committee of the London Stock Exchange at least twenty-eight days before the day of auction or the last day for the reception of tenders as the case may be and notice of such intention shall be duly advertised once in each of two consecutive weeks in one or more local newspaper or newspapers circulating within the said borough.

Shares or stock not sold by auction or by tender to be offered to stock-holders.

24. When any shares or stock created under the powers of this Act have been offered for sale by auction or tender and not sold the same shall be offered at the reserved price put upon the same respectively for the purpose of sale by auction or tender to the holders of ordinary shares or stock of the Company in manner provided by the Companies Clauses Act 1863 Provided always that any shares or stock so offered and not accepted within the time prescribed by the said Act shall again be offered for sale by public auction or by tender in the manner and subject to the provisions of this Act with respect to the sale of shares or stock created under the powers of this Act but at a lower reserved price than the price put upon the same at the preceding offer thereof for sale by auction or tender and the reserve put upon such shares or stock may upon such subsequent auction or tender if the directors of the Company think fit be less than the nominal amount thereof and any shares or stock respectively not then sold shall be again offered to the holders of ordinary shares or stock at the last-mentioned reserved price and so from time to time until the whole of such shares or stock is sold.

Application of premium arising on issue of shares or stock.

25. Any sum of money which shall arise from the issue of any such shares or stock by way of premium after deducting therefrom the expenses of and incident to such issue shall not be considered as profits of the Company but shall be expended in extending or improving the works of the Company or in paying off money borrowed or owing on mortgage by the Company and shall not be considered as part of the capital of the Company entitled to dividend Provided that in any case where a power to raise money by borrowing or to create an insurance fund is made proportionate to the paid-up capital the premium received from the sale of shares or stock by auction or tender as herein-before provided shall for such purpose be reckoned as part of the paid-up capital.

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Incidents of additional capital.

26. The additional capital by this Act authorised shall form part of the general capital of the Company and the proprietors of any shares or stock to be issued under the authority of this Act shall be entitled to such number of votes in respect thereof as the nominal amount represented thereby would have entitled them to if the same had been original shares or stock of the Company and shall subject to the provisions of this Act be entitled to a dividend with the other holders of shares or stock and if in any year the net revenue of the Company be insufficient to pay the full amount of the maximum dividend to which each class of ordinary shares or stock is entitled a proportionate diminution shall be made for the time being in the rate of the dividend then to be paid in respect of each class.

As to conversion of borrowed money into capital.

27. The Company shall not have power to raise the money by this Act authorised to be borrowed on mortgage or by the issue of debenture stock or any part thereof by the creation of shares or stock instead of borrowing or to convert into share capital any money borrowed under the provisions of this Act unless in either case all dividends upon the shares or stock so created are limited to a rate not exceeding five pounds per centum per annum.

Receipt of guardian &c. to be sufficient discharge.

28. If any money be payable to a shareholder mortgagee or debenture stockholder being a minor idiot or lunatic the receipt of the guardian or committee of his estate shall be a sufficient discharge to the Company.

Power to borrow in respect of additional capital.

29. The Company may subject to the provisions of this Act borrow on mortgage of the undertaking any sum or sums not exceeding in the whole one-fourth part of the amount of the additional capital by this Act authorised to be raised and at the time actually issued by shares or stock but no part thereof shall be borrowed until the whole of the shares or stock at the time issued together with the premium (if any) realised on the sale thereof shall have been fully paid up and the Company have proved to the justice who is to certify under the fortieth section of the Companies Clauses Consolidation Act 1845 before he so certifies that such shares or stock and premium (if any) have been issued and fully paid up and upon production to such justice of the books of the Company and of such other evidence as he shall think sufficient he shall grant a certificate that the proof aforesaid has been given which certificate shall be sufficient evidence thereof.

Debenture stock.

30. The Company may create and issue debenture stock subject to the provisions of Part III. of the Companies Clauses

Act. 1863 but notwithstanding anything therein contained the interest of all debenture stock and of all mortgages at any time after the passing of this Act created and issued or granted by the Company under this Act or any subsequent Act shall subject to the provisions of any subsequent Act rank pari passu (without respect to the dates of the securities or of the Acts of Parliament or resolutions by which the stock and mortgages were authorised) and shall have priority over all principal moneys secured by such mortgages Notice of the effect of this enactment shall be endorsed on all mortgages and certificates of debenture stock.

Priority of mortgages over other debts.

31. All moneys raised by the Company on mortgage or debenture stock under the powers of this Act shall have priority against the Company and the property from time to time of the Company over all other claims on account of any debts incurred or engagements entered into by them after the passing of this Act But this priority shall not affect any claim against the Company or their property in respect of any rentcharge granted or to be granted by them in pursuance of the Lands Clauses Acts or in respect of any rent or sum reserved by or payable under any lease granted or made to the Company in pursuance of any Act relating to the Company which is entitled to rank in priority to or pari passu with the interest or dividend on their mortgages nor shall anything herein-before contained affect any claim in respect of land taken used or occupied by them for the purposes of this Act or injuriously affected by the exercise of any of the powers of this Act.

Repealing existing provisions as to receiver.

32. Section 12 (As to appointment of receiver) of the Act of 1876 is hereby repealed but without prejudice to any appointment which may have been made or to the continuance of any proceedings pending at the passing of this Act under any such provision.

For appointment of a receiver.

33. The mortgagees of the Company may enforce payment of arrears of interest or principal or principal and interest due on their mortgages by the appointment of a receiver and in order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less in the whole than two thousand pounds.

Application of moneys.

34. All moneys raised by the Company under this Act whether by shares stock debenture stock or borrowing shall be applied only to the purposes of this Act and to the general purposes of the

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Company being in every case purposes to which capital is properly applicable.

Expenses of Act.

35. All the costs charges and expenses preliminary to and of and incident to the preparing applying for and the obtaining and passing of this Act or otherwise in relation thereto shall be paid by the Company.

The SCHEDULE referred to in the foregoing Act.

PART I.

The lands now belonging or reputed to belong to the Company containing about three acres three roods thirty-two perches and on which they are authorised to erect gasworks and to make gas.

PART II.

Certain lands now belonging or reputed to belong to the Company containing about six perches situate on the south-east side of Ship Street and being part of their yard adjoining the south-western side of the premises belonging or reputed to belong to Clara Jane Ledger Alice Clark Shaw and Nelson Lee Cullen and in the occupation of Alice Clark Shaw.

Certain lands dwelling-house and buildings in Ship Street and the garden and premises connected therewith now belonging or reputed to belong to the Company and containing about twenty-five perches.

PART III.

Certain lands buildings and premises on the south-east side of Ship Street containing about five perches and bounded on both sides by property of or reputed to belong to the Company and belonging or reputed to belong to the said Clara Jane Ledger Alice Clark Shaw and Nelson Lee Cullen and in the occupation of Alice Clark Shaw.

Certain houses and premises containing about one rood one perch and bounded on the north-west by Ship Street on the north-east by Foord Road and on the south-east and south-west by property of or reputed to belong to the Company.

Certain lands belonging or reputed to belong to the South Eastern Railway Company containing about eleven acres three roods twenty-six perches and bounded on the north-west and north partly by Black Bull Road partly by a footpath on the south-east side of a piece of garden ground in that road partly by the premises at the back and forming part of the houses on the south-east side of Linden Crescent and partly by the footway of Linden Crescent on the north-east partly by a house numbered 38 in Linden Crescent and partly by a brickyard belonging or reputed to belong to and in the occupation of Edmund Slade on the south-east by other land of or reputed to belong to the said railway company situate south-east of the north-western limit of deviation shown on the plans of the South Eastern Railway

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deposited with the clerk of the peace for the county of Kent in the month of November 1884 for the purposes of the South Eastern Railway (Various Powers) Act 1885 and on the south-west partly by premises at the back of the houses on the east side of Bradstone Avenue partly by premises belonging or reputed to belong to James Cleveland Williams and in the occupation of the said James Cleveland Williams and James Westley and partly by the house numbered 28 in Linden Crescent.

A piece of garden ground containing about ten perches and situate on the south-east side of the said Black Bull Road at a distance of about six chains north-east of the junction therewith of Foord Road and belonging or reputed to belong to the Earl of Radnor and in the occupation of Emily Ann Sherrod.

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