ANNO DECIMO & UNDECIMO

VICTORIÆ REGINÆ.

****

Cap. cxix.

An Act to enable the *Glasgow, Kilmarnock, and Ardrossan* Railway Company to make certain Branch Railways, and to make certain Deviations from the Line and Levels of the said Railway; and to amend the Act relating to the said Railway. [2d *July* 1847.]

WHEREAS an Act was passed in the Ninth and Tenth Years of the Reign of Her present Majesty, intituled the *Glasgow, Kilmarnock, and Ardrossan* Railway Act, 1846: 9 & 10 Vict. c. 159.
And whereas it would be attended with public Advantage and Convenience if the Company incorporated by the said Act were authorized to form the following Branch Railways; that is to say, a Branch Railway from the Main Line of the said *Glasgow, Kilmarnock, and Ardrossan* Railway at or near to *Tower* or *Tour* and the Farmhouse of *Jocksthorn* in the Parish of *Kilmaurs* and County of *Ayr* to near the Secession Church of *Fenwick* in the Parish of *Fenwick* and County aforesaid; also a Branch Railway from the Main Line of the said *Glasgow, Kilmarnock, and Ardrossan* Railway at or near *Bonnieton*

Cottage in the Parish of *Kilmarnock* and County of *Ayr* to a Point near the West Side of *Portland Street* in the said Parish of *Kilmarnock* and County aforesaid; also a Branch Railway from the *Ardrossan* Branch of the said *Glasgow, Kilmarnock, and Ardrossan* Railway at or near the Farmhouse of *Bog* in the Parish of *Kilwinning* and County of *Ayr* to the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway at or near the Bridge carrying that Railway over the *Fergushill* Branch of the *Ardrossan* Railway in the said Parish of *Kilwinning*; also a Branch Railway from the *Perceton* Branch of the said *Glasgow, Kilmarnock, and Ardrossan* Railway at or near *Perceton* Colliery to the *Irvine* Branch of the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway at or near *Springside* Farmhouse in the Parish of *Dreghorn* and County of *Ayr*: And whereas it would also be attended with public Advantage and Convenience if the said Company were empowered to make certain Alterations on the Line and Levels of their said Railway as at present authorized: And whereas it would also be attended with Advantage and Convenience if some of the Powers and Provisions contained in the said recited Act were altered, amended, and enlarged: 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 Powers and Provisions of the said *Glasgow, Kilmarnock, and Ardrossan* Railway Act, 1846, and of the Acts therewith incorporated, so far as the same shall not be inconsistent with or otherwise provided for by this Act, shall extend to this Act and to the several Purposes hereof, and shall operate and be in force with respect to such Purposes, and to the several Matters and Things hereby authorized to be done, as fully and effectually as if the said Powers and Provisions were repeated and re-enacted in this Act.

Extending recited Act, and Acts incorporated therewith, to this Act.

Short Title.

II. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments, it shall be sufficient to use the Expression the *Glasgow, Kilmarnock, and Ardrossan* Railway Amendment, Deviations, and Branches Act, 1847.

Branch Railways to be made according to deposited Plans.

III. And whereas Plans and Sections of the said intended Branch Railways and Deviations or Alterations, showing the Lines and Levels thereof respectivcly, and also a Book of a Reference containing the Names of the reputed Owners, Lessees, and Occupiers of the Lands through which the same are intended to pass or be made, have been deposited with the Sheriff Clerk of the County of *Ayr*; be it enacted, That, subject to the Provisions of this Act, and to such of the Provisions of the said recited Act as are herein-before extended to this Act, it shall be lawful for the said Company to make and maintain the said Branch Railways and Deviations or Alterations and other Works in the Lines and upon the Lands delineated on the said Plan and described in the said Book of Reference, and according to the Levels described on the said Sections, and to enter upon, take, and use such of the said Lands as shall be necessary for that Purpose.

IV. And

Line of Branch Railways.

IV. And be it enacted, That the first-mentioned of the said Branch Railways shall commence by a Junction with the Main Line of the *Glasgow, Kilmarnock, and Ardrossan* Railway at or near *Tower* or *Tour* and the Farmhouse of *Jocksthorne* in the Parish of *Kilmaurs* in the County of *Ayr*, and shall terminate near the Secession Church of *Fenwick* in the Parish of *Fenwick* and County aforesaid, the whole of which Branch Railway will be situated in the said Parishes of *Kilmaurs* and *Fenwick* and in the Parish of *Kilmarnock* in the County of *Ayr*; and the second-mentioned of the said intended Branch Railways shall commence by a Junction with the Main Line of the said *Glasgow, Kilmarnock, and Ardrossan* Railway near *Bonnieton Cottage*, and shall terminate on the West Side of *Portland Street*, the whole of which Branch Railway will be situated in the said Parish of *Kilmarnock*; and the third-mentioned of the said Branch Railways shall commence by a Junction with the *Ardrossan* Branch of the said *Glasgow, Kilmarnock, and Ardrossan* Railway at or near the Farmhouse of *Bog*, and shall terminate by a Junction with the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway near the Bridge carrying that Railway over the *Fergushill* Branch of the *Ardrossan* Railway, the whole of which intended Branch Railway will be situated in the Parish of *Kilwinning* and County of *Ayr*; and the fourth-mentioned of the said Branch Railways shall commence by a Junction with the *Perceton* Branch of the said *Glasgow, Kilmarnock, and Ardrossan* Railway near *Perceton* Colliery, and shall terminate by a Junction with the *Busby and Irvine* Branch of the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway near *Springside* Farmhouse, the whole of which Branch Railway will be situated in the said Parish of *Dreghorn*.

Portion of Line in Parish of Dunlop may be constructed in open Cutting.

V. And be it enacted, That, notwithstanding any thing in the said recited Act contained to the contrary, it shall be lawful for the Company to construct that Portion of the Main Line of their said Railway in open Cutting which is situated in the Parish of *Dunlop* between the Fields numbered 114 and 149 on the Plans referred to in the said recited Act, and which is shown on the said Plans to be in Tunnel, and for that Purpose to take and use such Lands as are situated within the Limits of Deviation shown on the Plans deposited as herein-before mentioned as may be requisite for such Purpose.

Power to alter Levels.

VI. And be it enacted, That it shall be lawful for the said Company to deviate, in the Construction of the Main Line of their said Railway, between the said Points as authorized by the said recited Act from the Levels thereof as shown on the Sections therein referred to in the Manner and to the Extent shown upon the Sections deposited as herein-before mentioned.

As to the Use of certain Parts of certain Railways by Companies herein named.

VII. And whereas by the firstly herein-before recited Act a Railway from the *Glasgow, Barrhead, and Neilston Direct* Railway to the Town of *Kilmarnock*, with certain Branches therefrom, was authorized to be made, and the same is now in the course of being or is about to be constructed: And whereas the said Railway is intended to be connected with the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway at

at or near *Kilmarnock*, and the Traffic in Coal, Iron, and other Minerals between the *Glasgow, Kilmarnock, and Ardrossan* Railway, and Places lying on the Lines of the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway, and its Branches, to or near to *Loudoun Kirk* and *East Collery*, and also Traffic in Coal, Iron, and other Minerals between the Harbour of *Ardrossan* and the Town of *Kilmarnock* and the *Glasgow, Kilmarnock, and Ardrossan* Railway, will pass on the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway and its Branches, and it is expedient that Provision should be made for accommodating and facilitating such Traffic as after mentioned; be it therefore enacted, That the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company shall be bound in all Time coming to allow the *Glasgow, Kilmarnock, and Ardrossan* Railway Company, and all other Companies and Persons lawfully using or intending to use the *Glasgow, Kilmarnock, and Ardrossan* Railway, with Engines or Carriages, for Coal, Iron, and other Mineral Traffic, to use in like Manner the said Branches to or near to *Loudoun Kirk and East Collery*, and such Portions of the aforesaid *Glasgow, Paisley, Kilmarnock*, and *Ayr* Railway and Works, excluding the Use of Stations, as are situated between the said Branches and the *Glasgow, Kilmarnock, and Ardrossan* Railway at or near *Kilmarnock* and at or near to *Fergushill*, on such Terms and Conditions, and on Payment only of such reasonable Tolls, Charges, Rent, or other Consideration, as may be agreed upon between the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company and the *Glasgow, Kilmarnock, and Ardrossan* Railway Company, or, failing such Agreement, as shall from Time to Time be determined by the Commissioners of Railways, or by an Arbitrator to be appointed by the said Commissioners; and the said Commissioners are hereby authorized and required, in the event of their not themselves determining the Matter in dispute, from Time to Time to appoint such Arbitrator, upon the Requisition of either Party; and the Decision of the Commissioners, or of the Arbitrators to be appointed by them, shall be final and binding on the Parties; and it shall not be lawful for the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company to demand or levy, in respect of such Traffic as above mentioned to or from the *Glasgow, Kilmarnock, and Ardrossan* Railway, any Tolls or Charges other than such as shall be fixed by such Agreement or Arbitration as aforesaid; and in consideration of the Powers hereinbefore granted to the *Glasgow, Kilmarnock, and Ardrossan* Railway Company to use the said Branches and Portions of the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway, the said *Glasgow, Kilmarnock, and Ardrossan* Railway Company shall be bound in all Time coming to allow the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company, and all other Companies and Persons lawfully using or intending to use the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway, with Engines and Carriages, for Coal, Iron, and other Mineral Traffic, to use the Portion of the *Glasgow, Kilmarnock, and Ardrossan* Railway and Works, excluding the Use of Stations, which is situated between *Kilmarnock* and the *Glasgow, Barrhead, and Neilston* Direct Railway, and also to use the Branch to *Fenwick* of the *Glasgow, Kilmarnock, and Ardrossan* Railway, on such Terms and Conditions, and on Payment

Payment only of such reasonable Tolls, Charges, Rent, or other Consideration, as may be agreed upon between the *Glasgow, Kilmarnock, and Ardrossan* Railway Company and the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company, or in case of Difference as shall be settled in the Manner herein-before provided with reference to the Use by the *Glasgow, Kilmarnock, and Ardrossan* Railway Company of the said Branches and Portions of the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway, and subject to the like Restrictions as are herein-before imposed on the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company with respect thereto.

In case of Difference as to Times and Speed of Trains, the same to be settled by Commissioners of Railways.

VIII. And be it enacted, That the Times and Speed at which the said Trains shall run on the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway shall be subject to the Bye Laws and Regulations of the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company, and the Times and Speed at which the said Trains shall run on the *Glasgow, Kilmarnock, and Ardrossan* Railway shall be subject to the Bye Laws and Regulations of the *Glasgow, Kilmarnock, and Ardrossan* Railway Company; but in the event of Difference of Opinion between the said respective Companies as to the Times and Speed suitable for such Trains, or as to the said Bye Laws and Regulations as affecting the said respective Companies, such Difference shall be settled by the Commissioners of Railways, or by an Arbitrator to be appointed by them.

Where Branch Railways join the Glasgow, &c. Branches, Persons to be stationed to prevent Accidents.

IX. And be it enacted, That wherever any of the Branch Railways by this Act authorized shall form a Crossing or Junction or Communication with the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway, or any of the Branches thereof, the *Glasgow, Kilmarnock, and Ardrossan* Railway Company shall and they are hereby required, at their own Expence, to employ proper Persons to be constantly stationed at the Point of such Crossings or Junctions or Communications, for the Purpose of attending to the Points or Switches, and of preventing Collisions between or Accidents to the Trains passing upon the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway, or any of the Branches thereof, and the Trains passing upon any of the said Branches by this Act authorized.

Damages occasioned by Construction of Works to be made good.

X. And be it enacted, That in case during the Construction of the Works for carrying the Branch Railways or any of them by this Act authorized across the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway, or any of the Branches thereof, or at any Time after such Works shall have been completed, any Damage or Injury shall be thereby occasioned to the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway or Branches, or the Traffic thereupon be in any way interrupted, or in case any Damage or Injury shall arise or be occasioned by the Neglect of the Persons employed as aforesaid at the said Crossings, for the Purpose of attending to the Points or Switches, or preventing Collisions or Accidents, then or in any of such Cases the said *Glasgow, Kilmarnock, and Ardrossan* Railway Company shall and they are hereby required to make good all such Damage or Injury,

and to reimburse the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company all Costs and Expences which they shall have incurred in consequence thereof.

As to Communications with the Glasgow, Paisley, Kilmarnock, and Ayr Railway.

XI. And be it enacted, That all Crossings, Junctions, and Communications between the Branch Railways by this Act authorized and the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway and Branches, and all such Openings in the Ledges or Flanches of the said Railway and Branches as may be necessary or convenient for effecting such Crossings, Junctions, or Communications, shall be made under the Direction and Superintendence of the Engineer for the Time being of the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company, but at the Expence of the said *Glasgow, Kilmarnock, and Ardrossan* Railway Company.

Not to take Lands, &c. of Glasgow, Paisley, Kilmarnock, and Ayr Railway Company without Consent.

XII. And be it enacted, That nothing in this Act contained shall extend to authorize or enable the said *Glasgow, Kilmarnock, and Ardrossan* Railway Company to take or enter upon any of the Lands or Property of the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company, or to alter, vary, or interfere with the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway, or any of the Branches or Works thereof respectively, further or otherwise than is hereby expressly authorized, without the Consent in Writing of the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company in every Instance for that Purpose first had and obtained.

Saving Rights of Glasgow, Paisley, Kilmarnock, and Ayr Railway Company.

XIII. And be it enacted, That nothing in this Act contained shall extend to prejudice, diminish, alter, or take away, further or otherwise than is hereby expressly authorized, any of the Rights, Privileges, Powers, or Authorities vested in the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company, but all their Rights, Privileges, Powers, and Authorities under their several Acts of Parliament or otherwise are hereby expressly saved and reserved.

If a certain Branch Railway is not completed within Two Years, Powers to cease.

XIV. Provided always, and be it enacted, That if at the Expiration of Two Years from the passing of this Act the said *Glasgow, Kilmarnock, and Ardrossan* Railway Company shall not have constructed and opened, for the passing of Locomotive Engines and Carriages, the said proposed Branch Railway commencing by a Junction with the *Ardrossan* Branch of the *Glasgow, Kilmarnock, and Ardrossan* Railway at or near the Farmhouse of *Bog*, and terminating by a Junction with the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway near the Bridge carrying that Railway over the *Fergus Hill* Branch of the *Ardrossan* Railway, then and from thenceforth all the Powers and Authorities hereby vested in the said Company, so far as relates to the making of the said Branch Railway, shall absolutely cease and be at an end.

Lands for extraordinary Purposes.

XV. And be it enacted, That the Quantity of Land to be taken by the said Company for extraordinary Purposes shall not exceed Twenty Acres, in addition to the Lands which they are authorized by the said recited Act to take for such Purposes.

XVI. And

Period for Purchase of Lands.

XVI. And be it enacted, That the Powers hereby conferred on the said Company for the compulsory Purchase and taking 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.

XVII. And be it enacted, That the said Branch Railways firstly, secondly, and fourthly herein-before described shall be completed within Five Years from the passing of this Act, and on the Expiration of such Period the Powers by this or the recited Act granted to the Company for executing the said Branch Railways, Deviations, and Works, or otherwise in relation thereto, shall cease to be exercised, except as to so much of the said Branch Railways, Deviations, and Works as shall then be completed.

A certain Road may be crossed on a Level.

XVIII. And be it enacted, That it shall be lawful for the Company in constructing the said Branch Railways to carry the same across the Surface and on the Level of the following Road numbered on the Plan deposited as aforesaid as after mentioned; (that is to say,)

The Road numbered 11 in the Parish of *Kilmaurs*.

Company to erect Station at Points of crossing, and to be subject to Rules, &c. of Commissioners of Railways.

XIX. And be it enacted, That for the greater Convenience and Security to the Public the Company shall erect and permanently maintain either a Station or Lodge at the Points where the said Railway crosses the before-mentioned Road on the Level, and the said Company shall be subject to and shall abide by all such Rules and Regulations with regard to the crossing of such Road on the Level, or with regard to the Speed at which Trains shall pass such Road, as may from Time to Time be made by the Commissioners of Railways; and if the said Company shall fail to erect or at all Times maintain such Station or Lodge, or appoint a proper Person to watch or superintend the crossing at such Point or Station, or to observe or abide by any such Rule or Regulation as aforesaid, they shall for every such Offence be liable to a Penalty of Twenty Pounds, and also to a daily Penalty of Ten Pounds for every Day such Offence shall continue after such Penalty of Twenty Pounds shall have been incurred.

Regulating the Dimensions of certain Bridges.

XX. And be it enacted, That it shall be lawful for the Company to make the Bridges or Arches at the Roads numbered respectively on the Plan deposited as aforesaid of Dimensions not less than those herein-after mentioned; *viz.*,

The Bridge for the Road Number 18 in the Parish of *Fenwick* shall be made with an Arch of not less than Thirty Feet Span.

Power to raise additional Capital by Creation of new Shares.

XXI. And be it enacted, That it shall be lawful for the said Company from Time to Time to raise by creating new Shares, in addition to the Sums of Money which they are authorized to raise under and by virtue of the Act relating to their Undertaking herein-before recited, or which they may be authorized to raise under or by virtue of any other Act to be passed in the present Session of Parliament, any further

further Sum of Money not exceeding in the whole the Sum of Eighty-eight thousand Pounds.

New Shares to be considered the same as original Shares.

XXII. And be it enacted; That the Capital so to be raised by the Creation of new Shares shall be divided into Shares of such Amount as will conveniently allow the same to be apportioned according to the Order of any General Meeting or Extraordinary General Meeting of the Company, and shall be considered as Part of the general Capital of the said Company, and 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 proportionate Dividends thereon, and except also as to the Time of making and of Payment of Calls on such new Shares, which the Directors of the said Company shall fix from Time to Time as they shall think fit.

Shares to vest in the Parties accepting, otherwise to be disposed of by the Directors.

XXIII. And be it enacted, That such new Shares shall vest in and belong to the Shareholders who shall accept the same, and pay the Amount thereof to the said Company at the Time, in the Manner, and by the Instalments which shall be fixed by the said Company; and if any Shareholder fail for One Month after such Offer of new Shares to accept the same, and pay the Instalments called for in respect thereof, it shall be lawful for the Directors of the said Company for the Time being to dispose of such Shares in such Manner as they shall deem most for the Advantage of the said Company.

Power to borrow Money on Mortgage.

XXIV. And be it enacted, That after One Half of the Sums by this and the said recited Act authorized to be raised by Shares shall have been paid up, and the whole thereof shall have been subscribed for, it shall be lawful for the said Company to borrow on Mortgage such Sums of Money as shall from Time to Time be authorized to be borrowed by a General or Extraordinary General Meeting of the said Company, not exceeding in the whole the Sum of Twenty-nine thousand three hundred and thirty-three Pounds (exclusive of the Sum which they are authorized to borrow by the said recited Act), and to secure the Repayment of the Money so to be borrowed, with Interest, in like Manner and subject to the same Provisions as the Money hereby authorized to be raised by Mortgage by the said recited Act, and without Prejudice to any Mortgage made or to be made under the Authority of the said recited Act.

Priority of Mortgages under former Acts.

XXV. Provided always, and be it enacted, That all Mortgages already entered into under the Powers of the said recited Act shall during the Continuance thereof have Priority over the Security by this Act authorized to be given.

Interest not to be paid on Calls paid up.

XXVI. 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,

rowing, to pay Interest to any Shareholder on the Amount of the Calls made in respect of the Shares held by him in the Capital by this Act authorized to be raised: Provided always, that nothing herein-before 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 (*Scotland*) Act, 1845, in that Behalf contained.

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

XXVII. 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.

Railways and 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. c. 57.

XXVIII. 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 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 another Act was passed in the Ninth and Tenth Years of the Reign of Her said Majesty, intituled *An Act for regulating the Gauge of Railways;* be it enacted, That nothing in this Act contained shall be held to exempt the said Railways or the said Company from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Railways and Company so far as the same shall be applicable thereto.

Railway to be subject to Provisions of any future general Act.

XXIX. And be it further enacted, That nothing herein contained shall be deemed or construed to exempt the Railway by this or the said 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 this 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.

Expences of Act.

XXX. And be it enacted, That all Costs, Charges, and Expences connected with the passing of this Act shall be paid by the said Company or the Directors thereof out of the first Monies that shall come to their Hands after the passing hereof.

Public Act.

XXXI. 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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