ANNO QUINQUAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 175.

An Act for erecting a Shire Hall and Courts for the Administration of Justice, and other Buildings for Public Purposes, for the County of *Gloucester*, and County of the City of *Gloucester*.

[28th *June* 1814.]

WHEREAS the County of *Gloucester* and the County of the City of *Gloucester* are distinct and separate Jurisdictions: And whereas the Shire Hall for the County of *Gloucester*, commonly called *The Booth Hall*, is locally situate within the City of *Gloucester* and County of the same City; but the Assizes and General Quarter Sessions of the Peace, and the County Courts for both the said Counties, and also the Hundred Court, Courts Leet, and other Courts of and for the said City and County of the same City, have been there holden; and the said Shire Hall is also the accustomed Place for electing Knights of the Shire, and for holding the other Public Meetings of the said County of *Gloucester*: And whereas the said Shire Hall was presented by the Grand Jury of and for the County of *Gloucester*, at the Assizes and General Gaol Delivery for the said County, holden at *Gloucester*, on *Wednesday* the Thirty-first Day of *March* One thousand eight hundred and thirteen, as a very inconvenient Building, and ill-adapted for the Administration of Justice; and the said Shire Hall, and the Buildings, Rooms, and Appurtenances thereto belonging, are much out of Repair and in Decay, insufficient and unfit

for the Public Purpoſes to which the ſame have been applied; and the Scite thereof is too limited and confined to admit of any adequate Alteration or Improvement in the preſent Buildings: And whereas it is therefore become expedient to erect new Courts of Juſtice, with ſuitable Conveniences, wherein to hold the Aſſizes and General Quarter Seſſions of the Peace for the ſaid County of *Glouceſter*, and for the ſaid City of *Glouceſter* and County of the ſame City, and to tranſact other judicial Buſineſs, and alſo to erect a new Shire Hall for the ſaid County of *Glouceſter*, and other proper Buildings for the Purpoſes of ſuch County: And whereas, at a ſhort Diſtance from the preſent Shire Hall, there is a Situation in the ſaid City of *Glouceſter* well calculated for ſuch new Erections, with Accommodations thereto, lying in front next the *Weſtgate Street*, between a Meſſuage called *The Judge's Lodgings*, and a Meſſuage belonging to *James Heane*, and extending thence backward to a Street or Lane called *The Bear Land*, leading towards and affording an eaſy Communication with the Gaol of the ſaid County of *Glouceſter*; but to obtain ſuch Situation for ſuch Purpoſes it will be neceſſary to purchaſe ſeveral Houſes, Buildings, Tenements, Outlets, Gardens, and Pieces of Ground: And whereas it hath been propoſed and agreed, that the Mayor and Burgeſſes of the City of *Glouceſter*, in the County of the City of *Glouceſter*, (being the Corporation of the ſaid City), and the Inhabitants of the ſaid City ſhould provide the Monies for purchaſing the ſaid Houſes, Buildings, Tenements, Outlets, Gardens, and Pieces of Ground upon which the ſaid new Erections and Accommodations may be made; and that towards the Purchaſe Money thereof, the ſaid Mayor and Burgeſſes ſhould contribute and pay the Sum of One thouſand Pounds, and that the Remainder of ſuch Purchaſe Money ſhould be raiſed by Rate upon the Meſſuages, Lands, and Eſtates in the ſaid City of *Glouceſter*; and it hath alſo been propoſed and agreed, that the Expences attendant on erecting and making the ſaid new Courts of Juſtice, Shire Hall, and other Buildings and Accommodations, and of obtaining and paſſing this Act, and alſo all other Expences attending the Execution thereof, (except thoſe of purchaſing the ſaid Houſes and other Hereditaments as aforeſaid), ſhould be borne and paid by, and raiſed by Rate upon the ſaid County of *Glouceſter*; but as the ſeveral Ends and 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 it 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 all Perſons who now are, or ſhall hereafter for the Time being, be Juſtices of the Peace for the ſaid County of *Glouceſter*, ſhall be and they are hereby appointed Commiſſioners for carrying this Act and the ſeveral Purpoſes thereof into Execution, (ſave and except in ſuch Caſes where the Mayor and Aldermen for the Time being of the ſaid City of *Glouceſter* are authorized and empowered to act in the Execution of this Act as herein-after mentioned).

Commiſſioners appointed.

Meetings of Commiſſioners.

II. And be it further enacted, That the ſaid Commiſſioners, or any Five or more of them, ſhall meet at the Grand Jury Room, at *Glouceſter*, on the Fourth *Monday* next after the paſſing of this Act, or as ſoon after as conveniently may be, between the Hours of Ten in the Forenoon and Two in the Afternoon, of which Firſt Meeting at leaſt Eight Days previous Notice ſhall be given by Five or more of the ſaid Commiſſioners in

in one of the *Glouceſter* Newſpapers, and the ſaid Commiſſioners, or any Five or more of them, ſhall then and there proceed to put this Act into Execution; and then and from Time to Time afterwards, adjourn themſelve to meet, or otherwiſe meet, according to ſuch Notice as is herein-after directed to be given, at ſuch Time or Times, and at ſuch Place or Places within the ſaid County of *Glouceſter*, or within the ſaid City of *Glouceſter*, as ſuch Commiſſioners, or any Five or more of them, ſhall think proper and convenient; and if Five Commiſſioners ſhall not attend at the Time and Place appointed for any ſuch Meeting, then the Commiſſioners or Commiſſioner preſent may make ſuch Adjournment, or if no ſuch Commiſſioner ſhall be preſent, or if at any Meeting an Adjournment be neglected to be made, then the Clerk of the ſaid Commiſſioners may revive and continue the Meetings of the ſaid Commiſſioners, by calling one or more Meetings for that Purpoſe, and cauſing ſuch Notice to be given as is herein-after directed; and every ſuch Meeting ſo to be called for the Purpoſe of reviving and continuing the ſaid Meetings ſhall and may be adjourned in like Manner, and all ſuch Adjournments, and the Revivals and Continuations of the ſaid Meetings, ſhall be entered by the Clerk to the ſaid Commiſſioners or his Deputy, in a Book to be kept for that Purpoſe; and notwithſtanding any Adjournment of the Meetings of the ſaid Commiſſioners, it ſhall be lawful for the ſaid Commiſſioners, or any Five or more of them, or for their Clerk, under the Direction of the ſaid Commiſſioners, or any Five or more of them, to convene a Meeting of the ſaid Commiſſioners, at any Time prior in Date to the Time for which any Meeting ſhall have been adjourned, of which Meeting ſo to be convened, and the Purpoſe thereof, the like Notice ſhall be given as is herein-after directed with reſpect to other Meetings of the ſaid Commiſſioners.

Proceedings not valid unleſs done at a Meeting, etc.

III. Provided always, and be it further enacted, That no Proceedings of the ſaid Commiſſioners, or any of them, in the Execution of this Act, ſhall be valid, unleſs done at a Meeting held in purſuance of this Act, and that previous Notice of all the Meeetings to be held in purſuance of this Act, (Meetings by Adjournment only excepted) ſhall be given in one of the *Glouceſter* Papers by the ſaid Commiſſioners, or any Five or more of them, or by their Clerk or his Deputy, Eight Days at leaſt before ſuch Meeting, which Notice ſhall ſpecify the Time and Place of ſuch Meeting; and at all ſuch Meetings the ſaid Commiſſioners ſhall pay their own Expences, and at every ſuch Meeting One of the ſaid Commiſſioners preſent ſhall be appointed Chairman, and all the Powers and Authorities by this Act granted to or veſted in ſuch Commiſſioners ſhall and may be exerciſed by the major Part of the Commiſſioners preſent, the whole Number preſent not being leſs than Five; and the Chairman ſhall not only have a ſingle Vote, but in caſe of Equality of Votes upon any Queſtion, ſhall have the deciſive or caſting Vote; and all the Orders and Directions of the major Part of ſuch Commiſſioners preſent at ſuch Meetings ſhall have the ſame Force and Effect as if the ſame were done by all ſuch Commiſſioners for the Time being.

Entries of Proceedings to be made, and to be good Evidence.

IV. And be it further enacted, That Entries ſhall be made by the Clerk or his Deputy, in a Book or Books to be provided for the Purpoſe, of all the Acts, Orders, Rules, Regulations, Directions, and Proceedings of the ſaid Commiſſioners, relative to the Execution of this Act, and all ſuch Entries ſhall be deemed Originals, and ſhall be allowed to be

be read in Evidence, in all Courts and other Places whatſoever, in all Cauſes, Suits, Actions, or Diſputes, touching any Thing done in purſuance of this Act, and ſuch Book and Books ſhall be lodged with the Clerk for the Time being to the ſaid Commiſſioners, and ſhall and may be peruſed and inſpected at all ſeaſonable Times by any Perſon contributing towards the Expence of carrying this Act into Execution, on Payment to ſuch Clerk of One Shilling for each Time of Inſpection, and One Shilling more for every Hour during which ſuch Inſpection ſhall continue after the Firſt Hour; and when all the Powers and Authorities by this Act granted to or veſted in the ſaid Commiſſioners ſhall ceaſe, in conſequence of the final Execution of ſuch Powers and Authorities, ſuch Book or Books ſhall be depoſited with the Clerk of the Peace for the ſaid County of *Glouceſter*, and be by him kept and preſerved amongſt the Records of the ſaid County.

Committees.

V. And be it further enacted, That the ſaid Commiſſioners, or any Five or more of them, may, if they think fit, nominate and appoint one or more Committee or Committees, conſiſting of any Number of their own Body, and every Committee ſo appointed ſhall ſuperintend, regulate, and controul ſuch Artificers, Officers, and Workmen, as ſhall be employed by the ſaid Commiſſioners, or any Five or more of them, and ſhall ſee to the due Performance of ſuch Contracts and Agreements as may be entered into for the Purpoſe of carrying this Act into Execution, and ſhall alſo do and execute all ſuch other Buſineſs, Service, and Commiſſion, as ſhall be committed or entruſted to its Care, Management, Superintendance, or Execution, for the Purpoſes of this Act; and all Acts, Inſtructions, Orders, and Directions, ſigned, done, or given by the Majority of any ſuch Committee, provided they do not exceed the Limits of the Orders of the Commiſſioners at large, ſhall be binding on ſuch Artificers, Officers, and Workmen, and good, valid, and effectual, for the Purpoſes to which the ſame ſhall relate.

Appointment of Officers.

VI. And be it further enacted, That the ſaid Commiſſioners, or any Five or more of them, at any Meeting to be held in purſuance of this Act, (of the ſpecial Object of which ſuch Notice as aforeſaid ſhall be given), ſhall and may from Time to Time appoint a Treaſurer or Treaſurers, Clerk or Clerks, and ſuch other Officers and Perſons as they may think proper, for aſſiſting in the Execution of this Act, or for executing any Rules, Orders, or Regulations to be made in purſuance of the ſame, with ſuch Salaries and Allowances, to be paid out of the Monies to be raiſed by this Act, as ſhall be thought reaſonable by the ſaid Commiſſioners, or any Five or more of them; and alſo ſhall and may take Security from ſuch Treaſurers, Clerks, or other Officers and Perſons, for the faithful Execution of their Office reſpectively, and for duly accounting for all ſuch Sum or Sums of Money as ſhall be received by ſuch Treaſurer or Treaſurers, Clerk or Clerks, Officers and Perſons, and paying the Balances thereof, from Time to Time, as the ſaid Commiſſioners or any Five or more of them ſhall appoint; and alſo may from Time to Time remove ſuch Treaſurer or Treaſurers, Clerk or Clerks, Officers, and other Perſon or Perſons, and appoint others in the room of ſuch of them as ſhall be ſo removed, or ſhall die, and may, when they the ſaid Commiſſioners or any Five or more of them ſhall think proper, diſcontinue

diſcontinue any ſuch Treaſurer or Treaſurers, Clerk or Clerks, Officers and Perſons ſo to be appointed as aforeſaid.

Commiſſioners may ſue and be ſued in the Name of their Clerk or Treaſurer.

VII. And be it further enacted, That the ſaid Commiſſioners may ſue and be ſued in the Name of their Clerk or Treaſurer, and that no Action to be brought or commenced by or againſt the ſaid Commiſſioners, or any of them, by virtue of this Act, in the Name of their Clerk or Treaſurer, ſhall abate or be diſcontinued by the Death or Removal of ſuch Clerk or Treaſurer, or by the Act of the ſaid Clerk or Treaſurer, without the Conſent of the ſaid Commiſſioners or any Five or more of them, but that ſuch Clerk or Treaſurer ſhall always be deemed the Plaintiff or Defendant in ſuch Action, as the Caſe may be.

Clerk or Treaſurer to be reimburſed.

VIII. Provided always, That every ſuch Clerk or Treaſurer ſhall be reimburſed out of the Monies to be raiſed by virtue of this Act, all ſuch Coſts, Charges, Damages, and Expences as he ſhall be put unto or become chargeable with, by reaſon of his being made Plaintiff or Defendant as aforeſaid.

Mayor and Aldermen of the City of Glouceſter to treat for Premiſes upon which new Courts, &c. are to be erected.

IX. And be it further enacted, That it ſhall be lawful for the Mayor and Aldermen for the Time being of the ſaid City of *Glouceſter*, or any Three or more of them, and they are hereby authorized and required, from Time to Time, to treat, contract for, and agree with the ſeveral Owners, Occupiers of, and Perſons intereſted in the ſeveral Meſſuages, Dwelling-houſes, Tenements, and Buildings, with the Ground whereon the ſame now ſtand, Gardens, Outlets, Ground, Eaſements, Lands, Hereditaments, and Premiſes, with the Appurtenances deſcribed or mentioned in the Schedule hereunto annexed, for the Purchaſe thereof, to be conveyed to or to become otherwiſe veſted in the ſaid Commiſſioners, the Juſtices of the Peace for the Time being for the ſaid County of *Glouceſter*, in Manner herein-after mentioned, for the Purpoſes of this Act, and likewiſe for the Loſs or Damage ſuch Owners, Occupiers, and Perſons intereſted, or any of them, ſhall or may ſuſtain by or on account of the Execution of any of the Powers of this Act, and with the aforeſaid Sum of One thouſand Pounds to be paid and contributed by the Mayor and Burgeſſes of the ſaid City of *Glouceſter*, as herein-after mentioned, and with the Monies to be aſſeſſed and raiſed upon the ſaid City of *Glouceſter*, and County of the ſame City, in Manner herein-after directed, to pay for the Purchaſe of ſuch Houſes, Lands, Tenements, Ground, and Hereditaments, and for ſuch Loſſes or Damages, ſuch Sum or Sums of Money as ſhall be agreed upon between ſuch Owners, Occupiers, and Perſons intereſted as aforeſaid, and the ſaid Mayor and Aldermen for the Time being, or any Three or more of them, or as ſhall be aſſeſſed by a Jury in Manner herein-after mentioned, and alſo the Coſts and Charges attending ſuch Agreement, Purchaſe, or Aſſeſſment.

All Perſons and Bodies Politic, &c. may treat for Sale of Lands.

X. And be it further enacted, That it ſhall be lawful for all Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, and to and for all Tenants for Life, or in Fee Tail, General or Special, or for Years determinable on any Life or Lives, or for any Perſon or Perſons having a beneficial Eſtate or Intereſt for any Term or Terms of Years, and all Feoffees in Truſt, Executors, Adminiſtrators, Huſbands, Guardians,

dians, Committees of Lunatics and Idiots, and all other Truſtees whomſoever, not only for and on Behalf of themſelves, their Heirs and Succeſſors, but alſo for and on Behalf of their Ceſtuique Truſts, whether Infants, Iſſue unborn, Feme Coverts, Lunatics, Idiots, or other Perſon or Perſons whomſoever, and to and for all Femes Covert who are or ſhall be ſeiſed, poſſeſſed of, or in anywiſe intereſted in their own Right, and to and for all and every other Perſon or Perſons whomſoever, who are or is or ſhall be ſeiſed, poſſeſſed of, or entitled to, or anyways intereſted in any Houſes, Buildings, Gardens, Lands, Tenements, Hereditaments, or Premiſes, deſcribed or mentioned in the ſaid Schedule hereunto annexed, to treat, contract, and agree with the ſaid Mayor and Aldermen of the ſaid City of *Glouceſter*, or any Three or more of them, for the Sale of ſuch Houſes, Buildings, Gardens, Lands, Tenements, Hereditaments, and Premiſes, every or any Part thereof, and all and every Eſtate, Right, Title, and Intereſt whatſoever, of, in, or to the ſame, for the Purpoſes of this Act, and to convey the ſame, every or any Part thereof, and every Eſtate, Right, Title, and Intereſt therein, to the ſaid Commiſſioners, the Juſtices of the Peace for the Time being for the ſaid County of *Glouceſter*, and their Succeſſors, Juſtices of the Peace for the ſaid County, for ever, or to ſuch Perſon or Perſons in Truſt for them, and in ſuch Manner as the ſaid Commiſſioners, the ſaid Juſtices of the Peace for the Time being for the ſaid County of *Glouceſter*, or any Five or more of them, ſhall direct, and as Occaſion ſhall require, and all Contracts, Agreements, Sales, and Conveyances which ſhall be ſo made ſhall be valid to all Intents and Purpoſes; any Law, Statute, Uſage, or any other Matter or Thing whatſoever, to the contrary thereof in anywiſe notwithſtanding.

If Parties refuſe to treat, the Value to be ſettled by a Jury.

XI. And be it further enacted, That if any ſuch Owner, Proprietor, Occupier, Truſtee or Truſtees, Committee or Committees, Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, or any ſuch other Perſon or Perſons as aforeſaid, ſhall neglect or refuſe to treat, or ſhall not agree for the Sale of any ſuch Houſes, Land, Tenements, Ground, Premiſes, or Hereditaments, or any Part or Parts thereof, or for his, her, or their Intereſt therein, or by reaſon of Abſence, Incapacity, or otherwiſe, ſhall be prevented from treating, then and in any ſuch Caſe it ſhall be lawful for the ſaid Mayor and Aldermen for the Time being of the ſaid City of *Glouceſter*, or any Three or more of them, Twenty-one Days at the leaſt before any General Quarter Seſſions of the Peace, to be holden in and for the ſaid County of *Glouceſter*, to give or cauſe to be given to ſuch Owners or Perſons intereſted, Truſtees or Committees reſpectively, or to the principal Officer or Officers of ſuch Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, or to leave or cauſe to be left at the Houſe of the Tenant in Poſſeſſion of any ſuch Houſes, Lands, Tenements, or Hereditaments, Notice in Writing, ſigned by the ſaid Mayor and Aldermen, or any Three or more of them, deſcribing or denoting the Houſes, Lands, Tenements, or Hereditaments ſo intended to be purchaſed, and purporting that the Value thereof will be adjuſted and ſettled by a Jury at the ſaid Seſſions; and the Juſtices at their Seſſions, upon Proof to them made of ſuch Notice having been ſo given or left, are hereby authorized and required to charge the Jury which ſhall attend at ſuch Seſſions, or ſome other Jury of Twelve honeſt Men, to be then and there impannelled and returned by the Sheriff of the

ſaid

ſaid County, without Fee or Reward; and in Default of the Attendance of a ſufficient Number of Jurymen ſo returned, then ſuch other honeſt and indifferent Men of the Bye-ſtanders as the ſaid Sheriff ſhall take, or of others that he can ſpeedily procure to attend that Service, to make up the Number Twelve, and cauſe them to be ſworn well and truly on their Oaths, to aſſeſs the Value of the Houſes, Lands, Tenements, or Hereditaments mentioned in or referred to by the ſaid Notice, and the Damages and Recompence to be given for the ſame, or ſuch Part or Parts thereof as ſhall be intended to be uſed for the Purpoſes of this Act, to the reſpective Owners, Occupiers, and Perſons intereſted, according to their reſpective Intereſts therein, which Oath the ſaid Juſtices are hereby authorized and required to adminiſter to ſuch Jury; and the ſaid Juſtices, if they ſhall think fit, ſhall and may cauſe the ſaid Jury to view the Place and Places, Matter and Matters in queſtion, and to which ſaid Jury, the ſaid Commiſſioners, and all Parties intereſted, ſhall have their lawful Challenges, but ſhall not challenge the Array; and the ſaid Jury, being ſo charged and ſworn as aforeſaid, and after proper Evidence upon Oath given concerning the Nature, Quantity, and Value of ſuch Houſes, Lands, Tenements, and Hereditaments, or ſuch Part or Parts thereof as aforeſaid, ſhall by their Verdict aſſeſs the Damage and Recompence to be given for the ſame to ſuch reſpective Owners, Occupiers, and Perſons, according to their reſpective Intereſts therein; and the ſaid Juſtices, or the major Part of them, ſhall give Judgment for ſuch Purchaſe Money or Recompence, ſo to be aſſeſſed by ſuch Jury, which Verdict of the ſaid Jury, and Judgment of the ſaid Juſtices upon the ſame, ſhall be entered in the Records of the Seſſions, and ſhall finally bind and be concluſive on the ſaid Mayor and Aldermen, and on all Perſons and Parties intereſted in the ſaid Houſes, Lands, Tenements, and Hereditaments reſpectively, as fully and extenſively, to all Intents and Purpoſes, as if ſuch Perſons and Parties had reſpectively conſented to, and joined in the Sale and Conveyance thereof, for the Purpoſes of this Act.

Expences of Jury how to be paid.

XII. And be it further enacted, That in caſe any Jury ſhall give and deliver a Verdict or Aſſeſſment for more Money, as the Recompence, Price, or Value for any ſuch Houſes, Buildings, Ground, Lands, or Hereditaments, Eaſements, Privileges, Loſs, or Damage as aforeſaid, than what ſhall have been agreed to or offered by or on the Part of the ſaid Mayor and Aldermen, or any Three or more of them, before the returning or impannelling of the Jury, that then and in ſuch Caſe the Coſts and Expences of the Jury and Witneſſes, and all other Expences reſpecting the taking the ſaid Verdict or Inquiſition, and the Judgment, Order, or Adjudication thereon, ſhall be borne and paid by the ſaid Mayor and Aldermen, or any Three or more of them, out of the Money to be by them raiſed by virtue of this Act; but if ſuch Jury ſhall give and deliver a Verdict or Aſſeſſment for no more, or for leſs Money than ſhall have been agreed to, or offered by or on the Part of the ſaid Mayor and Aldermen, or any Three or more of them, before the taking of ſuch Verdict or Inquiſition as aforeſaid, as the Recompence, Price, or Value for any ſuch Houſes, Buildings, Grounds, Lands, or Hereditaments, Eaſements, Privileges, Loſs, or Damage as aforeſaid, that then the full Coſts and Expences to be occaſioned as aforeſaid, and all other the Expences attending the hearing and determining of ſuch Appeal or Difference, ſhall be borne and paid by the Perſon or Perſons with whom the ſaid Mayor and Aldermen,

men, or any Three or more of them, shall have such Controversy or Dispute; which said Costs and Expences, having been ascertained and settled by the Court of Quarter Sessions before which such Appeal or Matter shall be heard, shall and may be deducted out of the Money so assessed and adjudged, as so much Money advanced towards and in Part of such Recompence, Price, or Value; and the Payment or Tender of the Remainder of such Monies shall be deemed and taken, to all Intents and Purposes, to be a Payment and Tender of the whole Sum or Sums so assessed or adjudged, or otherwise, such Costs and Expences, in case the same be not paid on Demand, may be recovered by the said Mayor and Aldermen, in the Name, Style, or Appellation of "The Mayor and Aldermen of the City of *Gloucester*," by Action of Debt, in that Name, Style, or Appellation, in any of His Majesty's Courts of Record at *Westminster*: Provided always, that in all Cases where any Person shall, by reason of Absence from the Kingdom of *Great Britain*, have been prevented from treating, such Costs and Expences shall be borne and paid out of the Money to be raised or received by the said Mayor and Aldermen, under or by virtue of this Act.

Upon Tender, Payment, or Investment of the Purchase Money, the Commissioners may take Possession of Lands, &c.

XIII. And be it further enacted, That upon Payment or Tender of the Money so agreed, ordered, assessed, or adjudged to be paid for the Purchase of such Houses, Buildings, Grounds, Lands, or Hereditaments, Easements, or Privileges, or for such Recompence as aforesaid (subject to such Deduction for Costs as herein mentioned), or upon Investment or Payment thereof into the Bank of *England*, in Manner by this Act directed, as the Case may be, the said Houses, Buildings, Grounds, Lands, Tenements, Hereditaments, Easements, and Privileges so purchased, shall vest in the said Commissioners, the Justices of the Peace for the Time being for the said County of *Gloucester*, and their Successors for the Time being, Justices of the Peace for the said County of *Gloucester*, for the Purposes of this Act; and it shall then be lawful for the said Commissioners, or any Five or more of them, their Workmen, Servants, or Agents, to enter upon and take Possession of, and make use of such Houses, Buildings, Grounds, Lands, Tenements, Hereditaments, Easements, and Privileges, and every Part thereof, and also to pull down such Houses and Buildings; and all such Persons and Parties who were the Owners or Occupiers thereof, shall be divested of all Right and Title in and to the same, and every Part thereof.

The Money belonging to any Bodies Politic, &c. how to be applied, if 200l. or above.

XIV. And be it further enacted, That if any Money shall be agreed, ordered, or awarded to be paid for the Purchase of any Messuages, Lands, Tenements, or Hereditaments, purchased, taken, or used, by virtue of the Powers of this Act, for the Purposes thereof, which shall belong to any Body Politic, Corporate, or Collegiate, or to any Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee, or for or on behalf of any Infant, Lunatic, Idiot, Feme Covert, Cestuique Trust, or to any other Person whose Messuages, Lands, Tenements, or Hereditaments, are limited in strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account there, *ex parte*

"the Juſtices of the Peace for the County of *Glouceſter*," to the Intent that ſuch Money ſhall be applied under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made upon a Petition to be preferred in a ſummary Way by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Meſſuages, Lands, Tenements, or Hereditaments, in the Purchaſe or Redemption of the Land Tax, or in the Diſcharge of any Debt or Debts, or ſuch other Incumbrances, or Part thereof, as the ſaid Court ſhall authorize to be paid, affecting the ſame Meſſuages, Lands, Tenements, or Hereditaments, ſtanding ſettled therewith, to the ſame or the like Uſes, Intents, or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted, under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Meſſuages, Lands, Tenements, or Hereditaments, which ſhall be conveyed and ſettled to, for, and upon ſuch and the like Uſes, Truſts, Intents, and Purpoſes, and in the ſame Manner as the Meſſuages, Lands, Tenements, or Hereditaments, which ſhall be ſo purchaſed, taken, or uſed as aforeſaid, ſtood ſettled or limited, or to, for, or upon ſuch of them as, at the Time of making ſuch Conveyance and Settlement, ſhall be exiſting, undetermined, or capable of taking Effect; and in the mean Time, and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall, by Order of the ſaid Court, upon Application thereto, be inveſted by the ſaid Accountant General, in his Name, in the Purchaſe of Three Pounds *per Centum* Conſolidated, or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time, and until the ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and annual Produce of the ſaid Conſolidated or Reduced Bank Annuities ſhall, from Time to Time, be paid by Order of the ſaid Court to the Perſon or Perſons who would, for the Time being, have been entitled to the Rents and Profits of the ſaid Meſſuages, Lands, Tenements, and Hereditaments, to be purchaſed by virtue of this Act, in caſe ſuch Purchaſe or Settlement were made.

If leſs than the Sum of 200l. and not leſs than 20l.

XV. Provided always, and be it further enacted, That if any Money ſo agreed, ordered, or awarded to be paid for any Meſſuages, Lands, Tenements, or Hereditaments, purchaſed, taken, or uſed, for the Purpoſes aforeſaid, and belonging to any Corporation, or to any Perſon or Perſons under any Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two hundred Pounds, and ſhall exceed or be equal to the Sum of Twenty Pounds, then and in all ſuch Caſes the ſame ſhall, at the Option of the Perſon or Perſons for the Time being entitled to the Rents and Profits of the Meſſuages, Lands, Tenements, or Hereditaments, ſo purchaſed, taken, or uſed, or of his, her, or their Guardian or Guardians, Committee or Committees, in caſe of Infancy, Idiotcy, or Lunacy, to be ſignified in Writing under their reſpective Hands, be paid into the Bank of *England*, in the Name and with the Privity of the ſaid Accountant General, and be placed to his Account as aforeſaid, in order to be applied in Manner herein-before directed, or otherwiſe the ſame ſhall be paid, at the like Option, to Two Truſtees, to be nominated by the Perſon or Perſons making ſuch Option, and approved of by the ſaid Commiſſioners, or the Juſtices of the Peace for the Time being for the ſaid County of *Glouceſter*, or any Five or more of them (ſuch Nomination and Approbation to be ſignified in Writing under the Hands of the nominating and approving Parties), in order that ſuch Principal Money, and the Dividends

arising therefrom, may be applied in Manner herein-before directed, so far as the Case be applicable, without obtaining, or being required to obtain, the Direction or Approbation of the Court of Chancery.

The Application thereof if less than 20l.

XVI. Provided also, and be it further enacted, That where such Money so agreed, ordered, or awarded to be paid as next before mentioned, shall be less than Twenty Pounds, then and in every such Case the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Hereditaments so purchased, taken, or used, for any of the Purposes of this Act, in such Manner as the said Commissioners, the Justices of the Peace for the Time being for the said County of *Gloucester*, or any Five or more of them, shall think fit, or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

If Titles not made out, &c.

XVII. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be ordered or awarded for the Purchase of any Houses, Lands, Tenements, or Hereditaments, to be purchased by virtue of this Act, shall refuse to accept the same, or shall not be able to make out a good Title to the Premises to the Satisfaction of the said Commissioners, the said Justices of the Peace, for the Time being, or any Five or more of them, or of their Counsel, learned in the Law, or in case such Person or Persons to whom such Sum or Sums of Money shall be so ordered or awarded to be paid as aforesaid, cannot be found; or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments, be not known or discovered, then and in every such Case it shall and may be lawful to and for the said Commissioners, the Justices of the Peace for the Time being, for the said County, or any Five or more of them, to order the said Sum or Sums of Money so ordered or awarded as aforesaid, to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant-General of the Court of Chancery, to be placed to his Account, to the Credit of the Parties interested in the said Houses, Lands, Tenements, or Hereditaments, (describing them) subject to the Order, Controul, and Disposition of the said Court of Chancery; which said Court of Chancery, on the Application of any Person or Persons making Claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding, or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making Claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Purchase Money paid into Chancery, on ac-

XVIII. And be it further enacted, That where any Question shall arise, touching the Title of any Person to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant-General of

the

the ſaid Court of Chancery, in purſuance of this Act, for the Purchaſe of any Meſſuages, Buildings, Lands, Tenements, or Hereditaments to be purchaſed in purſuance of this Act, or to any Bank Annuities to be purchaſed with any ſuch Money, or to the Dividends or Intereſts of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch Meſſuages, Buildings, Lands, Tenements, or Hereditaments at the Time of ſuch Purchaſe, and all Perſons claiming under ſuch Perſon or Perſons, or under the Poſſeſſion of ſuch Perſon and Perſons, ſhall be deemed and taken to have been lawfully entitled to ſuch Meſſuages, Buildings, Lands, Tenements or Hereditaments, according to ſuch Poſſeſſion, until the contrary ſhall be ſhewn to the Satisfaction of the ſaid Court of Chancery; and the Dividends or Intereſt of the Bank Annuities to be purchaſed with ſuch Money, and alſo the Capital of ſuch Bank Annuities, ſhall be paid, applied, and diſpoſed of accordingly, unleſs it ſhall be made to appear to the ſaid Court, that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Meſſuages, Buildings, Lands, Tenements, or Hereditaments, or to ſome Eſtate or Intereſt therein.

count of defective Title, how diſpoſed of.

XIX. Provided always, and be it further enacted, That where, by reaſon of any Diſability or Incapacity of the Perſon or Perſons, or Corporation, entitled to any Meſſuages, Lands, Tenements, or Hereditaments, to be purchaſed under the Authority of this Act, the Purchaſe Money for the ſame ſhall be required to be paid into the ſaid Court of Chancery, and to be applied in the Purchaſe of other Meſſuages, Lands, Tenements, or Hereditaments to be ſettled to the like Uſes, in purſuance of this Act, it ſhall and may be lawful to and for the ſaid Court of Chancery, to order the Expences of all Purchaſes, from Time to Time to be made in purſuance of this Act, or ſo much of ſuch Expences as the ſaid Court ſhall deem reaſonable, together with the neceſſary Coſts and Expences of obtaining ſuch Order, to be paid by the ſaid Commiſſioners, the Juſtices of the Peace for the Time being for the ſaid County of *Glouceſter*, out of the Monies to be aſſeſſed and raiſed upon the ſaid County of *Glouceſter*, by and under the Authority of this Act, or by the Juſtices of the Peace for the Time being of the ſaid County of *Glouceſter*, out of the County Rate of the ſaid County, who ſhall from Time to Time pay ſuch Sum of Money accordingly, for ſuch Purpoſes as the ſaid Court ſhall direct.

The Court may order reaſonable Expences of inveſting Money in the Purchaſe of other Lands to be paid by the Commiſſioners.

XX. And be it further enacted, That every Tenant at Will, or Leſſee for a Year, or any Perſon or Perſons in Poſſeſſion of the ſaid Meſſuages, Lands, Tenements, and Hereditaments, or any Part thereof, which ſhall be purchaſed by virtue and for the Purpoſes of this Act, and who ſhall have no greater Intereſt in the Premiſes than as Tenant at Will, or Leſſee for a Year, or from Year to Year, ſhall deliver up the Poſſeſſion of ſuch Premiſes to the ſaid Commiſſioners, the Juſtices of the Peace for the Time being for the ſaid County of *Glouceſter*, or any Five or more of them, or to ſuch Perſon or Perſons as they, or any Five or more of them, ſhall appoint to take Poſſeſſion of the ſame, upon having not leſs than Six Calendar Months Notice to quit ſuch Poſſeſſion from the ſaid Commiſſioners, or any Five or more of them, or their Clerk; and it ſhall be lawful and ſufficient for the ſaid Commiſſioners, or any Five or more of them, or their Clerk, to give ſuch Notice, as well before as after the reſpective Purchaſes of the ſaid Meſſuages, Lands, Tenements, and Hereditaments, ſhall have been completed,

Tenants at Will to deliver up Poſſeſſion on Six Calendar Months Notice.

completed, or the Purchaſe Money thereof paid, tendered, or inveſted, as herein-before mentioned, and ſuch Perſon or Perſons in Poſſeſſion ſhall, at the End of the ſaid Six Calendar Months, whether ſuch Notice be given with Reference to the Time or Times of ſuch Tenant's Entrance or Holding, or not, or as ſoon after as he, ſhe, or they ſhall be required by ſuch Notice, peaceably and quietly deliver up the Poſſeſſion of the ſaid Premiſes to the ſaid Commiſſioners, or any Five or more of them, or to their Clerk, or any Perſon or Perſons authorized by ſuch Commiſſioners, or any Five or more of them, to take Poſſeſſion thereof; they the ſaid Mayor and Aldermen making ſuch Satisfaction and Compenſation to every ſuch Tenant or Leſſee, or other Perſon or Perſons in Poſſeſſion as aforeſaid, in caſe he, ſhe, or they ſhal be required to quit before the Expiration of his, her, or their Term in the Premiſes, as the ſaid Mayor and Aldermen, or any Three or more of them, ſhall deem juſt and reaſonable, and if any Difference or Diſpute ſhall ariſe touching the Amount of ſuch Satisfaction and Compenſation, then and in ſuch Caſe the ſame ſhall be ſettled and aſcertained by a Jury in ſuch and the like Manner, as the Satisfaction and Compenſation to be made by the ſaid Mayor and Aldermen for the Purchaſe of any Buildings, Lands, Tenements, and Hereditaments, are herein directed to be ſettled and aſcertained, in caſe of any Difference or Diſpute about the ſame; and that in caſe any ſuch Perſon or Perſons ſo in Poſſeſſion as aforeſaid ſhall refuſe to give ſuch Poſſeſſion as aforeſaid, it ſhall be lawful for the ſaid Mayor and Aldermen, or any Three or more of them, to iſſue their Precept or Precepts to the Sheriffs of the City of *Glouceſter* and County of the ſame City, to deliver Poſſeſſion of the ſaid Premiſes to ſuch Perſon or Perſons as ſhall in ſuch Precept or Precepts be nominated to receive the ſame; and the ſaid Sheriffs are hereby required to deliver ſuch Poſſeſſion accordingly of the ſame Premiſes, and to levy ſuch Coſts as ſhall accrue from the iſſuing and Execution of ſuch Precept or Precepts on the Perſon or Perſons ſo refuſing to give Poſſeſſion as aforeſaid, by Diſtreſs and Sale of his, her, or their Goods and Chattels, rendering the Overplus (if any) to the Owner or Owners thereof.

Commiſſioners enabled to take Part of a Warehouſe, &c. in the Occupation of Mr. James Heahe.

XXI. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Commiſſioners, the Juſtices of the Peace for the Time being for the ſaid County of *Glouceſter*, or any Five or more of them, and they are hereby empowered, if they ſhall deem it expedient, to contract and agree with any Perſon or Perſons whomſoever, having any Eſtate or other Intereſt, in a certain Brick-built Counting-houſe and Warehouſe, in the Occupation of *James Heahe*, ſituate at the Bottom or Southward Extremity of the Yard alſo in his Occupation, in the Pariſh of *Saint Nicholas*, in the ſaid City of *Glouceſter*, for the abſolute Purchaſe thereof, and of the Scite thereof, or ſo much thereof as the ſaid Commiſſioners, or any Five or more of them, ſhall deem neceſſary or proper for the Purpoſes of this Act, and for all and every ſuch Perſon and Perſons to contract and agree for the Sale thereof, and to convey the ſame to the ſaid Commiſſioners, the ſaid Juſtices of the Peace for the Time being, and their Succeſſors, Juſtices of the Peace for the Time being, for the ſaid County, for ever, for the Purpoſes of this Act; and in caſe the ſaid Commiſſioners, or any Five or more of them, and ſuch Perſon or Perſons intereſted in the ſaid Counting-houſe or Warehouſe, and Scite thereof, cannot or ſhall not agree as to the Amount or Value of the ſame, ſuch Amount and Value ſhall be ſettled by the Verdict of a Jury, in ſuch and the like Manner as is herein-

before directed with reſpect to the Lands and Hereditaments to be purchaſed by the ſaid Mayor and Aldermen; or, inſtead of purchaſing the ſaid Counting-houſe and Warehouſe, or any Part thereof, it ſhall and may be lawful for the ſaid Commiſſioners, or any Five or more of them, and they are hereby authorized, with the Conſent of the ſaid *James Heane*, or the Owner or Proprietor of the ſaid Counting-houſe and Warehouſe, to take down the ſame, or ſo much thereof as ſhall be deemed expedient for the Purpoſes of this Act, and to rebuild the ſame, or ſo much thereof as ſhall be ſo taken down, upon the Land adjoining thereto, Part of the Land and Premiſes deſcribed or mentioned in the ſaid Schedule hereunto annexed; and the ſaid new Building ſo to be erected, and the Ground whereon the ſame may be ſo erected, ſhall be of the like Tenure as the preſent Counting-houſe and Warehouſe now are, and ſhall be veſted in the Owner or Proprietor of, and Perſon or Perſons having any Eſtate or Intereſt in ſuch preſent Counting-houſe and Warehouſe, for ſuch and the ſame Eſtates and Intereſts, and ſubject to ſuch Charges and Incumbrances as the ſaid preſent Counting-houſe and Warehouſe are now holden for or liable to, any Thing herein contained to the contrary thereof in anywiſe notwithſtanding; and the Money for purchaſing or for taking down and rebuilding the ſaid Counting-houſe and Warehouſe, or any Part thereof, and for defraying the Charges and Expences incident thereto, ſhall be conſidered as Part of the Monies to be raiſed by the ſaid Commiſſioners upon the ſaid County of *Glouceſter*.

Mortgagee, on being tendered Principal and Intereſt, to convey.

XXII. And be it further enacted, That all and every Perſon or Perſons who ſhall have any Mortgage or Mortgages upon the ſaid Meſſuages, Lands, Tenements, and Hereditaments, which ſhall be purchaſed by virtue and for the Purpoſes of this Act, not being in Poſſeſſion thereof by virtue of ſuch Mortgage or Mortgages, ſhall (on Notice in Writing from the ſaid Mayor and Aldermen, or any Three or more of them, or from ſuch Perſon or Perſons as they ſhall appoint, that they will pay off and diſcharge the Principal Money and Intereſt which ſhall be due on the ſaid Mortgage or Mortgages, at the End or Expiration of not leſs than Six Calendar Months, to be computed from the Day of giving ſuch Notice, and on Payment of the Principal and Intereſt ſo due at the Time to be mentioned in ſuch Notice) convey, aſſign, and transfer his, her, or their Intereſt in the Premiſes to the ſaid Commiſſioners, the Juſtices of the Peace for the Time being for the ſaid County; and in caſe ſuch Mortgagee or Mortgagees ſhall refuſe to convey and aſſign as aforeſaid, on ſuch Payment or Tender thereof, that then all Intereſt on the Principal Money due on every ſuch Mortgage ſhall thenceforth ceaſe and determine.

Form of Conveyance.

XXIII. And be it further enacted, That all Sales, Conveyances, and Aſſurances of any Meſſuages, Lands, Tenements, Hereditaments, or Premiſes, to be made to the ſaid Commiſſioners, the Juſtices of the Peace for the ſaid County of *Glouceſter*, ſhall be made in the Form or to the Effect following; *videlicet*,

'I *A. B.* of in conſideration of the Sum of
paid by the Mayor and Aldermen of the City of *Glouceſter*,
'[*or* by the ſaid Commiſſioners, *as the Caſe may be*,] acting by virtue of
'an Act of Parliament, paſſed in the Fifty-fourth Year of the Reign of
'King *George* the Third, intituled [*here inſert the Title of this Act*], do

'hereby grant and releaſe unto the Commiſſioners appointed by the ſaid 'Act, the Juſtices of the Peace for the Time being for the County of '*Glouceſter*, and their Succeſſors for the Time being, Juſtices of the Peace 'for the ſaid County, all [*here deſcribe the Meſſuages, Lands, Tenements,* '*and Premiſes to be conveyed,*] and all my Eſtate, Right, Title, and Inte-'reſt of, in, and to the ſame and every Part thereof, to hold to the ſaid 'Juſtices of the Peace for the Time being for the ſaid County of *Glouceſter*, 'and their Succeſſors for the Time being, Juſtices of the Peace for the ſaid 'County, for ever. In Witneſs whereof I have hereunto ſet my Hand 'and Seal, this Day of in the Year of 'our Lord .'

And every ſuch Sale, Conveyance, and Aſſurance ſo made, and every Contract and Agreement for ſuch Sale, Conveyance, and Aſſurance, ſhall be good, valid, and effectual, to all Intents and Purpoſes whatſoever, not only to ſell or to convey the Eſtate or Intereſt of the Perſon or Perſons conveying, but alſo to ſell and to convey all Right, Eſtate, Intereſt, Uſe, Truſt, Property, Poſſibility, Claim, and Demand whatſoever, of his, her, or their ſeveral and reſpective Ceſtuique Truſts, and all other Perſons claiming or to claim by, from, or under him, her, or them reſpectively, and of all Perſons entitled in Remainder or Reverſion, expectant upon ſuch particular or other Eſtate, and the ſame ſhall be deemed and conſidered to bar the Dower and Dowers of the Wife and Wives of ſuch Perſon and Perſons, and all Eſtates Tail, and all Eſtates in Poſſeſſion, Reverſion, Remainder, or Expectancy, and the Iſſue and Iſſues of ſuch Perſon or Perſons, and every Perſon claiming or to claim under them reſpectively, as effectually as Fines and common Recoveries would do, if levied or ſuffered by the Parties intereſted, and ſuch Parties had been adult and without Impediment or Diſability; any Law, Statute, Uſage, or Cuſtom to the contrary notwithſtanding; and all and every ſuch Bodies Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, and all Tenants for Life, or in Fee Tail, General or Special, or for Years, determinable on any Life or Lives, or having a beneficial Eſtate for Years, and all Feoffees in Truſt, Huſbands, Truſtees, Executors, Adminiſtrators, Guardians, Committees, and all other Perſons, ſhall be and are hereby indemnified for what they ſhall do or cauſe to be done by virtue or in purſuance of this Act; and it ſhall and may be lawful to and for the ſaid Commiſſioners, the Juſtices of the Peace for the Time being of the ſaid County of *Glouceſter*, to hold all Lands, Tenements, and Hereditaments, to be taken, purchaſed, conveyed to, or otherwiſe veſted in them by virtue of this Act, without incurring or being ſubject to any of the Penalties or Forfeitures of the Statutes of Mortmain; any Law, Statute, or Uſage whatſoever to the contrary in anywiſe notwithſtanding.

Truſtees, &c. indemnified.

Statutes of Mortmain not to affect Purchaſes made under this Act.

Old Buildings to be taken down and new Courts, &c. built.

XXIV. And be it further enacted, That when the ſaid Meſſuages, Dwelling-houſes, Tenements, Buildings, Gardens, Outlets, Ground, Eaſements, Lands, and Hereditaments, with the Appurtenances, ſhall ſo as aforeſaid be purchaſed, or become veſted in the ſaid Commiſſioners, the Juſtices of the Peace for the Time being for the ſaid County of *Glouceſter*, it ſhall and may be lawful to and for the ſaid Commiſſioners, or any Five or more of them, to direct or cauſe the ſaid Meſſuages, Dwelling-houſes, and other Buildings to be taken down, and to ſell the Materials thereof, either when taken down or ſtanding, or to uſe the ſame, or any Part thereof,

thereof, in the new Buildings herein-after mentioned, as to ſuch Commiſſioners, or any Five or more of them, ſhall ſeem moſt proper, and to apply the clear Monies ariſing from ſuch Sale (if any) as the Monies to be raiſed on the ſaid County of *Glouceſter* are herein-after directed to be applied; and alſo, to cauſe to be built on the Scite of the ſaid Meſſuages, Dwelling-houſes, Tenements, Buildings, Gardens, Outlets, Ground, Lands, and Hereditaments, or ſo much thereof as ſhall be neceſſary, new Courts of Juſtice, a new Shire-hall, and an Office or Offices for the Uſe of the Clerk of the Peace, and for the keeping of the Rolls, Records, Books, and Papers of the ſaid County of *Glouceſter*, together with ſuch Buildings, Rooms, Additions, Courts, Avenues, and other Accommodations, and to be completed and fitted up in ſuch Manner as the ſaid Commiſſioners, or any Five or more of them, ſhall judge requiſite and proper; and alſo to contract and agree with any Perſon or Perſons for executing all or any of the aforeſaid Works in ſuch Manner as the ſaid Commiſſioners, or any Five or more of them, ſhall think proper.

How Premiſes, &c. purchaſed, ſhall be taxed in future.

XXV. And be it further enacted, That in all future Rates, Taxes, and Levies to be made for any Pariſh or Place within which any Land, Ground, or Premiſes to be purchaſed for the Purpoſes of this Act, ſhall be ſituate, ſuch Land, Ground, and Premiſes, with any Buildings to be erected thereon, ſhall be aſſeſſed to the Poor Rates, and other Parochial Rates, Taxes, and Levies, at the ſame, but not at a higher Value or more improved Rent than the ſame Land or Ground was at the Time of ſuch Purchaſe.

Money for carrying the Act into Execution, how raiſed.

XXVI. And be it further enacted, That from and immediately after the paſſing of this Act the ſaid Commiſſioners, or any Five or more of them, ſhall have full Power and Authority, and they are hereby directed and required, from Time to Time, to aſſeſs and raiſe, within and upon the ſaid County of *Glouceſter*, ſuch Sum or Sums of Money as ſhall be requiſite and ſufficient for effecting and carrying into full Execution the ſeveral Powers and Purpoſes of this Act, and for the paying and diſcharging of the ſeveral Coſts, Charges, and Expences incident to or attending the ſame, or to be occaſioned thereby, (except ſuch Sum or Sums as ſhall be neceſſary for purchaſing, and for defraying the Expence of purchaſing the ſaid Meſſuages, Dwelling-houſes, Tenements, Buildings, Gardens, Outlets, Ground, Eaſements, Lands, and Hereditaments, deſcribed or mentioned in the ſaid Schedule hereunto annexed); and to that End, Intent, and Purpoſe the ſaid Commiſſioners, or any Five or more of them, ſhall have full Power and Authority, and they are hereby directed and required, immediately after the paſſing of this Act, from Time to Time to aſſeſs and tax, in and by a Rate or Rates to be made for that Purpoſe, all and every Pariſh, Town, Liberty, Precinct, Village, and Hamlet within the ſaid County of *Glouceſter*, (ſave and except ſuch Parts of the Borough of *Tewkeſbury*, in the ſaid County, as have not ordinarily been aſſeſſed and contributed to the County Rates of the ſaid County), rateably and in equal Proportions, according to the annual Rent or Value of the Meſſuages, Lands, and Tenements, and other Property rated or rateable to the Relief of the Poor, ſituate or being within ſuch Pariſh, Town, Liberty, Precinct, Village, and Hamlet reſpectively, and alſo all and every Extra-parochial Place, and other Places within the ſaid County, (which ſhall have been rated or aſſeſſed to the Property Tax), rateably and in equal Proportions, according

according to the annual Rent or Value of the Meſſuages, Lands, Tenements, and Eſtates therein reſpectively; but in making ſuch Rate or Rates no Meſſuages, Lands, Tenements, and Premiſes, not exceeding in annual Value the Sum of Four Pounds, and which ſhall be in the actual Occupation of the Owner or Proprietor thereof, getting his or her Livelihood wholly by daily Labour, and having no other Lands or Property yielding an Income, ſhall be included or eſtimated; nor ſhall ſuch Rate or Rates include or eſtimate ſuch Parts of the ſaid County of *Glouceſter* as have been uſually rated and aſſeſſed to the Relief of the Poor of any or either of the Pariſhes within the ſaid City and County of the ſame City, provided ſuch Parts of the ſaid County ſhall be rated or aſſeſſed towards raiſing Money for purchaſing the Scite for the ſaid new Courts, Shire-hall, and other Purpoſes aforeſaid; and as to the raiſing Money for the re-purchaſing of the ſaid ſeveral Meſſuages, Dwelling-houſes, Tenements, Buildings, Gardens, Outlets, Grounds, Eaſements, Lands, and Hereditaments deſcribed or mentioned in the ſaid Schedule hereunto annexed, and for defraying the Expences incident thereto, and to the making and completing the Purchaſes thereof, ſuch Money (over and above the ſaid Sum of One thouſand Pounds, to be contributed and paid by the ſaid Mayor and Burgeſſes as herein-after directed) ſhall be raiſed and aſſeſſed in Manner herein-after mentioned, upon the ſaid City of *Glouceſter* and County of the ſame City, and upon ſuch Lands, Tenements, and other Hereditaments as lie without the ſaid City of *Glouceſter* and County of the ſame City, but have been uſually or are now rated and aſſeſſed to the Relief of the Poor of any or either of the Pariſhes lying within the ſaid City of *Glouceſter* and County of the ſame City.

Rates upon the County how raiſed.

XXVII. And be it further enacted, That for raiſing and levying the Rate or Rates to be from Time to Time made by the ſaid Commiſſioners, or any Five or more of them, under this Act, it ſhall and may be lawful for them, or any Five or more of them, and they are hereby authorized and empowered to iſſue their Precept or Warrant under their Hands, to the High Conſtables of the reſpective Hundreds or Diviſions of the ſaid County of *Glouceſter*, notifying the Sum or Sums of Money which they the ſaid Commiſſioners, or any Five or more of them, ſhall have rated or aſſeſſed upon the ſeveral Pariſhes, Towns, Liberties, Precincts, Villages, Hamlets, and other Places in ſuch reſpective Hundreds or Diviſions, together with the Time which the ſaid Commiſſioners, or any Five or more of them, in any ſuch Rate or Rates ſhall have appointed for the Payment thereof, which Time it ſhall and may be lawful for the ſaid Commiſſioners, or any Five or more of them ſo to appoint; and thereupon it ſhall be lawful for the ſaid reſpective High Conſtables, and they are hereby authorized and required to iſſue Warrants or Notices under their Hands to the reſpective Churchwardens and Overſeers of the Poor of the Pariſhes, Towns, Liberties, Precincts, Villages, Hamlets, and other Places within their reſpective Hundreds or Diviſions, to be delivered to ſuch Churchwardens and Overſeers reſpectively, or to be left at their reſpective Dwellings or uſual or laſt Places of Abode, requiring or directing them to raiſe, collect, levy, and pay to ſuch reſpective High Conſtables within the Time ſpecified in the ſaid Precept or Warrant which ſhall have been iſſued by the ſaid Commiſſioners, or any Five or more of them, the Sum and Sums rated or aſſeſſed upon ſuch reſpective Pariſhes, Towns, Liberties, Precincts, Villages, Hamlets, and Places, which Sum or Sums ſuch Churchwardens and

and Overſeers are hereby required to pay to ſuch High Conſtables reſpectively, whoſe Receipts ſhall be good and ſufficient Diſcharges for the ſame, and for delivering or leaving any ſuch Warrant or Notice as aforeſaid, to the ſaid reſpective Churchwardens and Overſeers, it ſhall be deemed and conſidered to be a ſufficient Service of ſuch Warrant or Notice, if the ſame ſhall have been delivered to or left at the Dwelling or uſual or laſt Place of Abode of One of ſuch Churchwardens or Overſeers; and the Churchwarden and Churchwardens, Overſeer and Overſeers of every Pariſh, Town, Liberty, Precinct, Village, Hamlet, and Place which ſhall have been ſo rated or aſſeſſed as aforeſaid, ſhall and may and is and are hereby authorized and required to raiſe and levy the Sum or Sums of Money from Time to Time thereon ſo rated or aſſeſſed, by a Rate or Aſſeſſment upon the ſeveral Occupiers of Meſſuages, Lands, Tenements, and Property, rated or rateable to the Relief of the Poor, within ſuch Pariſh, Town, Liberty, Precinct, Village, Hamlet, and Place, rateably and in equal Proportions, according to the Rental or annual Value of the Meſſuages, Lands, Tenements, and Property, in their reſpective Occupations, excepting out of ſuch Rate or Aſſeſſment, every Perſon whom the ſaid Commiſſioners, or any Five or more of them, by their Precept or Warrant to be iſſued as aforeſaid to the High Conſtable, or by any other Writing under their Hands, ſhall direct to be omitted, by reaſon of ſuch Perſon being the Owner or Proprietor of any Meſſuage, Lands, Tenements or Premiſes, not exceeding in annual Value the Sum of Four Pounds, and being in the actual Occupation thereof, and getting his or her Livelihood wholly by daily Labour, and having no other Lands or Property yielding an Income; and in caſe any Perſon or Perſons ſhall, after Demand made, or Notice thereof in Writing left at his, her, or their Dwelling, or uſual or laſt Place of Abode, neglect or refuſe to pay the Sum or Sums of Money ſo rated or aſſeſſed upon him, her, or them, it ſhall and may be lawful for any Juſtice of the Peace for the ſaid County of *Glouceſter*, upon Complaint thereof made by any One of ſuch Churchwardens or Overſeers, by Warrant under his Hand and Seal, to levy the ſame by Diſtreſs and Sale of the Goods and Chattels of the Perſon or Perſons ſo making Default, not only in the ſaid County of *Glouceſter*, but in any other County, (the Warrant or Warrants for levying the ſame in ſuch laſt mentioned Caſe being firſt endorſed by ſome Juſtice of the Peace for the County where any Goods and Chattels of the reſpective Perſons ſhall be found) rendering the Overplus (if any) after deducting the Charges and Expences of ſuch Diſtreſs and Sale, to the Owner or Owners of ſuch Goods and Chattels.

Overſeers neglecting to raiſe Money to be ſubject to Diſtreſs.

XXVIII. And be it further enacted, That in caſe any Churchwarden or Churchwardens, Overſeer or Overſeers of the Poor of any Pariſh, Town, Liberty, Precinct, Village, Hamlet, or Place, ſhall neglect, make Default, or refuſe to pay, within the Time to be appointed for that Purpoſe as aforeſaid, to the High Conſtable of the Hundred or Diviſion within which ſuch Pariſh, Town, Liberty, Precinct, Village, Hamlet, or Place doth lie, ſuch Sum or Sums of Money as ſhall have been rated or aſſeſſed by the ſaid Commiſſioners, or any Five or more of them, as aforeſaid, upon ſuch Pariſh, Town, Liberty, Precinct, Village, Hamlet, or Place, it ſhall and may be lawful for any Juſtice of the Peace for the ſaid County of *Glouceſter*, upon Complaint thereof made by any ſuch High Conſtable, by Warrant under the Hand and Seal of ſuch Juſtice, to levy the ſame, or ſo much thereof as ſhall remain unpaid by Diſtreſs and Sale of the Goods

and Chattels of the Churchwarden or Churchwardens, Overſeer or Overſeers of the Poor, ſo neglecting, making Default, or refuſing as aforeſaid, not only in the ſaid County of *Glouceſter*, but in any other County, City, Town, Borough, Franchiſe, or Place (the Warrant or Warrants for levying the ſame being in ſuch laſt mentioned Caſe firſt indorſed by ſome Juſtice of the Peace for the County, or by the Mayor, or other Head Officer of the City, Town, Borough, or Franchiſe, where any Goods of the reſpective Defaulters ſhall be found) rendering the Overplus (if any) after deducting the Charges and Expences of ſuch Diſtreſs and Sale, to the Owner or Owners of ſuch Goods and Chattels; and in caſe any ſuch Diſtreſs and Sale ſhall be made, or if any Churchwarden or Churchwardens, Overſeer or Overſeers, ſhall pay unto any High Conſtable any Sum or Sums of Money which ſhall have been ſo as aforeſaid rated and aſſeſſed by the ſaid Commiſſioners, it ſhall be lawful for ſuch Churchwarden and Churchwardens, Overſeer and Overſeers, and he and they is and are hereby authorized and empowered, for the Purpoſe of reimburſing himſelf and themſelves all and every ſuch Sum and Sums of Money for which ſuch Diſtreſs ſhall have been taken, or which he or they ſhall have paid, to raiſe and levy the ſame by a Rate or Aſſeſſment in ſuch and the like Manner as he or they are hereby authorized and empowered to raiſe and levy any Sum or Sums of Money which ſhall have been rated or aſſeſſed by the ſaid Commiſſioners, upon the Pariſh, Town, Liberty, Precinct, Village, Hamlet, or Place, of which he or they ſhall be the Churchwarden or Churchwardens, Overſeer or Overſeers.

High Conſtables making Default, how puniſhed.

XXIX. And be it further enacted, That every High Conſtable of any Hundred or Diviſion of the ſaid County of *Glouceſter*, ſhall, within Seven Days after he ſhall have received, under the Directions or Proviſions herein contained, any Sum or Sums of Money under this Act, pay the ſame to the Treaſurer for the Time being, appointed by virtue of this Act; and in caſe any High Conſtable ſhall refuſe or neglect ſo to do, or in caſe he ſhall refuſe or neglect to deliver to, or leave at the Dwelling or uſual or laſt Place of Abode of the ſeveral Churchwardens and Overſeers within his Hundred or Diviſion, the Warrant or Notice herein-before required in Manner hereby directed, it ſhall be lawful for any One Juſtice of the Peace of the ſaid County of *Glouceſter*, upon Complaint made to him thereof, to commit, by Warrant under his Hand and Seal, ſuch High Conſtable to the Common Gaol of the County, Riding, Diviſion, City, Town Corporate, Liberty, or Place, there to remain, without Bail or Mainprize, until he, ſhe, or they, ſhall have paid ſuch Sum or Sums of Money to the ſaid Treaſurer, and ſhall have iſſued the Warrants or Notices aforeſaid.

Return to be made to the Commiſſioners, &c. to enable them how to rate for the County.

XXX. And in order the better to enable the ſaid Commiſſioners to aſſeſs and tax, rateably and in equal Proportions, all and every ſuch Pariſhes, Towns, Liberties, Precincts, Villages, Hamlets, and Extra-parochial Places, and other Places in the ſaid County of *Glouceſter*, be it further enacted, That at ſome Meeting of the ſaid Commiſſioners, to be holden as ſoon as conveniently may be after the paſſing of this Act, or any Adjournment or Adjournments thereof, or at ſuch other Time or Times, and at ſuch Time and Times, Place and Places, as the ſaid Commiſſioners, or any Five or more of them, ſhall for that Purpoſe appoint, and thereof give Notice, by public Advertiſement, in one or both of the *Glouceſter* Newſpapers, the reſpective Churchwardens and Overſeers of the Poor of the ſaid ſeveral

Pariſhes,

Pariſhes, Towns, Liberties, Precincts, Villages, Hamlets, and Places reſpectively, ſhall, and they are hereby required (as far as they are competent ſo to do) to make a Return, in Writing, to the ſaid Commiſſioners at any ſuch Meeting as aforeſaid, or at any Adjournment or Adjournments thereof, (which Returns ſhall be ſeverally verified upon Oath at the Time of delivering in the ſame, by the Perſon or Perſons ſo delivering in the ſame reſpectively) of the total Amount of the Rental or Value of the ſeveral Eſtates and rateable Property, within the Pariſh, Town, Liberty, Precinct, Village, Hamlet, or Place (of which they ſhall reſpectively be ſuch Officers), charged or aſſeſſed to the Poor's Rate of ſuch Pariſh, Town, Liberty, Precinct, Village, Hamlet, or Place, at the Time of making ſuch Return, or liable ſo to be, and which Return ſhall alſo ſtate and point out the Principle or Baſis upon which ſuch Rental or Value contained therein ſhall have been made, calculated, or aſcertained, and alſo the annual Eſtimate or Amount at which ſuch Eſtates and rateable Property are ordinarily taken in making the Rates for the Relief of the Poor, and for what Length of Time ſuch Eſtates and rateable Property have remained and been taken at the ſame Eſtimate or Amount, and what Variations have taken place therein, and the Periods thereof, together with ſuch other Information and Particulars as the ſaid Commiſſioners, or any Five or more of them, ſhall require, in order to enable them to obtain the Rental or Value of the Eſtates within ſuch ſeveral Pariſhes, Towns, Liberties, Precincts, Villages, Hamlets, or Places reſpectively, or to aſſiſt their Inquiries and Judgment therein; and every ſuch Return ſhall be ſigned with the Name, and verified by the Oath of the Churchwarden or Churchwardens, Overſeer or Overſeers, who ſhall reſpectively make or deliver the ſame; but in caſe the ſaid Commiſſioners, or any Five or more of them, ſhall think proper to direct ſuch Returns as aforeſaid to be delivered to the Juſtices of the Peace of the ſaid County of *Glouceſter*, in their reſpective Diviſions of the ſaid County, or to any Committee or Committees appointed for the Purpoſe, under the Power and Authority herein-before given for appointing Committees, it ſhall be lawful for them ſo to do, and ſuch Returns as aforeſaid ſhall be made to the ſaid Juſtices in their reſpective Diviſions, or to the ſaid Committee or Committees, in the ſame Manner as if the ſame had been directed to have been delivered to the ſaid Commiſſioners; and ſuch Juſtices, or any Two or more of them, and ſuch Committee or Committees, or the major Part of ſuch Committee or Committees, ſhall take and make ſuch Order therein as they ſhall think fit, and the Returns ſo to be made ſhall be ſigned with the Name, and verified by the Oath of the Churchwarden or Churchwardens, Overſeer or Overſeers, or other Perſon or Perſons making or delivering the ſame; and the Returns ſo delivered to the ſaid Juſtices, Committee or Committees, ſhall be by them tranſmitted to the ſaid Commiſſioners.

Penalty on Churchwardens and Overſeers not making Returns.

XXXI. And be it further enacted, That in caſe any Churchwarden or Overſeer of the Poor of the ſeveral Pariſhes, Towns, Liberties, Precincts, Villages, Hamlets, or Places, within the ſaid County of *Glouceſter*, ſhall neglect or make Default in making any ſuch Return or Returns, in Manner aforeſaid, then and in every ſuch Caſe, each and every Churchwarden and Overſeer of the Poor, ſo neglecting or making Default, without ſufficient Cauſe or Excuſe, to be allowed by the ſaid Commiſſioners, or any Five or more of them, or by the ſaid Juſtices in their reſpective Subdiviſions, or any Two or more of them, or by the ſaid Committee or Committees,

mittees, or the major Part of ſuch Committee or Committees, ſhall forfeit and pay ſuch Sum and Sums of Money, not exceeding Twenty Pounds, as ſhall or may be ordered and adjudged by the ſaid Commiſſioners, or any Five or more of them, or by the ſaid Juſtices in their reſpective Subdiviſions, or any Two or more of them, or by the ſaid Committee or Committees, or the major Part of ſuch Committee or Committees, by way of Penalty for ſuch Neglect or Default; and in caſe any ſuch Penalty ſhall not be forthwith paid, it ſhall and may be lawful to and for the ſaid Commiſſioners, or any Five or more of them, or for the ſaid Juſtices in their reſpective Subdiviſions, or any Two or more of them, or for the ſaid Committee or Committees, or the major Part of ſuch Committee or Committees, and they are hereby reſpectively authorized and directed to iſſue their Warrant to the High Conſtable of the Hundred or Diviſion where ſuch Pariſh, Town, Liberty, Precinct, Village, Hamlet, or Place ſhall be ſituated, directing him to levy ſuch Penalty upon the reſpective Goods and Chattels of each and every Churchwarden and Overſeer of the Poor of the Pariſh, Town, Liberty, Precinct, Village, Hamlet, or Place, ſo neglecting or making Default, in like Manner, and with ſuch Powers and Authorities as the ſaid High Conſtable is, by a Statute made in the Twelfth Year of the Reign of His late Majeſty King *George* the Second, intituled *An Act for the more eaſy aſſeſſing, collecting, and levying of County Rates*, veſted with, for levying on the Churchwardens and Overſeers of the Poor the Sums aſſeſſed for the County Rates.

Commiſſioners and Juſtices in their reſpective Subdiviſions, and Committees, may call for the Property Tax Aſſeſſments.

XXXII. And be it further enacted, That in order the better to enable the ſaid Juſtices of the Peace to form a correct Judgement of the Amount of the Rental or Value of the Eſtates as aforeſaid, the ſaid Commiſſioners, or any Five or more of them, and the Clerk of the ſaid Commiſſioners, or the Juſtices of the Peace in their reſpective Diviſions of the ſaid County of *Glouceſter*, or any Two or more of them, and the Clerk, or any other Perſon acting under their Authority, or any ſuch Committee or Committees as aforeſaid, or the major Part of ſuch Committee or Committees, or the Clerk, or any other Perſon acting under their Authority, may, and they and he are and is hereby authorized and empowered, from Time to Time, as they or he may think neceſſary or expedient, to cauſe any of the Aſſeſſments, or Books of Aſſeſſments, of the Tax commonly called the Property Tax or Income Tax, ſo far as the ſame relate or refer to, or in anywiſe concern the Statement of Property liable to be rated under or by virtue of this Act, and the Rental or Valuation by which ſuch Aſſeſſments are made, mentioned and deſcribed within any Pariſh or Place within the ſaid County, to be brought before them or him, and to take Copies of or Extracts from ſuch Aſſeſſments, or Books of Aſſeſſment, or any Part or Parts thereof, as they, he, or any of them, ſhall think fit, and ſuch Compenſation ſhall be made to the Clerks or Perſons having the Aſſeſſments of the Property Tax or Income Tax, and the Clerks or the Perſons employed by the ſaid Commiſſioners, or by the ſaid Juſtices in their reſpective Subdiviſions, or by the ſaid Committee or Committees, as the ſaid Commiſſioners, or any Five or more of them, or the ſaid Juſtices in their ſaid reſpective Subdiviſions, or any Two or more of them, or the ſaid Committee or Committees, or the major Part of ſuch Committee or Committees, ſhall think reaſonable; and if any Perſon or Perſons in whoſe Cuſtody or Power any of the ſaid Aſſeſſments or Books ſhall be, ſhall neglect or refuſe to attend the ſaid Commiſſioners, or the ſaid Juſtices in their reſpective

reſpective Subdiviſions, or the ſaid Committee or Committees, or the ſaid Clerks, or other Perſon or Perſons reſpectively as aforeſaid, with ſuch Aſſeſſment or Aſſeſſments, Book or Books, or to permit them, him, or any of them to take Copies thereof, or Extracts therefrom as aforeſaid, then and in every ſuch Caſe every Perſon who ſhall ſo refuſe or neglect ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Twenty Pounds, to be recovered in the ſame Way and by the ſame Means as is herein-before directed for the recovering the Penalty incurred by any Churchwarden or Churchwardens, Overſeer or Overſeers, in Default of making ſuch Returns as aforeſaid.

Commiſſioners may order any Eſtate in a Pariſh to be valued as a Criterion for judging the Value of other Eſtates.

XXXIII. And be it further enacted, That in order to aſſiſt the ſaid Commiſſioners in making a fair and equal Rate or Aſſeſſment, or Rates or Aſſeſſments, authorized to be by them made under or by virtue of this Act, it ſhall and may be lawful for them, or any Five or more of them, to cauſe to be ſurveyed and valued any Meſſuages, Lands, Tenements, or Hereditaments which they may deem expedient and proper to ſelect for the Purpoſe, in any Pariſh, Town, Liberty, Precinct, Village, Hamlet, Extra-parochial or other Place, in the ſaid County of *Glouceſter*, in order that the true and real annual Value thereof may be the better aſcertained, and when ſuch Valuation ſhall be ſo aſcertained, then the ſame ſhall or may be or be deemed, taken, or conſidered by the ſaid Commiſſioners to be a Criterion or Rule by which they may, with the Aſſiſtance of the Poor's Rates, Property Tax Aſſeſſments, or any other Rates, or of any other Valuation or Information which they may think proper to procure, eſtimate the annual Value of any other Meſſuages, Lands, Tenements, or Hereditaments, in any ſuch Pariſhes, Townſhips, Precincts, Villages, Hamlets, Extra-parochial or other Place or Places.

Pariſhes may be aſſeſſed, although no Return made, or inſufficient Returns, &c. or where no Poor's Rate is collected.

XXXIV. And be it further enacted, That if any Churchwarden or Churchwardens, or Overſeer or Overſeers of the Poor, ſhall neglect to make and deliver in, or ſhall make Default in delivering in, ſuch Return or Returns as aforeſaid, or if it ſhall happen that, notwithſtanding the incurring of any ſuch Penalty or Penalties as aforeſaid, for or on account of ſuch Neglect or Default, or from any other Cauſe whatſoever, a Return for any Pariſh, Town, Liberty, Precinct, Village, Hamlet, or Place, ſhall not be made within the Time limited for the making thereof, or in caſe any Return or Returns ſhall be made under this Act, which ſhall, upon the Examination of Witneſſes upon Oath, be deemed or adjudged by the ſaid Commiſſioners or any Five or more of them to be incomplete and defective, or inſufficient for diſcovering the real Amount of the Rental or Value of the Eſtates within any Pariſh, Town, Liberty, Precinct, Village, Hamlet, or Place, in the ſaid County of *Glouceſter*, or if there is or ſhall be no Rate made and collected for the Relief of the Poor in any Pariſh, Townſhip, Liberty, Precinct, Village, Hamlet, Extra-parochial Place, or other Place in the ſaid County, liable to be rated for the Purpoſes of this Act, then and in all and every ſuch Caſe and Caſes it ſhall and may be lawful to and for the ſaid Commiſſioners, or any Five or more of them, and they are hereby required to rate, aſſeſs, and tax each and every the Pariſh, Town, Liberty, Precinct, Village, Hamlet, Extra-parochial Place, or other Place as aforeſaid reſpectively, of or for which the Churchwarden or Churchwardens, or Overſeer or Overſeers of the Poor ſhall, through Neglect or Default, or from any other Cauſe, have made no ſuch Return or Returns as aforeſaid, or the Return or

Returns of which respectively shall have been deemed and adjudged to be incomplete and defective, or insufficient as aforesaid, or for or in which respectively there is or shall be no Rate made and collected for the Relief of the Poor as aforesaid, for and towards the Purposes of this Act, according to such Estimate of the just and fair Annual Rent, or the just and fair Annual Value of the Estates within such Parish, Town, Liberty, Precinct, Village, Hamlet, Extra-parochial Place, or other Place, or Parishes, Townships, Liberties, Precincts, Villages, Hamlets, Extra-parochial Places respectively, as the said Commissioners or any Five or more of them shall be able to procure or obtain, by ordering a View and Survey and Valuation of the said Estates respectively, (and which Views, Surveys, and Valuations they are hereby authorized and empowered to make or cause to be made), or by taking or using any other Means which they shall think expedient or proper for that Purpose.

How the County Rate is to be raised and collected in Parishes, &c. where there shall be no Poor's Rate assessed.

XXXV. And be it further enacted, That in any Parish, Township, Liberty, Precinct, Hamlet, Village, Extra-parochial Place, or other Places in the said County of *Gloucester*, liable to be rated for the Purposes of this Act, where no Rate is or shall be made and collected for the Relief of the Poor, it shall and may be lawful to and for the said Commissioners, or any Five or more of them, to order and direct the Sum of Money which shall, from Time to Time, be rated or assessed by or under the Authority of this Act, as or for the Rate upon such Parish, Township, Liberty, Precinct, Hamlet, Village, Extra-parochial Place, or other Place, to be rated, raised, and levied on the Inhabitant or Inhabitants, or Occupier or Occupiers of Messuages, Lands, and Tenements therein, by any petty Constable, or other Peace Officer of or belonging to the same, or by such one or more, and by the same or different Inhabitant or Inhabitants, or Occupier or Occupiers of Messuages, Lands, or Tenements therein, as the said Commissioners or any Five or more of them shall appoint for the Purpose, by such Ways and Means as are given by Law to any Churchwarden or Churchwardens, Overseer or Overseers, for making, raising, and levying any Rate for the Relief of the Poor; and every such Constable and other Peace Officer, and every such Inhabitant or Inhabitants, Occupier or Occupiers, so to be appointed, and all and every Justice and Justices of the Peace for the said County of *Gloucester*, shall respectively have and be vested with such and the same Powers and Authorities for making, raising, and levying the Rate or Rates for the Sum or Sums which shall be so ordered and directed to be rated and assessed as are given by Law for making, raising, and levying any Rate or Rates for Relief of the Poor, which Sum and Sums so rated and levied shall be paid by such Constable or other Peace Officer, or such one or more Inhabitant or Occupier, or Inhabitants or Occupiers, appointed as aforesaid, to the High Constable of the Hundred or Division wherein such Parish, Township, Liberty, Precinct, Hamlet, Village, Extra-parochial Place, or other Place, doth lie, or in case such Parish, Township, Liberty, Precinct, Hamlet, Village, Extra-parochial Place, or other Places shall not happen to lie within any Hundred or Division of the said County of *Gloucester*, or within any Hundred or Division of the said County, of which there is any High Constable, then to any one or more High Constable or High Constables of any Hundred or Division of the said County, to be appointed by the said Commissioners or any Five or more of them, within the Space of Twenty-

one Days next after Demand thereof made in Writing, to be given to such one or more Inhabitant or Inhabitants, or Occupier or Occupiers, or left at his, her, or their Dwelling House or Houses by the High Constable, to whom the same is hereby directed to be paid, which Demand the High Constable is hereby required to make; and in case such one or more Inhabitant or Occupier, or Inhabitants or Occupiers, shall neglect or refuse to pay the Sum or Sums so rated or assessed as and for the Rate to be raised by and under the Authority of this Act, after Demand made as aforesaid, such High Constable shall and is hereby empowered and required to levy the same by Distress and Sale of the Goods and Chattels of such one or more Inhabitant or Inhabitants, or Occupier or Occupiers, so neglecting or refusing to pay the same as aforesaid, by Warrant under the Hands and Seals of the said Commissioners or any Five or more of them, or of Two or more Justices of the Peace for the said County of *Gloucester*, (which Warrant any Two or more of the Justices of the Peace of the said County of *Gloucester* are hereby authorized and required to grant), rendering the Overplus (if any) on Demand, after deducting the Money assessed, and the Charges of the Distress and Sale, to the Owner or Owners thereof; and if such one or more Inhabitant or Inhabitants, or Occupier or Occupiers, shall pay such Sum or Sums before the same shall be so by him rated and levied as aforesaid, he, she, or they shall and may afterwards rate and levy the same, or shall and may be allowed and reimbursed the said Sum or Sums of Money by a Rate made or to be made upon all and every the Inhabitant or Inhabitants, or Occupier or Occupiers of Messuages, Lands, and Tenements within such Parish, Township, Liberty, Precinct, Hamlet, Village, Extra-parochial Place, or other Place, which any Two or more Justices of the Peace for the said County shall order and direct, and shall be subject and liable to, and shall have and possess the same Powers and Remedies for the Recovery thereof, by Distress and Sale, in Cases of Non-payment, as are hereinbefore given to the High Constable.

Fractional Parts of Rates how disposed of.

XXXVI. And be it further enacted, That in ascertaining the total Rental or annual Value of the respective Parishes, Towns, Liberties, Precincts, Villages, Hamlets, and Extra-parochial Places, and other Places in the said County of *Gloucester*, for the Purposes of this Act, and in assessing the Proportion which each respective Parish, Town, Liberty, Precinct, Village, Hamlet, and Extra-parochial Place, and other Place, shall have to contribute from Time to Time to the Rate or Rates hereby authorized and directed to be made by the said Commissioners, it shall be lawful for the said Commissioners or any Five or more of them, and they are hereby authorized and empowered, with respect to any fractional Part of a Pound which in either Case shall appear, to take and fix such Rental or annual Value, and such Proportion of the said Rate or Rates in respect thereof, at the Sum next above or below such fractional Part, or at any intermediate Sum, as they in their Discretion shall think fit; and in making the Rates hereby directed to be made by the Churchwarden and Churchwardens, Overseer and Overseers, Petty Constables, Peace Officers, and others, for raising and collecting the Money which shall be charged or assessed by the said Commissioners on the said respective Parishes, Towns, Liberties, Precincts, Villages, Hamlets, Extra-parochial Places, and other Places, it shall be lawful for such Churchwarden and Churchwardens, Overseer and Overseers, Petty Constables,

Peace

Peace Officers, and others reſpectively, and he and they reſpectively is and are hereby authorized and required, where any fractional Part of One Halfpenny ſhall appear in the Proportion of the reſpective Perſons or Properties contributing thereto, to take and fix ſuch Proportion at the Sum next above ſuch fractional Part, and the Surplus thence ariſing beyond the Sum at which any ſuch Pariſh, Town, Liberty, Precinct, Village, Hamlet, Extra-parochial Place, and other Place, ſhall have been rated or aſſeſſed by the ſaid Commiſſioners, ſhall be applied in Aid of its Poor's Rates, and in caſe no Poor's Rate ſhall be made therein, then to any other public or general Purpoſe thereof.

High Conſtables and others toobey Orders of the Commiſſioners.

XXXVII. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners or any Five or more of them, and they are hereby authorized and empowered, by any Writing under their Hands, to ſummon the reſpective High Conſtables, Churchwardens, Overſeers, Petty Conſtables, and Peace Officers of the ſaid County to appear before them the ſaid Commiſſioners, or any Five or more of them, who ſhall appear accordingly, and who ſhall alſo ſerve and deliver all ſuch Precepts, Warrants, and Notices, (and make Returns of the Execution thereof), and comply with ſuch Orders and Directions as they ſhall reſpectively from Time to Time receive from the ſaid Commiſſioners or any Five or more of them; and if any High Conſtable ſhall make Default in any or either of ſuch Caſes, he ſhall for every ſuch Default forfeit the Sum of Twenty Pounds, and if any Churchwarden, Overſeer, Petty Conſtable, or other Perſon, ſhall make Default in any or either of the Caſes aforeſaid, he ſhall, for every ſuch Default, forfeit and pay the Sum of Ten Pounds.

Tenants in the County may deduct Two Thirds of the Rate out of their Rents.

XXXVIII. Provided always, and be it further enacted, That every Tenant at Rack Rent of any Houſe, Land, Tithe, Tenement, or Hereditament in the ſaid County of *Glouceſter* (not rated for the ſame Premiſes to the Rates hereby authorized to be made by the Churchwardens or Overſeers of any Pariſh within the ſaid City of *Glouceſter*, and County of the ſame City), who ſhall pay any Rate or Aſſeſſment to be made in purſuance of this Act, ſhall and may deduct Two Third Parts thereof out of his, her, or their reſpective Rent or Rents, and ſhall be acquitted and diſcharged for ſo much Money as ſuch Rates or Aſſeſſments ſhall, from Time to Time, amount unto, as fully and effectually as if ſuch Money had been actually paid to the Perſon or Perſons to whom ſuch Rent is or ſhall be payable, and ſuch Perſon and Perſons is and are hereby required to allow, from Time to Time, ſuch Deductions upon the Receipt or Tender of the Reſidue of the Rent, notwithſtanding any Agreement or Covenant between any Landlord and Tenant to the contrary; but if it ſhall ſo happen that any of the ſaid Premiſes ſhall be rated for the Purpoſes of this Act at a higher Value than the Sum paid as the Rack Rent for the ſame, then and in every ſuch Caſe a relative Proportion of the Rate, with Reference to the Exceſs beyond the Amount of ſuch Rent, ſhall be paid wholly by the Tenant.

Extending Powers of former Acts to this Act.

XXXIX. And be it further enacted, That all and every the Clauſes, Powers, Directions, Proviſoes and Authorities provided or given to Juſtices of the Peace and others, for making, collecting, and levying County Rates, or otherwiſe contained in and by an Act paſſed in the Twelfth Year

Year of the Reign of His late Majesty King *George* the Second, intituled *An Act for the more easy assessing, collecting, and levying of County Rates;* and in or by an Act passed in the Thirteenth Year of the Reign of His said Majesty King *George* the Second, intituled *An Act to continue several Laws therein mentioned; for punishing such Persons as shall wilfully and maliciously pull down or destroy Turnpikes; for repairing Highways or Locks, or other Works erected by Authority of Parliament for making Rivers navigable; for preventing Exactions of the Occupiers of Locks and Wears upon the River of* Thames, *to the Westward; and for ascertaining the Rates of Water-carriage upon the said River; for preventing frivolous and vexatious Arrests; and for the better securing the lawful Trade of His Majesty's Subjects to and from the* East Indies, *and for the more effectually preventing all His Majesty's Subjects trading thither under Foreign Commissions; and for limiting the Time for suing forth Writs of Certiorari upon Proceedings before Justices of the Peace, and for regulating the Time and Manner of applying for the same; for the better and more speedy Execution of Process within particular Franchises or Liberties; and for extending the Powers and Authorities of Justices of the Peace of Counties, touching County Rates, to the Justices of the Peace of such Liberties and Franchises as have Commissions of the Peace within themselves,* shall (except so far as the same are varied or altered by this Act) be and are hereby applied and extended to the said Commissioners, the Justices of the Peace for the Time being for the said County of *Gloucester*, and to all High Constables, Overseers, Petty Constables and others, for the making, assessing, raising, levying, collecting and recovering, and enforcing the Payment of all and every the Rate and Rates, Assessment and Assessments to be made for the Purposes of this Act upon the said County of *Gloucester*, or upon any Parish, Town, Liberty, Precinct, Village, Hamlet, and Extra-parochial Place, and other Places therein, and shall extend to and be good, valid, and effectual for the carrying of this Act into Execution, to all Intents and Purposes, and as fully and effectually as if the said Clauses, Powers, Directions, Provisions, and Authorities were specifically repeated, inserted, and enacted in and by this present Act.

High Constables, Overseers, &c. in the County to account.

XL. And be it further enacted, That if any High Constable of any Hundred or Division of the said County of *Gloucester*, or Churchwarden or Overseer of the Poor, or any Petty Constable of any Parish or Place therein, or any other Person or Persons appointed for raising and collecting any Money from any Parish or Place therein, for the Purposes of this Act, shall collect or receive any Money which shall be so rated, taxed, or assessed for the Purposes aforesaid, and doth not or shall not pay the same as the said Commissioners shall have ordered or directed, or shall order or direct, by or within the Time limited for Payment thereof, that then and in such Case the said Commissioners, or any Five or more of them, may, and they are hereby authorized and empowered, by a Warrant or Warrants under their Hands and Seals, to be by them directed to the Constable or other Peace Officer of the Parish or Place where such High Constable, Churchwarden, or Overseer, Churchwardens and Overseers, Petty Constable, or other Person or Persons shall live, or to such other Person or Persons as the said Commissioners or any Five or more of them shall for that Purpose approve of or appoint, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such High Constable, Petty Constable, Churchwarden, or Overseer, or

Perſon or Perſons, together with the Charge of ſuch Diſtreſs or Diſtreſſes, rendering the Overplus thereof (if any there ſhall be) to the Owner thereof, and if no ſuch Diſtreſs or Diſtreſſes can be had or found ſufficient to anſwer and ſatisfy the ſame, then by a like Warrant or Warrants, to be in like Manner directed, to cauſe the ſaid High Conſtable, Churchwardens, or Overſeers, Petty Conſtable, or other Perſon or Perſons ſo making Default, to be committed to Priſon, there to remain, without Bail or Mainprize, until the ſaid Money, and the Charges of the ſaid Commitment or Commitments, and other the Charges occaſioned by the Non-payment of the ſaid Money, ſhall be fully ſatisfied and paid to the ſaid Treaſurer for the Time being appointed by this Act; and in caſe any ſuch Churchwardens or Overſeer, Petty Conſtable, or other Perſon or Perſons who ſhall have gathered, collected, or received from any Pariſh or Place in the ſaid County, any Money under or by virtue of this Act, ſhall happen to break, or become or die inſolvent, whereby ſuch Money or any Part thereof ſhall be loſt, that then and in ſuch Caſe it ſhall and may be lawful to and for the ſaid Commiſſioners, or any Five or more of them, from Time to Time, and as often as ſuch Loſs ſhall happen, to aſſeſs, collect, levy, and enforce the Payment of ſo much Money as ſhall be ſufficient to make up ſuch Loſs, upon, by, and from the Inhabitants of the ſeveral Pariſhes and Places in ſuch Hundred or Diviſion, or the Inhabitants of the Pariſh or Place wherein ſuch Loſs ſhall happen, in ſuch Manner, and by ſuch Ways, Powers, and Authorities, as they are by this Act empowered to aſſeſs, collect, levy, and enforce the Payment of any other Money by this Act provided to be raiſed thereon reſpectively.

Appeal to County Rate.

XLI. Provided always, and be it enacted, That if the Churchwarden or Churchwardens, Overſeer or Overſeers of the Poor of any Pariſh, Town, Liberty, Precinct, Village, or Hamlet, in the ſaid County, or the Perſon or Perſons appointed to collect any Rate or Rates to be made under this Act, upon or in reſpect of any Meſſuages or Lands in any Extra-parochial Place, or other Place, in the ſaid County, ſhall at any Time or Times have Reaſon to believe that ſuch Pariſh, Town, Liberty, Precinct, Village, or Hamlet, Extra-parochial Place, or other Place, is over-rated, by any Rate to be made in purſuance or by the Authority of this Act, then and in every ſuch Caſe it ſhall and may be lawful to and for ſuch Churchwarden or Churchwardens, Overſeer or Overſeers of the Poor, and ſuch Perſon or Perſons as aforeſaid reſpectively, to appeal to the Juſtices of the Peace for the ſaid County, at their next General Quarter Seſſions of the Peace, againſt ſuch Part of the Rate only as may affect or concern the Pariſh, Town, Liberty, Precinct, Village, Hamlet, Extra-parochial Place, or other Place in which ſuch Churchwarden or Churchwardens, Overſeer or Overſeers, Perſon or Perſons as aforeſaid, ſhall ſerve ſuch Offices reſpectively; and the ſaid Juſtices are hereby empowered to hear and finally determine the ſame, and to give ſuch Appellant or Appellants ſuch Relief as to them the ſaid Juſtices in their Diſcretion ſhall appear fair, juſt, and equitable, ſo that ſuch Appellant or Appellants ſhall give or cauſe to be given Fourteen Days previous Notice in Writing to the Clerk of the ſaid Commiſſioners for the Time being, of his, her, or their Intention to appeal, and in every ſuch Notice the Ground or Grounds of every ſuch Appeal ſhall be ſtated and ſet forth: Provided nevertheleſs, that upon ſuch Appeal no ſuch Rate ſhall be quaſhed, diſallowed, or deſtroyed, in regard to any other Pariſh, Town, Liberty, Precinct, Village,

lage, Hamlet, Extra-parochial or other Place, aſſeſſed thereby, nor ſhall ſuch Appeal, or Intention of appealing, be any Ground or Reaſon for a Refuſal on the Part of the Pariſh, Town, Liberty, Precinct, Village, Hamlet, Extra-parochial or other Place, ſo appealing, to pay any ſuch Rate or Rates as aforeſaid, but ſuch Rate or Rates ſhall nevertheleſs be paid, and the Pariſh, Town, Liberty, Precinct, Village, Hamlet, Extra-parochial or other Place, on whoſe Part ſuch Appeal ſhall be made, ſhall (if the Appeal be ſucceſsful) be reimburſed or allowed out of the next Rate all ſuch Sum and Sums of Money as ſhall have been over-paid by reaſon of paying the Rate appealed againſt, or ſhall otherwiſe be reimburſed the ſame out of the Monies to be raiſed as aforeſaid on the ſaid County of *Glouceſter*, in ſuch Manner as the ſaid Juſtices of the ſaid Quarter Seſſions, before whom the Appeal may be tried, ſhall order or direct; and the Determination of the ſaid Juſtices as to the Matter of Appeal, and otherwiſe, ſhall be binding, final, and concluſive.

Expences of Appeals to be paid by Pariſhes appealing.

XLII. And be it further enacted, That in caſe of any Appeals, Actions, Suits, or Proceedings at Law, by or on the Part of any Pariſh or Pariſhes, Townſhip or Townſhips, Place or Places, reſpecting or concerning any Matter or Thing made or done in purſuance of this Act, or in the ſaid recited Acts, or any of them, relating to the ſaid Rate or Rates upon the ſaid County of *Glouceſter*, or any Part thereof, to be aſſeſſed and raiſed by or under the Authority of this Act, the Expences of all ſuch Appeals, Actions, Suits, or Proceedings at Law, ſhall be borne and paid by ſuch reſpective Pariſhes, Townſhips, and Places, in ſuch Manner as the ſaid Juſtices of the Peace upon any Appeal in their General or Quarter Seſſions ſhall award and order, or as ſuch Courts wherein ſuch Actions, Suits, or Proceedings ſhall be inſtituted, ſhall reſpectively adjudge and order, and ſhall not be charged to or be paid out of the ſaid County Rate; but if in any ſuch Appeals, Actions, Suits, or Proceedings, the ſaid Commiſſioners, or any of them (as ſuch), ſhould incur, ſuſtain, or be put to any Coſts, Charges, or Expences, then ſuch Coſts, Charges, and Expences ſhall be paid out of the Monies to be raiſed upon the ſaid County of *Glouceſter* for the Purpoſes of this Act.

Commiſſioners may allow to Officers and others, for Trouble and Expences in making Rates.

XLIII. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners, or any Five or more of them, and they are hereby authorized and empowered, to make and order ſuch Allowances and Compenſations as ſhall appear to them reaſonable and proper, to the reſpective High Conſtables, Churchwardens, Overſeers, Petty Conſtables, Surveyors, Clerks, Officers, and others, for their Trouble and Expences in making or furniſhing Eſtimates, Views, Valuations, Returns, or other Informations, with reſpect to the Rental or annual Value of the ſeveral Pariſhes, Townſhips, Liberties, Precincts, Hamlets, Villages, Extra-parochial Places and other Places, in the ſaid County of *Glouceſter*, and in making, collecting, and levying, any Rate or Rates hereby authorized to be made, or in the Performance of any other Service in the Execution of this Act, and all ſuch Allowances and Compenſations ſhall and may be paid by the Treaſurer for the Time being appointed under this Act; and the ſame ſhall, either wholly or in Part, as the ſaid Commiſſioners or any Five or more of them ſhall think fit, be borne by the general Fund of the Monies to be raiſed upon the ſaid County of *Glouceſter*, for the Purpoſes of this Act, or be charged upon the Pariſh, Townſhip, Liberty, Precinct,

Village, Hamlet, Extra-parochial Place or other Place, in reſpect of which ſuch Allowances or Compenſations reſpectively ſhall have been made or ordered, in addition to the Proportion of the Rate or Rates payable by ſuch Pariſh, Townſhip, Liberty, Precinct, Village, Hamlet, Extra-parochial Place or other Place; in which laſt-mentioned Caſe, the ſame or ſo much thereof as ſhall be ſo charged, ſhall be raiſed, levied, and collected by ſuch and the ſame Ways and Means as the ſaid Proportion of ſuch Rate or Rates can or may be raiſed, levied, and collected, and ſhall be paid therewith.

Money for purchaſing Buildings, &c. how raiſed.

XLIV. And be it further enacted, That in order to raiſe Money for purchaſing the Meſſuages, Dwelling Houſes, Tenements, Gardens, Outlets, Eaſements, Grounds, Lands, and Premiſes deſcribed or mentioned in the ſaid Schedule hereunto annexed, for the Purpoſes of this Act, the Mayor and Burgeſſes for the Time being of the City of *Glouceſter*, and County of the ſame City, ſhall and they are hereby required to pay into the Hands of the Treaſurer appointed by this Act, in the Name of the Mayor and Aldermen of the ſaid City of *Glouceſter*, to the Credit of the Purpoſes of this Act, the ſaid Sum of One thouſand Pounds by them agreed to be paid and contributed towards the Purchaſe thereof, within One Year from the Time of paſſing this Act, to be by the ſaid Mayor and Aldermen, or any Three or more of them, applied towards ſuch Purchaſe; and in Default of ſuch Payment, the ſaid Sum of One thouſand Pounds, or ſo much thereof as ſhall remain unpaid, ſhall and may be recovered by an Action or Actions of Debt to be brought by the ſaid Commiſſioners, the Juſtices of the Peace for the Time being for the ſaid County of *Glouceſter*, or any Five or more of them, in any of His Majeſty's Courts of Record at *Weſtminſter*, in the Name of their Clerk or Treaſurer for the Time being, and ſuch Sum of Money, when recovered, ſhall be paid into the Hands of the ſaid Treaſurer, to the Credit of the ſaid Mayor and Aldermen for the Purpoſes of the ſaid Act; and in order to the raiſing the Remainder of the Monies for purchaſing the ſaid Meſſuages and other Premiſes, and for defraying the Expences incident thereto, or to the making and completing ſuch Purchaſes, the Mayor and Aldermen for the Time being of the ſaid City of *Glouceſter* are hereby required to raiſe and levy the ſame, or cauſe the ſame to be raiſed and levied, within the Space of Eighteen Calendar Months from the paſſing of this Act, by Taxation of every Inhabitant, and Occupier of all Lands, Houſes, Tithes Impropriate, Appropriation of Tithes, Lands, and Eſtates, in the ſeveral and reſpective Pariſhes and Precincts of the ſaid City and County of the ſame City, and of all ſuch Lands, Tenements, and other Hereditaments, as lie without the County of the City of *Glouceſter*, but have been uſually and now are rated and aſſeſſed to the Relief of the Poor of any or either of the Pariſhes lying within the ſaid City of *Glouceſter* and County of the ſame City, in equal Proportions, according to their reſpective Worth and Values; and in order thereunto, the ſaid Mayor and Aldermen for the Time being of the ſaid City, or any Three or more of them, ſhall have Power, and are hereby required, by Warrant or Warrants under their Hands and Seals, from Time to Time, to authorize and require the Churchwardens and Overſeers of the Poor of each reſpective Pariſh or Place, and the Collectors of the Land Tax for the Precincts of the College, to rate and aſſeſs the ſame reſpectively from Time to Time, and after ſuch Rate or Aſſeſſment made, by like Warrant or Warrants under their Hands

Hands and Seals, to authorize and require the ſaid reſpective Churchwardens and Overſeers, and Collectors, to demand, gather, collect, and receive the Rates or Aſſeſſments ſo to be made within their reſpective Juriſdictions, and on Non-payment thereof (being lawfully demanded) to levy the ſame by Diſtreſs and Sale of the Goods and Chattels of the Perſon or Perſons ſo making Default, together with the Charges of ſuch Diſtreſs or Diſtreſſes, rendering the Overplus (if any) to the Party or Parties ſo diſtrained; and if no Diſtreſs or Diſtreſſes can be had or found, ſufficient to pay the ſaid Money and the Charges of ſuch Diſtreſs as aforeſaid, that then it ſhall and may be lawful to and for the ſaid Mayor and Aldermen for the Time being, or any Three or more of them, by a Warrant or Warrants under their Hands and Seals, to cauſe the Perſon or Perſons ſo making Default to be committed to Priſon, there to remain without Bail or Mainprize until the whole of the ſaid Money, and all Charges occaſioned by the Non-payment thereof, and of the ſaid Commitment and Commitments, ſhall be fully paid and ſatisfied: Provided nevertheleſs, if it ſhall happen from the Default of the ſaid Mayor and Aldermen, or any Officer or other Perſon appointed, or acting under their Authority, or from any other Omiſſion or Cauſe, that the Monies hereby authorized and directed to be raiſed by the ſaid Mayor and Aldermen, ſhall not be ſo raiſed by the Time herein-before limited for that Purpoſe, the Powers and Authorities hereby given to or veſted in them, ſhall not ceaſe or determine, but they, or any Three or more of them, ſhall proceed thenceforth and without Delay in the Execution of all ſuch Powers and Authorities.

how to be recovered.

XLV. Provided always, and it is hereby further enacted, That nothing herein contained ſhall enable the ſaid Mayor and Aldermen of the ſaid City of *Glouceſter*, or any of them, or any other Perſon or Perſons whomſoever, to rate, aſſeſs, levy, or raiſe Monies towards any of the Purpoſes of this Act, upon, for, or in reſpect of any Cottage, Meſſuage, Tenement, or Garden, with the Appurtenances, in the ſaid City of *Glouceſter* and County of the ſame City, which has not been ordinarily, and which was not in the Rates exiſting on or made next after the Firſt Day of *January* One thouſand eight hundred and fourteen, rated to the Relief of the Poor of the Pariſh or Precinct where the ſame reſpectively is ſituate, ſo that the Occaſion of any ſuch Cottage, Meſſuage, Tenement, or Garden, not appearing to be rated in the Rates exiſting on or made next after the Firſt Day of *January* One thouſand eight hundred and fourteen, was not by reaſon of vacant Poſſeſſion or accidental Omiſſion, or ſome ſuch obvious and ſufficient Cauſe.

Cottages, &c. not uſually rated to the Poor's Rates in the City, to be omitted in the Rates under this Act.

XLVI. And be it further enacted, That all ſuch Lands, Tenements, and other Hereditaments as lie without the County of the City of *Glouceſter*, but have been uſually or of Right ought to be rated and aſſeſſed to the Relief of the Poor of any or either of the Pariſhes lying within the ſaid City of *Glouceſter* and County of the ſame City, and the Occupiers of the ſame reſpectively, ſhall, from and after the paſſing of this Act, as to all Matters relating to the making, raiſing, collecting, and levying the Rates or Aſſeſſments to be made thereon, for the Purpoſes of this Act, be ſubject to the Juriſdiction, Order, Care, and Management of the Juſtices of the Peace for the City of *Glouceſter* and the County of the ſame City, in like Manner as Meſſuages, Lands, Tenements, and Hereditaments lying within the ſaid City of *Glouceſter* and County of the ſame City, and the Occupiers thereof

Places not in the County of the City, which have been uſually rated to the Poor within the City, to be ſubject to the Juriſdiction of City Juſtices, for the Purpoſes of this Act.

thereof are ſubject, and in as full a Manner, to all Intents and Purpoſes, as if ſuch Lands, Tenements, and Hereditaments themſelves lay within the ſaid City of *Glouceſter* and County of the ſame City; and the Warrants and Precepts of the Juſtices of the Peace for the ſaid City and County of the ſame City, ſhall, for the Purpoſes aforeſaid, and any and every Matter and Thing relating thereto, be lawfully executed in or upon any ſuch Lands, Tenements, and Hereditaments as aforeſaid, any Law, Uſage, or Cuſtom to the contrary notwithſtanding; but nothing herein contained ſhall extend, or be conſtrued to extend to take the ſame Lands, Tenements, and Hereditaments from and out of the Limits of the County of *Glouceſter*; but the ſame ſhall continue a Part of the ſaid County of *Glouceſter* as before the paſſing of this Act.

Tenants in the City, &c. may deduct One-half of the Rates out of their Rents.

XLVII. Provided alſo, and be it further enacted, That every Tenant at Rack-rent of any Houſe, Lands, Tithes, Tenements, or Hereditaments within the ſaid City of *Glouceſter* and County of the ſame City, or without the ſame, but rated to or with any Pariſh therein, who ſhall pay any Rate or Aſſeſſment to be made in purſuance of this Act, ſhall and may deduct One Moiety or Half-part thereof, out of his, her, or their reſpective Rent and Rents, and ſhall be acquitted and diſcharged for ſo much Money as ſuch Rates or Aſſeſſments ſhall from Time to Time amount unto, as fully and effectually as if ſuch Money had been actually paid to the Perſon or Perſons to whom ſuch Rent is or ſhall be payable, and ſuch Perſon and Perſons is and are hereby required to allow from Time to Time ſuch Deductions upon the Receipt or Tender of the Reſidue of the Rent, notwithſtanding any Agreement or Covenant between any Landlord and Tenant to the contrary; but if it ſhall ſo happen that any of the ſaid Premiſes ſhall be rated for the Purpoſes of this Act, at a higher Value than the Sum paid as the Rack-rent for the ſame, then and in every ſuch Caſe a relative Proportion of the Rate, with reference to the Exceſs beyond the Amount of ſuch Rent, ſhall be paid wholly by the Tenant.

Penalty on Churchwardens, &c. refuſing or neglecting to make Aſſeſſments.

XLVIII. And be it further enacted, That if the Churchwardens and Overſeers of the Poor of the ſaid Pariſhes, and Collectors of the ſaid Precincts reſpectively in the ſaid City of *Glouceſter*, being ſo authorized as aforeſaid, ſhall refuſe or neglect to make any ſuch Aſſeſſment or Aſſeſſments as is or are by this Act directed to be by them made, for the Space of Ten Days next after ſuch Warrant as is herein-before mentioned ſhall have been iſſued, authorizing or requiring them to make ſuch Aſſeſſment or Aſſeſſments, or if after ſuch Aſſeſſment or Aſſeſſments ſhall have been ſo made, ſhall refuſe or neglect to collect, receive, or levy the Monies which ſhall be thereby rated or aſſeſſed, or any Part thereof, for the Space of Twenty-one Days next after ſuch Warrant as is herein-before alſo mentioned ſhall have been iſſued, authorizing or requiring them to collect or receive ſuch Monies, or ſhall, after the collecting or receiving the ſaid Monies, or any Part thereof, refuſe or neglect to pay the ſame to the Treaſurer for the Time being appointed under this Act, for the Space of Three Days next after having collected or received the ſame, that then and in every ſuch Caſe ſuch Churchwardens and Overſeers and Collectors, and every of them, ſhall, for every ſuch Neglect and Default, forfeit and pay to the ſaid Treaſurer for the Time being, any Sum not exceeding Ten Pounds, to be applied towards the Purpoſes of this Act for which the ſaid City is liable to be rated.

XLIX. And

Obliging them to account for Money collected by them.

XLIX. And be it further enacted, That if any Churchwarden or Overſeer of the Poor of the ſaid Pariſhes or Places, or any Collector of the ſaid Precincts reſpectively, ſhall collect or receive any Money which ſhall be ſo rated, taxed, or aſſeſſed for the Purpoſes aforeſaid, and doth not or ſhall not pay the ſame to the ſaid Mayor and Aldermen, or the Treaſurer appointed by this Act, by or within the Time herein-before limited for the Payment thereof, that then and in ſuch Caſe the ſaid Mayor and Aldermen, or any Three or more of them, may and are hereby empowered and required, by a Warrant or Warrants under their Hands and Seals, to be by them directed to the Conſtable of the Pariſh or Precinct where ſuch Churchwarden or Overſeer, Churchwardens or Overſeers, or Collector, ſhall live, or to ſuch other Perſon or Perſons as the ſaid Mayor and Aldermen, or any Three or more of them, ſhall for that Purpoſe approve of or appoint, to cauſe ſuch Money to be levied by Diſtreſs and Sale of the Goods and Chattels of ſuch Churchwarden or Overſeer, together with the Charge of ſuch Diſtreſs or Diſtreſſes, rendering the Overplus thereof (if any there ſhall be) to the Owner thereof; and if no ſuch Diſtreſs or Diſtreſſes can be had or found, ſufficient to anſwer and ſatisfy the ſame, then by a like Warrant or Warrants, to be in like Manner directed, to cauſe the ſaid Churchwarden or Churchwardens, Overſeer or Overſeers, or Collector or Collectors ſo making Default, to be committed to Priſon, there to remain without Bail or Mainprize until the ſaid Money, and the Charges of the ſaid Commitment or Commitments, and other the Charges occaſioned by the Non-payment of the ſaid Money, ſhall be fully ſatisfied and paid to the ſaid Treaſurer for the Time being appointed by this Act; and in caſe any Churchwarden or Churchwardens, Overſeer or Overſeers, Collector, or other Perſon or Perſons who ſhall have gathered, collected, or received from any Pariſh, Place, or Precinct in the ſaid City, or without the ſaid City, any Money under or by virtue of this Act, ſhall happen to break, or become or die inſolvent, whereby ſuch Money, or any Part thereof, ſhall be loſt, that then and in ſuch Caſe it ſhall and may be lawful to and for the ſaid Mayor and Aldermen, or any Three or more of them, from Time to Time and as often as ſuch Loſs ſhall happen, to aſſeſs, collect, levy, and enforce the Payment of ſo much Money as ſhall be ſufficient to make up ſuch Loſs, upon, by, and from the Inhabitants of ſuch Pariſh, Place, or Precinct wherein ſuch Loſs ſhall happen, in ſuch Manner, and by ſuch Ways, Powers, and Authorities as they are by this Act empowered to aſſeſs, collect, levy, and enforce the Payment of the Money by this Act provided to be raiſed and paid towards raiſing the Purchaſe Money as aforeſaid.

City Rates may be appealed againſt.

L. Provided always, and be it further enacted, That if any Perſon or Perſons ſhall apprehend himſelf, herſelf, or themſelves to be unequally taxed, charged, or rated, by any Rate or Aſſeſſment made within or for any of the ſaid ſeveral Pariſhes in the ſaid City or County of the ſame, or Places to be rated therewith, the Churchwardens or Overſeers, or other Perſon or Perſons appointed to make and collect any ſuch Rate for the Time being ſhall, and is and are hereby required, upon the Requeſt of any Perſon or Perſons apprehending him, her, or themſelves to be ſo aggrieved, to produce and ſhew to him, her, or them, any ſuch Precept, directing any ſuch Rate, and alſo any ſuch Rate or Aſſeſſment made in purſuance thereof, and ſhall permit him, her, or them to inſpect or take any Copy or Extract thereof; and it ſhall be lawful for any ſuch Perſon or Perſons, within Ten Days after the Date of every ſuch Precept for making ſuch Rate,

Rate, or within Three Days exclusive after such Rate made on any such Person or Persons shall be demanded to be paid, to make Complaint to any One or more of the Justices of the Peace for the said City, who shall and who is and are hereby required to issue his or their Summons thereupon to the Churchwardens and Overseers, or other Person or Persons having made, or being appointed to make any such Rate, requiring them and every of them, within Five Days next afterwards, exclusive, at some Hour of the Day and Place to be therein named, to appear before the Justices of the Peace for the said City, or any Two or more of them, and then and there to produce the Precept for making every such Rate, with the Rate and Assessment made in pursuance thereof; at which Time and Place such Justices, or any Two or more of them, shall and are hereby empowered to hear such Complaint, and to examine all Parties and their Evidence thereon upon Oath, by way of and as the Appeal of the Parties so complaining, and shall then and there make such Order in the Premises as to them shall seem meet and reasonable; and such Order so made shall be final and binding to the Appellant and to all Parties rated or liable to be rated in any such Assessment, and to all other Persons whomsoever, any Law, Usage, or Custom to the contrary notwithstanding.

Justices to continue the Hearing of Appeals until determined.

LI. And be it further enacted, That such Justices shall proceed in the Hearing of such Appeals from Day to Day, except *Saturdays*, *Sundays*, and Holidays, until the same shall be determined; and where the Matter or Cause of such Appeal shall be, that the Appellant or Appellants is or are over-rated, in respect to any other particular Person or Persons, Messuages, Lands, Tenements, or Hereditaments, or that any particular Person or Persons, Messuages, Lands, Tenements, or Hereditaments, specified in the Notice of Appeal by Name, or certain Descriptions, be or are left out of such Rate or Assessment, the said Justices, by their Determination, shall amend or alter the said Rate or Assessment, in respect to the particular Articles appealed against only, without quashing the said Rate, and shall thereupon absolutely confirm the said Rate so altered and amended; but in case such Rate or Assessment shall be so generally unequal or defective, as that, in the Opinion of such Justices, the same cannot be amended, but must necessarily be quashed, then and in such Case, the said Justices may, and are hereby required, by a Warrant or Order under their Hands and Seals, to direct the Churchwardens and Overseers, Collector or Collectors, of such Parish, Place, or Precinct, the Rate whereof shall be appealed against as aforesaid, to make a new Rate or Assessment within the Space of Three Days from the Date of such Warrant or Order, according to such general Directions, as in such Warrant or Order shall be specified; and in case such Churchwardens or Overseers, Collector or Collectors, shall neglect or refuse to make such Rate or Assessment within the Time aforesaid, or in making the same shall wilfully and evidently disobey the general Directions contained in such Warrant or Order, such Churchwardens or Overseers, Collector or Collectors, shall forfeit any Sum not exceeding Five Pounds, to be paid to the Treasurer for the Time being to be appointed under this Act, to be by him carried to the Credit of the said Mayor and Aldermen, who shall apply the same towards the Purposes of this Act.

If Rates generally defective, Justices may quash them, and order others to be made.

No Certiorari to be allowed till Rates paid.

LII. And be it further enacted, That no *Certiorari* shall be allowed for the Removal of any such Determination of the said Justices, until the Party or

or Parties applying for the ſame ſhall have actually paid the Sum or Sums rated and aſſeſſed upon him, her, or them, by the Determination of ſuch Juſtices, which Payment (wholly or in Part, as the Occaſion may require) ſhall be reimburſed and ſatisfied to him, her, or them, out of the next Rate or Aſſeſſment to be made on ſuch Pariſh, after the Determination of His Majeſty's Court of King's Bench ſhall be had and obtained thereon, provided ſuch Determination be in Favour of the Perſon applying for the ſaid *Certiorari*; and in the mean Time, until ſuch Determination ſhall be obtained, the ſaid Churchwardens and Overſeers ſhall raiſe ſuch Sum or Sums of Money as ſhall be neceſſary for the Purpoſes aforeſaid, by Rates or Aſſeſſments to be made purſuant to the Determination of ſuch Juſtices.

Application of the Money to be received.

LIII. And be it further enacted, That the Monies to be raiſed and received by the ſaid Commiſſioners, the Juſtices of the Peace for the Time being for the ſaid County of *Glouceſter*, upon and from the ſaid County, by virtue of this Act, ſhall, in the firſt Place, be applied in diſcharging and paying all the Expences of obtaining this Act, with Intereſt for all Monies advanced, and afterwards for the ſeveral Purpoſes of this Act, (except the purchaſing of the Meſſuages, Tenements, Hereditaments, and Premiſes comprized in the ſaid Schedule to this Act annexed), in ſuch Manner as the ſaid Commiſſioners, or any Five or more of them, ſhall, from Time to Time, think fit and direct, and that after all ſuch Charges and Expences, and the Charges and Expences of erecting and making the ſaid Courts of Juſtice, Shire-hall, Offices and Buildings, and Premiſes, and of all other Matters and Things by them authorized or directed to be done in and about the Execution of this Act, and all Debts incurred thereby, and all other Monies to be by them expended in purſuance of this Act, ſhall have been fully paid and ſatisfied, the Surplus of the Money (if any) raiſed and levied upon the ſaid County of *Glouceſter*, by virtue of this Act, ſhall, by Order of the ſaid Commiſſioners, or any Five or more of them, be paid into the Public Stock of the ſaid County, and be deemed and taken, and ſhall and may be paid and applied as Part of the Common Stock to and for ſuch Uſes as the County Stock can or may be applied.

Rates may be mortgaged.

LIV. And, for the more ſpeedily raiſing a Fund for the Purpoſes of this Act, be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners, or any Five or more of them, at their firſt or any ſubſequent Meeting or Meetings to be held in purſuance of this Act, to borrow and take up, upon the Credit of the Rates and Aſſeſſments to be made by virtue of this Act, on the ſaid County of *Glouceſter*, any Sum or Sums of Money, which to them, or any Five or more of them, ſhall appear neceſſary or expedient for the Purpoſes of this Act, or for carrying the ſame into Execution, and for ſecuring all and every Sum and Sums of Money ſo borrowed, the ſaid Commiſſioners, or any Five or more of them, may, and they are hereby empowered, from Time to Time, by any Writing under their Hands, or the Hands of any Five or more of them, to mortgage, demiſe, grant, or aſſign the ſaid Rates and Aſſeſſments upon the ſaid County of *Glouceſter*, or any Part or Parts thereof, (the Charges of ſuch Mortgages or Securities to be paid thereout), to any Perſon or Perſons as a Security or Securities for the Money which ſhall be ſo borrowed, and the Intereſt thereof; and that it ſhall be lawful for the ſaid Mayor and Aldermen for the Time being of the ſaid City of *Glouceſter*, or any Three or more of them, to borrow and take up, upon the Credit of the Rates and Aſſeſſments to be made by virtue of this

this Act, upon the said City of *Gloucester*, and County of the same City, any Sum or Sums not exceeding the Amount of the Purchase Money for the said Messuages, Dwelling Houses, Tenements, Outlets, Gardens, Ground, and Premises herein-before authorized and directed to be purchased; and for securing all and every such Sum and Sums of Money so borrowed, they, the said Mayor and Aldermen for the Time being, or any Three or more of them, may, and are hereby empowered, from Time to Time, by any Writing or Writings under their Hands, to mortgage, demise, grant, or assign the said Rates and Assessments made by virtue of this Act, by them or under their Warrant or Authority, (the Charges of such Mortgages and Securities to be paid for thereout), to any Person or Persons as a Security or Securities for the Money which shall be so borrowed, and the Interest thereof, and Copies of all such Mortgages, Demises, Grants, or Assignments respectively, shall be entered in a Book or Books to be kept for that Purpose by the Clerk of the said Commissioners or his Deputy, for each of which Copies he shall be paid the Sum of Two Shillings and Sixpence.

Mortgagees to be Creditors in equal Degree.

Power to direct in what Order the same shall be discharged.

LV. And be it further enacted, That all Persons to whom such Mortgages, Demises, Grants, or Assignments shall be made, shall be in Proportion to the Sum or Sums therein respectively mentioned, Creditors on the said Rates and Assessments so to be mortgaged as aforesaid, in equal Degree one with another, and shall not have any Preference with respect to the Priority of any such Monies, or of the Dates of their said respective Mortgages; but the said Commissioners, or any Five or more of them, as to Mortgages made by them, and the said Mayor and Aldermen, or any Three or more of them, as to the Mortgages made by them, shall nevertheless have full Power and Authority to direct in what Order and Course such Mortgages respectively shall be discharged.

LVI. And be it further enacted, That the Form of every Mortgage to be made by virtue of this Act, as a Security for any Sum or Sums of Money to be borrowed on the Credit thereof, shall be in the Words following, or in any other Words to the like Purport or Effect; (that is to say),

Form of Mortgage.

'BY virtue of an Act passed in the Fifty-fourth Year of the Reign of His Majesty King *George* the Third, intituled, [*here insert the Title of this Act*], we, the undersigned Commissioners appointed by the said Act, [*or as the Case may be*], we, the undersigned Mayor and Aldermen, [*or*, we, the undersigned Aldermen of the City of *Gloucester*], in Consideration of the Sum of advanced and lent by *A. B.* upon the Credit, and for the Purposes of the said Act, do grant, bargain, sell, and demise unto the said *A. B.* his Executors, Administrators, and Assigns, such Proportion of the Rates and Monies by us raised or rated by virtue of the said Act, as the said Sum of doth or shall bear to the whole Sum which may at any Time be borrowed, or become due and owing, or charged upon the Credit of the said Act, to be had and holden from this Day of in the Year of our Lord until the said Sum of with Interest for the same, after the Rate of *per Centum per Annum*, shall be repaid and satisfied. Witness our Hands the Day of in the Year of our Lord .'

LVII. And

LVII. And be it further enacted, That all and every Perſon and Perſons to whom any ſuch Mortgage or Mortgages ſhall be made as aforeſaid, or who ſhall be entitled to the Money thereby ſecured, may from Time to Time, transfer or aſſign over his, her, or their Right, Title, and Intereſt to the Principal and Intereſt Money thereby ſecured, to any Perſon or Perſons whomſoever, by Indorſement on the Back of ſuch Security, or other Writing to be annexed thereto, in the Words following, or to the like Effect; Mortgages may be aſſigned.

'I Do transfer this (or the annexed) Mortgage, with all my Right or 'Title to the Principal Money hereby [*or*, thereby] ſecured, and all the 'Intereſt now due, and to become due for the ſame, to *C. D.* his Exe- 'cutors, Adminiſtrators, and Aſſigns. Dated the Day of . Form of Transfer.

'*A. B.*'

Which ſaid Transfer or Aſſignment ſhall be produced to the Clerk to the ſaid Commiſſioners, or to the Clerk of the ſaid Mayor and Aldermen, as the Caſe may be, or his Deputy for the Time being, who ſhall regiſter and enter the ſame in the ſaid Book or Books to be kept for entering the ſaid original Mortgages, for which he ſhall be paid Two Shillings and Sixpence by the Perſon requeſting the ſame, and after ſuch Entry thereof made, and not till then, every ſuch Transfer ſhall entitle ſuch Aſſignee, his, her, or their Executors, Adminiſtrators, or Aſſigns, to the Benefit thereof, and Payment thereon; and ſuch Aſſignees may in like Manner transfer and aſſign again, from Time to Time, ſuch Transfer being entered and paid for as aforeſaid, and it ſhall not be in the Power of ſuch Perſon or Perſons who ſhall have made ſuch Aſſignment or Transfer, to make void, releaſe, or diſcharge the ſame, or any Money due thereon; and in caſe any ſuch original Mortgages, Aſſignments, or Securities ſhall be loſt or deſtroyed, the Copies or Entries thereof made as aforeſaid ſhall be deemed ſufficient Evidence to entitle the Perſon or Perſons to whom the Monies due thereon ſhall reſpectively belong, to the Payment thereof, as fully and effectually as if ſuch original Mortgages and Aſſignments reſpectively were exiſting; and the Clerk or Perſon in whoſe Cuſtody ſuch Copies or Entries ſhall happen to be, is hereby required to produce the ſame for the Benefit of ſuch Creditors reſpectively.

LVIII. And be it further enacted, That in order to facilitate and expedite the Means of raiſing Money for the purchaſing the Meſſuages, Lands, Ground, and Premiſes deſcribed or mentioned in the ſaid Schedule hereunto annexed, for the Purpoſes of this Act, it ſhall and may be lawful for the ſaid Commiſſioners, the Juſtices of the Peace for the Time being of the ſaid County of *Glouceſter*, and they are hereby authorized, to lend and advance out of the Monies to be by them raiſed under this Act, any Sum or Sums of Money to the ſaid Mayor and Aldermen for the Time being of the ſaid City of *Glouceſter*, or any Three or more of them, upon the Credit and Security of the Rates and Aſſeſſments herein-before authorized to be made by or by the Order, Warrant, or Direction of the ſaid Mayor and Aldermen, or any Three or more of them; and it ſhall be lawful for the ſaid Mayor and Aldermen for the Time being, or any Three or more of them, to borrow and take up at Intereſt, on the Credit of the ſaid Rates and Aſſeſſments, ſuch Sum or Sums of Money as the ſaid Commiſſioners, or any Five or more of them, ſhall, from Time to Time, be willing to advance and lend on the Credit thereof; and as a Security and Securities for the For expediting the Purchaſe of the Scite for the new Courts, &c. the County authorized to lend Part of its Fund to the City.

the Money ſo lent and advanced, and the Intereſt thereof, the ſaid Mayor and Aldermen for the Time being, or any Three or more of them, ſhall have full Power and Authority to demiſe, grant, and aſſign the ſaid Rates and Aſſeſſments to the ſaid Commiſſioners, in the Name, Style, or Appellation of "The Juſtices of the Peace for the County of *Glouceſter*," and every ſuch Mortgage and Mortgages when made, ſhall veſt in the Juſtices of the Peace for the Time being, for the ſaid County of *Glouceſter*; and in order to recover the Money or Monies ſo to be ſecured, it ſhall be lawful and ſufficient in all Actions, Suits, legal and other Proceedings for ſuch Purpoſes, that the ſame ſhall be had, commenced, made, and proſecuted in the Name, Style, or Appellation of "The Juſtices of the Peace for the "County of *Glouceſter*," or in the Name of the Clerk to the ſaid Commiſſioners; and in order to aſſign the Security or Securities for ſuch Money or Monies, it ſhall be lawful and ſufficient in all Acts, Deeds, Matters, and Things for ſuch Purpoſe, that the ſame ſhall be made, done, and executed by the ſaid Commiſſioners, or any Three or more of them.

Courts, Shire Hall, &c. veſted in the Juſtices of the County for public Purpoſes.

LIX. And be it further enacted, That when the ſaid Courts, Shire Hall, Offices, and Buildings, ſhall be completely finiſhed and fitted up, the ſame, and the Ground thereof, and all other the Lands, Hereditaments, and Premiſes whatſoever, which ſhall be reſpectively purchaſed by virtue of this Act, ſhall from thenceforth be veſted in, and the ſame are hereby from thenceforth veſted in the Juſtices of the Peace for the Time being for the ſaid County of *Glouceſter*, upon Truſt, and to the End, Intent, and Purpoſe, that the ſaid Juſtices of the Peace ſhall and will, from Time to Time, and at all Times hereafter, appropriate ſuch Part or Parts of the ſaid Buildings as they ſhall think proper, for the ſole Purpoſe of an Office or Offices for the Uſe of the Clerk of the Peace for the Time being of the ſaid County of *Glouceſter*, and his Deputy, and for the ſafe keeping of the Rolls, Records, and Papers of the ſaid County, and peaceably, quietly, and freely permit and ſuffer all the Courts of the Juſtices of Aſſize, and Niſi Prius, Oyer and Terminer, and General Gaol Delivery, or ſpecial Commiſſions for the ſaid County of *Glouceſter*, and for the ſaid City of *Glouceſter*, and County of the ſame City, and the General Quarter Seſſions of the Peace for the ſaid County of *Glouceſter*, and for the ſaid County of the ſaid City of *Glouceſter*, and the County Courts of the ſaid County of *Glouceſter*, whether for the Purpoſe of Elections to be held therein, or for ordinary judicial Proceedings, and the County Courts for the County of the ſaid City of *Glouceſter*, and all Inquiſitions and Writs of Enquiry of or for the ſaid County of *Glouceſter*, and of or for the ſaid City of *Glouceſter* and County of the ſame City, and the Hundred Courts, Courts Leet, and other Courts of the ſaid County of the ſaid City of *Glouceſter*, to be holden in the ſaid Courts of Juſtice, or One of them, or in the ſaid Shire Hall, as the Occaſion may require, and alſo permit and ſuffer the ſaid other Buildings, Premiſes, and Appurtenances, to be had and uſed at all ſuch Times, for the reſpective Purpoſes for which they may be deſigned and adapted, and alſo peaceably, quietly, and freely permit and ſuffer the Sheriff and Freeholders for the Time being of the ſaid County of *Glouceſter*, to meet and to hold all Public Meetings of ſuch County in the ſaid Shire Hall, when and as often as they ſhall be there legally convened by the ſaid Sheriff, and alſo peaceably, quietly, and freely permit and ſuffer the ſaid Courts of Juſtice, Shire Hall, and other Buildings and Premiſes, to be had, uſed, and enjoyed, for ſuch other public

Uſes

Uſes and Purpoſes as the Juſtices of the Peace for the Time being for the ſaid County of *Glouceſter*, at the General Quarter Seſſions of the Peace for the ſaid County, or the major Part of them, ſhall from Time to Time direct, order, or appoint, with free Liberty for all Perſons whom it may concern to act and officiate in, and to reſort to and attend upon the ſaid Courts and Meetings, as they ſhall have Occaſion; and alſo from Time to Time, and at all Times when the ſaid Shire Hall ſhall not be in uſe for any of the Purpoſes aforeſaid, and alſo when the other Buildings, except the ſaid Courts of Juſtice, and Office or Offices of the ſaid Clerk of the Peace, ſhall not be in the Uſe of or otherwiſe appropriated by the ſaid Juſtices of the ſaid County of *Glouceſter*, peaceably, quietly, and freely permit and ſuffer the Inhabitants of the ſaid City of *Glouceſter*, and County of the ſame City, to hold their public Meetings in the ſaid Shire Hall and other Buildings, but the ſaid Courts and Proceedings of or for the ſaid City of *Glouceſter*, and County of the ſame City, and the ſaid Meetings of the Inhabitants of the ſaid City, and County of the ſame City, ſhall not be holden or uſed, ſo as to delay, obſtruct, or interfere with the Courts, Meetings, or public Buſineſs of or for the ſaid County of *Glouceſter*; and when and as ſoon as the ſaid Courts, Shire Hall, and other Buildings and Premiſes ſhall have been completed, and ſhall be fit for the Purpoſe for which the ſame are hereby directed to be made, the preſent Shire Hall called *The Booth Hall*, with the Rooms, Buildings, and Appurtenances thereto belonging, ſhall from thenceforth be diſcharged of and from all Claims, Rights, and Privileges thereto or therein, which have heretofore exiſted, or been claimed or exerciſed for or on account of any of the Purpoſes or Occaſions of the ſaid County of *Glouceſter*; and the ſaid County of *Glouceſter* ſhall for ever thereafter be wholly exonerated and diſcharged from any Liability to maintain or repair the ſaid preſent Shire Hall, Rooms, and Buildings, with the Appurtenances.

Juriſdiction given to the Courts, &c.

LX. And be it further enacted, That when and ſo ſoon as the ſaid Courts of Juſtice, Shire Hall, and other Buildings and Premiſes, to be provided and erected under the Powers and Authorities of this Act, ſhall have been erected and completed as aforeſaid, or made fit for tranſacting Buſineſs, then and from thenceforth the Juſtices of Aſſize, and Niſi Prius, Oyer and Terminer, and General Gaol Delivery for the ſaid County of *Glouceſter*, and alſo the Juſtices of the Peace for the ſaid County of *Glouceſter*, at their General Quarter Seſſions, and at all other Times, and the Sheriff of the County of *Glouceſter* for the Time being, as well for the ordinary Purpoſes of Juriſdiction as for electing Knights of the Shire to ſerve in Parliament for the ſaid County of *Glouceſter*, and for electing Coroners for the ſaid County of *Glouceſter*, and for electing Verderors for the Foreſt of *Dean* in the ſaid County of *Glouceſter*, and for executing all Writs of Enquiry for the ſaid County of *Glouceſter*, and all Juries, Officers, Witneſſes, and others, of or acting for the ſaid County of *Glouceſter*, ſhall and may ſit, execute, and diſcharge their ſeveral Functions, Commiſſions, Proceſſes, Duties, and Services in the ſaid Courts of Juſtice, Shire Hall, and other Buildings and Premiſes ſo as aforeſaid authorized to be erected, made, or acquired by this Act; and that for removing all Doubts and Difficulties which might otherwiſe ariſe as to Juriſdiction in or upon the ſaid Courts of Juſtice, Shire Hall, and other Buildings and Premiſes to be erected and built, made or acquired, by virtue of this Act, all ſuch Courts of Juſtice, Shire Hall, and other Buildings, and the Scite thereof

reſpectively, and all other the Hereditaments and Premiſes whatſoever, which ſhall be reſpectively purchaſed or acquired by virtue of this Act, ſhall, for the Purpoſe of executing the Commiſſions of Aſſize, and Niſi Prius, Oyer and Terminer, and General Gaol Delivery, and for the Purpoſe of all judicial Proceedings, and alſo for executing or iſſuing all and every Commiſſion, Proceſs, or Proceeding whatſoever, and alſo with Reference to any Felony, Perjury, Miſdemeanor, Offence, or Treſpaſs whatſoever, committed therein or thereon, or any Part thereof, and alſo for every other Purpoſe whatſoever, be deemed and conſidered to be, and the ſame and every Part thereof is and are hereby declared to be as well in the ſaid County of *Glouceſter* as in the ſaid City of *Glouceſter*, and County of the ſame City; any Law, Statute, Charter, Uſage, or Practice, to the contrary thereof in anywiſe notwithſtanding.

Puniſhing Perſons deſtroying Courts, Shire Hall, &c.

LXI. And be it further enacted, That if any Perſon or Perſons ſhall wilfully and maliciouſly break, pull down, or in any Manner deſtroy the ſaid Courts, Shire Hall, Offices, Buildings, and Premiſes, ſo to be erected and built, or any of them, or any Part or Parts thereof reſpectively, or any of the Appurtenances thereunto belonging, ſuch Perſon or Perſons, being lawfully convicted thereof, ſhall be adjudged guilty of Felony; and the Court, before whom ſuch Perſon or Perſons ſhall be tried, ſhall have full Power and Authority either to order ſuch Perſon or Perſons to be tranſported for the Term of Seven Years, to ſuch Place and in ſuch Manner as other Felons are directed to be tranſported by the Laws and Statutes of this Realm, or to ſuffer ſuch corporal Puniſhment, or ſuch other Puniſhment by Fine, Impriſonment, or otherwiſe, as the Court before whom ſuch Perſon or Perſons is or are ſo tried ſhall think proper to order or inflict; and the Juſtices of the Peace for the ſaid County of *Glouceſter*, aſſembled in their General Quarter Seſſions, or at any Adjournment or Adjournments thereof, or the major Part of them, are hereby authorized from Time to Time to order ſuch Offender or Offenders as aforeſaid to be proſecuted by Indictment or Indictments at the Aſſizes for the County of *Glouceſter*, and to direct the Expences of ſuch Proſecutions to be paid by the Treaſurer or Treaſurers of the ſaid County for the Time being, out of the public Stock or General County Rates of and for the ſaid County; and in every ſuch Indictment or Indictments, ſuch Courts, Shire Hall, Offices, Buildings, Premiſes, and Appurtenances, ſhall reſpectively be alleged and deſcribed, and deemed and taken to be the Courts, Shire Hall, Offices, Buildings, Premiſes, and Property reſpectively (as the Caſe may happen) of "The Juſtices of the Peace for the County of *Glouceſter*," without particularly ſtating or ſpecifying the Name or Names of all or any of the ſaid Juſtices.

The Hall to be inſured and ſupported at the Expence of the County.

LXII. And be it further enacted, That when the ſaid Courts, Shire Hall, Offices, Buildings, and Premiſes ſhall be completed, finiſhed, and fitted up, the ſame ſhall be for ever thereafter inſured, ſupported, and maintained, and provided with proper Accommodations and Furniture from Time to Time, as Occaſion ſhall require, at the Expence and Charge of the ſaid County of *Glouceſter*; and that it ſhall and may be lawful for the Juſtices of the Peace for the ſaid County, at any General Quarter Seſſions of the ſaid County, or the major Part of them then aſſembled, from Time

to

to Time, to order the ſaid Courts, Shire Hall, Offices, Buildings, and Premiſes, to be inſured, ſupported, and maintained, and provided with proper Accommodations and Furniture, and to be repaired and altered in ſuch Manner as they ſhall think fit; and the ſaid Juſtices, at ſuch Quarter Seſſions, ſhall and may from Time to Time appoint One or more Perſon or Perſons to look after and take Care of the ſaid Courts, Shire Hall, Offices, Buildings, and Premiſes, and the ſeveral Apartments thereof, and ſhall and may order ſuch Salary, or allow ſuch Fees to ſuch Perſon or Perſons as they the ſaid Juſtices ſhall think proper; and alſo ſhall and may order the Expence and Charge thereof, and likewiſe of the Furniture, Inſurance, and Repairs of the ſaid Courts, Shire Hall, Offices, Buildings, and Premiſes as aforeſaid (and alſo the Inſurance of the ſame whilſt building, if they think proper ſo to inſure the ſame), from Time to Time to be defrayed and paid by and out of the Monies to be raiſed by the General Rates and Aſſeſſments made and to be made, aſſeſſed, and levied in the ſaid County, by virtue of the ſaid ſeveral Acts of Parliament made in the Twelfth and Thirteenth Years of His late Majeſty King *George* the Second, and in ſuch Manner as is directed in and by an Act of the Ninth Year of His preſent Majeſty, intituled *An Act to enable the Juſtices of the Peace in the General Quarter Seſſions of their reſpective Counties and Diviſions, to repair the Shire Halls, County Halls, or other Buildings, wherein the Aſſizes or Grand Seſſions are uſually held.* 9 G. 3. c. 20.

Commiſſioners, &c. to audit Accounts.

LXIII. And be it further enacted, That the ſaid Commiſſioners, or any Five or more of them, and alſo the ſaid Mayor and Aldermen for the Time being, or any Three or more of them, ſhall, and they are hereby reſpectively required, between the Firſt Day of *January* and the Firſt Day of *July* in every Year, until the Powers of this Act ſhall in this reſpect be fully performed and executed, examine, audit, and ſettle the Accounts of Monies received and paid by them reſpectively, from Time to Time, by virtue and execution of this Act, of or by any Perſon or Perſons whomſoever, and ſuch Accounts ſhall from Time to Time be ſtated, examined, and ſettled, and ſhall alſo (if required by the ſaid Commiſſioners, or any Five or more of them, or the ſaid Mayor and Aldermen, or any Three or more of them reſpectively) be verified on the Oath of the Perſon accounting for the ſame, which Oath the ſaid Commiſſioners, or any One of them, or the ſaid Mayor and Aldermen, or any One of them, is hereby reſpectively authorized and empowered to adminiſter.

The old Office of the Clerk of the Peace to be ſold, and the Money applied for the Purpoſes of this Act.

LXIV. And be it further enacted, That when and as ſoon as Part of the Buildings hereby authorized to be erected ſhall have been appropriated as an Office or Offices for the Clerk of the Peace of the ſaid County of *Glouceſter*, and ſhall have been completely finiſhed and fitted up, it ſhall be lawful for the ſaid Commiſſioners, or any Five or more of them, and they are hereby anthorized and required to ſell, by public Auction or private Contract, the Building now uſed as the Office of the Clerk of the Peace of the ſaid County, ſituate in the *Weſtgate Street* in the ſaid City of *Glouceſter*, for all the Eſtate and Intereſt which the Juſtices of the Peace, and the Cuſtos Rotulorum of the ſaid County of *Glouceſter*, for the Time being reſpectively, or any Perſon or Perſons in Truſt for them or him reſpectively, or in Truſt for the Purpoſes of the ſaid County, have or hath therein; and for conveying the ſame to the Purchaſer or Purchaſers thereof, all and every Perſon and Perſons having any Eſtate or Intereſt therein, in Truſt as aforeſaid,

aforeſaid, ſhall and lawfully may join in the Conveyance thereof to ſuch Purchaſer or Purchaſers; and in order to paſs all the beneficial or other Eſtate or Intereſt therein of the ſaid Juſtices of the Peace and Cuſtos Rotulorum of the ſaid County of *Glouceſter* reſpectively, and to exonerate the ſame from all Uſes and Purpoſes of or for the ſaid County, it ſhall be lawful and ſufficient for the ſaid Commiſſioners, or any Five or more of them, in and by any Deed or Deeds, under the Hands and Seals of any Five or more of them, to convey the ſaid Office ſo to be ſold, to the Purchaſer or Purchaſers thereof; and the Money ariſing by the ſaid Sales ſhall be received and applied by the ſaid Commiſſioners, or any Five or more of them, towards the Expence of erecting the Buildings hereby authorized and directed to be built.

Reſidence for the Clerk of the Peace may hereafter be built.

LXV. And whereas it may hereafter be expedient to provide a Reſidence for the Clerk of the Peace of the ſaid County of *Glouceſter*, near to the Office herein-before authorized to be erected, be it therefore further enacted, That if the Juſtices of the Peace of the ſaid County of *Glouceſter*, aſſembled at the General Quarter Seſſions of the Peace for the ſaid County, ſhall, at any Time or Times hereafter, think it neceſſary or proper that a Reſidence ſhould be provided for the Clerk of the Peace of the ſaid County of *Glouceſter*, or his Deputy, it ſhall be lawful for the ſaid Juſtices, aſſembled at the General Quarter Seſſions of the Peace, to order and cauſe a Houſe, with ſuitable Conveniences and Accommodations, to be built upon ſome Part of the Scite of the Lands and Premiſes deſcribed or mentioned in the ſaid Schedule hereunto annexed, for the Reſidence of the ſaid Clerk or his Deputy, and to be fitted up in ſuch Manner as ſuch Juſtices ſhall direct, and the Expences attending the Erection of ſuch Houſe, Conveniencies, and Accommodations, and of fitting up the ſame, and all other Expences incident thereto, ſhall be paid and defrayed out of the County Rate for the ſaid County of *Glouceſter*; and that when ſuch Houſe, Conveniencies, and Accommodations ſhall be completed and fitted up, the ſame and every Matter and Thing appertaining thereto, ſhall from thenceforth be appropriated to the Uſe, Occupation, and Reſidence of the Clerk of the Peace for the Time being, of the ſaid County of *Glouceſter*, or his Deputy, or for ſuch other Purpoſes as the ſaid Juſtices of the Peace for the Time being for the ſaid County of *Glouceſter* ſhall think proper, and ſhall order or direct; any Thing herein-before contained to the contrary thereof in anywiſe notwithſtanding.

Recovery of Forfeitures.

LXVI. And be it further enacted, That all Penalties, Forfeitures, and Fines hereby inflicted, or authorized to be impoſed (the Manner of levying and recovering whereof is not herein otherwiſe directed) ſhall, upon Proof of the Offences reſpectively, before any Juſtice of the Peace for the ſaid County of *Glouceſter*, or Place where the Offence ſhall be committed, either by the Confeſſion of the Party or Parties offending, or by the Oath of any credible Witneſs or Witneſſes, (which Oath ſuch Juſtice is hereby empowered to adminiſter), and in caſe of Non-payment thereof, forthwith, by the Offender or Offenders, be levied and recovered by Diſtreſs and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant under the Hand and Seal of ſuch Juſtice (which Warrant ſuch Juſtice is hereby empowered and required to grant for ſuch Purpoſe); and the Overplus, after ſuch Penalties, Forfeitures, and Fines, and the Coſts and Charges attending ſuch Diſtreſs and Sale, are recovered and deducted, ſhall

ſhall be returned, upon Demand, to the Owner or Owners of ſuch Goods or Chattels; and in caſe ſufficient Diſtreſs cannot be found, or ſuch Penalties or Forfeitures, and all ſuch Coſts and Charges ſhall not be forthwith paid, it ſhall be lawful for ſuch Juſtice, and he is hereby authorized and required, by Warrant under his Hand and Seal, to cauſe ſuch Offender or Offenders to be committed to the Gaol for the County or Place wherein the Offence ſhall be committed, there to remain, without Bail or Mainprize, for ſuch Time as ſuch Juſtice ſhall direct, not exceeding Three Calendar Months, nor leſs than Twenty Days, unleſs ſuch Penalties, Forfeitures, and Fines, and all ſuch Coſts and Charges attending the Recovery thereof, ſhall be ſooner paid and ſatisfied; and ſuch Penalties, Forfeitures, and Fines, when levied, (the Application whereof is not herein particularly directed) ſhall from Time to Time be paid to the Treaſurer for the Time being, under this Act, and be applied for the Purpoſes of this Act.

Application of Penalties.

LXVII. And be it further enacted, That all and every the Sum and Sums of Money, ariſing from ſuch Penalties and Forfeitures as ſhall and may be incurred or levied by virtue of this Act, ſhall be paid into the Hands of the Treaſurer appointed by virtue of this Act, and ſhall be applied and diſpoſed of to and for the Purpoſes of this Act, and to and for no other Uſes or Purpoſes whatſoever.

Perſons aggrieved by Irregularity in Diſtreſs, to recover only ſpecial Damages.

LXVIII. 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, on account of any Defect or Want of Form in the Information, Summons, Conviction, Warrant of Diſtreſs, or in the Appointment of the Collector or Collectors, Receiver or Receivers, or of any other Agent or Perſon levying the ſame, or in any other Proceeding relating thereto, nor ſhall the Party or Parties diſtraining be deemed a Treſpaſſer or Treſpaſſers *ab initio*, on account of any Irregularity which ſhall be afterwards committed by the Party or Parties diſtraining; but the Perſon or Perſons aggrieved by ſuch Irregularities ſhall and may recover full Satisfaction for the Special Damage which he, ſhe, or they ſhall have ſuſtained thereby, with uſual Coſts, in an Action of Treſpaſs, or upon the Caſe.

LXIX. And for the more eaſy and ſpeedy Conviction of Offenders againſt this Act, be it further enacted, That every Juſtice of the Peace, before whom any Perſon or Perſons ſhall be convicted of any Offence againſt this Act, ſhall and may cauſe the Conviction to be drawn up according to the following Form, or in any other Form to the ſame Effect, as the Caſe ſhall happen; (that is to ſay),

Form of Conviction.

'(to wit.) BE it remembered, That on (*Time of Conviction*) at (*Place of Conviction*), *A. B.* (*Name of Offender*), of (*Addition of Offender*), was duly convicted before me (*or*, us), (*Name and Stile of Convicting Juſtice or Juſtices*) for that the ſaid *A.B.* (*Name of Offender*) on (*Time of committing Offence*) at (*Place of committing Offence*) did (*here ſtate the Offence againſt the Act according to the Fact*), contrary to the Form of the Statute made in the Fifty-fourth Year of the Reign of His Majeſty King *George* the Third, intituled (*here*

'(*here set forth the Title of this Act*); and I (*or*, we) do therefore declare 'and adjudge, that the said *A. B.* (*Name of Offender*) has forfeited for the 'said Offence the Sum of (*Fine*) or shall be committed to (*Place of Impri-'sonment*), for the Space of (*Time of Imprisonment*). Given under my Hand 'and Seal (*or*, our Hands and Seals) the Day and Year first above 'written.'

Plaintiffs not to recover without Notice, or after Tender of Amends.

LXX. Provided always, and be it enacted, That no Plaintiff or Plaintiffs shall recover in any Action to be commenced against any Person or Persons for any Thing done in pursuance of this Act, unless Notice in Writing shall have been given to the Defendant or Defendants, or left at his, her, or their last or usual Place or Places of Abode, Fourteen Days before such Action shall be commenced, of such intended Action, signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff or Plaintiffs recover in such Action, if Tender of good and sufficient Amends shall have been made to him, her, or them, or to his, her, or their Attorney, by or on the Behalf of the Defendant or Defendants, before such Action brought; nor if such Tender of Amends shall be made at any Time after the Action brought, and before the Trial thereof, together with Costs of Suit, to the Time of such last-mentioned Tender, but shall pay Treble Costs, to be recovered in the same Manner as any Defendant or Defendants may recover Costs in any other Case by Law; or in case no Tender shall have been made, it shall and may be lawful to and for the Defendant or Defendants in any such Action, by Leave of the Court where such Action shall depend, at any Time before Issue joined, to pay into Court such Sum of Money as he, she, or they shall think fit; whereupon such Proceedings, Order, and Judgement shall be had, made, and given, in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Persons giving false Evidence guilty of Perjury.

LXXI. And be it further enacted, That in all Cases where any Examination, Return, or Proceeding is herein directed to be taken, made, or done upon Oath, it shall be lawful for any One or more Justice or Justices of the Peace, or any One or more of the said Commissioners, or of the Members of the Committee or Committees, or of the Person or Persons, (being respectively a Justice or Justices of the Peace) before whom such Examination, Return, or Proceeding is directed to be taken, made, or done, to administer such Oath, and that all and every Person and Persons, who upon any Oath to be taken by virtue or under the Authority of this Act shall wilfully and corruptly swear falsely, or take a false Oath, and all and every Person or Persons who, in any Examination taken by virtue or under the Authority of this Act, shall give false Evidence before any Justice or Justices of the Peace for the said County of *Gloucester*, shall and may be respectively prosecuted for the same respectively, and upon Conviction thereof shall be subject to such Punishments and Disqualifications as any Person or Persons can or may be subject to for wilful and corrupt Perjury by any of the Laws or Statutes of this Realm.

Appeal to the Quarter Sessions.

LXXII. Provided always, and be it enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Act, Matter, or Thing done in pursuance of this Act, or the Powers hereby given,

given, (except as to the Rates herein-before authorized to be made for raiſing Money for the Purpoſes of this Act, further than what is herein-before provided), then and in every ſuch Caſe he, ſhe, or they ſhall and may appeal to the ſaid Juſtices of the Peace for the ſaid County of *Glouceſter*, at their General Quarter Seſſions to be holden next after any ſuch Cauſe of Appeal ſhall have ariſen, and the ſaid Juſtices are hereby empowered to make ſuch Order therein, as to them, or the major Part of them then and there preſent ſhall ſeem meet, which Order ſhall be final and concluſive, and not removeable by *Certiorari*, or otherwiſe.

Limitation of Actions.

LXXIII. And be it further enacted, That no Action at Law ſhall be brought or commenced againſt any Perſon or Perſons, for any Thing done or to be done by virtue of this Act, until after Twenty-one Days Notice of an Intention of bringing ſuch Action ſhall have been given to or left at the uſual Place of Abode of the Perſon or Perſons againſt whom ſuch Action is intended to be brought, thereby ſetting forth the particular Cauſe of ſuch Action, or after Tender of ſufficient Amends ſhall have been made to the Party or Parties aggrieved, or after Three Calendar Months next after the Fact or Cauſe of Action ſhall have ariſen; and every ſuch Action ſhall be brought, laid, and tried in the County of *Glouceſter*, and not elſewhere; and the Defendant and Defendants in ſuch Action ſhall and may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence, at any Trial to be tried thereupon, and that the Act complained of, or the Subject Matter of ſuch Action, was done by virtue and under the Authority of this Act; and if on the Trial of ſuch Action it ſhall appear to have been ſo done, or that ſuch Action was brought before the Expiration of ſuch Twenty-one Days next after ſuch Notice ſhall have been given or left as aforeſaid, or after ſufficient Tender of Amends ſhall have been made to the Party or Parties aggrieved, or after the End of Three Calendar Months next after the Fact or Cauſe of ſuch Action ſhall have ariſen, or if ſuch Action ſhall be brought or laid in any other County than as aforeſaid, then and in every of the ſaid Caſes the Jury on the Trial of ſuch Action or Actions ſhall find a Verdict for the Defendant or Defendants therein; and in all Caſes where a Verdict ſhall be found for any Defendant or Defendants in ſuch Action, or the Plaintiff or Plaintiffs therein ſhall diſcontinue the ſame after the Defendant or Defendants ſhall have appeared thereto, or ſhall be nonſuited, or if upon Demurrer Judgment ſhall be given againſt ſuch Plaintiff or Plaintiffs, then and in every ſuch Caſe the Defendant or Defendants in ſuch Action ſhall have Treble Coſts, and ſhall have ſuch and the like Remedy for recovering the ſame, as any Defendant or Defendants hath or have for recovering his, her, or their Coſts in any other Caſe by Law.

General Iſſue.

Treble Coſts.

Public Act.

LXXIV. 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, without being ſpecially pleaded.

The

The SCHEDULE to which this Act refers.

A HOUSE and Outlet, belonging to William Jones, now or late in the Poſſeſſion of Arabella Jew.

Part of a Garden and Buildings thereon (as much as ſhall be neceſſary for the Purpoſes of this Act) belonging to Ann Hancock, in her own Poſſeſſion.

A Houſe, Court, Bake-houſe, Malt-houſe, Wood-houſe, Stable, and Garden, in the Poſſeſſion of Thomas Elliott. A Houſe, Brew-houſe, Work-ſhop, and Garden, in the Poſſeſſion of Thomas Crook. A Houſe in the Poſſeſſion of Thomas Collins and Elizabeth Stibbs. A Houſe in the Poſſeſſion of Solomon Hannis.—The Whole thereof belonging to Emilia Ryder.

Two Houſes and Outlet, belonging to Jane Williams, in the Poſſeſſion of John White and Mary Yates.

A Coal-houſe, belonging to James Heane, in his own Poſſeſſion.

A Granary, Cellar, and Mill-houſe, belonging partly to the ſaid Emilia Ryder, and partly to the ſaid James Heane, in the Poſſeſſion of the ſaid James Heane.

A Brew-houſe, Gig-houſe, and Warehouſe, belonging to the ſaid Emilia Ryder, in the Poſſeſſion of the ſaid James Heane.

A Blackſmith's Shop, Servants' Kitchen, Sleeping Room, Lumber Room, and Part of a Counting Houſe, belonging to the ſaid James Heane, in his own Poſſeſſion.

Part of a Yard (as much as ſhall be neceſſary for the Purpoſes of this Act) belonging to the ſaid James Heane, in his own Poſſeſſion.

Two Stables, Work-ſhop, Shed, and Yard, belonging to Anthony Ellis, in the Poſſeſſion of Benjamin Blackford.

A Houſe, Warehouſe, Brew-houſe, Waſh-houſe, Stables, and Yards, belonging to James Maſſey, in the Poſſeſſion of himſelf and of Edward Heane.

A Tenement, Counting-houſe, and Coal Yard, belonging to Harriet Hemming, in the Poſſeſſion of Joſeph Page and John Lewis.

A Paſſage leading from the Weſtgate Street towards the Bear Land, or as much thereof as ſhall be neceſſary for the Purpoſes of this Act.

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