ANNO QUINQUAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 112.

An Act for enlarging the Church Yard and Burial Ground for the Parish of *Lambeth*, in the County of *Surrey*; and for improving and widening the Approaches to the Church in the same Parish; and for other Purposes therein mentioned, relating thereto. [17th *June* 1814.]

WHEREAS the Population of the Parish of *Lambeth* in the County of *Surrey*, hath lately much increased, and is still increasing; and the Church Yard and Burial Grounds thereof are not sufficient for the decent Interment of Persons dying within the said Parish; it is necessary therefore that the Church Yard and present Burial Ground should be enlarged, or that additional Burial Ground should be provided for the Use of the said Parish: And whereas the present Burial Ground situate in the High Street in the said Parish, adjoins unto Ground and Premises upon which certain Tenements and Buildings are standing; and it is desirable that Part of the said Ground and Premises, and the Tenements and Buildings thereon, should be purchased by the said Parish, for enlarging the said Burial Ground in the High Street aforesaid, or that other Ground be provided for an additional Burial Ground: And whereas the said Parish hath hitherto paid Rent for a Right of Way over Part of the High Street near the Parish Church; and there are certain old Buildings, consisting of a Smith's Shop, and a Tenement projecting beyond the other Buildings in

the Front of the ſaid High Street near the Church; it is therefore neceſſary, as well for rendering the Right of Way certain and permanent, and for making that Approach to the Church more decent and uniform, that the Pariſh ſhould purchaſe the Fee Simple of the Way now rented by them, and alſo of the ſaid projecting Buildings: And whereas the Street called *Church Street*, leading from the Parſonage Houſe to the Church Yard, is extremely narrow and inconvenient, as well for Foot Paſſengers, Horſes, Carts, and Carriages, in Week-days, as for Perſons going to Church on the Sabbath-day, and forms an unſightly Approach to the ſaid Pariſh Church; and in order to widen the ſaid Street, it will be neceſſary for the ſaid Pariſh to purchaſe a certain of Quantity of Land on the North Side of *Church Street* aforeſaid, as alſo certain old Tenements and Buildings thereon: And whereas there are now ſtanding at the South-weſt Corner of the Church Yard, a Public Houſe and other Buildings in an old and dilapidated State, giving a mean and unbecoming Appearance to the Pariſh Church and Church Yard; by the Removal of which Public Houſe and Buildings the Church Yard would not only be enlarged, but the Appearance of the Church and Church Yard would be conſiderably improved: And whereas the ſeveral Objects aforeſaid cannot be accompliſhed without the Aid 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 the Reverend *William Vyſe* Doctor of Laws, Rector of the ſaid Pariſh, the Reverend *Stephen Swabey*, the Reverend *Jonathan Tyers Barrett* Curate of the ſaid Pariſh, and *George Hodgſon*, *John Brooks*, *Stephen Keen*, and *William Coward*, Churchwardens of the ſaid Pariſh, during ſuch Times as they ſhall reſpectively continue or be the Rector, Curates, and Churchwardens of the ſaid Pariſh, and their Succeſſors the Rector, Curates, and Churchwardens of the ſaid Pariſh for the Time being, together with *Thomas Bicknell*, *John Bridges*, *Daniel Carter*, *Thomas Evans*, *John Field*, *James Gilmour*, *William Houlſton*, *Martin Jones*, *Samuel Jones*, *John Kerſhaw*, *Thomas Lett* junior, *John Moore*, *John Middleton*, *George Moſs*, *Thomas Palſor*, *John Tuck*, *George Turner*, *Joſeph Vaughan*, *Archer Wilſon*, and *William Wood*, and their Succeſſors, to be elected in Manner herein-after mentioned, ſhall be and they are hereby appointed Truſtees for carrying this Act into Execution, during ſuch Time only as they ſhall continue to act, and be Houſeholders within the ſaid Pariſh; and that when any of the ſaid Truſtees (except the ſaid Rector, Curates and Churchwardens for the Time being) ſhall die, refuſe or diſcontinue to act, for the Space of Two whole Years, or ceaſe to be a reſident Houſeholder within the ſaid Pariſh, then the Inhabitants of the ſaid Pariſh ſhall at their next or any ſubſequent Public Meeting in Veſtry, after ſuch Death, Refuſal, or diſcontinuing to act, or ceaſing to be a reſident Houſeholder within the ſaid Pariſh as aforeſaid, of any of the ſaid Truſtees, appoint another Perſon being a reſident Houſeholder within the ſaid Pariſh, to be a Truſtee in the Stead of him ſo dying, refuſing, or diſcontinuing to act, or ceaſing to be a reſident Houſeholder as aforeſaid.

Appointment of Truſtees.

New Truſtees to be appointed by Inhabitants aſſembled in Veſtry.

First Meeting of Truſtees.

II. And be it further enacted, That the ſaid Truſtees ſhall and they are hereby required to meet at the Veſtry Hall of, or any other more convenient Place in the ſaid Pariſh of *Lambeth*, within Fourteen Days next after paſſing of this Act, and to proceed to put this Act into Execution,

and ſhall and may then, and from Time to Time, adjourn their Meetings as they or any Five or more of them ſhall think proper; and may alſo meet at any Time or Times without Adjournment, upon Notice given to them by their Clerk, to be appointed as hereinafter is mentioned, by the Direction of the Rector, Curates, or Churchwardens of the Pariſh for the Time being, or any Five or more of the ſaid Truſtees, Five Days at leaſt before every ſuch Meeting; and that all Acts and Proceedings of the Majority of any Five or more of the ſaid Truſtees, aſſembled at any of their Meetings, ſhall be as valid and binding to all Intents and Purpoſes as if all the ſaid Truſtees had been preſent and concurred therein.

Power to adjourn, or to meet without Adjournment.

Five competent to act.

III. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees for the Time being, and from Time to Time to appoint a Treaſurer and Clerk, and alſo a Collector or Collectors of the Rates or Aſſeſſments to be made by virtue of this Act, and ſuch other Officers and Perſons, with ſuch Salaries, Allowances, or Gratuities, as the ſaid Truſtees ſhall think neceſſary or expedient for effectuating the Purpoſes of this Act; and ſhall and may take Security from the Treaſurer, and Collector or Collectors, for the due Execution of their reſpective Offices, and for duly accounting for the Monies to be received by them reſpectively; and that it ſhall and may be lawful to and for the ſaid Truſtees, from Time to Time, to diſcharge any ſuch Treaſurer, Clerk, Collector or Collectors, and other Officers and Perſons as aforeſaid, when and as they ſhall think proper.

Truſtees to appoint a Treaſurer, Clerk, Collectors, &c. with Salaries, &c.

To take Securities from Treaſurer and Collectors.

IV. And be it further enacted, That the ſaid Truſtees ſhall from Time to Time ſue and be ſued in the Name of the Veſtry Clerk of the ſaid Pariſh of *Lambeth* for the Time being, and that no Action or Suit ſo brought or commenced, ſhall abate or be diſcontinued by the Death of the ſaid Veſtry Clerk, or by any Act of the ſaid Veſtry Clerk, without the Conſent of the ſaid Truſtees, but that ſuch Veſtry Clerk for the Time being ſhall be always deemed Plaintiff or Defendant in any Action or Suit, as the Caſe ſhall happen.

To ſue and be ſued in the Name of the Veſtry Clerk.

V. Provided always, and be it further enacted, That ſuch Veſtry Clerk ſhall be reimburſed out of the Monies ariſing or to ariſe by virtue of this Act, and indemnified againſt all ſuch Coſts, Charges, Damages, and Expences, as by the Event of any ſuch Action or Suit he ſhall be put unto, or become charged or chargeable with on account of any ſuch Action or Suit.

Veſtry Clerk to be indemnified.

VI. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees, or any Five or more of them, to contract and agree with any Perſon or Perſons, or Body or Bodies Politic, Corporate, or Collegiate, Corporation or Corporations Aggregate or Sole, or with any Feoffees in Truſt, or other Truſtees, Executors, Adminiſtrators, Huſbands, Guardians, or Committees of or for Lunatics or Ideots, who ſhall be, or be deemed to be the Owner or Owners, Proprietor or Proprietors, or otherwiſe intereſted in the ſaid ſeveral Lands, Meſſuages, Tenements, Buildings, and Hereditaments, in and by this Act mentioned to be neceſſary for the Purpoſes thereof, and which are more particularly deſcribed in the Schedule to this Act annexed, or in any Lands, Grounds, or Hereditaments, within the ſaid Pariſh, which the ſaid Truſtees ſhall judge neceſſary

Truſtees empowered to contract for the Purchaſe of Land, &c.

neceſſary and proper to be purchaſed for the Purpoſes mentioned in this Act, for the abſolute Purchaſe thereof, or of any Quantity of ſuch Land or Ground, Meſſuages, Tenements, Buildings, or Hereditaments, as may and ſhall be neceſſary; and that the Monies to be paid for the Purchaſe thereof, ſhall be certified for Payment by the ſaid Truſtees, or any Five or more of them, to their Treaſurer, in Manner herein-after mentioned, and ſhall be by him paid out of the Monies which may come to his Hands, by virtue of this Act, to the Perſon or Perſons, Body or Bodies Politic, Corporate or Collegiate entitled thereto, or ſhall be laid out and diſpoſed of by him in the Bank of *England*, in the Manner by this Act directed, as the Caſe may be: Provided always, that nothing in this Act contained ſhall enable the ſaid Truſtees to purchaſe any Houſe, other than ſuch as are mentioned in the Schedule to this Act annexed.

Corporations, &c. empowered to ſell and convey.

VII. And be it further enacted, That it ſhall and may be lawful to and for all Bodies Politic, Corporate, or Collegiate, and for all Corporations whether Aggregate or Sole, and all Feoffees in Truſt, Executors, Adminiſtrators, Huſbands, Guardians, Committees of or for Lunaticks, and all other Truſtees whomſoever, not only for and on Behalf of themſelves, but alſo for and on Behalf of their Ceſtuique Truſts reſpectively, whether Infants or Iſſue unborn, Lunatics, Ideots, Femes Covert, or other Perſon or Perſons under any Diſability of acting for himſelf, herſelf, or themſelves, and alſo to and for all Femes Covert who are or ſhall be ſeiſed in their own Right, and to and for all Perſons whether Tenants for Life, in Tail, General or Special, or for Years determinable on any Life or Lives, and to and for all and every Perſon and Perſons whomſoever who are or ſhall be ſeized, poſſeſſed of, or intereſted in any of the ſaid Lands, Grounds, Meſſuages, Tenements, Buildings, or Hereditaments mentioned and comprized in the ſaid Schedule hereunto annexed, or of any other Lands, Buildings, and Hereditaments neceſſary for all or any of the Purpoſes of this Act, to treat and agree with the ſaid Truſtees for carrying this Act into Execution, or any Five or more of them, for the abſolute Sale thereof, or of any Part or Parts thereof, and to convey the ſame to the laſt-mentioned Truſtees, or any Five or more of them, and their Succeſſors, for the Purpoſes mentioned in this Act; and that all Contracts, Agreements, Sales, and Conveyances which ſhall be ſo made by virtue and in purſuance of this Act ſhall, without any Fine or Fines, Recovery or Recoveries, be good, valid, and effectual to all Intents and Purpoſes, not only to convey the Eſtate and Intereſt of the Perſon or Perſons conveying or intending to convey the ſame, but alſo to convey all Right, Title, Eſtate, and Intereſt, Uſe, Property, Claim, and Demand whatſoever, of the ſeveral and reſpective Ceſtuique Truſts, and all other Perſons claiming or to claim by, from, or under them, any Law, Statute, Uſage, or any other Matter or Thing whatſoever to the contrary thereof notwithſtanding; and all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Spiritual or Lay, and all Feoffees in Truſt, Executors, Adminiſtrators, Huſbands, Guardians, Committees, Truſtees, and all other Perſons whomſoever are and ſhall be hereby indemnified for what they ſhall do by virtue of or in purſuance of this Act.

Truſtees empowered to

VIII. And whereas in purſuance of the Proviſions of this Act, or to avoid Diſputes with the Owners of Lands, Grounds, and Hereditaments, which

which are or may be affected by encreasing or enlarging the Burial Ground and Church Yard, and making the said Improvements hereby authorized to be made, the said Trustees may purchase more Premises than may be necessary to be made use of for the Purposes of this Act, be it therefore enacted, That it shall and may be lawful for the said Trustees, or any Five or more of them, by Indenture under their Hands and Seals, to grant and convey, by way of absolute Sale, for a Consideration in Money, such Part or Parts of the Lands, Buildings, and Hereditaments, which shall be so purchased by and conveyed to them as aforesaid, as shall not be wanted for the Purposes of this Act; and all such Conveyances by the said Trustees, or any Five or more of them, shall be valid and effectual, any Thing in this Act contained, or any other Law, Statute, or Custom to the contrary thereof in anywise notwithstanding: Provided always, that the said Trustees, or any Five or more of them, before they shall sell and dispose of such Lands, Buildings, or Hereditaments, shall first offer to resell the same to the Person or Persons from whom they shall have purchased the same, or who would then have been entitled thereto, in case such Lands, Buildings, or Hereditaments had not been purchased by the said Trustees, the Price at which the same shall be resold, being adjusted and settled by a Jury in like Manner as the Price for any Land, Buildings, or Hereditaments to be taken in pursuance of this Act, is herein-after directed to be settled, in case of Difference or Dispute as to the Value thereof; and if such Person or Persons shall not agree, or shall refuse to repurchase the same, it shall and may be lawful to and for any Person or Persons not interested in the Premises, to make an Affidavit, to be sworn before a Master of the High Court of Chancery, or before one of His Majesty's Justices of the Peace for the County of *Surrey*, stating that such Offer was made by or on Behalf of the said Trustees, and that such Person or Persons did not agree, or refused to purchase such Lands, Buildings, or Hereditaments, as the Case may be, and such Affidavits shall in all Courts be sufficient Evidence and Proof that such Offer was made, and not agreed to, or refused.

Resell or let Lands not wanted.

IX. And be it further enacted, That if any Contract, Agreement, Bargain, or Sale, of or concerning any Lands, Tenements, or Hereditaments, to be purchased, taken, or used by virtue of the Powers of this Act for the Purposes thereof, shall be made or entered into, of any Lands, Tenements, or Hereditaments, which shall be Copyhold, or of the Nature of Copyhold, the same shall be executed and completed by Surrender thereof, in the Court of the Manor of which the same is or are holden according to the Custom of such Manor; and such Lands, Tenements, or Hereditaments shall continue, subject to the same Fines, Rents, and Services, as are due and payable, and of Right accustomed, in the same Manner as if this Act had not been made, unless the Lord or Lords, Lady or Ladies, of the Manor for the Time being, shall be willing or desirous to enfranchise the same; in which Case such Lord or Lords, Lady or Ladies, is and are hereby empowered so to do, notwithstanding he, she or they shall be seized of or entitled to the same Manors for a less Interest than an Estate of Inheritance in Fee Simple, and whether the Lord or Lords of such Manor shall be any Body or Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole or otherwise; but inasmuch as the vesting and continuing of such Copyhold Premises in the said Trustees would prevent such Lord or Lords, Lady or Ladies, from receiving the Benefit of Fines, Heriots,

For adjusting the Mode of settling Contracts respecting Copyholds.

and other Services, due upon Death, Deſcent, or Alienation, in like Manner as he, ſhe, or they would have done in caſe ſuch Copyhold Premiſes had continued to be the Property of Individuals, the Lord or Lords, Lady or Ladies of the ſaid Manor or Manors, in caſe he, ſhe, or they ſhall decline to enfranchiſe the reſpective Parcels of Copyhold Land, Tenements, and Hereditaments held of the ſaid Manor, which ſhall be ſo purchaſed by or veſted in the ſaid Truſtees for the Purpoſes of this Act, ſhall be entitled to and paid by the ſaid Truſtees, authorized by this Act, or any Five or more of them, a reaſonable Recompence and Satisfaction for the Loſs that ſhall ariſe to him, her or them, in reſpect to ſuch Fine or Fines, Heriots, or other Services, the Enjoyment of which will be diminiſhed or loſt by the veſting and continuing ſuch Copyhold Premiſes in the ſaid Truſtees for the Purpoſes of this Act; which Recompence and Satisfaction, if not ſettled by Agreement between the Parties, ſhall be aſcertained and ſettled by the Verdict of a Jury, (if required) as is directed by this Act.

X. And be it further enacted, That all Conveyances and Aſſurances which ſhall be made of any Lands or Hereditaments, to the ſaid Truſtees, ſhall be made according to the following Form, or as near thereto as the Circumſtances of the Caſe will admit, (that is to ſay,)

Form of Conveyance to Truſtees.

'I of in Conſideration of the Sum of to me paid by the Truſtees for carrying into Execution the Proviſions of a certain Act of Parliament, made and paſſed in the Fifty-fourth Year of the Reign of His Majeſty King *George* the Third, intituled, [*here ſet forth the Title*] do hereby grant and convey all [*deſcribing the Premiſes to be conveyed,*] and all my Right, Title, and Intereſt, to and in the ſame, and every Part thereof; to hold to the ſaid Truſtees and their Succeſſors for ever, [*or,* for ſuch Eſtate, Term, and Intereſt, as I now have therein, *as the Caſe may be,*] by virtue and according to the true Intent and Meaning of the ſaid Act: In witneſs whereof I have hereunto ſet my Hand and Seal, this Day of in the Year of our Lord One thouſand eight hundred and .'

And all ſuch Conveyances and Aſſurances ſhall be valid and effectual in the Law to all Intents and Purpoſes, and ſhall be a complete Bar to all Eſtates Tail and other Eſtates, Rights, Titles, Truſts, and Intereſts whatſoever.

In caſe the Owners cannot agree with the Truſtees, a Jury to be ſummoned.

XI. And be it further enacted, That in caſe any Body Politic, Corporate or Collegiate, Corporation Aggregate or Sole, Executor, Adminiſtrator, Truſtees, Feoffee in Truſt, Huſband, Guardian, Committee of any Lunatic or Idiot, Commiſſioners appointed under or by virtue of any Act of Parliament, or other Perſon or Perſons whomſoever, ſeiſed or poſſeſſed of, or entitled, or intereſted in or to the Land, Ground, Tenements, or Hereditaments by this Act authoriſed to be purchaſed, for the Purpoſes herein-before mentioned, or any of them, ſhall neglect or refuſe to treat, or ſhall not agree with the ſaid Truſtees for carrying this Act into Execution, for the Sale of, or for the taking and uſing any of the Lands, Tenements, or Hereditaments mentioned or ſpecified in the Schedule hereunto annexed, or any Part or Parts thereof, or for their Intereſt therein, or by reaſon of Abſence or other Inability, ſhall be

prevented from treating with the ſaid Truſtees, or ſhall not, or cannot produce and make out a clear Title to the Hereditaments and Premiſes required to be purchaſed, taken, or uſed as aforeſaid, and of which he, ſhe, or they are or may be in Poſſeſſion, or to the Intereſt he, ſhe, or they do or may claim therein, to the Satisfaction of the ſaid Truſtees, at a Meeting to be by them the ſaid Truſtees appointed for that Purpoſe, of which Meeting Eight Days' Notice at leaſt ſigned by the Clerk to the ſaid Truſtees, ſhall be given or left at the Dwelling Houſe or Place of Abode of the Mayor, Bailiff, or other Head Officer of any ſuch Corporation, or of the Owner, Truſtee, or other Perſon intereſted in ſuch Lands, Tenements, and Hereditaments, or at the Houſe of the Tenant or Occupier thereof, or where the ſame ſhall be unoccupied, by affixing ſuch Notice on the Door, or ſome other conſpicuous Part of the ſaid Premiſes; then and in every ſuch Caſe, it ſhall and may be lawful to and for the ſaid Truſtees, to cauſe a Notice in Writing ſigned by their Clerk, to be given, left, or fixed as aforeſaid, of the Sum of Money in groſs they are willing to pay for the Purchaſe of ſuch Lands, Tenements, or Hereditaments, or Right or Rights of Way over the ſame, or for the joint or ſeparate Intereſts of the ſaid Bodies Politic, Corporate, or Collegiate, Corporation, Executor, Adminiſtrator, Truſtee or Truſtees, Feoffees, Huſbands, Guardians, Committees, Commiſſioners, Owners, Occupiers, or other Perſon or Perſons intereſted in the ſame, or for any Part or Parts thereof, Intereſt or Intereſts therein, concerning the Sale and Purchaſe whereof there ſhall be any Diſpute or Difficulty, in which Notice a Time and Place ſhall be appointed for a Meeting with the Parties intereſted in the ſame, which Time ſhall be at the Diſtance of Fourteen Days at the leaſt from the Delivery of ſuch Notice; and in caſe ſuch Mayor, Bailiff, or other Head Officer, Owner, Occupier, Truſtee, or other Perſon ſo intereſted as aforeſaid, or ſome Perſon duly authorized in their Behalf, ſhall refuſe or neglect to attend at the Time and Place in ſuch Notice mentioned, or ſhall refuſe to accept the Sum or Sums of Money ſo offered, or ſhall not then produce and make out to the Satisfaction of the ſaid Truſtees a clear Title to the Hereditaments and Premiſes, or to the particular Intereſt claimed therein, or ſhall upon being required by the ſaid Truſtees refuſe to enter into a written Contract or Agreement to convey the ſame to the ſaid Truſtees, or to ſuch Perſon or Perſons, and in ſuch Way or Ways as they ſhall direct, then the ſaid Truſtees, or any Five or more of them, ſhall cauſe to be enquired into, aſcertained, and aſſeſſed, by and upon the Oath of a Jury of Twelve indifferent Men of the County of *Surrey*, what Recompence or Satisfaction ſhall be made to the Owners, Proprietors, Occupiers of or other Perſons intereſted as aforeſaid, for or upon Account of the taking and uſing ſuch Lands, Tenements, or Hereditaments, or of the reſpective Intereſts of the ſaid ſeveral Parties therein; which Jury ſhall and may, according as the ſaid Truſtees ſhall deem it adviſeable, enquire into and aſcertain either the total Recompence to be made to the Owner or Owners, and all other Perſons intereſted in the Premiſes collectively, or only ſo much and ſuch Part or Parts thereof, or for ſuch Intereſt or Intereſts therein, as the ſaid Truſtees ſhall deem it neceſſary at ſuch Time to have enquired into and aſcertained, and in order thereto, the ſaid Truſtees ſhall and they are hereby required to give a Notice in Writing, Ten Days at the leaſt previous to the Day on which the Jury ſhall be ſummoned to meet, in Manner hereinafter mentioned, to the Perſon or Perſons intereſted in the ſaid Lands, Tenements, or Hereditaments, or ſo many of them as are

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at that Time known to the ſaid Truſtees; which Notice ſhall ſpecify the Time and Place at which the Truſtees and Jury are to meet for the Purpoſes of aſſembling, and aſcertaining the Amount of the ſaid Recompence and Satisfaction for the Premiſes, or where they deem it adviſeable, of the particular Intereſt or Intereſts, the Value of which is to be then aſſeſſed and aſcertained, which Notice ſhall be ſigned and ſerved in the ſame Manner as the Notice laſt hereinbefore by this Act required is directed to be given, ſerved, or affixed; and the ſaid Truſtees, or any Five or more of them, are hereby empowered and required from Time to Time as occaſion ſhall require, to iſſue their Warrant to the Sheriff of the ſaid County of *Surrey*, thereby commanding him to impannel, ſummon, and return Twenty-four diſintereſted reputable Perſons of the ſaid County, qualified to ſerve on Juries, and not being Land Owners, Tenants, or Occupiers of Lands or Tenements within, or Inhabitants of the ſaid Pariſh of *Lambeth*, to appear before the ſaid Truſtees, or any Five or more of them, at ſuch Time and Place as in ſuch Warrant ſhall be appointed; and the ſaid Sheriff or his Deputy is hereby required to impannel, ſummon, and return ſuch Number accordingly, and the Perſons ſo impannelled, ſummoned, and returned, are hereby required to appear before the ſaid Truſtees, or any Five or more of them, at ſuch Time and Place as in and by ſuch Warrant and Summons ſhall be directed and appointed, and to attend there or at any other Place or Places within the ſaid Pariſh, to which the ſaid Enquiry ſhall by the ſaid Truſtees, or any Five or more of them, be adjourned from Day to Day, until they ſhall be diſcharged by the ſaid Truſtees, or any Five or more of them; and out of the Perſons ſo impannelled, ſummoned, and returned, or out of ſuch of them as ſhall appear upon ſuch Summons, the Clerk to the ſaid Truſtees ſhall draw or cauſe to be drawn by Ballot, Twelve out of the ſaid Twenty-four, who ſhall take the Oath hereinafter ſet forth, and againſt whom no Cauſe of Challenge ſhall be allowed in Manner hereinafter mentioned, which Oath the ſaid Truſtees, or any Five or more of them, are hereby authorized to adminiſter; and in Default of the Attendance of a ſufficient Number of Perſons ſo ſummoned and impannelled, or if their Number ſhall be reduced to leſs than Twelve by the ſetting aſide of ſome for Cauſe of Challenge, allowed in Manner as is hereinafter provided, then, and in every ſuch Caſe, the ſaid Sheriff or his Deputy, if the Majority of the Truſtees then preſent ſhall direct him ſo to do, ſhall impannel other honeſt and indifferent Men of the Bye-ſtanders, or that can be ſpeedily procured to attend thereon, who ſhall be ſworn in like Manner, until the Number Twelve ſhall be completed, which Twelve Perſons ſo ſworn ſhall be the Jury for the Purpoſes aforeſaid; and the ſaid Truſtees, and all other Perſons intereſted or concerned, ſhall have their lawful Challenges againſt any of the ſaid Jurymen when they come to be ſworn: Provided always, that all Perſons intereſted and concerned in the Matter of the ſaid Enquiry other than the ſaid Truſtees, ſhall join in their Challenges of the ſaid Jurymen, or otherwiſe the ſame ſhall not be allowed, and ſhall not be permitted to challenge the Array, or more than Ten of the ſaid Perſons ſo impannelled or called; and the ſaid Truſtees, or any Five or more of them, are hereby alſo empowered and required, at any Time after they ſhall have iſſued their Warrant to the Sheriff, directing him to impannel a Jury, and as often from Time to Time thereafter as Occaſion ſhall be or require, to iſſue their Precept or Summons, thereby commanding any Perſon or Perſons whomſoever to appear and be examined before the ſaid Jury upon Oath touching the Matters in Queſtion (which Oath

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the ſaid Truſtees, or any Five or more of them, are hereby authorized to adminiſter); and the ſaid Truſtees, or any Five or more of them, ſhall and may order and cauſe the Jury ſo impannelled and ſworn to view the Premiſes in Queſtion, if there be Occaſion, and ſhall uſe all other Ways and Means for the Information of the ſaid Jury in the Premiſes, which ſhall to them the ſaid Truſtees ſeem fit and expedient; and the ſaid Truſtees ſhall have full Power to adjourn every ſuch Meeting or Hearing from Day to Day, and to ſuch Hour, and Place or Places within the ſaid Pariſh, as Occaſion ſhall require; and all Perſons ſummoned on ſuch Jury, and the ſaid Jury when ſworn, and all Witneſſes and Parties, ſhall and are hereby required to attend thereupon, until they ſhall be diſcharged by the ſaid Truſtees; and the ſaid Truſtees, or any Five or more of them, ſhall have full Power from Time to Time and at all Times to impoſe any reaſonable Fine or Fines on ſuch Sheriff, his Under Sheriff or Deputy, Bailiff or Bailiffs, Agent or Agents making Default in the Premiſes, and on any Perſon or Perſons, who being ſummoned and returned on ſuch Jury ſhall not appear and attend at each and every Meeting and Meetings and Adjournments thereof, until they ſhall be diſcharged in Manner aforeſaid, and on any Perſon or Perſons who ſhall refuſe to be ſworn on ſuch Jury, or who being ſo ſworn ſhall refuſe or ſhall not give their Verdict therein, or who ſhall in any other Manner wilfully neglect his or their Duty, for which he or they ſhall have been ſo ſummoned or returned or impannelled, or upon any Perſon or Perſons, who being ſummoned to give Evidence before the ſaid Jury, ſhall neglect or refuſe to appear, having been paid or tendered a reaſonable Sum for his, her, or their Coſts, Charges, and Expences, or appearing ſhall refuſe to be ſworn and give Evidence therein, and from Time to Time to recover, levy, and apply all ſuch Fine or Fines, hereby authorized to be by them the ſaid Truſtees, or any Five or more of them, impoſed, in the ſame Manner as is and are herein-after mentioned and provided, ſo as that no ſuch Fine ſhall exceed the Sum of Twenty Pounds upon the Sheriff, his Under Sheriff or Deputy, or of Ten Pounds upon any other Perſon for one Offence; and the Jury ſo ſworn ſhall enquire into and aſſeſs the Value of and the Recompence and Satisfaction to be paid or made to the Owners, Proprietors, or Occupiers of or Perſons otherwiſe intereſted in the Premiſes, all or any of them, as the Caſe may be, and ſhall give in their Verdict accordingly to the ſaid Truſtees.

Fines to be recovered.

XII. And be it further enacted, That all and every Fine and Fines, Penalty and Penalties to be inflicted by the Truſtees, or any Five or more of them, by virtue of this Act, ſhall be recovered in the ſame Manner as the Rates to be made by virtue of this Act are herein-after directed to be recovered: Provided always, that all ſuch Fines and Penalties, when received, ſhall be applied for and towards the Purpoſes of this Act.

Application of Fines.

Verdict of Jury to be final.

XIII. And be it further enacted, That after the ſaid Jury ſhall have enquired of, aſcertained, and aſſeſſed ſuch Recompence and Satisfaction as aforeſaid, the ſaid Truſtees ſhall thereupon (unleſs a new Trial ſhall be granted in the Manner herein-after mentioned,) adjudge and determine the Sum or Sums of Money ſo aſſeſſed by the ſaid Jury, to be paid or granted to the Corporation, Owner, Proprietor, Occupier, Truſtee or Truſtees, or other Perſon or Perſons aforeſaid, according to ſuch Verdict or Inquiſition; and the Judgment, Order or Determination, ſo had and made,

made, ſhall be final, binding and concluſive to all Intents and Purpoſes, againſt all Parties and Perſons whomſoever, claiming in Poſſeſſion, Reverſion, Remainder, or otherwiſe, their Heirs and Succeſſors, (as well abſent as preſent), Infants, Femes Covert, Idiots, Lunatics, Ceſtuique Truſts, and Perſons under any other Diſability whatſoever; and all and every ſuch Owners, Proprietors, and Occupiers and other Perſons, intereſted in ſuch Lands, Tenements, Ground, and Hereditaments, ſhall upon Payment or Tender of the Money ſo aſſeſſed as aforeſaid, or upon Payment of the ſame into the Bank of *England* in Manner herein-before directed, be from thenceforth, to all Intents and Purpoſes, diveſted of all Right, Title, Claim, Intereſt, and Property, of, in, and to the ſame, and thereupon the ſaid Lands, Tenements, or Hereditaments, or the Rights or Intereſts ſo purchaſed, ſhall veſt in the ſaid Truſtees, and they ſhall be deemed in Law to be in the actual Poſſeſſion thereof to all Intents and Purpoſes whatſoever, for the Purpoſes of this Act.

Jury to be ſworn.

XIV. And be it further enacted, That each and every of the ſaid Jury ſhall be ſworn to aſcertain and aſſeſs ſuch Recompence and Satisfaction as aforeſaid, in the Form following; except ſo far as it may be neceſſary to change the ſame, for the Purpoſe of deſcribing the Matter or Thing, Matters or Things, for which the ſaid Recompence or Satisfaction is to be aſcertained or given.

Form of Oath.

'I *A. B.* do ſwear, That I will well and truly aſſeſs and enquire without any Favour, Partiality, or Affection whatſoever, the Sum which ought to be paid or granted [*as the Caſe may be*] for and in Recompence of [*deſcribing the Premiſes only, if the Total Value thereof is to be the Matter of Enquiry, or if any ſeparate Intereſt or Intereſts, then ſay*] the Eſtate and Intereſt of *A. B.* or the ſeveral and reſpective Eſtates and Intereſts of *A. B. C. D.* and *E. F.* and each and every of them in the [*deſcribe the Premiſes to be purchaſed*] or in the Right or Rights of Way over [*deſcribe the Premiſes over which the ſame is to be*] under and by virtue of an Act paſſed [*here recite the Title of this Act*] and that I will a true Verdict give according to the Evidence.

'So help me GOD.'

Memorials of Verdicts to be enrolled.

XV. And be it further enacted, That a Memorial of all ſuch Verdicts and Judgments ſhall be enrolled with the proper Officer for enrolling of Deeds and Conveyance in the High Court of Chancery, who is hereby required to receive and enrol the ſame within Six Calendar Months next after ſuch Verdict and Judgment ſhall be made and given; which Memorial ſhall and may be in the Form or to the Effect following; (that is to ſay),

'BE it remembered, That purſuant to a Warrant directed to the Sheriff of the County of *Surrey*, dated the Day of in the Year of our Lord under the Hands and Seals of Five or more of the Truſtees appointed to carry into Execution an Act of Parliament, made and paſſed in the Fifty-fourth Year of the Reign of His Majeſty King *George* the Third, intituled An Act [*here inſert the Title of this Act*] the following Perſons among others to wit, [*here inſert the Names of the Jury ſworn*] were returned and ſummoned by the ſaid Sheriff to aſſeſs and aſcertain what Recompence ſhould be made to the Owners of and other

'other Perſons intereſted in [*or if a ſeparate Intereſt, ſtate ſame as in Warrant*] all that [*deſcribing the Premiſes*] for or upon Account of the ſaid Premiſes, or of the Eſtate or Intereſt of the ſaid *C. D.* [*as the Caſe may be*] or for a Right of Way over [*here deſcribe the Premiſes*] being taken or uſed by the Truſtees for the Purpoſes of the ſaid Act: And the ſaid Perſons being aſſembled at in the Pariſh of *Lambeth*, in the County of *Surrey*, and ſworn to aſſeſs and aſcertain, according to Evidence then to be produced before them, the juſt and true Value of the ſaid Premiſes [*or*, of the Eſtate and Intereſt of the ſaid *C. D. or*, of the ſaid Right of Way, *as the Caſe may be*] and what Recompence ought to be made as aforeſaid; and after Enquiry had and Evidence given touching the ſame, the ſaid Perſons did find that the juſt and true Value of the ſaid Premiſes [*or*, of the Eſtate and Intereſt of the ſaid *C. D. or*, of the Right of Way, *as the Caſe may be*] and the Recompence to be made as aforeſaid, was and ſhould be the Sum of Whereupon, we whoſe Names are hereunto ſubſcribed and Seals affixed, being Five or more of the ſaid Truſtees aſſembled at the Time and Place before-mentioned, do hereby adjudge and determine the ſaid Sum of to be paid to the Perſon or Perſons intereſted in the ſaid Premiſes [*or*, to the ſaid *C. D. as the Caſe may be*] as the Recompence or Satisfaction of or for his, her, or their ſeveral Rights and Intereſts in the ſame [*or*, for the ſame.] Given under our Hands and Seals this Day of in the Year of our Lord One thouſand eight hundred and .'

By whom the Expences of the Jury, &c. are to be paid.

XVI. And be it further enacted, That in caſe the Sum or Sums of Money or other Recompence, ſo aſſeſſed and awarded by any Jury, in conſequence of any Refuſal to treat and agree for any ſuch Purchaſe or Purchaſes as hereinbefore mentioned, ſhall be leſs by One-fourth Part in the Whole than the Sum or Sums of Money or other Satisfaction which the ſaid Truſtees ſhall have previouſly offered to allow as and for ſuch Purchaſe and Satisfaction, then and in every ſuch Caſe all the reaſonable Coſts, Charges, and Expences of cauſing and procuring ſuch Recompence as aforeſaid, and of the aſſeſſing and awarding the ſame, and in conſequence thereof, ſhall be borne and paid by the Body Politic, Corporate or Collegiate, or other Perſon or Perſons ſo claiming and refuſing to treat and agree as before mentioned reſpectively; and the ſaid Truſtees are hereby authorized and empowered to receive and retain, or cauſe to be received and retained the Amount of the ſaid Coſts, Charges and Expences, out of the Sum or Sums of Money ſo to be aſſeſſed or awarded, or out of any Part Payment or Payments thereof, and to cauſe the ſame to be applied, in Diſcharge of ſuch Coſts, Charges and Expences.

By whom the Coſts are to be aſcertained.

XVII. Provided always, That before any ſuch Coſts and Expences ſhall be ſo retained or deducted by the ſaid Truſtees, the ſame ſhall be aſcertained and allowed by the Clerk of the Peace for the County of *Surrey*, or by his Deputy, in all Caſes in which ſuch Clerk of the Peace or his Deputy are not intereſted; but in caſe ſuch Clerk of the Peace or his Deputy ſhall be intereſted in the Matters in Queſtion, then and in every ſuch Caſe, ſuch Coſts and Expences ſhall be aſcertained by one of His Majeſty's Juſtices of the Peace acting in and for the ſaid County of *Surrey*, not intereſted therein; which ſaid Clerk of the Peace, his Deputy, or Juſtice, are hereby

No Coſts to be deducted, if Claimants prevented by Inability to treat.

reſpectively authorized and required to aſcertain the ſame for the Purpoſes aforeſaid: Provided alſo, that in all Caſes wherein any Perſon or Perſons ſhall by reaſon of Abſence from or being out of *Great Britain* be prevented from treating with the ſaid Truſtees, then the Coſts and Expences of ſummoning and maintaining the ſaid Jury, and all other the Expences of the ſaid Truſtees in obtaining ſuch Aſſeſſments, ſhall be paid and diſcharged by the ſaid Truſtees or their Treaſurer out of the Monies to be raiſed by virtue of this Act.

Allowance to Sheriff and Jury.

XVIII. Provided always, and be it enacted, That each and every Juryman who ſhall be ſworn for the Purpoſes of this Act, ſhall for his Trouble and Expences in the Premiſes, be allowed the Sum of Ten Shillings and Sixpence for each Day's Attendance, and no more, notwithſtanding ſuch Juryman ſhall be ſworn on ſeveral Enquiries and Aſſeſſments on the ſame Day; and that the Sheriff for impanelling, ſummoning, and returning of each Jury, ſhall be allowed the Sum of One Pound One Shilling and no more; and the ſaid Clerk of the Peace or his Deputy, for aſcertaining the ſaid Coſts and Expences, when required ſo to do, the Sum of One Pound One Shilling, and no more.

Unleſs the Recompence awarded, paid or ſecured within Six Months, Verdict not binding.

XIX. And be it further enacted, That in caſe the Sum or Sums of Money ſo aſſeſſed or awarded by any ſuch Jury, and ordered and adjudged by the ſaid Truſtees to be paid or granted to the Owners or Occupiers and others, for their reſpective Rights and Intereſts in the Premiſes, the Subject of ſuch Enquiry ſhall not be paid, tendered, or depoſited as hereinbefore directed within Six Calendar Months after the ſame ſhall have been ſo aſſeſſed, ordered, and adjudged, then and in ſuch caſe the Verdict of the ſaid Jury and the Order of the Adjudication thereon, ſhall not be binding upon the ſaid Parties, but the ſame ſhall be null and void to all Intents and Purpoſes whatſoever, any Thing herein contained to the contrary notwithſtanding; and thereupon the ſaid Parties ſhall be entitled to the Coſts and Expences by them ſuſtained by reaſon of ſuch Enquiry; which Coſts and Expences to be aſcertained in ſuch Manner as Coſts and Expences are by this Act directed to be aſcertained, ſhall be paid by the ſaid Truſtees within Fourteen Days next after the ſame ſhall be demanded of their Clerk for the Time being.

Directions for applying Purchaſe Money, if 200l. and upwards.

XX. And be it further enacted, That all Money which ſhall be paid for the Purchaſe of any Land, Ground, Meſſuages, Tenements, Buildings, or Hereditaments, purchaſed 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, Executors, Adminiſtrators, Huſband, Guardian, Committee or other Truſtee, for or on Behalf of any Infant, Idiot, Lunatic, Feme Covert, or other Ceſtuique Truſt, or to any Perſon whoſe Lands, Tenements or Hereditaments are limited in ſtrict or other Settlement, or to any Perſon under any other Diſability or Incapacity whatſoever, ſhall, in caſe the ſame ſhall amount to 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 *ex parte* the Truſtees for carrying this Act into Execution, 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

Way by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands, Buildings, and Hereditaments, in the Purchaſe or Redemption of the Land Tax, or diſcharging any Debt or Debts, or ſuch other Incumbrance or Part thereof, as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands, Buildings, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments ſtanding ſettled therewith, to the ſame or the like Uſes, Truſts, Intents, or Purpoſes; or where ſuch Money ſhall not be ſo applied, the ſame ſhall be laid out and inveſted, under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Lands, Tenements, Buildings, 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 Lands, Buildings, or Hereditaments which ſhall be ſo purchaſed, as aforeſaid, ſtood ſettled or limited, or ſuch of them as at the Time of making ſuch Conveyance and Settlement ſhall be exiſting undetermined and 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 Bank Annuities, 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 the 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 Lands, Tenements, or Hereditaments ſo directed to be purchaſed, by virtue of this Act, in caſe ſuch Purchaſe or Settlement were made.

Where leſs than 200l. and exceeding 20l.

XXI. Provided always, and be it further enacted, That if any Money ſo agreed to be paid for any Lands, Tenements, Buildings, or Hereditaments, purchaſed 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 Lands, Tenements, Buildings, or Hereditaments ſo purchaſed, or of his, her, or their Guardian or Guardians, Committee or Committees, in caſe of Infancy, Lunacy, or Idiotcy, 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 of the ſaid High Court of Chancery, and to be placed to his Account as aforeſaid, in order to be applied in Manner hereinbefore 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 by Five or more of the ſaid Truſtees for carrying this Act into Execution, 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 thereon, may be applied in any Manner herein-before directed, ſo far as the Caſe ſhall be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

Where leſs than 20l.

XXII. Provided alſo, and be it further enacted, That where ſuch Money ſo agreed to be paid as next beforementioned ſhall be leſs than Twenty Pounds,

Pounds, then and in all ſuch Caſes 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 Lands or Hereditaments ſo purchaſed for the Purpoſes of this Act, in ſuch Manner as the Truſtees for the carrying this Act into Execution, or any Five or more of them, ſhall think fit; or in caſe of Infancy, Idiotcy, or Lunacy, then ſuch Monies ſhall be paid 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.

In caſe of not making out Titles.

XXIII. And be it further enacted, That in caſe the Perſon or Perſons to whom any Sum or Sums of Money ſhall be awarded for the Purchaſe of any Lands, Tenements or Hereditaments, purchaſed or taken by virtue of this Act, ſhall refuſe to accept the ſame, or ſhall not be able to make a good Title to the Premiſes, to the Satisfaction of the ſaid Truſtees, or in caſe the Perſon or Perſons entitled to ſuch Lands, Tenements, or Hereditaments be not known or diſcovered, then, and in every or in any ſuch Caſe, it ſhall and may be lawful to and for the ſaid Truſtees, or any Five or more of them, to order the ſaid Sum of Money ſo awarded as aforeſaid, to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the ſaid High Court of Chancery, to the Credit of the Parties intereſted in the ſaid Lands, Tenements, or Hereditaments [*deſcribing them*] ſubject to the Order, Controul, and Diſpoſition of the ſaid Court of Chancery, which ſaid Court, 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 and direct the ſame to be laid out and inveſted in the Public Funds, and to order the ſaid Sum or Sums to be diſtributed, or the Dividends thereof to be paid to the Perſon or Perſons making Claim thereto, according to their reſpective Eſtate or Eſtates, Titles or Intereſts therein, and to make ſuch further or 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 to the ſaid Truſtees, or other Perſon or Perſons paying the ſame on their Behalf, a Receipt or Receipts for the Amount thereof, mentioning and ſpecifying therein to and upon what Account the ſame is ſo paid.

The Truſtees under this Act, indemnified in paying Purchaſe Money into Court.

XXIV. And be it further enacted, That the Certificate and Certificates to be given by the ſaid Accountant General, together with the Receipt and Receipts of one of the Caſhiers of the Bank of *England*, to be thereunto annexed, and therewith filed in the Regiſtrar Office of the ſaid Court of Chancery, of the Payment into the Bank of *England*, by the Truſtees for carrying this Act into Execution, of their Purchaſe Money, or an Office Copy or Office Copies of the ſame Certificates and Receipts, ſhall from Time to Time and at all Times be and be deemed and taken to be a good and ſufficient Diſcharge to ſuch Truſtees, their Succeſſors, Heirs, Executors, Adminiſtrators and Aſſigns, for ſo much of the ſaid Purchaſe Monies for which ſuch Certificate or Certificates and Receipt or Receipts as aforeſaid ſhall reſpectively be given; and that after the filing of ſuch Certificate or Certificates and Receipt or Receipts as aforeſaid, the ſaid Truſtees, their Succeſſors, Heirs, Executors and Adminiſtrators, ſhall be and

and is and are hereby abſolutely acquitted and diſcharged of and from the ſame Monies, and ſhall not be anſwerable or accountable for any Loſs, Miſapplication or Non-application thereof, or of any Part thereof.

Proviſion where Queſtions ſhall ariſe touching the Title to Money paid into the Bank.

XXV. Provided always, 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 Court of Chancery, in purſuance of this Act, for the Purchaſe of any Lands, Tenements, or Hereditaments, or of any Eſtate, Right or Intereſt in any 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 the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch 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 or Perſons, ſhall be deemed and taken to have been lawfully entitled to ſuch 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 and Intereſt of the Bank Annuities, to be purchaſed with ſuch Money, and all the Capital of ſuch Bank Annuities, ſhall be applied and diſpoſed of accordingly, unleſs it ſhall be made appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were entitled to ſuch Lands, Tenements, and Hereditaments, or to ſome Eſtate or Intereſt therein.

The Court of Chancery may order reaſonable Expences of Purchaſes made out of Money in Court, to be paid by the Truſtees.

XXVI. Provided alſo, and be it further enacted, That where by any Diſability or Incapacity of the Perſon or Perſons, or Corporation entitled to any 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 Court of Chancery, or into the Bank of *England*, in the Name and with the Privity of the Accountant General of that Court, and to be applied in the Purchaſe of other 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, to be paid by the ſaid Truſtees or their Treaſurer, out of the Monies to be received by virtue or in purſuance of this Act, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct accordingly.

Upon Payment of Purchaſe Money and Execution of Conveyances, Lands, &c. to veſt in Truſtees and their Succeſſors.

XXVII. And be it further enacted, That upon Payment of the Money ſo contracted or agreed to be paid for the Purchaſe of ſuch Lands, Tenements or Hereditaments, by the ſaid Truſtees for the carrying this Act into Execution, or any Five or more of them, to the Perſon or Perſons reſpectively entitled to ſuch Monies or their Agents, or upon Payment thereof into the Bank of *England*, for the Purpoſe of being diſpoſed of in Manner hereinbefore directed, and upon a Conveyance or Conveyances of ſuch Lands, Tenements, or Hereditaments, being duly executed by the Perſon or Perſons entitled thereto or intereſted therein, or by his or their Guardian or Guardians, Truſtee or Truſtees, or Committee or Committees in caſe of Infancy, Coverture, Lunacy or Idiotcy, all the Eſtate, Right, Title, Intereſt, Uſe, Truſt, Property, Claim, and Demand, both at

Law and in Equity, of the Perſon or Perſons who ſhall have executed ſuch Conveyance or Conveyances, and their Ceſtuique Truſts reſpectively, in, to, or out of ſuch Lands, Tenements, or Hereditaments, ſhall veſt in the ſaid Truſtees for carrying this Act into Execution, and their Succeſſors for ever, for the Uſes and Purpoſes of this Act.

Truſtees to incloſe Ground, &c.

XXVIII. And be it further enacted, That the Truſtees for carrying this Act into Execution, ſhall when and as ſoon as any ſuch Purchaſe ſhall be made and completed by virtue of this Act, of the ſaid Land and Ground for enlarging the Burial Ground and Church Yard ,cauſe the ſame, or ſuch Part or Parts thereof as they or any Five or more of them ſhall adjudge neceſſary, to be cleared of all Erections for the Purpoſes of this Act, and to be incloſed and fenced in with good and ſubſtantial Brick Walls or other Fences, and to do all other Things neceſſary and proper for making ſuch Ground fit and convenient for the Burial of the Dead, and may, if they think neceſſary, cauſe a Building to be erected on ſome Part of the ſaid Ground, for the Accommodation of the officiating Miniſter in performing the Burial Service; and the ſaid Truſtees ſhall and they are hereby required from Time to Time (and during all ſuch Time as the Churchwardens of the ſaid Pariſh for the Time being, are by this Act directed to account with and pay to them the Fees ariſing for Burials within the ſaid Ground,) to keep the ſaid intended Fences and Buildings ſo to be erected, in good and proper Repair and Condition, and to pay the Expences thereof out of the Monies to ariſe by virtue of this Act.

Truſtees to widen Church Street, and build a Fence Wall, &c.

XXIX. And be it further enacted, That the ſaid Truſtees for carrying this Act into Execution, ſhall when and as ſoon as the Purchaſe or Purchaſes of the ſaid Land, Buildings, and Premiſes in *Church Street* and *High Street*, mentioned in the Schedule to this Act annexed, are completed, cauſe the Buildings and Fence Wall now ſtanding and being in *Church Street* aforeſaid, and alſo the ſaid Shop and Tenement in *High Street*, and reſpectively to be purchaſed as aforeſaid, to be pulled down and the ſaid Streets to be widened and repaired, and rendered commodious and even in Width with the Parts immediately adjoining, or ſo far as the ſaid Truſtees ſhall deem neceſſary; and to lay out and convert ſuch Part of the ſaid Ground adjoining *Church Street*, as may be deemed advantageous for making a good Footway to the Church, and as additional Burial Ground under the ſame; and ſhall alſo cauſe to be erected a good and ſubſtantial Brick Wall, not leſs than Nine Feet high, againſt the Demeſne Lands and Premiſes of the Lord Archbiſhop of *Canterbury*, on the North Side of the Ground to be ſo taken, to commence from near the Church Yard, extending to and terminating at the Entrance Gate near the Parſonage Houſe, and ſhall finiſh ſuch Wall in the ſame Manner as the preſent Walls on each Side of the ſaid Entrance Gate are finiſhed, or in ſuch other Manner as the ſaid Lord Archbiſhop or his Surveyor may require; and ſhall alſo make ſuch other Fences, Repairs, and Improvements, as they the ſaid Truſtees ſhall deem expedient or neceſſary for the commodious Uſe of the ſaid Streets, and the Approaches to the Church.

Old Materials to be ſold.

XXX. And be it further enacted, That all Old Materials which ſhall belong to the Truſtees, upon taking down any Meſſuages, Tenements, Buildings, Walls, and Erections, for the Purpoſes of this Act, ſhall be ſold and diſpoſed of to the beſt Advantage, and the Money ariſing thereby be applied

applied towards the Expences of putting this Act into Execution, or be employed in making the new Fences or Improvements hereby directed to be made, as the Truſtees, or any Five or more of them, ſhall think adviſeable.

After the Wall againſt the Archbiſhop's Premiſes ſhall be built, the ſame to be kept in Repair by him.

XXXI. And be it further enacted, That after the Brick or Fence Wall is made and completed againſt the Lands of the ſaid Lord Archbiſhop of *Canterbury*, in *Church Street* aforeſaid, to the Satisfaction of the Lord Archbiſhop or his Agent, the ſame ſhall be kept in Repair by the ſaid Archbiſhop or his Succeſſors for the Time being, at his and their own Expence for ever.

Truſtees empowered to contract for erecting Fences, &c.

XXXII. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees, for carrying this Act into Execution, or any Five or more of them, to receive Propoſals from and contract with any Perſon or Perſons for the building or erecting the ſaid intended Fences, Walls or Incloſures, and building and making ſuch Improvements, and for the finding or providing proper Materials for the Purpoſe or Purpoſes aforeſaid, or any of them; and that the Contract or Contracts to be made on the Occaſions aforeſaid ſhall be ſigned by the ſaid Truſtees, or any Five or more of them, and alſo by the Perſon or Perſons with whom the ſame ſhall reſpectively be made or entered into, and ſhall ſpecify or contain the ſeveral Works and Things to be done in purſuance or in conſequence thereof, and the Price or Prices to be paid for the ſame, and the Time or Times when ſuch Work ſhall be completed, and the Penalty to be ſuffered in caſe of Non-performance of ſuch Contract or Contracts; and that due Notice ſhall be given by the ſaid Truſtees of their Intention to meet at a certain Time and Place, in ſuch Notice to be mentioned, for the Purpoſe of receiving ſuch Propoſals, and contracting as aforeſaid; and that it ſhall be lawful to and for the ſaid Truſtees, or any Five or more of them, to take ſuch Security from any Perſon or Perſons entering into ſuch Contract or Contracts, for enforcing the due Performance thereof, as to the ſaid Truſtees ſhall ſeem neceſſary.

To enforce Contracts.

XXXIII. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees, or any Five or more of them, to cauſe all and every the Works to be done in purſuance of this Act, to be viewed by ſuch Surveyor or Surveyors as they ſhall from Time to Time appoint; and in caſe the ſame ſhall not be well and ſufficiently performed, according to the true Intent and Meaning of ſuch Contract or Contracts, or ſhall not be finiſhed or completed within the Time or Times as the ſame ſhall be agreed to be completed, ſuch Surveyor or Surveyors ſhall report the ſame to the ſaid Truſtees, who in the Name of the Veſtry Clerk of the ſaid Pariſh for the Time being, may bring an Action of Debt or upon the Caſe in any of His Majeſty's Courts of Record at *Weſtminſter*, againſt any Perſon or Perſons making Default in the Premiſes, for the Recovery of any Penalty or Penalties which ſhall be contained in any ſuch Contract, or for the Breach of any of the Covenants or Agreements therein contained, and receive and apply the Money to be received in any ſuch Action (after deducting thereout in the firſt Place the Expences or Charges neceſſarily attending the ſame, and not allowed therein) for the Purpoſes of this Act.

To compound Actions.

XXXIV. And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, from Time to Time to compound or agree with the Defendant or Defendants in any Action or Actions to be commenced for the Recovery of any such Penalty or Penalties as aforesaid, for such Sum or Sums of Money as they shall think reasonable, but not less than the real Injury or Damage sustained by the Breach of the Contract or Contracts in which such Penalty or Penalties shall be contained, without the Consent of a Majority of the Inhabitants in Vestry assembled being first obtained for that Purpose, and all Costs, Charges, and Expences which shall be occasioned thereby.

Misnomers or wrong Descriptions in the Schedule, not to prevent the Execution of the Act.

XXXV. Provided always, and be it further enacted, That if it shall appear to any Two or more of His Majesty's Justices of the Peace for the County of *Surrey*, that any of the Lands, Tenements, or Hereditaments mentioned and described in the Schedule hereunto annexed, or any of the Persons in whose Possession or Occupation the same or any Part thereof are or is stated or described to be, shall happen to be misnamed or inaccurately described by Mistake, or from the Impossibility of obtaining correct Information, such Misnomer or inaccurate Description shall not prevent or retard the Execution of this Act, but the same Premises, and every Part thereof, shall and may be purchased, sold, assessed and valued in Manner as in this Act mentioned; and afterwards conveyed, disposed of, and applied for and to the Purposes of this Act, as fully and effectually as if the same was or were properly named or described in this Act, or in the said Schedule hereto annexed.

Ground to be consecrated.

XXXVI. And be it further enacted, That so much of the said Ground to be purchased as aforesaid as shall be converted into Burial Ground, and also the Ground to be purchased and used for the Enlargement of the Church Yard respectively, shall, when enclosed, be consecrated to the Usage of the Church of *England*, and shall for ever thereafter be used as and for additional Burial Grounds for the said Parish of *Lambeth*.

The Rector to be entitled to the same Fees as for the other Burial Ground, &c.

XXXVII. And be it further enacted, That the Rector, Churchwardens, Clerk, and Sexton of the said Parish for the Time being, shall respectively from Time to Time, have, receive, take, and enjoy the like Burial Fees, Dues, and Profits, from or in respect of the Burials, Monuments, Tombs, or other Stones to be erected or placed within the said intended additional Burial Grounds respectively, as are now payable to the said Rector, Churchwardens, Clerk, and Sexton, for and in respect of Burials or Monuments, Tombs and other Stones within the present Church-Yard and Burial Grounds of the said Parish, or such other Rates, Fees, and Dues with respect to the Burials, and the erecting Monuments, Tombs, and other Stones within the said intended Burial Grounds, as may hereafter from Time to Time be ordered, settled, and established by the Rector, Curates, Churchwardens, and the rest of the Trustees, or any Five or more of them, with the Consent and Approbation of the Majority of the Parishioners in Vestry assembled for that Purpose.

Trustees and Inhabitants may be Witnesses.

XXXVIII. And be it further enacted, That neither the said Trustees or any of them, or any Inhabitant of the said Parish, shall in any Action,

Profecution, Information, Cauſe, Hearing, Examination, or other Proceeding whatſoever, relating to or concerning the Execution of this Act, or concerning the ſaid Pariſh, be deemed an incompetent Witneſs by reaſon of his or their being ſuch Truſtee, or his, her, or their being ſuch Inhabitant as aforeſaid, or his or her being charged with or liable to pay any Rate or Aſſeſſment to be raiſed, levied, and collected by virtue of this Act.

Penalty on Perſons damaging Monuments or Tomb Stones.

XXXIX. And be it enacted, That if any Perſon or Perſons ſhall wilfully break, throw down, or otherwiſe damage any Tomb or Monument, erected, placed, or ſet up, or to be erected, placed, or ſet up in the ſaid Church-Yard or Burial Grounds, or any Rails thereto affixed, or the Rails, Doors, Gates, Walls, or Fences of or belonging to the ſaid Church-Yard or Burial Grounds, it ſhall be lawful for any One or more Juſtice or Juſtices of the Peace for the ſaid County of *Surrey*, or for any One or more Magiſtrate or Magiſtrates of the County, City or Place wherein ſuch Perſon or Perſons ſo offending ſhall reſide or be, and ſuch Juſtice or Juſtices, Magiſtrate or Magiſtrates, is and are hereby required, upon Oath being made by One or more credible Witneſs or Witneſſes before him or them, of the Commiſſion of any ſuch Offence, to iſſue a Warrant or Warrants for apprehending the Perſon or Perſons accuſed thereof; or it ſhall be lawful for any Perſon or Perſons who ſhall ſee any ſuch Offence committed, to apprehend, and alſo for any other Perſon or Perſons to aſſiſt in apprehending ſuch Offender or Offenders, and by the Authority of this Act, and without any other Warrant, to convey him, her, or them before any ſuch Juſtice of the Peace for the ſaid County of *Surrey*, or to deliver him, her, or them into the Cuſtody of any Conſtable or other Peace Officer, in order to be ſecured and conveyed before ſuch Juſtice of the Peace, to be dealt with as hereinafter is directed; and the Perſon or Perſons ſo accuſed being brought before any ſuch Juſtice or Juſtices, Magiſtrate or Magiſtrates, or who being duly ſummoned to appear, ſhall neglect ſo to do, the ſaid Juſtice or Juſtices, Magiſtrate or Magiſtrates, ſhall and may, either on the Confeſſion of the Perſon or Perſons ſo offending, or on Proof of ſuch Offence by the Oath of One or more credible Witneſs or Witneſſes, convict ſuch Offender or Offenders of the ſaid Offence or Offences, and order or adjudge him, her, or them to forfeit and pay any Sum of Money not exceeding Five Pounds for each and every ſuch Offence, together with the Expences and Charges of repairing and making good the Damage by him, her, or them occaſioned or committed; which Expences and Charges ſhall be aſcertained by the ſaid Juſtice or Magiſtrate, Juſtices or Magiſtrates, in and by the ſaid Conviction, One Moiety of the ſaid Forfeiture to be paid to the Informer or Informers, and the other Moiety, together with the ſaid Expences and Charges, to be paid to the ſaid Truſtees or their Treaſurer; which laſt Moiety is to be by them applied for the Purpoſes of this Act; and the ſaid Expences and Charges to go to the repairing and making good ſuch Damages as ſhall by ſuch Offender or Offenders have been occaſioned or committed; and in caſe ſuch Offender or Offenders ſhall not upon ſuch Conviction pay ſuch Forfeiture, together with the Expences and Charges ſo adjudged, ſuch Juſtice or Juſtices, Magiſtrate or Magiſtrates, is and are hereby required to commit ſuch Offender or Offenders to the Houſe of Correction, there to be kept to hard Labour for any Time not exceeding Three Calendar Months, unleſs ſuch Forfeiture, Expences, and Charges ſhall be ſooner paid.

XL. And

Punishment of Persons stealing Iron Rails out of the Church Yard.

XL. And be it further enacted, That if any Person or Persons shall steal, take, carry away, or remove with intent to steal, any Iron Rail or Rails, Balluſtrades, or any Lead, Iron, or other Metal, fastened to, or any Stone-work, Wood-work, or other Thing, in anywise belonging or appertaining to the said Church Yard or Burial Grounds, or any Monument or Tomb therein respectively, every Person or Persons so offending, and being thereof lawfully convicted, shall be deemed and taken to be a Felon, and subject and liable to the like Pains and Penalties as if convicted of Felony; and the Court by or before whom such Person or Persons shall be tried and convicted, shall have Power and Authority to cause such Person or Persons to be punished in like Manner as Persons convicted of Felony are directed to be punished by the Laws and Statutes of this Realm, or in Mitigation of such Punishment may award such Sentence as the Law directs in Cases of Petty Larceny; and that in all Indictments or Prosecutions for any of the Offences in this Act mentioned, it shall be sufficient to lay the Thing or Things therein alleged to have been feloniously taken to be the Property of the said Trustees, or some Person or Persons unknown.

XLI. And be it enacted, That in all Cases where any Person or Persons shall be convicted of any Offence committed against this Act, it shall be sufficient if the Conviction is in the Form or to the Effect following:

Form of Conviction.

to wit. } ‘BE it remembered, That on the Day of in the Year of ‘the Reign of our Sovereign Lord, etc. *A. B.* is convicted before [me ‘*or* us, One *or* Two, *&c.*] of His Majesty's Justices of the Peace for the ‘County of by virtue of an Act passed in the Fifty-fourth ‘Year of the Reign of King *George* the Third, intituled, ‘An Act, ‘[*here set forth the Title of this Act*] for that he the said *A. B.* did, on ‘the Day of in the Year of our Lord ‘ [*here state the Offence*] by reason whereof ‘[I *or* we] do hereby adjudge the said *A. B.* to have forfeited [*if the ‘Offender is to be fined*] the Sum of [*insert the ‘Penalty*] together with the Sum of for Costs and ‘Charges [*if any given;*] [*or if to be imprisoned then*] do adjudge the ‘said *A. B.* to be committed to the [*naming the Gaol*] for the Space of ‘[*insert the Time, and if the Commitment be for Non-payment of a Penalty, ‘then add*] unless the said Sum of shall be sooner ‘paid: Given under [my *or* our] Hand and Seal [*or Hands and Seals*] ‘the Day and Year above written.’

Persons guilty of Perjury may be punished as in other Cases.

XLII. And be it further enacted, That if any Person or Persons shall wilfully and corruptly give false Evidence in any Examination, Trial, Inquiry, or other Matter or Thing, to be heard or determined by virtue of this Act, or where in pursuance of this Act any Oath or Affirmation is required to be taken, each and every such Person or Persons so offending, and being thereof duly convicted, shall be, and he, she, and they is and are hereby declared to be subject and liable to such Pains and Penalties as Persons guilty of wilful and corrupt Perjury are by Law subject or liable to.

XLIII. And

XLIII. And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, and they are hereby authorized and empowered to borrow and take up at Interest any Sum or Sums of Money, not exceeding in the Whole the Sum of Fifteen thousand Pounds, at as low a Rate of Interest as the same can be procured, so as such Interest do not exceed the Rate of Five Pounds *per Centum per Annum*; which Money so to be borrowed, and the Interest thereof, is and are hereby charged upon the Fees which shall be received by the Churchwardens of the said Parish for the Time being, on account of the said Burials, Monuments, Tombs, and other Stones to be placed in the said intended Burial Grounds; and also upon the Rates and Assessments to be made from Time to Time upon the Inhabitants of the said Parish, by virtue of this Act; and for securing the Repayment of the Money so to be borrowed, and the Interest thereof, the said Trustees, or any Five or more of them, shall or may, by Writing under their Hands and Seals, assign over the said Fees so to be received, and also the said Rates and Assessments to be from Time to Time made by virtue of this Act, to any Person or Persons who shall advance and lend the same, their respective Executors, Administrators, and Assigns; which Assignment shall be in the Words or to the following Effect; (that is to say,)

Trustees to borrow any Sum not exceeding 15,000*l.* the Principal and Interest charged on the Fees and Assessments, which are to be assigned by way of Security.

'WE, of the Trustees for putting in Execution an Act of Parliament passed in the Fifty-fourth Year of the Reign of King *George* the Third, intituled, [*here set forth the Title of this Act*] in consideration of the Sum of advanced and lent by of upon the Credit, and for the Purposes of the said Act, do hereby assign unto the said Executors, Administrators, and Assigns, the Fees arising and payable to the Churchwardens of the said Parish, on account of Burials, Monuments, Tombs, and other Stones in the said Burial Grounds, and also all Rates and Assessments to be from Time to Time made on the Inhabitants of the said Parish by virtue of the said Act for the Purposes thereof, To hold the same unto the said Executors, Administrators, and Assigns, until the said Sum of together with Interest for the same, after the Rate of *per Centum per Annum*, to be paid Half-yearly, shall be fully paid and satisfied. In Witness whereof we have hereunto set our Hands and Seals, the Day of &c.'

Form of Assignment.

And all Persons to whom such Assignments shall be made, or who shall be entitled to the Money thereby secured, shall be, in proportion to the Sums therein respectively mentioned, Creditors on the Fees, Rates, and Assessments so to be assessed as aforesaid, equally one with another, without any Preference in respect of the Priority of advancing any such Monies, or the Date of such Assignments.

Creditors to be entitled without Preference.

XLIV. Provided always, and be it further enacted, That in case the said Trustees, or any Five or more of them, shall think it advisable to raise all or any Part of the said Money, not exceeding in the whole the said Sum of Fifteen thousand Pounds for the Purposes of this Act, by granting Annuities for Lives, then it shall and may be lawful to and for the said Trustees, or any Five or more of them, and they are hereby authorized and

Trustees may raise the whole or any Part of the said Sum by way of Annuity.

and empowered by Writing under their Hands and Seals, to grant an Annuity or Annuities to any Perſon or Perſons who ſhall contribute, advance, and pay into the Hands of the ſaid Truſtees, or any Five or more of them, or their Treaſurer for the Time being, any Sum or Sums of Money for the abſolute Purchaſe of any ſuch Annuity or Annuities, to be paid and payable during the natural Life of ſuch one Perſon as ſhall be nominated by or on the Behalf of ſuch Contributor or Contributors reſpectively at the Time of the Payment of his, her, or their Purchaſe Money or Monies; ſo that no ſuch Annuities do exceed the Rate of Twelve Pounds for One hundred Pounds by the Year; and the Grant of every ſuch Annuity ſhall be in the Form or to the Effect following; (that is to ſay,)

Form of Grant.

'WE, of the Truſtees appointed by or in purſuance of an Act of Parliament made and paſſed in the Fifty-fourth Year of the Reign of His Majeſty King *George* the Third, intituled, [*here ſet forth the Title of this Act*] in conſideration of the Sum of paid by of to us upon the Credit and for the Purpoſes of the ſaid Act, do hereby grant unto the ſaid Executors, Adminiſtrators, and Aſſigns, one Annuity or clear yearly Sum of out of the Fees, Rates, and Aſſeſſments authorized to be received, made, and applied for the Purpoſes of the ſaid Act; which ſaid Annuity or yearly Sum of ſhall be paid to the ſaid Executors, Adminiſtrators, or Aſſigns, by Half-yearly Payments, upon the Day of and the Day of or within Twenty-one Days after each of the ſaid Days in every Year, during the Life of ; and the Sum of being a fractional Part of the firſt Payment thereof, ſhall be paid on the Day of next enſuing the Date of theſe Preſents; and the ſaid Executors, Adminiſtrators, or Aſſigns, ſhall be entitled to receive a proportionable Part of the ſaid Annuity from the laſt of the ſaid Days appointed for Payment thereof, up to the Day of the Death of the ſaid . In Witneſs whereof, we have hereunto ſet our Hands and Seals, the Day of One thouſand eight hundred and .'

And every ſuch Grant ſhall be good and valid in the Law, and ſhall not be ſubject to the Proviſions of any Act or Acts of Parliament now in force relative to the Inrolment or regiſtering of Annuities; and the ſeveral Annuities ſo granted ſhall be and they are hereby charged upon and made payable out of the ſaid Fees, Rates, and Aſſeſſments hereinbefore mentioned, with the Monies to be borrowed as aforeſaid, equally one with another, and without any Preference in reſpect of Priority of advancing or contributing to the ſaid Loan or Loans or Purchaſe Money, or the Date of any ſuch Aſſignment or Aſſignments, Grant or Grants.

Aſſignments and Grants may be transferred.

XLV. And be it further enacted, That it ſhall and may be lawful for the Perſon or Perſons who ſhall be entitled to any Monies which ſhall be borrowed,

borrowed, or Annuities to be granted as aforeſaid, by Writing under his, her, or their Hand or Hands, Seal or Seals, to transfer the ſame to any Perſon or Perſons by Indorſement thereon, or otherwiſe, in the Form or to the Effect following; (that is to ſay),

Form of Transfer.

'I [*Name and Deſcription of Seller*] in Conſideration of [*ſtate Conſideration*] do hereby aſſign and transfer the within Aſſignment [*or* Annuity] and all my Right, Title, and Intereſt in and to the ſame, and the Money thereby ſecured, unto *A. B.* [*ſtate Deſcription of Purchaſer*] his Executors, Adminiſtrators, and Aſſigns. Witneſs my Hand and Seal, this Day of One thouſand eight hundred and .'

Copies, &c. of Aſſignments, Grants, and Transfers, to be entered in a Book, to which any Perſon intereſted may have acceſs.

And Copies of all Aſſignments and Grants which ſhall be made in purſuance of this Act, and all Transfers thereof as aforeſaid, or ſuch Extracts from the ſaid Aſſignments, Grants, and Transfers as the ſaid Truſtees ſhall deem ſufficient and neceſſary, ſhall be entered in a Book to be kept for that Purpoſe by the Clerk of the ſaid Truſtees, to which Book any Perſon intereſted ſhall at all ſeaſonable Times have acceſs, and ſhall have free Liberty to inſpect the ſame, and for the Entry of every ſuch Transfer there ſhall be paid to the ſaid Clerk Two Shillings and Sixpence and no more; and after ſuch Entry ſhall be made of any ſuch Aſſignment, Grant, or Transfer, every ſuch Aſſignment, Grant, or Transfer ſo entered, ſhall entitle any Perſon to whom the ſame ſhall be made, and his, her, or their reſpective Executors, Adminiſtrators, and Aſſigns, to the Benefit of the Securities ſo to be aſſigned, granted, or transferred;

Debts to be paid off by Ballot.

and that whenever the ſaid Truſtees ſhall be enabled to pay off any of the Money which ſhall be borrowed as aforeſaid, they ſhall aſcertain the Securities ſo to be paid off from Time to Time by Ballot, in ſuch Manner as they ſhall think proper; and after ſuch Ballot the ſaid Truſtees ſhall cauſe Notice ſigned by their Clerk, to be given to or left at the uſual Place of Abode of the Perſon or Perſons who ſhall be entitled to the Money to be paid off purſuant to ſuch Ballot, and ſuch Notice ſhall expreſs the Sum to be paid off, together with the Intereſt due thereon;

Upon Notice given to Perſons to be paid off, Intereſt to ceaſe.

and that the ſame ſhall be paid at a Place to be mentioned in ſuch Notice, at the Expiration of Three Calendar Months from the Day of giving or leaving ſuch Notice as aforeſaid; and the Intereſt of the ſaid Principal Money ſo to be paid off, ſhall from and after the End of the ſaid Three Calendar Months ceaſe and be no longer paid or payable, unleſs ſuch Money ſhall have been demanded purſuant to ſuch Notice, and not have been paid.

All Monies to be borrowed or raiſed, or otherwiſe received by the Truſtees, to be paid to Treaſurer.

XLVI. And be it further enacted, That all and every ſuch Sum and Sums of Money which ſhall be borrowed or raiſed by way of Annuity as aforeſaid, or otherwiſe received by any of the ſaid Truſtees or Treaſurer for the Time being, by virtue of or in purſuance of this Act, ſhall, when ſo received by them, be paid into the Hands of their Treaſurer, to be applied by him in carrying the Purpoſes of this Act into Execution.

All Payments by the Treaſurer, to be made under a Certificate.

XLVII. And be it further enacted, That all and every the Payments of Intereſt of Money to be borrowed, and of Annuities to be granted by virtue of this Act, together with all other Payments, Salaries, Allowances, Charges, and Expences whatſoever, incurred or to be incurred by

by the ſaid Truſtees for any Matter or Thing purchaſed or to be purchaſed, done, executed, contracted or paid for in purſuance of this Act, and for the Purpoſe of carrying the ſame into Execution, ſhall be firſt certified to the Treaſurer by Writing under the Hands of Five or more of the ſaid Truſtees; and the ſaid Treaſurer ſhall and he is hereby directed and required within Fourteen Days after the Receipt of ſuch Certificate, in caſe he ſhall then have ſo much Money in his Hands, as Treaſurer to the ſaid Truſtees, to pay the Sum or Sums of Money to be ſpecified therein to the Perſon or Perſons entitled to receive the ſame.

Truſtees to make Rates.

XLVIII. And be it further enacted, That for the better ſecuring the Payment of the Money ſo to be borrowed with Intereſt, and alſo for ſecuring the due Payment of the ſaid Annuities ſo to be granted upon the Credit of the Fees, Rates, and Aſſeſſments hereinbefore mentioned, and alſo for defraying the contingent and incidental Expences of carrying the Purpoſes of this Act fully into Execution, it ſhall and may be lawful to and for the ſaid Truſtees, or any Five or more of them, and they are hereby directed and required to meet within Six Calendar Months next after the paſſing of this Act, and alſo once or oftener in every Year afterwards, and by any Writing under their Hands, to make one or more Rate or Rates, Aſſeſſment or Aſſeſſments, upon all and every Perſon and Perſons who do or ſhall inhabit, hold, uſe, occupy, poſſeſs, and enjoy any Land, Houſe, Shop, Warehouſe, Coach Houſe, Stable, Cellar, Vault, Building, or other Tenement or Hereditament whatſoever within the ſaid Pariſh, in ſuch Manner, and ſuch Pound Rate as the ſaid Truſtees ſhall adjudge competent and neceſſary, to and for the Purpoſes of this Act, ſo as no ſuch Rate or Rates, Aſſeſſment or Aſſeſſments ſhall exceed the Sum of Eight Pence in the Pound in any one Year of the full, or according to ſuch Proportion of the yearly Rent or Value, as the ſame Lands, Houſes, Shops, Warehouſes, Coach Houſes, Stables, Cellars, Vaults, Buildings, and other Tenements, Hereditaments, and Premiſes ſhall from Time to Time be aſſeſſed to the Rates for the Relief of the Poor within the ſaid Pariſh; and for the Purpoſe of preparing ſuch Rates or Aſſeſſments, the Clerk to the ſaid Truſtees ſhall from Time to Time have free Acceſs to the ſaid Rates, for the Relief of the Poor of the ſaid Pariſh.

Houſes, &c. hereafter to be built, liable to Rates.

XLIX. And be it further enacted, That all Houſes and other Buildings which ſhall hereafter be erected or built in the ſaid Pariſh, ſhall be rated and aſſeſſed for the Purpoſes of this Act, and in the ſame Manner and Proportion as other Houſes or Buildings within the ſaid Pariſh ſhall be then rated or aſſeſſed.

Landlords of Houſes let in ſeparate Apartments, or ready furniſhed deemed the Occupiers.

L. And be it further enacted, That the ſeveral Leſſors, Landlords, Owners or Proprietors of all ſuch Houſes, Buildings, Tenements, or Hereditaments within the ſaid Pariſh let, or which hereafter ſhall be let out, in Parts or ſeparate Apartments, or ready furniſhed, ſhall reſpectively be deemed and taken to be Occupiers thereof, and ſhall be liable and ſubject to the Payment of the Rates or Aſſeſſments directed by this Act to be made, raiſed, levied, and received; and that each and every Perſon renting or occupying any ſuch Part or ſeparate Apartment as aforeſaid, ſhall in the firſt Inſtance be liable to the Payment of the ſaid Rates or Aſſeſſments, and all Arrears thereof, to be recovered in Manner

Tenants thereof to pay Rates, and deduct

hereinbefore directed; and the respective Persons renting and occupying any such Part or separate Apartment, or ready-furnished House, or other Building or Tenement, who shall pay such Rates or Assessments or any Arrears thereof, or from whom the same shall be recovered in pursuance of this Act, shall and may deduct the same from and out of the next Rent or any other Rent due and payable by him, her, or them, to such respective Lessor or Landlord, Owner or Proprietor; and the Receipt for such Payment shall be a sufficient Discharge for all and every such Tenant or Tenants, Occupier or Occupiers, to his, her, or their Landlord, for such Money as he, she, or they shall pay, or shall be levied and recovered on the Goods and Chattels of him, her, or them respectively, by virtue of this Act: Provided always, that no such Person so renting or occupying any such Part or separate Apartment as aforesaid, or any such House, Building, Tenement or Hereditament, shall be subject or liable, or required to pay for or in respect of any such Rates or Assessments, or for or in respect of any Costs, Charges, and Expences, any Sum or Sums of Money beyond the Amount of the Rent which shall be then actually due in respect of the said Premises from him, her, or them respectively.

same out of the Rent.

LI. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to affect or make void any Contract, Covenant, or Agreement made between any Landlord or Tenant, touching or concerning the Payment of the Rates or Assessments to be made, raised, and collected by virtue of this Act.

This Act not to affect Agreements between Landlords and Tenants.

LII. And be it further enacted, That all and every the Rate and Rates, Assessment and Assessments to be made by virtue of this Act, shall be paid by the Persons inhabiting, occupying, or enjoying, or who by this Act shall be deemed to inhabit, occupy, or enjoy, the said Lands, Houses, Shops, Warehouses, Coach Houses, Stables, Cellars, Vaults, Buildings, and other Tenements, Hereditaments, and Premises respectively, at such Time or Times, and in such Manner and Proportions as the said Trustees, at the Time of making such Rates or Assessments respectively shall direct or appoint, to the Collector or Collectors to be appointed by the said Trustees as aforesaid, to gather and collect the same.

Rates to be paid to the Collectors at such Times as the Trustees shall appoint.

LIII. Provided always, and be it further enacted, That whenever any Person or Persons who shall come into or occupy any House, Land, Tenement, or Hereditament, out of or from which any other Person or Persons shall be removed, or which at the Time of making any Rate or Assessment, was empty or unoccupied, that then every Person so removing from, and every Person so coming into or occupying shall be liable to such Rate or Assessment, in proportion to the Time that such Person or Persons occupied the same respectively, and the said Proportion of Rate or Assessment shall be levied and recovered in the same Manner as if such Persons so removing had not removed, or such Person so coming in or occupying had been originally rated or assessed in such Rate or Assessment; which said Proportion, in case of Dispute, shall be ascertained by any One or more of His Majesty's Justices of the Peace for the said County.

Persons liable to the Payment of Rates in proportion to the Time they occupy.

For the Recovery of Rates.

LIV. And be it further enacted, That if any Perſon or Perſons liable to the Payment of any ſuch Rates or Aſſeſſments, ſhall refuſe or neglect to pay the ſame, then and in every ſuch Caſe it ſhall and may be lawful to and for the ſaid Collector or Collectors, and he and they is and are hereby authorized and required, by Warrant under the Hands and Seals of any Two or more of His Majeſty's Juſtices of the Peace, acting in and for the ſaid County, which Warrant ſuch Juſtices are hereby authorized and required to grant (upon Proof being made upon Oath of the Demand, and Non-payment thereof, which Oath and Oaths the ſaid Juſtices are hereby authorized and required to adminiſter), to levy all and every ſuch Rates and Aſſeſſments by Diſtreſs and Sale of the Goods and Chattels of ſuch Perſon or Perſons ſo refuſing or neglecting to pay the ſame, which ſhall be found either in the ſaid Pariſh or in any other Pariſh, Liberty, or Place in the ſaid County of *Surrey*; but if ſufficient Diſtreſs cannot be found within the ſaid County, then in any other County, City, Liberty, or Place, upon ſuch Warrant being counterſigned by ſome one Juſtice of the Peace of ſuch other County, City, Liberty, or Place, which Warrant ſuch Juſtice is hereby authorized and required to counterſign; and if within Five Days after ſuch Diſtreſs or Diſtreſſes ſhall be made, the ſaid reſpective Rates or Aſſeſſments and all Arrears thereof ſhall not be paid, together with the Coſts and Charges of taking and keeping the ſame, the ſaid Collector or Collectors ſhall cauſe the ſaid Goods and Chattels, or a ſufficient Part thereof, to be appraiſed and ſold, rendering to the ſaid Perſon or Perſons the Overplus, (if any there be), after deducting the ſaid Rates or Aſſeſſments, and all Arrears thereof, and the reaſonable Coſts and Charges attending ſuch Diſtreſs and Sale; which Coſts and Charges, in caſe of Diſpute, ſhall be ſettled and aſcertained by any One or more of His Majeſty's Juſtices of the Peace for the ſaid County of *Surrey*.

Juſtices may act in the Execution of this Act, although they may be Truſtees, or chargeable with the Rates.

LV. And be it further enacted, That it ſhall and may be lawful to and for any of His Majeſty's Juſtices of the Peace for the ſaid County of *Surrey*, to make, do, and execute all and every Act or Acts, Matters or Things appertaining to their Office as a Juſtice or Juſtices of the Peace, ſo far as the ſame relates to the Execution of this Act, or the enforcing the Payment of, or levying the Rate or Aſſeſſment to be made in purſuance thereof, notwithſtanding any ſuch Juſtice or Juſtices of the Peace ſhall or may be a Truſtee for carrying this Act into Execution, or rated to or chargeable with the ſaid Rates or Aſſeſſments to be made in purſuance of this Act.

Collectors to pay the Monies collected to the Treaſurer.

LVI. And be it further enacted, That the Collector or Collectors of the Rates or Aſſeſſments to be made by virtue of this Act, ſhall, and he and they is and are hereby required, from Time to Time, when and as he and they ſhall reſpectively collect, recover and levy the Monies to ariſe thereby, to pay the ſame into the Hands of the Treaſurer of the ſaid Truſtees for the Time being, to be applied and paid by the ſaid Treaſurer for the Purpoſes of this Act, purſuant to and under the Authority hereinbefore mentioned; and upon Payment of every ſuch Sum of Money to ſuch Treaſurer, every ſuch Collector ſhall take a Receipt for the ſame, and produce ſuch Receipt within Seven Days next after every ſuch Payment

ment ſhall be made, unto the Clerk to the ſaid Truſtees, to be by him entered in a Book to be kept for that Purpoſe.

The Treaſurer and Collectors to account upon Oath, &c.

LVII. And be it further enacted, That the Treaſurer to the ſaid Truſtees, and every Collector of the Rates and Aſſeſſments to be made by virtue of this Act, ſhall, when thereunto required by the ſaid Truſtees, or any Five or more of them, make up and render true and perfect Accounts, verified on their Oaths reſpectively, (which Oaths any One of the ſaid Truſtees, being a Juſtice of the Peace, is hereby authorized and empowered to adminiſter,) of all Monies by them received and paid in purſuance of this Act, and ſhall produce Receipts and Vouchers for all ſuch Payments, and ſhall pay over all Money which upon any ſuch Account ſhall appear to be remaining in his, her, or their Hand or Hands, to ſuch Perſon or Perſons as the ſaid Truſtees, or any Five or more of them, ſhall at any Meeting to be held in purſuance of this Act, by Writing under their Hands, direct or appoint to receive the ſame; and every ſuch Collector ſhall at the Time appointed for rendering every ſuch Account, produce a true and perfect Liſt or Schedule in Writing, to be verified as aforeſaid, containing the Names of all Perſons aſſeſſed, and who ſhall not have paid the Sums aſſeſſed on them, and given him in charge to collect, together with the Amount of the Arrear due from every ſuch Perſon reſpectively; and in caſe any ſuch Treaſurer or Collector ſhall neglect or refuſe ſo to do, it ſhall and may be lawful in any or either of the ſaid Caſes, to and for any One or more of His Majeſty's Juſtices of the Peace for the ſaid County, on ſufficient Proof thereof, to commit ſuch Defaulter or Defaulters to the Common Gaol of the ſame County, there to remain without Bail or Mainprize until he or they ſhall have made a true Account, and verified the ſame on Oath as aforeſaid, and ſatisfied and paid ſuch Sum or Sums of Money as upon ſuch Account ſhall appear to be remaining due in his or their Hands; but no ſuch Defaulter ſhall be detained and kept in Priſon under the Authority of this Act for any longer Space of Time than Six Calendar Months.

The Churchwardens, until Debt paid off and Annuities ceaſe, to account with and pay the Truſtees for all Fees received by them in reſpect of theſe Burial Grounds.

LVIII. And be it further enacted, That the Churchwardens of the ſaid Pariſh for the Time being ſhall, until the whole of the Principal Money to be borrowed as aforeſaid, and the Annuities to be granted as aforeſaid, and all Intereſt thereon ſhall be diſcharged, and the Annuities to be granted as aforeſaid ſhall ceaſe, yearly upon ſuch Day of the Month of *June* as the ſaid Truſtees ſhall direct, render to them the ſaid Truſtees an Account of the ſeveral Sums of Money which the ſaid Churchwardens ſhall have received for and in reſpect of all Burials, Monuments, Tombs, or other Stones, in the ſaid intended Burial Grounds, and ſhall pay unto the ſaid Truſtees, or their Treaſurer, at the Time of rendering every ſuch Account, all ſuch Monies as ſhall have come into their Hands reſpectively.

The Clerk to enter Accounts and Proceedings of Truſtees in a Book or Books, and

LIX. And be it further enacted, That the Clerk to the ſaid Truſtees ſhall, and he is hereby required to make, in a Book or Books to be kept for that Purpoſe, regular and fair Entries of all Receipts of, and Payments to be made, by the Treaſurer to, or to the Order of the ſaid Truſtees as aforeſaid, and in the ſame or ſome other Book or Books, to enter and keep an Account of all the Proceedings of the ſaid Truſtees,

and

produce the ſame when required.

and to produce ſuch ſeveral Books and Accounts at all and every of the Meetings of the ſaid Truſtees, and at ſuch other Times and Places, when, where, and as often as he ſhall be thereunto required by them, or any Five or more of them; and that all ſuch Books, and the Entries therein, ſhall be admitted as Evidence in all Courts whatſoever, where Occaſion ſhall require.

Expences of the Act how to be paid.

LX. And be it further enacted, That all Charges and Expences incident to and attendant on the obtaining and paſſing this Act, together with all Monies (if any) to be advanced by the ſaid Truſtees, or either of them, for or towards the Purchaſe of the ſaid Ground, Buildings, Hereditaments, and Premiſes, or otherwiſe, ſhall be paid to or retained by them out of the firſt Monies which may come to their Hands, or to the Hands of their Treaſurer, by virtue of this Act.

Perſons diſſatisfied may appeal to the Quarter Seſſions.

LXI. Provided always, and be it further enacted, That if any Perſon or Perſons ſhall think himſelf, herſelf, or themſelves aggrieved by any ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, or by reaſon of any Order, Judgement, or Determination of any Juſtices of the Peace acting in Execution of this Act, or by any Matter or Thing done under or in purſuance thereof, then and in every ſuch Caſe he, ſhe, or they may appeal to the next General or Quarter Seſſion of the Peace to be holden for the County of *Surrey*, which ſhall happen next after the Expiration of Thirty Days after the Cauſe of Complaint ſhall have ariſen; ſuch Appellant or Appellants firſt giving or cauſing to be given Ten Days Notice at the leaſt of ſuch Appeal and of the Matter thereof to the Party or Parties appealed againſt, and within Two Days next after ſuch Notice, entering into a Recognizance in the Sum of Thirty Pounds, before ſome Juſtice of the Peace for the ſaid County, conditioned for proſecuting ſuch Appeal, and to abide the Order thereon, and to pay ſuch Coſts as ſhall be awarded by the Juſtices at ſuch General or Quarter Seſſion; and the ſaid Juſtices aſſembled at ſuch General or Quarter Seſſion, upon due Proof of ſuch Notice being given, and of entering into ſuch Recognizance, ſhall hear and determine the Matter of ſuch Appeal in a ſummary Way, and award ſuch Coſts to the Party appealing or appealed againſt, as they the ſaid Juſtices ſhall think proper, and alſo to order and award ſuch Satisfaction to be made to the Party injured as they ſhall think reaſonable.

The Juſtices of the Peace to deliver Recognizances to the Clerk to Truſtees.

LXII. And be it further enacted, That all and every the Recognizance and Recognizances entered into by any Perſon or Perſons on any Appeal againſt the Rates or Aſſeſſments by this Act directed to be made, ſhall be delivered on Demand to the Clerk to the ſaid Truſtees, by the Juſtice or Juſtices who ſhall have taken the ſame; and that the ſaid Truſtees ſhall and may ſue for, recover, and receive the Penalty or Penalties in any ſuch Recognizance or Recognizances mentioned, in ſuch and the ſame Manner as any Rate, Penalty, or Fine may be ſued for and recovered by virtue of this Act.

This Act not to abridge the Juriſdiction of the Biſhop of Wincheſter.

LXIII. Provided always, and be it further enacted, That nothing in this Act, or in any Clauſe thereof contained, ſhall extend or be conſtrued to extend, in any reſpect to abridge, oppoſe, or controul the ordinary Juriſdiction of the Lord Biſhop of *Wincheſter* for the Time being in and

over the aforesaid Parish of *Lambeth*, or over the Minister or Churchwardens, or in, over, or relative to any Matter or Thing respecting the said Parish Minister or Churchwardens.

Proceedings not to be quashed for want of Form.

LXIV. And be it further enacted, That no Order or Judgement, or any other Proceeding, had, made, or done under or by virtue of this Act, or touching any of the Matters aforesaid, shall be quashed or vacated for want of Form only, or be removed or removeable by Writ of *Certiorari*, or any other Writ or Process, into any of His Majesty's Courts of Record at *Westminster*, any Law, Statute, or Usage to the contrary thereof in anywise notwithstanding; and that where any Distress shall be made for any Sum or Sums of Money, Rates or Assessments to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of want of Form in any Proceeding relating thereto; nor shall the Party or Parties be deemed a Trespasser or Trespassers *ab initio*, on account of any Irregularity which shall be afterwards done by the Party or Parties distraining; but the Person or Persons aggrieved by such Irregularity may recover Satisfaction for the special Damages in an Action on the Case: Provided always, 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 Twenty-eight Days before such Action shall be commenced, and signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff or Plaintiffs recover in any such Action, if Tender of 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; and in case no such 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 be brought, at any Time before Issue joined, to pay into Court such Sum of Money as he, she, or they shall see fit, whereupon such Proceeding, Order and Judgment 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.

Plaintiffs not to recover unless Notice of Action, nor if Tender of sufficient Amends hath been made.

Limitation of Actions.

LXV. And be it further enacted, That if any Action or Suit shall be brought or commenced against any Person or Persons for any Thing done in pursuance of this Act, such Action or Suit shall be commenced within Six Calendar Months next after the Fact committed, and not afterwards, and shall be laid in the County of *Surrey*, and not elsewhere; and the Defendant or Defendants in such Action or Suit may plead the General Issue, and give this Act and the Special Matter in Evidence, at any Trial to be had thereupon; and if the Jury shall find for the Defendant or Defendants in any such Action or Suit, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit, after the Defendant or Defendants shall have appeared; or if upon Demurrer, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Treble Costs, and have the like Remedy for the same as any Defendant hath in any other Cases to recover Costs by Law.

General Issue.

Treble Costs.

Publick Act. LXVI. 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 SCHEDULE of the Meſſuages, Lands, Tenements, Hereditaments and Premiſes referred to in the foregoing Act; the Whole or greater Part of which are required for the Purpoſes therein mentioned.

Twelve Dwelling-houſes, with the Waſh-houſes, Outhouſes, and Gardens, in High-Street, Lambeth, in the ſeveral Occupations of Jane Thompſon, George Renton, William Gadd, Marmaduke Buckland, Richard Berridge, William Snaith, Richard Arthur, Suſannah Collins, Iſaac Brown, James Booth, Thomas Farmer, and Nehemiah Spires.

Five Dwelling-houſes, with the Waſh-houſes, Outhouſes, and Gardens, in Paradiſe Row, Lambeth, in the ſeveral Occupations of Richard Martin, the Widow Hewitt, James Belſon, George Wild, and Elenor Smith; and a Coach-houſe, Stable, Shed, and Yard, in Paradiſe Row, late in the Occupation of Edward Biven, deceaſed.

A Dwelling-houſe in Tearoes Alley, High-Street, aforeſaid, in the Occupation of Elizabeth Allen.

A Dwelling-houſe and Garden in the ſame Alley, in the Occupation of Paul Williams.

A Dwelling-houſe, Sheds, and Garden, in the ſame Alley, in the Occupation of Jane Lewin.

The Paſſage called Tearoes Alley, and the Paſſages connected therewith.

A Garden and Premiſes in the Occupation of John Romer.
Part of a Garden and Premiſes in the Occupation of Mary Leigh.
Part of a Garden in the Occupation of John Dear.
Part of a Garden and Shed in the Occupation of John Gregory.
Part of a Garden in the Occupation of Robert Sacheverell Newton.
Part of a Garden in the Occupation of Alexander Dubois.
Part of a Garden in the Occupation of James Bailey.
All ſituated at the Back of Houſes in Paradiſe Row.

A Piece of Ground, incloſed with a Brick Wall, extending from a covered Gateway to the Brick Tenement next hereinafter mentioned, ſituate next to, and running parallel with Church-Street, Lambeth, on the North Side thereof.

A Brick Tenement and Premiſes in the Occupation of Thomas Morris.
The Bell Public Houſe, Yard, and Premiſes, in the Occupation of William Wild.
Seven other Brick Tenements and Premiſes, in the ſeveral Occupations of Thomas Marlow, Iſaac Gates, Thomas Gale, William Tucker, George Cuſhen, Samuel Clare, and William Alden: And,
A ſmall Slip of Ground untenanted.

All which laſt-mentioned Premiſes are ſituate in Church-Street aforeſaid.

Four

Four Brick Tenements, all untenanted, belonging to the Pariſh, ſituate at the South-weſt Corner of the Church Yard, in Church-Street aforeſaid.

The Swan Public Houſe and Premiſes, adjoining the Premiſes laſt mentioned, now in the Occupation of William Braken.

A Piece of Ground, containing in Front next Church-Street Thirty-ſix Feet Nine Inches, and in Depth running from thence along High-Street, One hundred and ſeventy-eight Feet Six Inches, and in the Rear in High-Street, Thirty-nine Feet or thereabouts; the Eſtate of Mr. Richard Allen: Part whereof is let to the Churchwardens of the Pariſh of Lambeth, as Tenants at Will, for a Carriageway, and uſed as ſuch: Upon other Part whereof, a Timber Houſe now ſtands, in the Occupation of Thomas Waller; and a Smith's Shop in the Occupation of James Jefferys.

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