

ANNO TERTIO

VICTORIÆ REGINÆ.

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Manner in which the same was to be performed: And whereas by Letters Patent under the Seal by the Treaty of Union directed to be used in *Scotland* instead of the Great Seal thereof, and bearing Date on or about the Twenty-fourth Day of *September* One thousand eight hundred and thirty-six, and by certain other Letters Patent bearing Date at *Dublin* on or about the Twenty-sixth Day of *November* in the same Year, His said late Majesty did grant unto the said *George* Marquis of *Tweeddale*, his Executors, Administrators, and Assigns, the sole Privilege that he the said Marquis, his Executors, Administrators, and Assigns, or such other Persons as he or they should agree with, and no others, during the several Terms of Fourteen Years from the Date of the same Letters Patent respectively, should make, use, exercise, and vend the said Invention (therein respectively recited as an improved Method of making Tiles for draining, Soles, House-tiles, Flat-roofing Tiles, and Bricks) within those Parts of the United Kingdom of *Great Britain* and *Ireland* called *Scotland* and *Ireland* respectively: And whereas by certain Specifications duly inrolled in the High Court of Chancery in *Scotland*, and in the High Court of Chancery in *Ireland* respectively, the said *George* Marquis of *Tweeddale*, in pursuance of a Proviso in each of the said last-mentioned Letters Patent contained, did declare the Nature of the said Invention, and the Manner in which the same was to be performed: And whereas in each of the said several Letters Patent, firstly and secondly herein-before mentioned or referred to, is contained a Condition or Proviso against the Assignment thereof respectively, or of the Liberties and Privileges thereby granted, to or in Trust for more than the Number of Twelve Persons, or their Representatives, at any one Time, as Partners, dividing or entitled to divide the Benefits or Profits obtained by reason of the said several Letters Patent: And whereas the Objects of the said Letters Patent are of a Nature extremely beneficial to the Country at large; and the said Marquis of *Tweeddale* is desirous of assigning the said several Letters Patent to Persons competent to carry the same fully into effect, and to render the Invention thereby secured as widely useful to the Public as possible; but for such Purpose a Capital would be required greater than is usually commanded by the small Number of Persons to whom the said Marquis can by Law assign the said Letters Patent: And whereas *Robert Stephenson*, *Edward Goddard*, *James Hunt*, *William Ogle Hunt*, and divers other Persons, amounting in Number to more than Twelve, are willing and desirous of taking an Assignment of the said Letters Patent, and of forming themselves into a Partnership or Company for the Purpose of working and exercising the said Invention: And whereas great Public Benefit would arise from the extensive Drainage of wet or marshy Lands, and otherwise, within the United Kingdom, which would ensue from the Use and Exercise of the said Patent Rights by a Company possessed of a large Capital; and it is therefore expedient that, notwithstanding the Proviso contained to the contrary thereof in the herein-before recited Letters Patent, or any of them, or otherwise, the said Marquis, or the Person or Persons in whom the said Letters Patent may for the Time being be vested, should be authorized and empowered to assign the said Letters Patent to a Company composed of a greater Number of Persons than Twelve; but such Object cannot be effected without the Aid and Authority of Parliament:

liament: May it therefore please your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall be lawful for the said *George* Marquis of *Tweeddale*, and his Executors, Administrators, and Assigns, or the Person or Persons in whom the said several Letters Patent are now or may hereafter be vested, at any Time after the passing of this Act to sell, transfer, and assign the same, or any of them, and all and every or any of the Rights, Privileges, Benefits, and Advantages under the same, unto or to the Use of or in Trust for the Company herein-after established, or any other Company or Companies, Person or Persons, or Body or Bodies Corporate, without any Limitation as to Number, and also that it shall be lawful for any Patentee named in any Letters Patent heretofore or hereafter to be granted for the Invention of any Improvement or Improvements on the Invention secured by the Letters Patent herein-before mentioned, or otherwise connected therewith, or his Executors, Administrators, or Assigns, at any Time hereafter to sell, transfer, and assign any such Letters Patent for any such Improvement or Improvements as last aforesaid, and all the Rights, Privileges, Benefits, and Advantages thereby granted, unto or to the Use of or in Trust for the said Company herein-after constituted, their Successors and Assigns, without Limit as to the Number of Persons to be interested therein, and every such Sale, Transfer, or Assignment of such Letters Patent as aforesaid, or of the Rights, Privileges, Benefits, or Advantages thereby granted, shall be good, valid, and effectual to and for all Intents and Purposes whatsoever, and shall not render such Letters Patent in any Manner void or voidable, any Condition, Proviso, or Restriction therein respectively expressed or contained, or any Law, Custom, or Usage to the contrary thereof in anywise notwithstanding.

Patents may be assigned to more than Twelve Persons without causing a Forfeiture.

II. And be it further enacted, That after any such Sale, Transfer, or Assignment of any such Letters Patent as aforesaid, or of any of the Rights, Privileges, Benefits, or Advantages thereby respectively granted, such Letters Patent, Rights, Privileges, Benefits, and Advantages shall be and the same are hereby declared to be fully, absolutely, and effectually vested in the said Company hereby constituted, their Successors and Assigns, or the Company or Companies, Body or Bodies Politic or Corporate, Person or Persons, unto or to whom or in Trust for whom the same shall or may be sold, transferred, or assigned as aforesaid, to all Intents and Purposes whatsoever; and every such Letters Patent as aforesaid which shall be so sold, transferred, or assigned shall thenceforth be construed and considered in such and the same Manner, to all Intents and Purposes whatsoever, as if no such Condition, Proviso, or Restriction as herein-before mentioned or referred to had been inserted, expressed, or contained in such Letters Patent.

After Assignment, the Property in the Patents to vest in the Company.

III. And be it further enacted, That *Robert Stephenson*, *Edward Goddard*, *James Hunt*, *William Ogle Hunt*, *Frederick Twynam*, *Alexander Urquhart*, *John Dixon*, and all other Persons who shall for the Time being become or be Proprietors of any Share of the Capital or

Company formed.

or Joint Stock of the Company hereby established, shall (so long as they shall respectively continue to be Proprietors of such Share, and no longer, and subject to such Regulations as may from Time to Time be made under the Provisions herein-after contained,) have full Power and Authority from Time to Time, and at all Times hereafter, to make, do, perform, and execute all such Acts, Deeds, Matters, and Things as shall or may be necessary or proper for the Manufacture, Trade, or Purposes mentioned or expressed in this Act, and shall for such Manufacture, Trade, and Purposes form and be and are hereby established, constituted, and united into a Joint Stock Company, by the Name, Style, and Description of "The *Tweeddale* Patent Drain-tile and Brick Company."

Purposes of the Company.

IV. And be it further enacted, That the said Company shall be established for the Purpose of purchasing the said several Letters Patent, or such of them or such Parts thereof as they may agree for, and for using, exercising, and vending the said Inventions and Improvements, or any Part or Parts thereof, in the same several Letters Patent, or any of them, mentioned or comprised, and any Inventions or Improvements connected therewith which may be comprised in any Letters Patent granted or to be hereafter granted, and which may be assigned to or in Trust for the said Company under the Provisions of this Act; and for undertaking and carrying on the Manufacture and Sale of Drain-tiles and other Tiles, Bricks, and Articles, according to such Inventions and Improvements, or any Business or Trade connected with the Manufacture of the said several Articles, or the Drainage of Land; and also for the Purpose of granting Licences to others to use the said Inventions, under such Limitations and Restrictions as the said Company shall think fit to impose.

Power to grant Licences.

V. And be it further enacted, That after any such Sale, Transfer, or Assignment as aforesaid of any such Letters Patent unto or to the Use of or in Trust for the said Company hereby established, it shall be lawful for the same Company, or the Trustees or Managers thereof, by any Writing under the Hands and Seals of Two or more of such Trustees or Managers for the Time being of the said Company, from Time to Time to grant Licences to any Person to use, exercise, or vend the Invention comprised in such Letters Patent, or either of them, or any Part thereof, either generally, or under or subject to such Conditions, Limitations, or Restrictions as to the said Company shall seem fit.

Company may sue and be sued in the Name of a Trustee, &c.

VI. And be it further enacted, That from and after the passing of this Act all Actions and Suits, and also all Petitions to found any Commission or Fiat in Bankruptcy in *England* or *Ireland*, or any Sequestration in *Scotland*, against any Person indebted to the said Company, and liable to be made Bankrupt by the Laws now or at any Time hereafter in force relating to Bankrupts and Traders, or to Sequestrations; and all Proceedings at Law or in Equity under any Commission or Fiat in Bankruptcy, or under any Sequestration to be awarded in consequence of any such Petition, and all Proceedings at Law or in Equity to be commenced, instituted, or carried on by or

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on behalf of the said Company, or wherein the said Company is or shall be concerned or interested, against any Person or Body Politic or Corporate, whether such Person or Body Politic or Corporate is or are or shall be a Member or Members, Proprietor or Proprietors of or in the said Company hereby established or not, shall and lawfully may be commenced, instituted, presented, and prosecuted or carried on in the Name of the same Company by the Name of "The *Tweeddale* Patent Drain-tile and Brick Company," or in the Name of any Person who shall be a Trustee, Manager, Secretary, or other Officer of the said Company at the Time such Action, Suit, or Proceeding shall be commenced or instituted, as the nominal Plaintiff, Petitioner, or Party for or on behalf of the said Company; and all Actions, Suits, and Proceedings at Law or in Equity to be commenced or instituted against the said Company by any Person or Body Politic or Corporate, whether such Person or Body Politic or Corporate is or are or shall then be a Member or Members, Proprietor or Proprietors of or in the said Company or not, shall or may be commenced, instituted, and prosecuted against the same Company by the Name of "The *Tweeddale* Patent Drain-tile and Brick Company," or against the Trustees, Managers, Secretary, or any other Officer for the Time being of the said Company; or, when there shall be no such Trustee, Manager, or Secretary, then against any one of the Proprietors for the Time being of the said Company, as the nominal Defendant or Defendants for or on behalf of the said Company; and all Prosecutions to be brought, instituted, or carried on by or on behalf of the said Company for Fraud upon or against the said Company, or for Embezzlement, Robbery, or stealing any Money, Notes, Bills, Effects, Securities, or Property of the said Company, or for any other Offence against the said Company, shall and lawfully may be so brought, instituted, or carried on in the Name of the same Company by the Name of "The *Tweeddale* Patent Drain-tile and Brick Company," or in the Name of any Trustee, Manager, Secretary, or Officer for the Time being of the said Company; and in all Indictments and Informations it shall be lawful and sufficient to state the Property of the said Company to be the Property of "The *Tweeddale* Patent Drain-tile and Brick Company," or of any Trustee, Manager, Officer, Secretary, or Proprietor for the Time being of the said Company; and any Offence committed with Intent to injure or defraud the said Company shall and lawfully may in such Prosecution be laid to have been committed with Intent to injure or defraud "The *Tweeddale* Patent Drain-tile and Brick Company," or any Trustee, Manager, Secretary, or Officer of the said Company; and every Offender may thereupon be lawfully convicted of any such Offence; and in all other Allegations or Indictments, Informations or other Proceedings, in which (except for the passing of this Act) it would have been necessary to state the Names of Persons composing the said Company, or any One or more of them, it shall and may be lawful and sufficient to state the Name of the said Company as "The *Tweeddale* Patent Drain-tile and Brick Company," or the Name of any Trustee, Manager, Secretary, or Officer for the Time being of the said Company; and the Death, Resignation, or Removal of any such Trustee, Manager, Secretary, or Officer for the Time being, or any Act or Proceeding of any such Trustee, Manager, Secretary, Officer, or

Proprietor, done without the Consent of the said Company, shall not abate or render defective any such Action, Suit, Proceeding, or Prosecution.

Nominal Plaintiff or Defendant may be a competent Witness.

VII. Provided always, and be it enacted, That no Trustee, Manager, Secretary, or other Officer (not being a Proprietor of the said Company), whose Name may be used either as nominal Plaintiff, Pursuer, Complainant, Petitioner, or Prosecutor, or as nominal Defendant, Respondent, or Defender, in any Action, Suit, Petition, Proceeding, Prosecution, or Indictment commenced, instituted, prosecuted, or preferred under the Authority of this Act, shall by reason thereof be deemed incompetent to be a Witness in any such Action, Suit, Petition, Proceeding, Prosecution, or Indictment; but such Trustee, Manager, Secretary, or other Officer shall and may (if not a Proprietor of the said Company or otherwise interested or objectionable) be a good and competent Witness, and be admissible and be admitted as such in all Courts and by and before all Judges, Justices, and others, in any such Action, Suit, Petition, Proceeding, Prosecution, or Indictment, in the same Manner as he might have been if his Name had not been made use of therein as aforesaid, or as if he had not been such Trustee, Manager, Secretary, or other Officer of the said Company.

No Action, Proceeding, &c. against the Company to be affected in consequence of the Plaintiff being a Proprietor.

VIII. And be it further enacted, That no Action, Suit, or Proceeding, either at Law or in Equity, or otherwise, which shall or may be brought or commenced by or against the said Company hereby established, or by or against the Trustees, Managers, Secretary or other Officer, or Proprietor of the same Company, as a nominal Plaintiff or Plaintiffs, or as a nominal Defendant or Defendants, for or on behalf of the same Company, under or by virtue of this Act, upon, for, or in respect of any Contract, Tort, Matter, or Thing whatsoever, shall be in anywise affected, defeated, or delayed for or by reason or on account of the Plaintiff or Complainant or Defendant therein, or any Person in whom any Right, Interest, or Remedy shall or may be avowed, alleged, or vested, or who shall or may be in anywise interested or concerned in any such Action, Suit, or Proceeding, being a Proprietor or Member of the same Company.

Names of the Trustees, Secretary, Proprietors, &c. of Company to be enrolled in Chancery.

IX. And be it further enacted, That a Memorial of the Name and Description of every Trustee, Manager, Secretary, and Officer for the Time being of the said Company hereby established, and of the Names and Descriptions of the several Proprietors of the same Company, in the Form or to the Effect for that Purpose given or expressed in the Schedule to this Act, shall be verified by the Declaration of some Trustee, Manager, Secretary, or Officer for the Time being of the same Company, made before a Master or Master Extraordinary in Chancery, and when so verified shall be enrolled in the High Court of Chancery in *England* within Twelve Calendar Months after the passing of this Act; and when any new Trustee, Manager, Secretary, or Officer of the same Company shall be appointed, and when any Person shall cease to be a Proprietor of the same Company, and when any fresh Person shall become a Proprietor of the same Company, a Memorial of his Name and Description shall in like Manner be

verified by some Trustee, Manager, Secretary, or Officer for the Time being as aforesaid, and enrolled as aforesaid within Twelve Calendar Months afterwards, in the Form or to the Effect expressed in the said Schedule for that Purpose; and when and so often as it shall be necessary and proper to memorialize the Names and Descriptions of any Persons who shall have been appointed Trustees, Managers, Secretaries, or Officers of the same Company, and also of any Persons who shall have ceased to be Proprietors of the same Company, and also of any Persons who shall have become Proprietors of the same Company, or to memorialize the Name of any Two or Three of the above Classes, the Names and Descriptions of such Persons respectively may be contained in one and the same Memorial in the Form or to the Effect expressed in the said Schedule, and be verified and enrolled as herein-before directed; and if any Declaration so made shall be false or untrue in any material Particular, the Person wilfully making such false Declaration shall be deemed guilty of a Misdemeanour.

No Action to be brought before Enrolment of Memorial.

X. Provided always, and be it further enacted, That until such Memorial as first herein-before mentioned shall have been enrolled in manner herein directed no Action shall be brought or commenced by or on the Behalf of the said Company hereby constituted under the Power for that Purpose herein-before contained; and all the Proprietors whose Names shall be expressed in any Enrolment to be made in pursuance of this Act shall be and continue liable to all Actions, Suits, and Proceedings, Judgments, Decrees, and Orders, until a Memorial of their having ceased to have been Members shall have been enrolled as aforesaid.

An examined Copy of Enrolment may be received in Evidence.

XI. And be it enacted, That an examined Copy of the Enrolment of every Memorial to be enrolled pursuant to this Act shall be received in Evidence as Proof of the Contents of such Memorial, and Proof shall not be required that the Person by whom the Memorial purports to be verified was at the Time of such Verification a Trustee, Manager, Secretary, or Officer of the said Company.

Judgment in Actions against the Company or Trustees, &c. to bind the Property of the Company and the Proprietors.

XII. And be it further enacted, That every Judgment, Decree, and Order which shall at any Time be obtained, made, or pronounced in any Action, Suit, or Proceedings at Law or in Equity against the Company, or against such Trustees, Managers, Secretary or other Officer, or Proprietor of the said Company, as a nominal Defendant for or on behalf of the said Company as aforesaid, shall have the like Effect and Operation upon and against the Funds or Property of the said Company, as if all the Proprietors of the said Company were Parties before the Court to and in such Action, Suit, or Proceeding; and it shall be lawful for any Court in which such Judgment, Decree, or Order shall have been obtained, made, or pronounced, to cause any Judgment, Decree, or Order to be enforced against the Funds or Property of the said Company; or in the Event of the same being ineffectual for obtaining Payment and Satisfaction for the Sum sought to be recovered thereby, then to cause the same to be enforced against all or any of the Proprietors for the Time being of the same Company, in like Manner as if all the Proprietors of the said Company were

were Parties before such Court to and in such Action, Suit, or Proceeding; but no such Execution as last mentioned shall be issued without Leave first granted in open Court, by the Court in which such Action may have been brought, upon Motion to be made after reasonable Notice to the Persons sought to be charged.

Trustees and others to be indemnified against Judgment, Costs, &c.

XIII. Provided always, and be it further enacted, That every Trustee, Manager, Secretary, and Officer in whose Name any Action, Suit, or other Proceeding, Prosecution, Indictment, or Information under this Act may be commenced, prosecuted, preferred, or defended, and every Person paying any Money, or suffering any Loss or Damage by any Execution or otherwise, on account of the Debts, Engagements, Acts, Deeds, or Defaults of the said Company, shall be reimbursed and fully repaid out of the Funds and Property of the said Company all such Monies, Costs, Charges, Losses, Damages, and Expences as by reason of such Action, Suit, Proceeding, Prosecution, Indictment, Information, Payment, Execution, or otherwise, he or they shall have paid, incurred, sustained, or been put unto.

Former Actions may be pleaded in bar.

XIV. And be it further enacted, That the Proceedings in any Action or Suit by or against the Trustees, Managers, Secretary, or other Officer or Proprietor of the said Company, as nominal Plaintiff or Plaintiffs, Defendant or Defendants, in which the Matters in question shall have been tried or determined, may be pleaded in bar of any other Action or Suit for the same Demand, by or against the same or any other Trustees, Managers, Secretary, or other Officers or Proprietors, as such nominal Parties or Party as aforesaid.

Act to apply to all future Members of the Company.

XV. And be it further enacted, That the Provisions herein contained shall extend and be construed to extend to the said Company hereby constituted and established, and called "The *Tweeddale* Patent Drain-tile and Brick Company," at all Times during the Continuance of the same Company, whether the same Company shall from Time to Time be composed of all or some of the Persons who were the original Proprietors thereof, or of all or some of those Persons, together with some other Persons, or shall be composed altogether of Persons who were not original Proprietors thereof.

Act not to incorporate the Company.

XVI. And be it further enacted, That nothing herein contained shall extend, or be deemed, construed, or taken to extend, to incorporate the said Company, or to relieve or discharge any of the Proprietors for the Time being in the said Company from any Responsibility, Contract, Duty, or Obligation whatsoever to which by Law they now are or at any Time hereafter may be subject or liable, or from any Action, Suit, or Proceeding, either at Law or in Equity, or otherwise, in respect of such Responsibility, Contract, Duty, or Obligation.

Names of Proprietors to be registered.

XVII. And be it further enacted, That the Names and Residences of Proprietors of Shares, and all Acts, Deeds, Wills, Probates, Administrations, Matters, Facts, and Things relating to such Shares, or the Proprietorship thereof, shall be duly entered or registered in proper Books to be kept by the said Company for that Purpose; and every

every Proprietor of a Share or Shares in the Capital of the Company shall cause and procure all such Acts, Deeds, Wills, Probates, Administrations, Matters, Facts, and Things, respecting all and every of his Shares, to be so entered or registered as the Committee of Management shall appoint.

Receipts of Trustees or Managers to be good Discharges.

XVIII. And be it further enacted, That the Receipt in Writing of any Two or more of the Trustees or Managers, or of the Secretary for the Time being of the said Company, for any Money which shall or may be payable to them, shall be a good and sufficient Discharge for the same; and the Party to whom such Receipt shall be given shall not be answerable or accountable for the Loss, Misapplication, or Nonapplication, or be in anywise bound or concerned to see to the Application of the Money in such Receipt acknowledged to be received, or to enquire into the Necessity or Regularity of any Sale or Disposition which may be made by virtue of this Act or otherwise.

Trustees or Managers may release Witnesses.

XIX. And be it further enacted, That in all Actions, Suits, or other Proceedings at Law or in Equity, and also in all Prosecutions commenced or instituted by or on behalf of the said Company, or against the said Company, or any Person as nominal Defendant on their Behalf, and in all Arbitrations, References, or other Proceedings in or consequent upon or arising out of any such Actions, Suits, or Proceedings, or otherwise, it shall be lawful for any one Trustee or Manager for the Time being of the said Company, not being personally interested otherwise than as a Proprietor of Shares, or as being the nominal Plaintiff, Prosecutor, Party, or Defendant in any such Proceedings, to sign, execute, and deliver, for and on the Behalf of the said Company, or the nominal Plaintiff, Prosecutor, Party, or Defendant in such Proceedings, such general or other Release as may be deemed to be necessary for the Purpose of exonerating and releasing any Person who may be produced or required as a Witness in any such Action, Suit, Arbitration, Reference, or other Proceeding as aforesaid from any Claim or Demand which may be necessary to be released by or on behalf of the said Company, in order to qualify such Person to give Evidence as a Witness in any such Action, Suit, Prosecution, Arbitration, Reference, or other Proceeding, and also to do any other Act in any such Action, Suit, Prosecution, Arbitration, Reference, or other Proceeding, which any Plaintiff, Defendant, or other Party may do in any Action, Suit, Prosecution, Arbitration, Reference, or other Proceeding; and every such Release and Act respectively shall be valid and effectual to all Intents and Purposes whatsoever; and that all Minutes, Orders, and Proceedings of any General Meeting, or of the Committee of Management, signed by the Person in the Chair, shall be deemed and taken to be original Minutes, Orders, and Proceedings, and shall be allowed to be read in Evidence, without further Proof, in all Courts, and before all Judges, Justices, and others.

How Debts to be proved in Cases of Bankruptcy, &c.

XX. And be it further enacted, That in case any Fiat or Commission of Bankrupt shall be awarded against any Person who shall be indebted to the said Company, or against whom the said Company shall have any Claim or Demand, or in case any Person who shall be indebted to the said Company, or against whom the said Company

shall have any Claim or Demand, shall petition to take the Benefit of any Insolvent Act, it shall be lawful for the Secretary, or the Attorney or Solicitor, or any of the Trustees or Managers for the Time being of the said Company, to appear and act on behalf of the said Company in respect of any such Debt, Claim, or Demand before the Commissioners under any such Fiat or Commission of Bankrupt, or before the Court of Insolvent Debtors, or any Commissioners thereof, either personally or by his Affidavit, to be sworn and exhibited in the usual Manner, in order to prove and establish any such Debt, Claim, or Demand under such Fiat, Commission, or Insolvency; and the Secretary, or any of the Trustees or Managers for the Time being, shall in all such Cases be admitted and allowed to make Proof, or tender a Claim, under any such Fiat, Commission, or Insolvency, on behalf of the said Company in respect of any such Debt, Claim, or Demand, and shall have such and the same Powers and Privileges as to voting, either personally or by Attorney, in the Choice of Assignees, and as to signing Certificates in case of Bankruptcy and otherwise, in respect of any Debt admitted to be proved on behalf of the said Company, as any other Person being a Creditor of such Bankrupt or Insolvent in his own Right would have in respect of the Debt proved by him under such Fiat, Commission, or Insolvency.

Deeds may be executed for the Regulation of the Company.

XXI. And be it further enacted, That it shall be lawful for the said Company, or the Committee of Management thereof for the Time being, to cause any Deed or Deeds to be prepared and executed by the Proprietors for the further or better regulating the said Company; and every such Deed when so prepared and executed shall, whether the same shall or shall not have been executed by all the Persons who on the Day of the Date or at the Time of the Execution of such Deed were or may be Proprietors of the Company, be binding and conclusive upon all and every of the Persons who were or may be the Proprietors of the same, and their and every of their Executors, Administrators, Successors, and Assigns, and all and every of the Proprietors for the Time being of the same Company, so long as the same Company shall continue, provided such Deed or Deeds shall have been executed by Proprietors of the said Company possessed of the major Part in Number and Value for the Time being of the Shares or Joint Stock or Capital of the said Company.

Costs of Act to be paid out of first Monies.

XXII. And be it further enacted, That all the Costs, Charges, and Expences attending the applying for, obtaining, and passing this Act, and preparatory or relating to the same, or to the Formation of the said Company, shall be paid and discharged out of the first Monies subscribed or to be subscribed for the Purpose of the said Undertaking.

Construction of Expressions in the Act.

XXIII. And be it further enacted, That in the Construction of this Act and of the Schedule hereto Words importing the Singular Number shall be held and considered to mean and include several Persons or Things as well as One Person or Thing; and that Words importing the Plural Number shall be held and considered to mean and include One Person or Thing as well as several Persons or Things, or any Number of Persons or Things; and also that Words importing Males only shall be held and considered to include and mean Females as well

as Males; and that Words or Names importing or meaning a Person or Persons, or an Individual or Individuals only, shall be held and considered to include and mean a Body or Bodies Politic, Corporate, or Collegiate, as well as a Person or Persons, or an Individual or Individuals: Provided always, that no such Expressions, Names, or Words shall have or bear such Meaning or Construction when it is otherwise provided by this Act or the Schedule hereto, or in any Case in which there shall be any thing, whether in the Subject Matter or Context or otherwise, inconsistent with or repugnant to such Meaning or Construction as aforesaid.

XXIV. Provided always, and be it enacted, That nothing in this Act contained shall prejudice or affect any of the Terms and Provisions on which the said Marquis of *Tweeddale* has agreed to assign the Letters Patent recited in this Act, or any of them. For Protection of the Marquis of Tweeddale.

XXV. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others. Public Act.

SCHE-

SCHEDULE referred to by this Act.

MEMORIAL made the Day of One thousand eight hundred and of the Names and Descriptions of the present Trustees, Managers, Secretary, and Proprietors of "The Tweeddale Patent Drain-tile and Brick Company," to be enrolled pursuant to an Act of Parliament passed in the Year of the Reign of Her Majesty Queen Victoria, intituled [*here set forth the Title of this Act*].

A.B. of *C.D.* of *&c.*	} Trustees.
E.F. of *G.H.* of *&c.*	} Committee of Management.
J.K. of	Secretary.
L.M. of *N.O.* of *&c.*	} Proprietors.

I of One of the Managers [*or* Trustees, Secretary, *or other Officer*] of the said Company, do solemnly and sincerely declare that the above-written Memorial contains the Names and Descriptions of the present Trustees, Managers, Secretary, and all the present Proprietors of the said Company, as the same appear in the Books of the said Company; and I make this solemn Declaration conscientiously believing the same to be true.

In case of Appointment of new Trustees, Managers, or Secretary.

MEMORIAL made the Day of One thousand eight hundred and of the Names and Descriptions of Persons who have become Trustees [*or* Managers, *or* Secretary, *as the Case may be*] of "The Tweeddale Patent Drain-tile and Brick Company," to be enrolled pursuant to an Act of Parliament passed in the Year of the Reign of Her Majesty Queen Victoria, intituled [*here set forth the Title of this Act*].

L.M. of *N.O.* of *&c.*	} Trustees.
or	
P.Q. of *R.S.* of *&c.*	} Members of Committee of Management.
or	
T.V. of	Secretary.

I of , One of the Managers [*or* Trustees, Secretary, *or other Officer*] of the said Company, do solemnly and sincerely declare, That the above-written Memorial contains the Names and Descriptions of Persons who have become Trustees [*or* Managers, *or* Secretary, *as the Case may be*] of the said Company, in the Place of [*here state the Names of the Persons in place of whom the new Trustees, Managers, or Secretary shall have succeeded to Office*]; and I make this solemn Declaration conscientiously believing the same to be true.

In case of Persons or Corporations ceasing to be Proprietors.

MEMORIAL made the Day of of the Names and Descriptions of the Persons, and Bodies Politic, Corporate, or Collegiate, (*as the Case may be,*) who have ceased to become Proprietors in "The Tweeddale Patent Drain-tile and Brick Company" since the Day of One thousand eight hundred and (being the Date of the Memorial last enrolled of the Names of Parties ceasing to be Proprietors of the said Company). Enrolled pursuant to an Act of Parliament passed in the Year of the Reign of Her Majesty Queen Victoria, intituled [*here set forth the Title of this Act*].

R. S. of
T. U. of
&c.

I of One of the Managers [*or* Trustees, Secretary, *or other Officer*] of the said Company, do solemnly and sincerely declare, That the above-written Memorial contains the Names and Descriptions of the Persons, and Bodies Politic, Corporate, or Collegiate, (*as the Case may be,*) as the same appear in the Books of the said Company, who have ceased to be Proprietors of the said Company since the Day of One thousand eight hundred and ; and I make this solemn Declaration conscientiously believing the same to be true.

In case of Persons or Corporations becoming Proprietors.

MEMORIAL made the Day of One thousand eight hundred and , of the Names and Descriptions of the Persons, and Bodies Politic, Corporate, or Collegiate, (*as the Case may be,*) who have become Proprietors of "The Tweeddale Patent Drain-tile and Brick Company" since the Day of One thousand eight hundred and , (being the Date of the Memorial last enrolled of the Names of Parties becoming Proprietors of the said Company). Enrolled pursuant to an Act of Parliament passed in the Year of the Reign of Her Majesty Queen Victoria, intituled [*here set forth the Title of this Act*].

V. W. of
X. Y. of
&c.

I of One of the Managers [*or* Trustees, Secretary *or other Officer*] of the said Company, do solemnly and sincerely declare, That the above-written Memorial contains the Names and Descriptions of the Persons, as the same appear in the Books of the said Company, who have become Proprietors of the said Company since the Day of One thousand eight hundred and ; and I make this solemn Declaration conscientiously believing the same to be true.

In case of memorializing several Changes at the same Time.

MEMORIAL made the Day of One thousand eight hundred and of the Names and Descriptions of the Persons who have become Trustees of "The Tweeddale Patent Drain-tile and Brick Company," and the Names and Descriptions of the Persons who have become Managers of the said Company, and the Name and Description of the Person who has become Secretary of the said Company, and of the Names and Descriptions of the Persons [and Bodies, Politic, Corporate, or Collegiate, *as the Case may be*] who have ceased to be Proprietors of the said Company, and of the Names and Descriptions of the Persons [and Bodies Politic, Corporate, or Collegiate, *as the Case may be*] who have become Proprietors of the said Company, enrolled pursuant to an Act passed in the Year of the Reign of Her Majesty Queen Victoria, intituled [*here set forth the Title of this Act*].

Names and Descriptions of the new Trustees:
A.B. of
C.D. of
&c.

Names and Descriptions of the new Managers:
E.F. of
G.H. of
&c.

Name and Description of the new Secretary:
I.K. of

Names and Descriptions of the Persons [and Bodies Politic, Corporate, or Collegiate, *as the Case may be*] who have ceased to be the Proprietors since the Day of One thousand eight hundred and , being the Date of the Memorial last enrolled of the Names of Parties ceasing to be Proprietors of the said Company:
D.D. of
E.E. of
F.F. of
&c.

Names and Descriptions of the Persons [and Bodies Politic, Corporate, or Collegiate, *as the Case may be*] who have become Proprietors since the Day of One thousand

sand eight hundred and , being the Date of the Memorial last enrolled of the Names of Parties becoming Proprietors of the said Company :

G. G. of
H. H. of
I. I. of
&c.

I of One of the Managers [*or* Trustees, Secretary *or other Officer*] of the said Company, do solemnly and sincerely declare, That the above-written Memorial contains the Names and Descriptions of the Persons who have become Trustees in the Place of [*here state the Names of the Persons in the Place of whom the new Trustees shall have succeeded to Office*], and of the Persons who have become Managers in the Place of [*here state the Names of the Persons in the Place of whom the new Managers shall have succeeded to Office*], and of the Person who has become Secretary in the Place of [*here state the Name of the Person in place of whom the new Secretary shall have succeeded to Office*], and of the Persons [and Bodies Politic, Corporate, or Collegiate, *as the Case may be*] who have ceased to be Proprietors of the said Company, and of the Persons [and Bodies, Politic, Corporate, or Collegiate, *as the Case may be*] who have become Proprietors of the said Company, as the same respectively appear in the Books of the said Company; and I make this solemn Declaration conscientiously believing the same to be true.

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