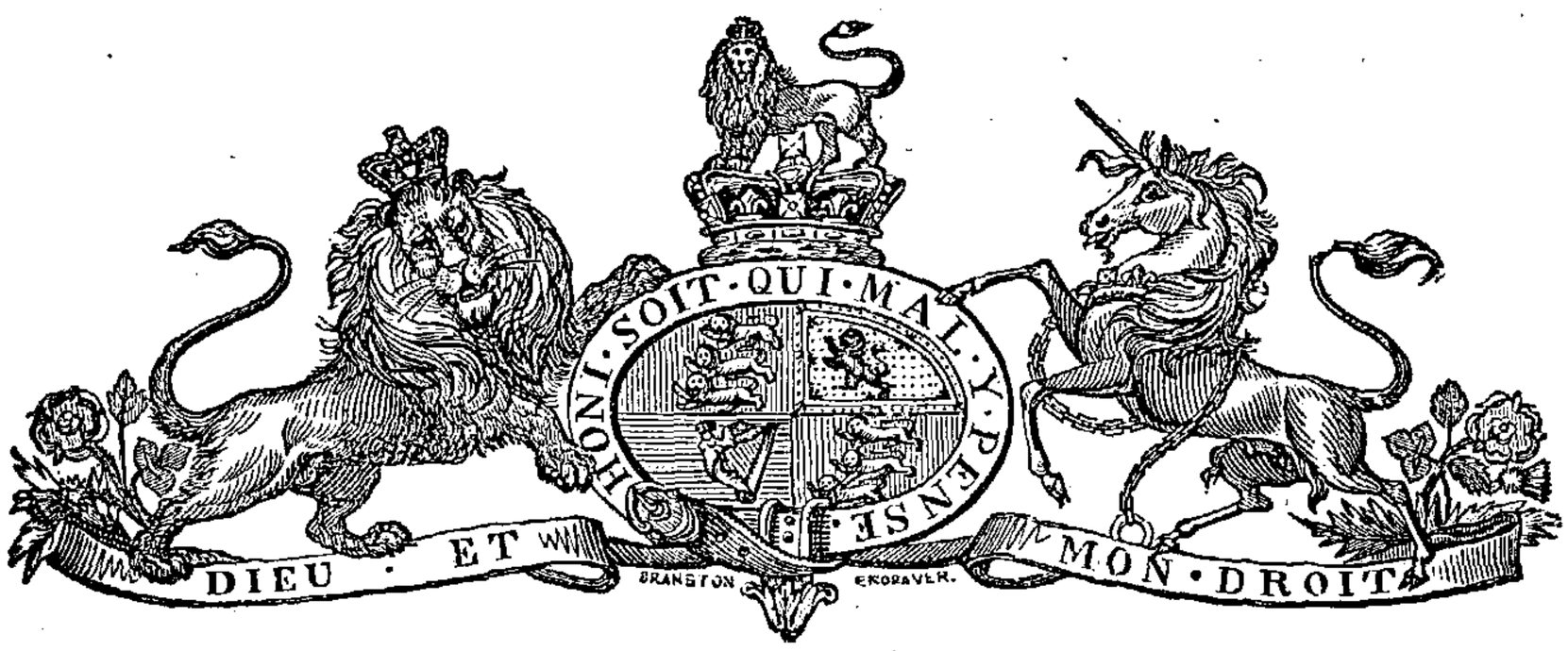



ANNO SECUNDO & TERTIO

# VICTORIÆ REGINÆ.

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and that the Mayor, Sheriffs, Citizens, and Commonalty of the said City had for many Years then last past, in ease of the Inhabitants of the said City, expended great Sums of Money out of the Revenue and Income of the said City in repairing the said Walls, Gates, Bridges, Wastes, Stathes, and Wharfs, whereby the Revenues of the said City had become so exhausted that they were unable to rebuild or maintain the necessary Works aforesaid; and that the Roads leading from *Saint Stephen's Gates* in the said City, towards *Eaton*, to the further End of the Town Close, and from the said Gates, towards *Harford Bridges*, to the further End of the said Town Close, being the great Roads leading from the said City of *Norwich* to the City of *London*, were in so ruinous a Condition that Passengers could not pass through the same without great Danger, and that it was not known to what Towns or Parishes the said Roads belonged, to the end that the said Walls and Bridges might be repaired or rebuilt, and the Gates, Wastes, Stathes, Wharfs, and Highways might be repaired and kept in repair for the future; it was in and by the said Act amongst other things enacted, that at all Times from and after the First Day of *May* One thousand seven hundred and twenty-six there should be paid by every Master or other Person or Persons having the Command, Rule, Management, or Working of any Boat, Keel, Wherry, Lighter, Hoy, or other Vessel which should pass up the common River higher than *Thorpe Hall* in *Thorpe* next *Norwich*, towards the said City of *Norwich*, before they should unlade any Goods or Merchandizes therein, the Tolls or Duties therein particularly mentioned, and that the said Tolls and Duties should be paid to the said Mayor, Sheriffs, Citizens, and Commonalty of the said City of *Norwich* for the Time being, or to such Person or Persons as they should appoint to collect and receive the same, and when received should be applied and disposed of for and towards building or repairing the Walls and Bridges aforesaid, and for and towards amending, repairing, and maintaining the Gates, Wastes, Stathes, Wharfs, and Highways or Roads aforesaid, and other public Works, within the said City, and in Payment of an annual Sum of Thirty Pounds to the Treasurer for the Time being of the County of *Norfolk* for and towards the repairing, rebuilding, and amending certain Bridges therein particularly referred to, and for no other Purpose whatsoever: And whereas under and by virtue of the Provisions of an Act of Parliament passed in the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to provide for the Regulation of Municipal Corporations in* England *and* Wales, the Name or Title of the Body Corporate of the said City of *Norwich* hath been changed from "The Mayor, Sheriffs, Citizens, and Commonalty of the City of *Norwich*" to that of "The Mayor, Aldermen, and Burgesses of the Borough of *Norwich*," by which Name or Title the said Body Corporate is thereby made capable in Law, by the Council of the same Borough, composed and elected as therein mentioned, of doing and suffering all Acts which the said Body Corporate, at the Time of passing the said last-mentioned Act, could have lawfully done or suffered by their said former Name or Title of Incorporation: And whereas all the Gates mentioned in the said Act of the Twelfth Year of the Reign of His late Majesty King *George* the First have been long since taken down or removed, and the Walls therein

5 & 6 W. 4. c. 67.

mentioned are now in a great measure useless, and have fallen into Decay, and Parts of the Sites of the said Walls have been covered with Buildings erected for the Purpose of Residence or Trade, and some of the said Bridges mentioned in the same Act are now in a good State of Repair, and therefore the said Tolls and Duties are not now requisite for all the Purposes mentioned in the same Act; and it is expedient that the same Tolls and Duties should be applied to other Purposes and in the Manner herein-after mentioned, and that so much of the said recited Act of the Twelfth Year of the Reign of King *George* the First as relates to the Application of the said Tolls and Duties should be repealed: And whereas the Powers of the ordinary Police of the City of *Norwich* are inadequate to the Prevention of Robberies from Vessels and Craft employed and navigating on the River *Wensum* or *Yare*, within the Jurisdiction of the said Mayor, Aldermen, and Burgesses, or to prevent the Commission of Felonies and Misdemeanors upon the same River or the Banks thereof; and the Establishment of a River Police, with fit Powers for the Prevention of Robberies and Disorder upon the said River and the Banks thereof within the said Jurisdiction, would be very advantageous to the Public and to the Traders on the said River, and it is just and expedient that a Portion of the Tolls and Duties payable under the said recited Act of the Twelfth Year of the Reign of King *George* the First should be applied to that Purpose: And whereas the Body Corporate of the said Mayor, Aldermen, and Burgesses of the said City of *Norwich* are possessed of a Building in the said City called *Saint Andrew's Hall*, which is commonly used for public Meetings and other general Purposes, and of certain Erections adjoining to and used with the same, which are of great Benefit and Convenience to all the Inhabitants of the said City, and the said Body Corporate are also possessed of other Buildings in the said City called the Guildhall, with the Sessions House therein, which are respectively used for the Administration of Justice and other public Purposes, and all the said Buildings have been usually kept in repair by means of the Tolls and Duties levied under the said Act of the Twelfth Year of the Reign of King *George* the First, and it is expedient that the said Tolls and Duties, or a Portion thereof, should continue to be applied for such Repairs in the Manner herein-after mentioned: And whereas by an Act of Parliament passed in the Forty-ninth Year of the Reign of King *George* the Third, intituled *An Act for building a Bridge over the River* Wensum, *between the Site where the Gates called* King Street *Gates formerly stood and* Carrow Abbey, *to the Hamlet of* Thorpe *in the County of the City of* Norwich, certain Commissioners therein named, and their Successors, were empowered to build such Bridge, with proper Approaches thereto, and to keep the same in repair, and for such Purpose to levy Tolls as therein mentioned upon Passengers, Carriages, and Animals passing over the said Bridge, and also to borrow any Sum not exceeding Eight thousand Pounds, either by way of Mortgage of the said Bridge and the said Tolls, or by granting Life Annuities to be payable thereout; and the said Act also contained Provisions for the total Cesser of the said Tolls after an accumulated Fund should have been provided as therein mentioned for paying off the Debts due by the said Commissioners, and for maintaining and keeping permanently in repair the said Bridge

49 G.3. c. 85.

Bridge and Approaches, and for other Purposes therein mentioned: And whereas an Act was passed in the Fiftieth Year of the Reign of
50 G. 3. c. 39. King *George* the Third, intituled *An Act for building a Bridge over the River* Wensum *in the City of* Norwich *to the Hamlet of* Thorpe *in the County of the said City*, whereby Powers were given to certain Commissioners therein named, and their Successors, for building such Bridge, with the Approaches thereto, and for keeping the same in repair, and for taking certain Tolls therein mentioned upon Passengers, Carriages, and Animals passing over the said Bridge, and for borrowing any Sum of Money not exceeding Eight thousand Pounds for the Purposes aforesaid, either by way of Mortgage of the said Bridge and the Tolls or Duties thereof, or by granting Life Annuities to be payable thereout; and the same Act also contained Provisions for the Cesser of the said Tolls after a Fund should have been provided as therein mentioned for paying off the Debts due on the Credit thereof, and for keeping the said Bridge and Approaches in repair, and for other Purposes in the said Act particularly referred to: And whereas by another Act of Parliament passed in the First
1 G. 4. c. 51. Year of the Reign of King *George* the Fourth, intituled *An Act for building a Bridge over the River* Wensum *in the City of* Norwich *at or near the Duke's Palace in the said City*, certain Commissioners therein named, and their Successors, were empowered to build such Bridge, with Approaches, and to repair and support the same, and to levy and take certain Tolls therein mentioned upon Passengers, Carriages, and Animals passing over the said Bridge, and were also empowered, for effectuating the Purposes of the same Act, to borrow any Sum of Money not exceeding Nine thousand Pounds, either by way of Mortgage of the said Bridge and the Tolls or Duties thereof, or by granting Life Annuities to be payable thereout; and the said Act also contained Provisions for the Cesser of the said Tolls after a sufficient Fund should have been provided for Payment of the Debts due thereon, and for keeping the said Bridge and Approaches permanently in repair, and for other the Purposes in the said Act particularly mentioned: And whereas the Bridge which by the said Act of the Forty-ninth Year of the Reign of King *George* the Third was authorized to be built as aforesaid was long since built, and is called "*Carrow Bridge*," and the Bridge which by the said Act of the Fiftieth Year of the Reign of King *George* the Third was authorized to be built as aforesaid was also long since built, and is called the "*Foundry Bridge*," and the said Bridge which by the said Act of the First Year of the Reign of King *George* the Fourth was authorized to be built as aforesaid was long since built, and is called the "*Duke's Palace Bridge*," and the said Tolls by the last-mentioned Three several Acts respectively authorized to be taken upon the last-mentioned Three Bridges are still payable, and the Commissioners acting under all the same Acts respectively have, in exercise of the Powers thereby given, borrowed considerable Sums of Money by way of Mortgage of the same Bridges, or the Tolls or Duties thereof, but none of the said Commissioners have respectively borrowed or taken up any Money by way of Annuity, and the Sums of Money borrowed by them upon Mortgage, or the greater Part thereof, still remain due and owing; and in consequence of the apparent Inadequacy of the Tolls to discharge such Debts the same are frequently sold for less than the

Amount

Amount due, and it is not probable that the Tolls levied upon the same Bridges will ever yield a Surplus above the Expences of Repairs sufficient by the Accumulation thereof to pay off the said subsisting Debts secured upon the same Bridges, and to form a Fund which may yield an Income to keep the same Bridges in repair, as was contemplated by the last-mentioned Acts respectively; so that, unless the Repairs of the same Bridges should be otherwise provided for, the Tolls levied thereon will remain payable, although the same are burthensome and prejudicial alike to many Inhabitants of the County of *Norfolk* and of the said City of *Norwich*; and it is therefore very desirable that the Passage of the said Bridges should be rendered free from Toll, and the Tolls and Duties payable under the said recited Act of the Twelfth Year of the Reign of King *George* the First, or some Part thereof, might be beneficially applied to that Purpose: And whereas many of the Streets of the said City of *Norwich*, and the Roads or Ways in or leading to the same, are very narrow and inconvenient, and in others there are projecting Buildings or Parts of Buildings of little Value, and many other Obstructions to convenient Passage, and there are projecting Buildings and Banks on the Sides of the said River running through the said City obstructing the convenient Navigation thereof, and the said last-mentioned Tolls and Duties, or some Part thereof, might also be beneficially applied in improving the said Streets and Roads or Ways, and removing the said Obstructions therein, and in the said River: 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 from and after the First Day of *October* next after the passing of this Act so much of the said recited Act of the Twelfth Year of the Reign of King *George* the First as relates to the Application of the Tolls and Duties thereby authorized to be levied or raised, or of any Money to be raised on the Security thereof, shall be and the same is hereby repealed.

So much of the recited Act 12 G. 1. c. 15. as relates to the Application of Tolls, repealed.

II. And be it further enacted, That from and after the said First Day of *October* next after the passing of this Act all Tolls and Duties which shall be levied and raised under the said Act of the Twelfth Year of the Reign of King *George* the First, and all Monies which have been produced by such Tolls and Duties, and which shall have been paid at the Time of passing this Act, shall (subject to the Payment of all Claims and Liabilities to which the same are now or shall be subject until the said First Day of *October* aforesaid) be appropriated and applicable and applied by the said Mayor, Aldermen, and Burgesses of the Borough of *Norwich* aforesaid for the Purposes and in manner herein-after mentioned; (that is to say,) firstly, in Payment of the Costs, Charges, and Expences of obtaining this Act, or incident thereto; secondly, in Payment of Interest on all Sums of Money which may be borrowed by the said Mayor, Aldermen, and Burgesses under the Powers of this Act, and in laying by annually a Sum equal to One-sixth Part of the Amount of the said Tolls and Duties, to provide an accumulating Fund for the Purpose of paying off the Principal Monies so to be borrowed as aforesaid; thirdly, in keeping in

Application of Tolls.

repair the Bridges, Stathes, Wharfs, and Roads mentioned in the said Act of the Twelfth Year of the Reign of King *George* the First, and thereby required to be repaired by the Corporation of *Norwich* out of the Monies to be raised under the same Act, and also in keeping in repair the public Ways or Passages in the said City called *Saint Laurence Steps*, and certain Cockeys, and the Sewers or Drains thereof, in the said City and the Liberties of the same, heretofore usually repaired and amended out of the said last-mentioned Monies, and also in Payment of the yearly Sum of Thirty Pounds to the Treasurer for the Time being of the County of *Norfolk* for Bridge Money, pursuant to the same Act; fourthly, after any of the said Bridges called *Carrow Bridge*, the *Foundry Bridge*, and the *Duke's Palace Bridge*, in the said City of *Norwich*, shall be respectively freed from Tolls as hereinafter is provided for and mentioned, then also for the Purpose of keeping the same Bridges respectively in proper Repair; fifthly, in Payment of a Sum of Money not exceeding the Sum of Two hundred Pounds in any one Year for or towards the Formation and Maintenance of a River Police on such Part of the said River *Wensum* or *Yare* as lies within the Jurisdiction of the said Mayor, Aldermen, and Burgesses as the Body Corporate of the said City of *Norwich*; sixthly, in repairing and sustaining the aforesaid several Buildings in the said City of *Norwich* called *Saint Andrew's Hall*, and the Erections adjoining to and used with the same, and the Guildhall, with the Sessions House therein, so long as the same respectively shall remain the Property of the said Body Corporate, and be used for public Purposes; and lastly, after Performance of all the Purposes herein-before mentioned, for or towards making any permanent public Improvements in the said City of *Norwich*, and particularly for widening the Streets and the Roads or Ways in or leading to the said City of *Norwich*, and removing projecting Buildings and other Obstructions therein, and for removing projecting Buildings and Banks on the Sides of the said River running through the said City, and other Obstructions to the Navigation thereof:

Corporation empowered to lease the Tolls.

III. And be it further enacted, That it shall be lawful for the said Mayor, Aldermen, and Burgesses from Time to Time to let the Tolls and Duties by the said Act of the Twelfth Year of the Reign of King *George* the First made payable, or any Part thereof, either by public Auction or private Contract, to any Person or Corporation for any Term which they shall think proper, not exceeding Three Years from the Commencement of any such Lease, and to commence in Possession upon or within Three Calendar Months next after granting the same, at such Rent, upon such Conditions, and with such Securities for Payment of the Rent agreed upon, as the Lessor shall think fit; and every such Lease shall be valid; and the respective Lessees thereof, and also such Persons as such Lessees shall appoint to collect and receive the Tolls and Duties so let, shall, during the Continuance of such Lease, be deemed Collectors of the Tolls and Duties so let, but for the proper Use of the Lessees thereof, and shall have the same Power and Authority to collect and recover the same, and be subject to the same Rules, Duties, and Penalties, as if they had been appointed for that Purpose by the said Mayor, Aldermen, and Burgesses: Provided always, that public Notice of the Intention to let

the said Tolls and Duties, or the Part thereof intended to be let, shall be given by the said Mayor, Aldermen, and Burgesses by Advertisements to be inserted in the several *Norwich* Newspapers at least Fourteen Days prior to any Meeting of the Council of the City and Borough of *Norwich* at which it may be intended that the said Tolls and Duties shall be let as aforesaid.

Power of Re-entry in case of Non-performance of Conditions of Leases of Tolls.

IV. And be it further enacted, That in case any of the said Tolls and Duties shall be demised or let to farm in any Manner whatsoever, and the Lessee or Farmer thereof shall neglect or refuse to perform the Terms and Conditions on which the same shall be so demised or let, or any of them; or in case all or any Part of any Rent agreed to be paid by any such Lessee or Farmer shall be in arrear or unpaid for the Space of Twenty-one Days next after any of the Days on which the same ought to be paid, pursuant to the Lease, Agreement, or Contract for demising or letting the same Tolls and Duties; or in case any temporary or other Collector of any of the said Tolls and Duties shall be discharged from his Office, or shall die, abscond, or absent himself, and any such Collector who shall be so discharged, or the Wife, Widow, or any of the Children or Family or any Representative of any such Collector who shall die, abscond, or absent himself, or be discharged, or in case any Person being in Possession thereof shall refuse to deliver up or shall not deliver up Possession of any Toll House, Office, Weighing Machine, or other Building, with the Appurtenances, erected or provided or used for any of the Purposes of the said Act of the Twelfth Year of the Reign of King *George* the First or this Act, for or within the Space of Seven Days after Demand thereof made in Writing given to him, or left at such Toll House, Office, Weighing Machine, or Building, such Demand in Writing to be signed by the Town Clerk of the said City and Borough, or in case any such Lease, Agreement, or Contract shall in any Manner become void or voidable, then and in any of the said Cases it shall be lawful for any Two or more Justices of the Peace for the County and City of *Norwich*, not being Members of the Council of the Borough, upon Application made by the said Mayor, Aldermen, and Burgesses, by Warrant under the Hands and Seals of such Justices respectively, to order any Constable or other Peace Officer, with such Assistance as shall be necessary, to enter upon and take possession of every or any such Toll House, Office, Weighing Machine, or other Building, with the Appurtenances thereunto belonging, and to remove and put such Lessee, Farmer, or Collector, or other Person who shall be found therein, together with his Goods, from and out of the same and the Possession thereof, and from the Collection of such Rates or Tolls, and to put the said Mayor, Aldermen, and Burgesses, or their new Lessee, Farmer, or Collector, in the Possession thereof; and thereupon it shall be lawful for the said Mayor, Aldermen, and Burgesses to vacate and determine the Lease, Contract, or Agreement (if any) which was previously subsisting, and the same shall accordingly be utterly void to all Intents and Purposes (save as to the Covenants and Agreements for Payment of the Rent thereby reserved, or other unperformed or broken Obligations, Covenants, or Agreements on the Lessee's Part); and it shall be lawful for the said Mayor, Aldermen, and Burgesses in every such Case, either during such Proceedings

Proceedings or on the Termination thereof, again to demise or let to farm the said Tolls and Duties to the same or any other Person, or cause them to be collected, in such and the same Manner as if no former Demise, Contract, or Agreement had been made relative thereto.

Account to be kept of Tolls received.

V. And be it further enacted, That the Treasurer of the said City and Borough of *Norwich* shall keep an Account, distinct from the Borough Fund, of all Sums of Money which shall hereafter be received, by or for the said Mayor, Aldermen, and Burgesses, for or on account of the said Tolls and Duties made payable by the said Act of the Twelfth Year of the Reign of King *George* the First, and of all Payments which shall hereafter be made out of Monies which have been or shall be received for or on account of such Tolls and Duties; and such Accounts shall from Time to Time be audited in the same Manner in which the general Accounts of such Treasurer are by the said Act of the Fifth and Sixth Years of the Reign of King *William* the Fourth directed to be audited, and at the same Time with such general Accounts; and the said Treasurer shall also from Time to Time make out and cause to be printed and published, and shall sell to any Person requiring the same, a yearly Abstract of the Account hereby directed to be kept, together with the yearly Abstract of his general Accounts.

Appointment of River Police.

VI. And be it further enacted, That the Watch Committee of the said City and Borough of *Norwich* shall from Time to Time, out of the Constables appointed or to be appointed by them pursuant to the said Act of the Fifth and Sixth Years of the Reign of King *William* the Fourth, select and appoint a sufficient Number of fit Men to act as Constables and form a River Police upon such Parts of the said River *Wensum* and *Yare*, and the Branches and Creeks thereof, as lie within the Jurisdiction of the said Mayor, Aldermen, and Burgesses, and upon the Banks of the same Parts of the said River and Creeks, and the adjacent Lands lying within the Distance of One Mile measured in a direct Line from the nearest Point of the same River; and that all such Constables shall, within the Jurisdiction and Limits last aforesaid, have all the Powers and Privileges which Constables appointed under the last-mentioned Act for the said City and Borough of *Norwich* have within the same Borough; and it shall be lawful for every River Policeman appointed as aforesaid, and who may have just Cause to suspect that any Felony has been or is about to be committed in or on board of any Boat or other Vessel of any Description lying or being on the said Parts of the said River *Wensum* and *Yare*, or the Creeks communicating therewith, to enter at all Times, as well by Night as by Day, and either with or without any ordinary Constable or Constables employed upon the said River, or other Assistants, into and upon every such Boat or other Vessel, and therein to take all necessary Measures for the effectual Prevention or Detection of all Felonies which he has just Cause to suspect to have been or to be about to be committed in and upon the said River, or in or upon the Banks thereof, or in or upon the adjacent Lands within the Distance aforesaid, and to apprehend and detain all Persons suspected of being concerned in such Felonies, and to seise and keep all Property so suspected to be stolen, and the same to produce before some Justice for

for the said City and Borough of *Norwich*, to be dealt with according to Law; and it shall be lawful for any such River Policeman, within the Jurisdiction and Limits aforesaid, at any Time, whether by Day or Night, to stop and search, and to detain in some Place of Safety, any Boat or other Vessel which there shall be Reason to suspect of having or conveying by Water, and also any Cart or Carriage which there shall be Reason to suspect of having or conveying on Land, any Goods, Matter, or Thing stolen or unlawfully obtained, and also to apprehend, search, and detain any Person who may be reasonably suspected of having in any Manner any Goods, Matter, or Thing stolen or unlawfully obtained, and to convey every such Person as soon as conveniently may be, together with such Goods, Matter, or Thing, before some Justice of the Peace for the said City and Borough of *Norwich*, to be dealt with according to Law.

Penalty for damaging Boats belonging to River Police.

VII. And be it further enacted, That if any Person shall wilfully destroy or damage, or endeavour to destroy or damage, or be wilfully concerned in destroying or damaging, or endeavouring to destroy or damage, upon the said River *Wensum and Yare*, or in any Creek thereof within the Jurisdiction and Limits aforesaid, any Boat or Vessel belonging to or hired or employed by or by the Authority of the said Mayor, Aldermen, and Burgesses of the City and Borough of *Norwich*, and used by or for the Purposes of the said River Police, or any Part of the Sails, Oars, or other Tackle, Stores, Goods, or Furniture, contained in or belonging to any such Boat or Vessel, every such Person so offending shall, on Conviction thereof before a Justice of the Peace for the said City and Borough, not being a Member of the Council of the said Borough, forfeit and pay for every Boat or Vessel so destroyed or damaged, or attempted to be destroyed or damaged, or of which any of the Tackle or other Contents shall have been so destroyed or damaged, or attempted to be destroyed or damaged, any Sum not exceeding Twenty Pounds, or shall suffer Imprisonment for any Time not exceeding Three Months, over and above any such Damages as may be recoverable by Action at Law against any such Offender; and no Conviction for any such Offence shall be quashed or set aside, or be adjudged void or insufficient, for Want of Form.

Providing for accumulating Fund.

VIII. And be it further enacted, That so long as any Debt shall remain or be due and owing by the said Mayor, Aldermen, and Burgesses, upon the Security of the Tolls payable under the Authority of the said Act of the Twelfth Year of the Reign of King *George* the First, the said Mayor, Aldermen, and Burgesses shall set apart and lay by annually, out of the Amount received by them from the said Tolls and Duties, a Sum equal to One-sixth Part of the net Revenue so received in each Year, in order to form a Fund to pay off and discharge the Debts or Debt so due and owing upon the Security of the said Tolls and Duties; and such annual Amount so set apart shall be laid out and invested, without any unnecessary Delay, in the Purchase of Three Pounds *per Centum* Consolidated Annuities in the Names of the Mayor, Aldermen, and Burgesses of the Borough and City of *Norwich*, or in the Names of any Four fit Persons who may from Time to Time be nominated by the Council of the same Borough

to hold such Fund, which Persons shall from Time to Time deal with and dispose of the same Fund as the Council of the said Borough shall for the Purposes of this Act from Time to Time direct; and the Dividends and annual Produce of the Stock so to be purchased, and the resulting Income thereof, shall be from Time to Time laid out and invested and dealt with and disposed of in like Manner; and when and so often as the Fund to be formed by means of such Investment shall be sufficient for that Purpose, the said Mayor, Aldermen, and Burgesses shall apply the same in or towards the Satisfaction of the Debt for the Time being owing upon the Security of the said Tolls and Duties.

Corporation empowered to borrow Money on Mortgage.

IX. And be it further enacted, That it shall be lawful for the said Mayor, Aldermen, and Burgesses of the Borough and City of *Norwich* from Time to Time, for the Purpose of raising an immediate Fund to pay off or buy up any Debts now owing or hereafter to become due upon the Security of the said Bridges called the *Carrow Bridge*, the *Foundry Bridge*, and the *Duke's Palace Bridge*, or either of them, or the Tolls thereof respectively, and after all such Debts shall be paid off or extinguished, then for any other Purpose to which the Tolls and Duties levied under the said Act of the Twelfth Year of the Reign of King *George* the First are herein-before made applicable; to borrow and take up at Interest such Sum or Sums of Money as the said Mayor, Aldermen, and Burgesses shall think necessary, upon the Credit of the Tolls and Duties to be levied and collected under and by virtue of the said Act of the Twelfth Year of the Reign of King *George* the First, but so nevertheless that no Debt or Debts so to be contracted by them shall ever exceed the Principal Sum of Eight thousand Pounds at one Time, and by Writing under their Common Seal to assign all or any Part of the last-mentioned Tolls and Duties to any Persons who shall lend or advance any Money thereon, or to their Trustees or Nominees, as a Security for any Sum of Money so to be advanced, with any lawful Rate of Interest for the same; and the Charges and Expences of such Assignment shall be from Time to Time defrayed by the said Mayor, Aldermen, and Burgesses out of the Money so borrowed; and every such Assignment shall be duly stamped, and may be in the Words or to the Effect following, or with such Variation as the Circumstances of the Loan may render necessary; (that is to say,)

Form of Assignment.

'WE, the Mayor, Aldermen, and Burgesses of the Borough and City of *Norwich*, acting in pursuance of an Act passed in the Year of the Reign of Her Majesty's Queen *Victoria*, intituled [*here set forth the Title of this Act*], in consideration of the Sum of advanced and lent by of for the Purposes of the said Act, do hereby grant and assign unto the said [*or* to the Trustees for the Lender, *as the Case may be*,] his Executors, Administrators, and Assigns, such Proportion of the Tolls and Duties levied by virtue of an Act of Parliament passed in the Twelfth Year of His late Majesty King *George* the First, intituled *An Act for repairing the Walls, Gates, and other public Works in the City of* Norwich, *and several Bridges in and near the said City, and for*

*amending*

'*amending the Roads therein mentioned*, as the said Sum of . . . doth or shall bear to the whole Sum of Money which now is or at any Time hereafter may be borrowed or become due or owing or be charged upon the Credit of the said Tolls and Duties, to hold the Part and Proportion hereby assigned of the said Tolls and Duties from this Day of until the said Sum of together with Interest for the same at the Rate of *per Centum per Annum*, shall be fully paid and satisfied. In witness whereof we the said Mayor, Aldermen, and Burgesses have hereunto affixed our Common Seal the Day of in the Year of our Lord One thousand eight hundred and .'

And all Persons to whom such Assignment shall be made, or who shall be entitled to the Money thereby secured, shall, in proportion to the Sums thereby respectively mentioned, be Creditors on the said Tolls and Duties equally one with another, without any Preference in respect of the Priority of advancing such Money, or the Dates of any such Assignments; and every such Security shall be good, valid, and effectual in the Law, and shall entitle the Person to whom the same shall be made, his Executors, Administrators, or Assigns, to the Payment of the Money thereby secured, according to the true Intent and Meaning of this Act.

Power of transferring Mortgages.

X. And be it further enacted, That it shall be lawful for the Persons entitled to any of the Securities for the Money to be borrowed on Interest as by this Act is authorized, and their respective Executors, Administrators, and Assigns, at any Time, by Writing under their respective Hands and Seals, to transfer such Securities to any Person whomsoever; and every such Transfer shall be by Deed or Instrument duly stamped, in which the Consideration for such Transfer shall be truly stated, and may be in the Words or to the Effect following; (that is to say,)

Form of Transfer of Mortgage.

'I being entitled to the Sum of secured to me, my Executors, Administrators, and Assigns, by virtue of an original Grant, [*or* an Assignment of the original Grant, *as the Case may be*,] bearing Date the Day of under the Common Seal of the Mayor, Aldermen, and Burgesses of the Borough and City of *Norwich*, acting under an Act passed in the Year of the Reign of Queen *Victoria*, intituled [*here set forth the Title of this Act*], upon the Credit of the Tolls and Duties levied under the Authority of an Act of Parliament passed in the Twelfth Year of the Reign of King *George* the First, intituled *An Act for repairing the Walls, Gates, and other public Works in the City of* Norwich, *and several Bridges in and near the said City, and for amending the Roads therein mentioned*, do hereby transfer all my Right and Title in and to the same Sum, and all Interest and other Money now due and owing thereon, unto his Executors, Administrators, and Assigns. Dated the Day of in the Year of our Lord .'

For registering Mortgages.

XI. And be it further enacted, That a Book shall be provided by the said Mayor, Aldermen, and Burgesses, and kept by the Town Clerk

Clerk for the Time being of the said Borough and City of *Norwich*, or by any other Person to be by the said Mayor, Aldermen, and Burgesses for that Purpose appointed, in which Book shall be entered and registered, with a Number affixed to the same in such Register, Copies of all Mortgages made under the Authority of this Act, and of every Transfer thereof, which Book shall be open to the Inspection of the several Holders of Mortgages made by virtue of this Act, and their respective Executors, Administrators, and Assigns, at all seasonable Times, without Fee or Reward; and for the Entry of every such Transfer the said Town Clerk or other Persons as aforesaid shall be paid, by the Person to whom such Transfer shall be made, the Sum of Two Shillings and Sixpence, and no more; and every such Transfer, after such Entry as aforesaid, but not before, shall entitle the Person to whom the Transfer shall be made, and his or her Executors, Administrators, and Assigns, to the Benefit of the Security thereby transferred.

For paying off Mortgages.

XII. And be it further enacted, That when and so often as the said Mayor, Aldermen, and Burgesses shall be enabled and think it expedient to pay off any of the Sums of Money to be borrowed under the Authority of this Act, or any Portion thereof, not being less than One hundred Pounds at one Time, they shall cause the several Numbers of all the Mortgages or Securities granted by them and then in force to be written on distinct Pieces of Paper of an equal Size, and all such Pieces of Paper shall be rolled or folded up in the same Form, and be put into a Box, and the Town Clerk for the Time being shall, at some public Meeting of the said Mayor, Aldermen, and Burgesses, draw separately out of the said Box One of the said Numbers for each Mortgage or Security then intended to be paid off by the said Mayor, Aldermen, and Burgesses, and thereupon the Mortgage or Security corresponding with the Numbers which shall be so drawn shall be accordingly paid off by the said Mayor, Aldermen, and Burgesses; and after every such Ballot the said Mayor, Aldermen, and Burgesses shall cause Notice in Writing to be given to or to be addressed to and left at the usual Place of Abode of each Person who shall be entitled to receive any Money to be paid off pursuant to such Ballot, informing him of the Principal Sum to be paid off in satisfaction or on account of the Debt due to him, and that the same will be paid, together with the Interest due thereon, at a Place within the Borough and City of *Norwich* to be specified in such Notice, at the Expiration of Three Calendar Months from the Service of such Notice; and the Interest of the Principal Money 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 the Money shall be demanded pursuant to such Notice, and not paid; but the Principal Money in respect whereof such Notice shall be given, and also the Interest thereof to the End of the said Three Calendar Months, shall nevertheless be payable, on Demand.

The Corporation may pay off Mortgages on Bridges

XIII. And be it further enacted, That it shall be lawful for the said Mayor, Aldermen, and Burgesses to pay and apply any Sum or Sums of Money which they are by this Act authorized to borrow by Mortgage of the said Tolls and Duties payable under the said recited

Act of the Twelfth Year of the Reign of King *George* the First, in and towards the Payment of any Sum or Sums of Money which may be due and owing on the Security of the said Bridges called the "*Carrow Bridge*," the "*Foundry Bridge*," and the "*Duke's Palace Bridge*," or any of them, or the Tolls payable in respect of the Passage over the same; and for such Purpose the said Mayor, Aldermen, and Burgesses shall have Power at any Time to inspect the several Books of Accounts and all other Papers and Documents in the Possession of the Commissioners of the said Bridges, or any of them; and the said Commissioners or their Clerks respectively shall and they are hereby required, upon the Request of the said Mayor, Aldermen, and Burgesses, or of the Town Clerk for the Time being of the said Borough and City of *Norwich*, to furnish to such Town Clerk a true and particular Account of all Sums of Money which may be due and owing on the Credit of the said Bridges or any of them, or the Tolls arising thereon, and of the Names and Addresses of the several Parties to whom such Sums are owing, and the Amount due to each of such Parties respectively, at the Time of furnishing such Account.

for the Purpose of rendering the same Toll-free.

XIV. And be it further enacted, That it shall be lawful for the said Mayor, Aldermen, and Burgesses to exercise all or any of the Powers which are vested in the Commissioners of the said Bridges, by virtue of the herein-before recited Acts of Parliament relating thereto, with regard to the Liquidation of the Monies thereby authorized to be borrowed on the Security of the said Bridges, or the Tolls arising therefrom: Provided always, that it shall be lawful also for the said Mayor, Aldermen, and Burgesses to compound or agree individually with any Mortgagee or Creditor on the Security of the said Bridges or any of them, or the Tolls thereon, for the Purchase of his Interest at such Price as may be agreed on between them.

Powers vested in the Commissioners under the Bridge Acts for paying off Mortgages may be exercised by the Corporation.

XV. And be it further enacted, That it shall be lawful for all Trustees, Guardians, Husbands, Committees, Executors, and Administrators, and all other Persons, to enter into such Agreements as aforesaid with the said Mayor, Aldermen, and Burgesses for the Sale or Transfer to them of any Claim or Security upon the said Bridges and Tolls, or any of them, which may be vested in them or any of them in Trust for or for the Benefit of any other Persons incapacitated to sell or transfer the same; and any Agreement so made, and the Conveyance or Transfer of any such Claim or Security by any such Trustees, Guardians, Husbands, Committees, Executors, or Administrators, or other Persons as aforesaid, shall be as valid and effectual to all Intents and Purposes as though the same had been made by the Persons beneficially interested in such Claims or Securities had they been capacitated to sell, transfer, or convey the same.

Authorizing incapacitated Persons to sell and transfer Securities on Bridges.

XVI. And be it further enacted, That when and so soon as all Debts which are or shall be due or owing upon the Security of any of the said Bridges called the *Carrow Bridge*, the *Foundry Bridge*, and the *Duke's Palace Bridge*, or of the Tolls thereof respectively, shall be fully paid off and discharged or extinguished in manner aforesaid, all Tolls and Duties which by the said Act or Acts for

Tolls on Bridges to cease on Payment of Mortgages due thereon.

building the Bridge or Bridges, in respect whereof no Debt shall remain owing, were authorized to be raised and taken upon or in respect of the Passage over the same, shall absolutely cease and determine, and such Passage shall for ever thereafter be free from any Toll, and thereupon all the Bridge or Bridges, and all other the Hereditaments and Property whatsoever, and also all the Powers which under or by virtue of the said Act or Acts for building the Bridge or Bridges so respectively made Toll-free may be then vested in the Commissioners appointed by the same Act or Acts respectively, shall become and be vested in the said Mayor, Aldermen, and Burgesses of the Borough and City of *Norwich*, and all Powers and Privileges of the Commissioners under such Act or Acts respectively (save and except the Power to levy Tolls upon such Bridges) shall be transferred from them to and become and be vested in and at all Times thereafter be exercised by the said Mayor, Aldermen, and Burgesses; but all the Hereditaments and Property, and Powers and Privileges, so transferred, shall be subject to all the applicable Regulations and Provisions of the said Act of Parliament of the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, with regard to the general Property and Powers of the said Mayor, Aldermen, and Burgesses; and all Books and Papers belonging to or kept by the said several Commissioners or their Clerks respectively shall be by them delivered over to the Town Clerk of the said Borough and City of *Norwich*; and at all Times after any of the said Bridges called respectively the *Carrow Bridge*, the *Foundry Bridge*, and the *Duke's Palace Bridge*, shall respectively become vested in the said Mayor, Aldermen, and Burgesses as aforesaid, the same shall be repaired by them in the same Manner in every respect as the said Bridges called *Hellesdon*, *Coslany*, *Black Fryers*, *Fye*, *White Fryers*, and *Bishopsgate* Bridges, in the said City of *Norwich*.

The Bridge Commissioners not to borrow more Money after the passing of this Act.

XVII. Provided always, and be it further enacted, That after the passing of this Act no Money shall be borrowed nor shall any Annuities be granted by the Commissioners acting under any of the said Acts of Parliament of the Forty-ninth and Fiftieth Years of the Reign of King *George* the Third, and the First Year of the Reign of King *George* the Fourth respectively, upon the Security of the said Bridges by the same Acts respectively authorized to be built as aforesaid, or the Tolls thereof respectively, unless for the Purposes of necessary Repairs of the said Bridges, without the previous Consent of the Mayor, Aldermen, and Burgesses of the said Borough and City of *Norwich*, to be testified by some Writing under their Common Seal: Provided always, that any Mortgages or other Securities which may be hereafter granted by the said Commissioners may be paid off in the same Manner as any other Mortgages now subsisting on the said Bridges, or any of them, could under the Powers of this Act be purchased or paid off.

Repeal of Clause in 1 & 2 Vict. c. 81. as to Tolls.

XVIII. And whereas by an Act passed in the First and Second Years of the Reign of Her present Majesty, intituled *An Act to amend and enlarge the Powers and Provisions of the Act relating to the Eastern Counties Railway*, after reciting (among other things) that an Act was passed in the Sixth and Seventh Years of the Reign of

His late Majesty King *William* the Fourth, intituled *An Act for making a Railway from* London *to* Norwich *and* Yarmouth, *by* Romford, Chelmsford, Colchester, *and* Ipswich, *to be called the Eastern Counties Railway*, and reciting also the said Act passed in the Twelfth Year of the Reign of His late Majesty King *George* the First, it was enacted, that the like Tolls or Duties as should for the Time being be payable to such Person or Persons as the Mayor, Aldermen, and Burgesses of the Borough and City of *Norwich* should direct or appoint to receive the same, on the Goods and Merchandize in the said Act of the Twelfth Year of the Reign of King *George* the First mentioned brought by the common River, meaning the said River *Wensum* otherwise called the *Yare*, nearer to *Norwich* than *Thorpe Hall* aforesaid, should be paid in like Manner on all such of the same or the like Kind of Goods and Merchandize as should be brought by the said Railway nearer to *Norwich* than a Point or Place determined by the Intersection of the Railway by a Line drawn from *Thorpe Hall* aforesaid, and running due South; and that the same Tolls or Duties should be payable to such Person or Persons, at such Place or Places, in such Manner, and under such Regulations as the Council of the Body Corporate of the said Borough and City of *Norwich* should from Time to Time direct or appoint, with such and the same Powers and Authorities for giving Receipts for and for enforcing and recovering Payment of the same Tolls or Duties as were given or vested in the Mayor, Aldermen, and Burgesses of the said Borough and City of *Norwich*, or in the Council of the same Body Corporate, under or by virtue of the said Acts of Parliament of the Twelfth Year of the Reign of King *George* the First and Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, therein-before in part recited, or either of them, in respect of the like Tolls or Duties on the said Goods and Merchandize in the said Act of the Twelfth Year of the Reign of His said late Majesty King *George* the First mentioned, brought by the said River to *Norwich* and *Thorpe Hall* aforesaid: And whereas it is expedient that the said recited Enactment should be repealed; be it therefore enacted, That the same shall be and the same is accordingly hereby repealed.

Public Act.

XIX. 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.

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