CHAPTER ccii.

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An Act for conferring on the South-eastern Railway Company further powers with reference to their own undertakings and those of other companies; and for other purposes. [26th August 1880.]

WHEREAS by the South-eastern Railway Act, 1872, the South-eastern Railway Company (in this Act called the Company) were authorised to complete certain works at Bermondsey, and the time limited for the completion of those works has been extended by subsequent Acts, and it is expedient that it be further extended: 35 & 36 Vict. c. cliii.

And whereas it is expedient to further extend the time limited for the compulsory purchase of certain lands by the South-eastern Railway Act, 1876, authorised to be acquired, and to extend the time limited for the completion of the railway authorised by that Act: 39 & 40 Vict. c. ccxxviii.

And whereas the Company are the owners of a railway called the Caterham Railway, and by the Caterham and Godstone Valley Railway Act, 1876, (in this Act called the Godstone Act,) the Caterham and Godstone Valley Railway Company (in this Act called the Godstone Company) were incorporated and authorised to make and maintain a railway, therein described as Railway No. 1, and in this Act referred to as the Godstone Railway, one mile five furlongs in length, commencing by a junction with the Caterham Railway near the Caterham Station, and terminating in the parish of Godstone, and another railway, therein described as Railway No. 2, commencing at the termination of the Godstone Railway, but the Godstone Company have not proceeded with the construction of either of those railways, and have not taken any land or raised any capital for the purposes thereof under the powers of the Godstone Act, and the time limited for the compulsory purchase of lands under that Act has expired, and the time limited for the completion of the works will expire on the 13th of July 1881: 39 & 40 Vict. c. xcix.

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And whereas it is expedient that the Godstone Company be dissolved, that their undertaking be transferred to the Company, that the Company be authorised to complete the Godstone Railway with an alteration of level, and that for that purpose the powers under the Godstone Act for the compulsory purchase of land be revived and the time for the completion of the works authorised by that Act extended, and that the Company be authorised to abandon the Railway No. 2, authorised by the Godstone Act, and to construct an additional railway (in this Act referred to as the Godstone Village Extension Railway):

And whereas it is expedient that in consideration of the provisions made by this Act for the completion of the railway authorised by the Godstone Act the money deposited to secure the completion of that railway be repaid:

And whereas it is expedient that the Company on the one hand and the Great Eastern Railway Company on the other hand should be empowered to enter into and carry into effect agreements as herein-after provided:

And whereas it is expedient that the other provisions contained in this Act be made:

And whereas plans and sections showing the lines and levels of the proposed railways and works, and the lands in or through which the same are intended to be made, and plans of the lands which the Company are by this Act empowered to acquire, and books of reference to those respective plans containing the names of the owners and lessees, or reputed owners and lessees, and of the occupiers of the said lands have been deposited with the respective clerks of the peace for the counties of Kent, Surrey, and Middlesex, and are herein-after respectively referred to as the deposited plans, sections, and books of reference:

And whereas the purposes of this Act cannot be effected without the authority of Parliament:

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, as follows:

Short title.

1. This Act may be cited as the South-eastern Railway Act, 1880.

Incorporation of general Acts.

2. The under-mentioned enactments are, except where expressly varied by this Act, incorporated with and form part of this Act; (namely,)

The Lands Clauses Consolidation Acts, 1845, 1860, and 1869; 8 & 9 Vict. c. 18. 23 & 24 Vict. c. 106. 32 & 33 Vict. c. 18.

The Railways Clauses Consolidation Act, 1845; 8 & 9 Vict. c. 20.

The provisions of the Companies Clauses Consolidation Act, 1845, with respect to the following matters; (namely,) 8 & 9 Vict. c. 16.

The distribution of the capital of the Company into shares;

The transfer or transmission of shares;

The payment of subscriptions and the means of enforcing the payment of calls;

The forfeiture of shares for the nonpayment of calls;

The remedies of creditors of the Company against the shareholders;

The consolidation of the shares into stock;

The general meetings of the Company and the exercise of the right of voting by the shareholders;

The making of dividends;

The giving of notices, and the provisions to be made for affording access to the special Act by all parties interested;

Part I. (relating to cancellation and surrender of shares), Part II. (relating to additional capital), and Part III. (relating to debenture stock) of the Companies Clauses Act, 1863; 26 & 27 Vict. c. 118.

Part I. (relating to the construction of a railway), Part II. (relating to extension of time), and Part V. (relating to amalgamation) of the Railways Clauses Act, 1863. 26 & 27 Vict. c. 92.

Interpretation of terms.

3. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated with this Act have the same respective meanings, unless there is something in the subject or context repugnant to such construction; and for the purposes of this Act the expression "superior courts," or "court of competent jurisdiction," or any other like expression in this Act or any Act wholly or partially incorporated with this Act, shall be read and have effect as if the debt or demand with respect to which the expression is used were a simple contract debt, and not a debt or demand created by statute.

Interpretation of term "parish clerk," &c.

4. The expressions "parish clerks" and "clerks of the several parishes" in sections seven, eight, and nine of the Railways Clauses Consolidation Act, 1845, shall, with reference to the Company and as regards those parishes or extra-parochial places in which, by the standing orders of either House of Parliament, plans, sections, and other documents are required to be deposited with the clerk of the district board for the district in which the parish or extra-parochial place is included, mean in the first case the vestry clerks of those parishes and in the second case the clerks of those district boards respectively.

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Further extension of time limited for the completion of certain works in Bermondsey.

5. The time limited by the South-eastern Railway Act, 1872, as extended by subsequent Acts, for the alteration and raising of the level of St. James's Road, in the parish of St. Mary Magdalen, Bermondsey, in the county of Surrey, and the carrying of that road by a bridge over the Bricklayers' Arms Branch of the Company, and consequent alterations in the levels of adjoining roads, shall be further extended for a period of one year from the twenty-fifth day of July 1880.

Saving rights of John Allan Rolls.

6. Nothing in this Act contained shall prejudice the rights of John Allan Rolls under an agreement made between the Company and the said John Allan Rolls, dated the first day of May one thousand eight hundred and seventy-three, and scheduled to the South-eastern Railway Act, 1879.

42 & 43 Vict. c. cliii.

Extension of time for compulsory purchase of lands.

7. The time limited by the South-eastern Railway Act, 1876, as extended by the South-eastern Railway Act, 1879, for the compulsory purchase of the following lands by the first of those Acts authorised to be acquired; namely,

(1.) The lands required for the extension of the Company's Hythe and Sandgate Branch Railway to Folkestone; and

(2.) The additional lands described in section eight of the South-eastern Railway Act, 1876, and therein numbered one to six, both inclusive,

shall be further extended for a period of one year from the eleventh day of August 1880.

Extension of time limited for completion of Hythe and Sandgate Branch Railway.

8. The time limited by the South-eastern Railway Act, 1876, for the completion of the railway authorised by that Act shall be extended for a period of two years from the eleventh day of August 1881.

Dissolution of Godstone Company, and transfer of undertaking to South-eastern Company.

9. The Godstone Company is hereby dissolved as from the time of the passing of this Act, and as from that time the undertaking of the Godstone Company is hereby transferred to the Company on the terms and conditions specified in the agreement set forth in the Schedule A. to this Act, so far as they are applicable, and for this purpose that agreement shall have effect as if the Company were therein mentioned instead of the two companies therein referred to.

Revival of powers of compulsory purchase for purposes of Godstone Act.

10. Notwithstanding the expiration of the time limited by the Godstone Act for the compulsory purchase of land for the purposes of that Act, the Company may exercise those powers until the expiration of two years from the passing of this Act.

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Extension of time for completion of works under Godstone Act.

11. The time limited by the Godstone Act for the completion of the works authorised by that Act shall be extended for a period of three years from the passing of this Act.

Power to alter level of Godstone Railway.

12. In completing the Godstone Railway the Company may, upon the lands delineated on the deposited plans and according to the levels shown on the deposited sections, alter the levels thereof, such alteration to commence in the parish of Caterham at a point about one mile eight chains on that railway, as shown on the plans deposited with the clerk of the peace for the county of Surrey with respect to the Godstone Act, to pass through the parish of Tandridge, and to terminate at the southern terminus of the railway in the parish of Godstone.

Power to make Godstone Village Extension Railway.

13. Subject to the provisions of this Act, the Company may make and maintain, in the lines and according to the levels shown on the deposited plans and sections, the railway herein-after described, with all proper stations, sidings, approaches, works, and conveniences connected therewith, and may enter upon, take, and use such of the lands delineated in the deposited books of reference as may be required for that purpose. The railway authorised by this section is situate wholly in the county of Surrey, and is—

A railway, in this Act called the Godstone Village Extension Railway, six furlongs and 3·3 chains in length, commencing by a junction with the Godstone Railway at the southern end thereof, and terminating in the village of Godstone in a field on the north side of and adjoining Godstone Court.

Abandonment of Railway No. 2.

14. The Company shall abandon the construction of the Railway (No. 2) authorised by the Godstone Act.

Compensation for damage to land by entry, &c. for purposes of railway abandoned.

15. The abandonment by the Company of the Railway (No. 2.), authorised by the Godstone Act, shall not prejudice or affect the right of the owner or occupier of any land to receive compensation for any damage occasioned by the entry of the Godstone Company on that land for the purpose of surveying and taking levels, or probing or boring to ascertain the nature of the soil, or setting out of the line of railway, and shall not prejudice or affect the right of the owner or occupier of any land which has been temporarily occupied by the Godstone Company to receive compensation for such temporary occupation, or for any loss, damage, or injury which has been sustained by such owner or occupier by reason thereof, or of the exercise as regards the land of any of the powers contained in the Railways Clauses Consolidation Act, 1845, or the Godstone Act.

Compensation to be made in

16. Where before the passing of this Act any contract has been entered into or notice given by the Godstone Company for the pur-

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respect of railway abandoned.

chasing of any land for the purposes of or in relation to any portion of the railway authorised to be abandoned by this Act, the Company shall be released from all liability to purchase or to complete the purchase of any such lands, but, notwithstanding, full compensation shall be made by the Company to the owners and occupiers or other persons interested in such lands for all injury or damage sustained by them respectively by reason of the purchase not being completed pursuant to the contract or notice, and the amount and application of the compensation shall be determined in manner provided by the Lands Clauses Consolidation Act, 1845, as amended by any subsequent Act for determining the amount and application of compensation paid for lands taken under the provisions thereof.

Purchase of additional lands.

17. Subject to the provisions of this Act, the Company, in addition to the other lands which they are by this Act authorised to acquire, may purchase and acquire, by compulsion or otherwise, and hold, for the purpose of enlarging and extending their stations and siding accommodation, and for roads and approaches, and for other purposes of their undertaking, all or any such of the lands and buildings following as are delineated on the deposited plans and described in the deposited books of reference relating thereto; (that is to say,)

(*a.*) Lands and houses in the parish of St. Martin-in-the-Fields, in the county of Middlesex, except the lands numbered 1 on the deposited plans, being No. 2, Duke Street:

(*b.*) Lands and houses in the parish of St. Paul Deptford, in the county of Kent, situated on the northern side of the Company's railway at High Street, Deptford, and on the eastern and western sides of that street:

(*c.*) Land in the rear of houses on the south side of Alderminster Road, in the parish of St. Mary Magdalen, Bermondsey, in the county of Surrey, in the occupation of Louis Welfare, or his tenant or tenants, containing by admeasurement one rood five perches or thereabouts.

Power to acquire lands for purposes of Cranbrook and Paddock Wood Railway.

18. Subject to the provisions of this Act, the Company may acquire by compulsion or agreement all or any of such of the lands and buildings on the south side of and fronting the High Street in the parish of Cranbrook, in the county of Kent, as are delineated on the deposited plans, and described in the deposited books of reference relating thereto.

Agreements with Cranbrook Highway Board.

19. The Company may enter into and carry into effect such agreements with the Cranbrook Highway Board as they or either of them think expedient, with respect to the construction of roads

to, from, or near the railways or works of the Company and the Cranbrook and Paddock Wood Railway Company, or either of them, in the parish of Cranbrook.

Railways to form part of railways of Company.

20. The railways authorised by this Act and by the Godstone Act shall for all purposes, including the levying of tolls, fares, rates, and charges, be deemed to be part of the railways of the Company, and the Company may, in respect of those railways, demand and take any tolls, rates, fares, and charges not exceeding those which they would have been entitled to demand under the Godstone Act.

Period for completion of railway.

21. If the railway and works authorised by this Act are not completed within five years from the passing of this Act, then on the expiration of that period the powers by this Act granted to the Company for making and completing the railway and works, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as is then completed.

Penalty in default of completion within time limited.

22. If the Company fail to complete within the period limited by this Act the railway or work which they are authorised by this Act to construct or complete, or the time for the completion of which is extended by this Act, the Company shall be liable to a penalty of fifty pounds a day for every day after the expiration of the period so limited until the railway or work is completed and opened for public traffic, or until the sum received in respect of the penalty amounts to five per centum on the estimated cost of the railway or work. This penalty may be applied for by any landowner or other person claiming to be compensated in accordance with the provisions of the next following section of this Act, or by the Solicitor of Her Majesty's Treasury, and in the same manner as the penalty provided in section 3 of the Railway and Canal Traffic Act, 1854. Every sum of money recovered by way of such penalty shall be paid, under the warrant or order of such court or judge as is specified in that section, to an account opened or to be opened in the name and with the privity of Her Majesty's Paymaster General, on behalf of the Chancery Division of the High Court of Justice in England, in the bank and to the credit specified in the warrant or order, and shall not be paid thereout, except as is herein-after provided. No penalty shall accrue in respect of any time during which it appears by a certificate of the Board of Trade that the Company was prevented from completing or opening the railway or work by unforeseen accident or circumstances beyond their control, but the want of sufficient funds shall not be held to be a circumstance beyond their control.

17 & 18 Vict. c. 31.

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Application of money recovered as penalties.

23. Every sum of money so recovered by way of penalty shall be applicable, and after due notice in the London Gazette shall be applied, towards compensating any landowners or other persons whose property may have been interfered with or otherwise rendered less valuable by the commencement, construction, or abandonment of the railway or work, or any portion of the railway or work in respect of which the penalty has been incurred, or who may have been subjected to injury or loss in consequence of the compulsory power conferred upon the Company of taking property for the purposes of the railway or work, and have received no compensation or inadequate compensation for the injury or loss, and shall be distributed in satisfaction of such compensation as aforesaid in such manner and in such proportions as to the Chancery Division of the High Court of Justice may seem fit. If no such compensation is payable, or if a portion of the sum or sums of money so recovered by way of penalty is found sufficient to satisfy all just claims in respect of the compensation, then the sum or sums of money recovered by way of penalty, or such portion thereof as may not be required as aforesaid, shall either be forfeited to the Crown, and accordingly be paid or transferred to or for the account of Her Majesty's Exchequer in such manner as the Chancery Division of the High Court of Justice, on the application of the Solicitor of Her Majesty's Treasury, thinks fit to order, and shall be carried to and form part of the Consolidated Fund of the United Kingdom, or, in the discretion of the Court, if the Company is insolvent and has been ordered to be wound up, or a receiver has been appointed, shall wholly or in part be paid or transferred to such receiver or to the liquidator or liquidators of the Company, or be otherwise applied as part of the assets of the Company for the benefit of the creditors thereof.

Release of Godstone Company's deposit.

24. Subject to the provisions of section 28 of the Godstone Act, with respect to the payment of compensation to landowners and others injured, and for the protection of creditors, the Chancery Division of the High Court of Justice shall, on production of a copy of this Act, and on the application of the person or persons or the majority of the persons named in the warrant or order issued in pursuance of the Act of the ninth year of Her present Majesty, chap. 20, in respect of the Godstone Act, or the survivors or survivor of those persons, order the payment and transfer to them or him of the sum deposited with respect to the Godstone Act, and any interest or dividends which may have accrued thereon.

Period for compulsory purchase of lands.

25. The powers of the Company for the compulsory purchase of lands for the purposes of this Act shall not be exercised after the expiration of three years from the passing of this Act.

Power to take easements by agreement.

26. Persons empowered by the Lands Clauses Consolidation Act, 1845, to sell and convey or release lands, may, if they think fit, subject to the provisions of that Act and of the Lands Clauses Consolidation Acts Amendment Act, 1860, and of this Act, grant to the Company any easement, right, or privilege, not being an easement of water, required for the purposes of this Act, in, over, or affecting any such lands, and the provisions of the said Acts with respect to lands and rentcharges, so far as the same are applicable in this behalf, shall extend and apply to such grants and to such easements, rights, and privileges as aforesaid respectively.

Extension of time for sale of lands.

27. The Company may, notwithstanding anything to the contrary in the Lands Clauses Consolidation Act, 1845, or in any Act relating to the Company with which that Act is incorporated, retain and hold any lands belonging to them which have not yet been applied to the purposes of the Company, or sold or disposed of by them, in the parishes enumerated in Schedule B. to this Act annexed for the periods following; that is to say, as regards such of the lands as are situate near to or adjoining any railway or station of the Company, or as the Company may be of opinion that they may require for the purposes of stations, sidings, or other conveniences, for the period of ten years from the passing of this Act, and as regards the other of the said lands for the period of two years from the passing of this Act; but the Company shall, at the expiration of such respective periods of ten years and two years, sell and dispose of all such parts of those lands respectively as shall not then have been applied to or are not then required for the purposes of their undertaking as superfluous lands.

Section 86 of 6 Will. 4. c. 75. as to proxies repealed, and section 77 of 8 & 9 Vict. c. 16. substituted.

28. Section 86 of the Act (local and personal) of the sixth year of King William IV., chap. 75 (which section relates to the transmission of proxies), is hereby repealed, and section 77 of the Companies Clauses Consolidation Act, 1845, is hereby substituted therefor as if it had been enacted in place thereof.

Power to pay for purchase of undertaking of Charing Cross Hotel Company (Limited) in debenture stock. 33 & 34 Vict. c. cxlvii. 41 & 42 Vict. c. cxcix.

29. The Company may pay in debenture stock of the Company the whole or any part of the purchase money payable by the Company to the Charing Cross Hotel Company (Limited), under the South-eastern Railway Act, 1870, as amended by the South-eastern Railway Act, 1878.

Purchase of shingle.

30. The Company may enter into and carry into effect agreements for and in respect of the purchase by the Company of shingle for ballasting purposes.

Power to enter into agreements with Great

31. The Company on the one hand and the Great Eastern Railway Company on the other hand may, subject to the provisions of Part III. of the Railway Clauses Act, 1863, as amended or varied

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Eastern Railway Company. 36 & 37 Vict. c. 73.

by the Regulation of Railways Act, 1873, from time to time enter into and carry into effect agreements with respect to the following matters, or any of them; (that is to say,)

(*a.*) The management of such of the railways of the companies respectively, or any one or more of them, or any part thereof respectively, or of the works connected therewith respectively, or any of them, as are for the time being situated within a distance of ten miles from the General Post Office, St. Martin-le-Grand, London:

(*b.*) The use of such railways, or any part thereof, and the conveyance of traffic thereon:

(*c.*) The fixing, collecting, payment, appropriation, and apportionment of the tolls, rates, charges, receipts, and revenues levied, taken, or arising in respect of such traffic upon such railways, or any part thereof respectively:

(*d.*) The supply and maintenance of engines, stock, and plant for the purposes and during the continuance of any such agreement for such management and use:

(*e.*) The employment of officers and servants by the companies:

(*f.*) The appointment and regulation of joint committees for any of the purposes referred to in this section:

(*g.*) The payments to be made and the conditions to be performed with respect to the matters aforesaid.

Power to raise additional capital.

32. The Company may, subject to the provisions of Part II. of the Companies Clauses Act, 1863, raise any additional capital, not exceeding in the whole two hundred and thirty-four thousand pounds, by the issue, at their option, of new ordinary shares or stock, or new preference shares or stock, or wholly or partially by any one or more of those modes respectively, but the Company shall not issue any one share of less nominal value than ten pounds, nor shall any share vest in the person or corporation accepting the same unless and until a sum not being less than one fifth of the amount of the share has been paid in respect thereof.

Limit of amount and number of calls.

33. The amount of any one call to be made upon the shares created under this Act shall not exceed one fourth of the amount of such shares, and there shall be an interval of two months at least between every two successive calls, and not more than three fourths of the amount of each share shall be called up in any one year.

New shares or stock to be subject to same incidents as existing shares or stock.

34. Except as by this Act otherwise provided, the capital in new shares or stock created by the Company under this Act, and the new shares or stock therein, and the holders thereof respectively, shall be subject and entitled to the same powers, provisions, liabilities, rights, privileges, and incidents whatsoever in all respects as if that capital were part of the now existing capital of the Company

of the same class or description, and the new shares or stock were shares or stock in that capital.

Power to borrow on mortgage.

35. The Company may, in respect of the additional capital of two hundred and thirty-four thousand pounds which they are by this Act authorised to raise from time to time, borrow on mortgage any sum not exceeding in the whole seventy-eight thousand pounds, but no part thereof shall be borrowed until the shares for so much of the said additional capital as is to be raised by means of shares are issued and accepted, and one half thereof is paid up, and the Company have proved to the justice who is to certify under the 40th section of the Companies Clauses Consolidation Act, 1845, before he so certifies, that shares for the whole of such capital have been issued and accepted, and that one half thereof has been paid up, and that not less than one-fifth part of the amount of each separate share in such capital has been paid on account thereof before or at the time of the issue or acceptance thereof, and until stock for one half of so much of the said additional capital as is to be raised by means of stock is fully paid up, and the Company have proved to such justice as aforesaid, before he so certifies, that such shares or stock, as the case may be, were issued and accepted bonâ fide, and are held by the persons or corporations to whom the same were issued, or their executors, administrators, successors, or assigns, and also of the said capital is raised by shares, that such persons or corporations, their executors, administrators, successors, or assigns, are legally liable for the same; and upon production to such justice of the books of the Company, and of such other evidence as he shall think sufficient, he shall grant a certificate that the proof aforesaid has been given, which certificate shall be sufficient evidence thereof.

Existing mortgages to have priority.

36. All mortgages or bonds granted by the Company in pursuance of the powers of any Act of Parliament before the passing of this Act, and subsisting at the passing hereof, shall, during the continuance of such mortgages and bonds, and subject to the provisions of the Acts under which the same were respectively granted, have priority over any mortgages granted by virtue of this Act, but nothing in this section shall affect any priority of the interest of any debenture stock at any time created and issued by the Company.

Debenture stock.

37. The Company may create and issue debenture stock, subject to the provisions of Part III. of the Companies Clauses Act, 1863; but, notwithstanding anything therein contained, the interest of all debenture stock at any time after the passing of this Act created and issued by the Company shall rank pari passu with the interest of all mortgages at any time after the passing of this Act granted

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by the Company, and shall have priority over all principal moneys secured by such mortgages.

Application of money.

38. All money raised under this Act shall be applied to the purposes of this Act, and to the general purposes of the Company to which capital is properly applicable.

Power to apply corporate funds to purposes of Act.

39. The Company may apply to the purposes of this Act any money which they have raised, or which they have power to raise, by virtue of any Acts relating to the Company, and which may not be required for the purposes to which it is by any such Act made specially applicable.

Interest on calls not to be paid out of capital.

40. The Company shall not, out of any money by this Act authorised to be raised, pay interest or dividend to any shareholder on the amount of the calls made in respect of the shares held by him, but nothing in this Act shall prevent the Company from paying to any shareholder such interest on money advanced by him beyond the amount of the calls actually made in conformity with the Companies Clauses Consolidation Act, 1845.

Deposits for future bills not to be paid out of capital.

41. The Company shall not, out of any money by this Act authorised to be raised, pay or deposit any sum which, by any standing order of either House of Parliament now or hereafter in force, may be required to be deposited in respect of any application to Parliament for the purpose of obtaining an Act authorising the Company to construct any other railway or to execute any other work or undertaking.

Provision as to general railway Acts.

42. Nothing in this Act shall exempt the Company or their railways from the provisions of any general Act relating to railways, or the better and more impartial audit of the accounts of railway companies, now in force or which may hereafter pass during this or any future session of Parliament, or from any future revision or alteration, under the authority of Parliament, of the authorised maximum rates of fares and charges, or of the rates for small parcels.

Expenses of Act.

43. All costs, charges, and expenses of and incident to the preparing, obtaining, and passing of this Act, or otherwise in relation thereto, shall be paid by the Company.

SCHEDULE A. referred to in the foregoing Act.

Agreement made this fourth day of June one thousand eight hundred and seventy-eight between the South-eastern Railway Company and the London, Brighton, and South Coast Railway Company (herein-after called "the two Companies") of the one part, and the Caterham and Godstone Valley Railway Company and William Stenning, of Redhill, in the County of Surrey, timber merchant, on behalf of himself and all other the promoters of that Company, (herein-after together called "the Godstone Company,") of the other part.

In consideration of the Godstone Company having withdrawn their opposition to the Croydon, Oxted, and East Grinstead Railways Bill now in Parliament, it is agreed as follows:

1. The two Companies to apply to Parliament in the next session in connexion with their other objects, and with the assent and support of the Godstone Company, to take over the Godstone undertaking upon the following conditions:

(*a.*) To construct Railway No. 1 as authorised, with such amendments as the two Companies' engineers may determine; and

(*b.*) To extend the same on the east side of the Croydon and Godstone Road to Godstone at some point within three hundred yards from the place where the road from Godstone to Oxted joins the road from Godstone to Croydon; and

(*c.*) To abandon the remaining authorised portion to Oxted.

2. The times for purchase of land and completion of works to be limited to three years and four years respectively from the passing of the proposed Act.

3. The two Companies not to come under any pecuniary or other obligation other than as herein provided, and as may be provided by the proposed Act.

4. In case the proposed Act shall become law in the said next session of Parliament, the reasonable costs out of pocket incurred by the Godstone Company's solicitors, engineer, and other agents in obtaining the authorised line (to be settled by the solicitors of the two Companies) shall be paid by the two Companies, the principle being that the two Companies shall bear only such an amount of costs as they would have incurred if they had taken up the scheme from the beginning, except that they shall also bear the agreed interest and commission for providing the parliamentary deposit of money which will be returned to the depositors on the passing of the intended Act.

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5. The Godstone Company are to secure that the landowners on the route shall sell the land required for the undertaking at agricultural value, except in any case of special damage.

6. The Godstone Company's solicitor is to act as agent, under arrangements to be made with the two Companies' solicitors, in conducting the conveyancing business of the extension under the instructions of the two Companies' boards on fair charges to be agreed upon.

In witness whereof the two Companies and the Godstone Company have caused their respective common seals to be hereunto affixed, and the said William Stenning has set his hand and seal the day and year first above written.

Seal of the South-eastern Railway Company.

Seal of the London, Brighton, and South Coast Railway Company.

Seal of the Caterham and Godstone Valley Railway Company.

WM. STENNING. L.S.

SCHEDULE B. referred to in the foregoing Act.

Superfluous Lands.

County.	Parish.	County.	Parish.
Middlesex	St. Martin-in-the-Fields.	Surrey (*continued*).	Dorking.
	Allhallows the Great.		Wotton.
	St. Mary Bothaw.		Abinger.
	St. John the Baptist in Walbrook.		Sheire.
	St. Swithin, London Stone.		Albury.
	St. Michael, Paternoster Royal.		St. Martha.
			Shalford.
			St. Nicholas, Guildford.
			Worplesdon.
			Ash and Normanby (joint).
Surrey -	St. Mary, Lambeth.		Frimley.
	Christ Church, Southwark.		
	St. Saviour, Southwark.	Sussex -	Iden.
	St. Olave, Southwark.		Playden.
	St. Thomas, Southwark.		East Guldeford.
	St. John, Horselydown.		Rye.
	St. Mary Magdalen, Bermondsey.		Brede.
	St. Mary, Rotherhithe.		Udimore.
	St. Paul, Deptford.		Icklesham.
	St. George-the-Martyr, Southwark.		Guestling.
	Croydon.		Ore.
	Warlingham.		St. Mary-in-the-Castle, Hastings.
	Caterham.		St. Andrew, Hastings.
	Coulsdon.		Holy Trinity, Hastings.
	Chipstead.		St. Mary Magdalen, Hastings.
	Merstham.		St. Leonards, Hastings.
	Gatton.		Hollington.
	Reigate.		Crowhurst.
	Nutfield.		Battle.
	Bletchingley.		Whatlington.
	Godstone.		Mountfield.
	Tandridge.		Salehurst.
	Crowhurst.		Etchingham.
	Oxted.		Burwash.
	Limpsfield.		Ticehurst.
	Buckland.		Wadhurst.
	Betchworth.		Frant.

County.	Parish.	County.	Parish.
Kent -	St. Paul, Deptford.	Kent (*continued*).	Brenchley.
	St. Alphage, Greenwich.		Mereworth.
	Lewisham.		Yalding.
	Lee.		Marden.
	Kidbrook.		Staplehurst.
	Charlton.		Headcorn.
	Woolwich.		Smarden.
	Plumstead.		Pluckley.
	Erith.		Bethersden.
	Crayford.		Little Chart.
	Dartford.		Hothfield.
	Stone.		Great Chart.
	Swanscombe.		Ashford.
	Northfleet.		Willesborough.
	Gravesend.		Sevington.
	Milton.		Merstham.
	Denton.		Brabourne.
	Chalk.		Smeeth.
	Shorne.		Aldington.
	Higham.		Sellinge.
	Frindsbury.		Standford.
	Strood.		Saltwood.
	Cuxton.		Postling.
	Halling.		Newington.
	Snodland.		Cheriton.
	East Malling.		Folkestone.
	Ditton.		Capel-le-Ferne.
	Aylesford.		Hougham.
	Allington.		St. Mary, Dover.
	Maidstone.		Kennington.
	Eltham.		Wye.
	Bexley.		Boughton Aluph.
	Beckenham.		Godmersham.
	Bromley.		Crundale.
	Chislehurst.		Chilham.
	Orpington.		Chartham.
	Farnborough.		Milton Chapel.
	Chelsfield.		Thannington.
	Halstead.		Harbledown.
	Shoreham.		St. Dunstan, Canterbury.
	Otford.		Holy Cross, Westgate, Canterbury.
	Sevenoaks.		St. Andrew, Canterbury.
	Edenbridge.		St. Stephen, Canterbury.
	Hever.		Sturry.
	Brasted.		Westbere.
	Chiddingstone.		Chislet.
	Penshurst.		Wickhambreaux.
	Leigh.		Sarre.
	Tunbridge.		
	Tudely.		
	Capel.		

County.	Parish.	County.	Parish.
Kent (*continued*).	Monckton (or Monkton).	Kent (*continued*).	Ruckinge.
	Minster.		Orlestone.
	St. Lawrence.		Warehorne.
	Blean.		Woodchurch.
	Whitstable.		Kennardington.
	St. Peter, Thanet.		Appledore.
	St. John, Thanet.		Snargate.
	Ash.		Ebony.
	Woodnesborough.		Fairfield.
	St. Mary, Sandwich.	Hampshire	Farnborough.
	St. Clement, Sandwich.		Hawley.
	St. Peter, Sandwich.		Yately.
	Worth.		
	Sholden.	Berkshire	Sandhurst.
	St. Leonard, Deal.		Finchhampstead.
	Nettlestead.		Wokingham.
	East Peckham.		Hurst.
	Wateringbury.		Woodley and Sandford.
	Teston.		Earley.
	Barnjet.		St. Lawrence, Reading.
	Barming.		
	Kingsnorth.		

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