

ANNO QUARTO & QUINTO

VICTORIÆ REGINÆ.

***

nine, Her Majesty did give and grant unto the said *David Stead*, his Executors, Administrators, and Assigns, the sole Privilege that he the said *David Stead*, his Executors, Administrators, and Assigns, (and such Persons as he the said *David Stead*, his Executors, Administrators, and Assigns, should at any Time agree with, and no others, during the Term of Fourteen Years from the Date of the said Letters Patent,) should and lawfully might make, use, exercise, and vend, within *England* and *Wales*, the Town of *Berwick-upon-Tweed*, and Her Majesty's Colonies and Plantations abroad, an Invention therein mentioned, of an improved Mode or Method of making or paving Streets and Highways, and public and private Roads, Paths, Courts, and Bridges, with Timber or Wooden Blocks: And whereas by Specifications enrolled in the High Court of Chancery in *England* the said *David Stead* did declare the Nature of the said Inventions, and the Manner in which the same were to be performed; but the Specification under the said first-recited Letters Patent was enrolled Six Months after the Date thereof, instead of Four Months after the Date thereof, as provided by the said Letters Patent: And whereas the said respective Letters Patent contain a Proviso for making void the same if at any Time thereafter the said Letters Patent should become vested in 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 Benefit or Profits obtained by reason of the said Letters Patent: And whereas Major *Malcolm Nicolson*, *John Scougall Cassels*, *Alexander Bertwhistle Blackie*, *Samuel Waldie*, *Walter Gibson Cassels*, and *David Stead*, and other Persons of Capital, have agreed to form themselves into a Copartnership or Company, for the Purpose of making or paving public Streets and Highways, and public and private Roads, Courts, and Bridges, with Timber or Wooden Blocks: And whereas the said Discoveries and Inventions comprised in the said Letters Patent respectively will be of great public Advantage and Importance: And whereas the said Major *Malcolm Nicolson*, *John Scougall Cassels*, *Alexander Bertwhistle Blackie*, *Samuel Waldie*, *Walter Gibson Cassels*, and *David Stead*, and such other Persons who so agreed to form a Company as aforesaid, being satisfied of the great Utility of the said Inventions, and that the Benefit of the same would be more advantageously and extensively exercised and afforded to the Public by a Joint Stock Company, are desirous of purchasing the said Letters Patent so granted as aforesaid, if they shall be authorized or enabled by Parliament to make such Purchase, without making the said Letters Patent respectively void: And whereas the several Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the 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 the said Major *Malcolm Nicolson*, *John Scougall Cassels*, *Alexander Bertwhistle Blackie*, *Samuel Waldie*, *Walter Gibson Cassels*, and *David Stead*, and all and every other Persons and Person, Bodies and Body Politic, Corporate, or Collegiate, holding or who shall for the Time being hold any Share or Shares in the Capital or Joint Stock herein-after mentioned (so long

Company established.

long as they shall respectively hold the same, and no longer), and their respective Successors, Executors, Administrators, and Assigns, shall be and they are hereby established and united into a Joint Stock Company by the Name of "*Stead*'s Patent Wooden Paving Company."

Purposes of the Company.

II. And be it further enacted, That the Company shall be established for the Purpose of purchasing the said Letters Patent, and exercising, using, and vending the Discoveries and Inventions in the said Letters Patent mentioned, and undertaking and carrying on any Trade or Business connected therewith, and also for the erecting and establishing Works containing such Apparatus and Machinery as to the Company may seem expedient, and also for the Appointment of proper Persons to attend and conduct the same, with full Power to the Company to grant Licences to others to use the said Inventions, or either of them, under such Limitations and Restrictions as the Company shall think fit, and generally to make, use, exercise, vend, employ, and deal with the said Inventions and the said Letters Patent for their own Profit, Benefit, and Advantage, in such Manner in all respects as the Company shall think fit.

Mr. Stead may assign the Letters Patent to or in Trust for the Company.

III. And be it further enacted, That it shall be lawful for the Company to purchase, and also for the said *David Stead*, his Executors, Administrators, and Assigns, at any Time after the passing of Act, to sell, transfer, grant, and assign unto the Company, or to any Person as Trustee for the Company, at such Price and upon such Terms in all respects as shall be thought fit, the said herein-before-recited Letters Patent or either of them, any Proviso to the contrary thereof in such Letters Patent or either of them notwithstanding, and in the Inventions, and all or any of the Rights, Privileges, Benefits, and Advantages of the said Letters Patent or either of them, and of any Licence granted under the same or either of them, or to grant unto the Company, or sell unto any Person as a Trustee for the Company, any Licence or Licences exclusively or otherwise to make, exercise, and vend the said Inventions or any of them, or any Part or Parts thereof respectively; and every such Sale, Transfer, Grant, and Assignment of any such Letters Patent as aforesaid, or of all or any of the Rights, Privileges, Benefits, or Advantages granted by such Letters Patent as aforesaid, or of all or any Benefit of such Licences, and any such Grant of Licence to or in Trust for the Company as aforesaid, shall be good, valid, and effectual, to all Intents and Purposes, and shall not render void any such Letters Patent, any Provisoes or Restrictions, Proviso or Restriction, contained in any such Letters Patent, to the contrary thereof in anywise notwithstanding; and after any such Sale, Transfer, Grant, or Assignment as aforesaid, or of any of the Rights, Privileges, Benefits, or Advantages granted by any such Letters Patent as aforesaid, or of any such Licence as aforesaid, all such Letters Patent, Rights, Privileges, Benefits, or Advantages, and Licences, respectively, shall be and the same are hereby declared to be fully, absolutely, and effectually vested in the Company, or held or possessed by some Person as a Trustee for the Company, to all Intents and Purposes whatsoever; and all and every such Letters Patent as aforesaid which shall or may be sold, transferred,

Company, after Assignment, to have all Rights in Letters Patent.

ferred, or assigned as aforesaid, or under which any such Licence shall or may be granted as aforesaid, shall thenceforth be construed and considered in the same Manner, to all Intents and Purposes whatsoever, as if no such Condition, Provision, or Restriction as herein-before mentioned and referred to, or any other Condition, Provision, or Restriction against any such Sale, Transfer, Grant, or Assignment as aforesaid, had been inserted, expressed, or continued in such Letters Patent or any of them.

Company may grant Licences.

IV. And be it further enacted, That after any such Sale, Transfer, or Assignment of any such Letters Patent as aforesaid shall have been made unto the Company, or to any Person as a Trustee for the Company, it shall be lawful for the Company or the Board of Directors thereof to grant any Licence to any Person to use, exercise, or vend the said Inventions comprised in such Letters Patent, or any Part thereof, either generally or within certain limited Districts, and under such Restrictions as to other Persons within the same District, and in all respects upon such Conditions and upon such Terms, and in all respects in such Manner, as to the Company or Board of Directors shall seem fit.

Company may sue and be sued in the Name of the Secretary or of any Director.

V. And be it enacted, That in all Actions, Suits, and other legal Proceedings, other than Proceedings of a criminal Nature, and in all Proceedings in Lunacy or Bankruptcy, whether by way of Petition, Fiat, or (in *Scotland*) Sequestration or otherwise, to be hereafter instituted or prosecuted by or on behalf of the Company, either alone or jointly with any other necessary Parties, it shall be sufficient to state and to proceed in the Name of the Secretary, or One of the Directors for the Time being of the Company, as the nominal Plaintiff representing the Company in such Proceedings; and that in all Actions, Suits, and other legal Proceedings to be hereafter instituted or prosecuted against the Company, either alone or jointly with any other necessary Parties, it shall be sufficient to state the Name of the Secretary, or some one of the Directors or Shareholders for the Time being of the Company, as the nominal Defendant representing the Company in such Proceedings: Provided always, that any Party suing the Company may, if he think fit, join any Shareholder of the Company, or Persons who shall have been Shareholders of the Company, together with such nominal Party, as Defendants in Equity for the Purpose of Recovery, or in case of Fraud.

Death, &c. of Officer suing not to abate the Suit.

VI. And be it enacted, That the Death, Resignation, or Removal of any such nominal Party shall not abate or prejudice any such Action, Suit, or other Proceeding against or by or on behalf of the Company, but the same may be continued, prosecuted, and carried on in the Name of any other Secretary, Director, or Proprietor of the Company.

Actions by or against Shareholders.

VII. And be it enacted, That no Action or Suit by or against the Company shall be in any ways affected by reason of the Plaintiff or Defendant therein being a Shareholder or former Shareholder of the Company, but any such Shareholder, either alone or jointly with any other Person as against the Company, or the Company as against any

such Shareholder, either alone or jointly with any other Person, shall have the same Action and Remedy in respect of any Cause of Action whatever which such Shareholder or Company might have had if such Cause of Action had arisen with a Stranger.

Plea in bar of former Suit.

VIII. And be it enacted, That the Proceedings in any Action or Suit by or against such nominal Party, in which the Merits in respect of the Demand thereby sought to have been enforced shall have been tried and determined, may be pleaded in bar of any other Action or Suit for the same Demand by or or against the Company, or any other such nominal Party as aforesaid.

Officer suing not incapacitated as a Witness.

IX. And be it enacted, That the Secretary of the Company shall not, by reason of his being such nominal Party in any Action or other Proceeding instituted or prosecuted under the Authority of this Act, be incapacitated from being a Witness in any such Action or Proceeding, if in other respects admissible.

Bankruptcy of Officer suing not to affect the Suit.

X. And be it enacted, That the Bankruptcy, Insolvency, or stopping Payment of any such nominal Party, or of any Shareholder of the Company in his individual Capacity, shall not be construed to be the Bankruptcy, Insolvency, or stopping Payment of the Company, nor shall in any way abate or prejudice any such Action, Suit, or other Proceeding as aforesaid; and notwithstanding such Bankruptcy, Insolvency, or stopping Payment, such Action, Suit, or other Proceeding may be continued in the Name of such nominal Party; and the Property and Effects of the Company shall in all respects be liable in the same Manner as if such Bankruptcy, Insolvency, or stopping Payment had not taken place.

Decree or Judgment to be enforced against the Company and the Shareholders individually.

XI. And be it enacted, That every Judgment, Decree, or Order of any Court of Justice, in any Proceeding against any such nominal Party as aforesaid, may be lawfully executed against and shall have the like Effect on the Estate, Funds, and Property of the Company, and upon the Person, Estate, Funds, and Property of every Shareholder thereof, as if every individual Shareholder had been by Name a Party to such Proceedings.

Execution against former Shareholders.

XII. And be it enacted, That it shall be lawful for the Plaintiff to cause Execution upon any Judgment, Decree, or Order obtained by him in any Action or Suit against any such nominal Party as aforesaid to be issued against all or any of the Shareholders for the Time being of the Company; and if such Execution shall be ineffectual to obtain Satisfaction of the Sums sought to be recovered thereby, then it shall be lawful for him to cause Execution to be issued against any Person who was a Shareholder of the Company at the Time the Contract was entered into upon which such Action or Suit shall have been instituted, but no such Execution against any Person having ceased to be a Shareholder shall be issued without Leave first granted by the Court in which such Decree, Judgment, or Order shall have been obtained, upon Motion in open Court, and after Notice of such Motion given to the Person sought to be charged: Provided always, that no Person having ceased to be a Shareholder of the

Extent of Liability of former Shareholders.

the Company shall be liable for the Payment of any Debt for which any such Judgment, Decree, or Order shall have been so obtained, for which he would not have been liable as a Partner, in case a Suit had been originally brought against him for the same, nor shall this Act be deemed to enable any Party to a Suit to recover from any individual Shareholder of the Company, or any other Person whomsoever, any other or greater Sum than might have been recovered if this Act had not been passed.

Reimbursement of individual Shareholders.

XIII. And be it enacted, That every Person against whom any such Execution shall have been issued shall be reimbursed out of the Funds or Property of the Company for all Monies paid, and for all Damages, Costs, and Expences incurred by him by reason of such Execution, or of the Action or Suit in which the same shall have issued, or, in default of such Reimbursement, by Contribution from the other Shareholders of the Company.

Individuals paying under Execution to recover against the Company.

XIV. And be it enacted, That if any such Execution be issued against any present or former Shareholder of the Company, and if, within Fourteen Days next after the levying of such Execution, he be not reimbursed, on Demand, out of the Funds or Property of the Company, all such Monies, Damages, Costs, and Expences as he shall have paid or incurred in consequence of such Execution, it shall be lawful for such Shareholder, or his Executors or Administrators, to sue out new or further Execution against the Estates, Funds, and Property of the Company, upon the Judgment or Decree on which Execution may have been issued against him, and thereby raise and pay what he may have been compelled to pay by means of such original Execution, together with Interest thereon, and his Costs, Damages, and Expences in that Behalf sustained, the Amount whereof shall be ascertained and certified by One of the Masters or other Officer of the Court out of which such Execution shall issue.

Contribution to be recovered from other Shareholders.

XV. And be it enacted, That if such Shareholder be not by the Means aforesaid fully paid all such Monies, with Interest, Damage, Costs, and Expences, as he shall have paid or incurred by reason of any such Execution, it shall be lawful for him, his Executors or Administrators, to divide the Amount thereof, or so much thereof as he shall not have been reimbursed, into as many equal Parts as there shall then be Shares in the Capital of the Company (not including Shares then under Forfeiture); and every Shareholder for the Time being of the Company, and the Executors or Administrators of every deceased Shareholder, shall, in proportion to the Number of Shares which they may hold in the Company, pay One or more of such Parts, upon Demand, to the Shareholder against whom such Execution shall have been issued, or to his Executors or Administrators, and upon Neglect or Refusal so to pay it shall be lawful for such Shareholder, his Executors or Administrators, to sue for and recover the same against the Shareholder, or the Executors or Administrators of any Shareholder, who shall so neglect or refuse as aforesaid, in any of Her Majesty's Courts of Record at *Westminster*, or in any other Court having Jurisdiction in respect of such Demand.

XVI. And

Further Remedy in case of Bankruptcy, &c. of Co-shareholders.

XVI. And be it enacted, That if the Shareholder or former Shareholder against whom any such Execution shall have issued, his Executors or Administrators, shall, by reason of the Bankruptcy or Insolvency of any Shareholder, or from any other Cause, but without any Neglect or wilful Default on his Part, be prevented from recovering any Proportion of the Monies, Costs, or Expences which he shall have so paid, it shall be lawful for him, his Executors or Administrators, again to divide the Amount of all such Monies, Costs, and Expences as shall not have been recovered by him or them into as many equal Parts as there shall then be Shares in the Capital of the Company (not including the Shares then under Forfeiture), except the Shares in respect of which such Default shall have happened; and every Shareholder for the Time being of the Company, and the Executors or Administrators of every deceased Shareholder, except as aforesaid, shall rateably, according to the Number of Shares which they shall hold in the Company, upon Demand, pay One or more such last-mentioned Parts to the Shareholder against whom such Execution shall have issued, his Executors or Administrators, and in default of Payment he or they shall have the same Remedies in all respects for the Recovery thereof as under the Provisions herein-before mentioned are given in respect to the original Proportions of such Monies, Damages, Costs, and Expences; and in the event of any Proportion of the said Monies, Damages, Costs, and Expences remaining unpaid by reason of any such Bankruptcy, Insolvency, or other Cause as aforesaid, such Shareholder, his Executors or Administrators, shall in like Manner from Time to Time, and by way of accumulative Remedy, have (*mutatis mutandis*) the same Powers of again dividing, and enforcing Payment of the Amount of such Proportion, until he or they shall in the End, if a former Shareholder, be fully reimbursed the whole of the said Monies, Costs, and Expences, and if a then Shareholder the whole excepting the Portions appertaining to Shares held by him.

Remedy for Shareholders who may be sued otherwise than under the Powers given by this Act.

XVII. Provided also, and be it further enacted, That in case any Action, Suit, or other Proceeding in respect of any Demand against the Company shall be instituted or prosecuted against any Shareholder or former Shareholder of the Company in any other Manner than under the Powers and Authorities herein-before given, and in case such Shareholder shall, by virtue of any Judgment or Decree in such Action, Suit, or other Proceeding, or under any Execution to be issued in respect thereof, or otherwise, pay any Sum of Money, Damages, Costs, or Expences, he shall, in respect of such last-mentioned Payment, be entitled to all such Indemnities, Rights, Powers, and Remedies in all respects, for reimbursing himself, or for enforcing Contribution, according as the Case may be, in respect of all Monies, Damages, Costs, or Expences so paid by him as aforesaid, as are herein-before given in Cases where Execution shall have issued upon any Judgment or Decree obtained in any Action, Suit, or other Proceeding instituted or prosecuted under the Powers given by this Act.

Criminal Proceedings to be in the

XVIII. And with regard to Proceedings of a criminal Nature to be instituted by the Company, be it enacted, That it shall be lawful for the

Name of the Company.

the Company, by the Secretary or One of the Directors for the Time being of the Company, to prefer and prosecute any Indictment or other criminal Proceedings against any Person for any Offence already committed or that shall hereafter be committed against the Company; and in any such Proceeding, if the same be for stealing or embezzling the Property of the Company, whether vested in them or in any Person in Trust for them, it shall be sufficient to state in the Indictment or Information that such Property, whether Money, Goods, Chattels, Effects, Bills, Notes, Securities, or other Property, is the Property of "*Stead*'s Patent Wooden Paving Company;" or if such Proceeding be for Fraud or Forgery, or other Crime or Offence committed against or with Intent to injure or defraud the Company, then it shall be sufficient to state that the Offence was committed against or with Intent to injure or defraud "*Stead*'s Patent Wooden Paving Company;" and thereupon any Offender, whether he be or have been a Shareholder of the Company or not, may be lawfully convicted of any such Crime or Offence.

Memorial to be enrolled.

XIX. And be it enacted, That within Twelve Months after the passing of this Act the Company shall cause to be enrolled in the High Court of Chancery a Memorial, verified as herein-after mentioned, of the Names, Residences, and Descriptions of the Directors and Secretary for the Time being of the Company, and of the Shareholders thereof; and when any new Director or Secretary shall be appointed the Company shall, within Three Months from the happening of such Event, cause to be in like Manner enrolled a Memorial of the Name, Residence, and Description of every such new Director or Secretary, specifying in whose Places they shall respectively have been appointed; and when any Persons shall cease to be Shareholders of the Company, or when any other Persons shall be admitted as Shareholders of the Company, the Company shall, within Three Months from the happening of such Event, cause to be enrolled in like Manner a Memorial of the Name, Residence, and Description of every Person so ceasing to be a Shareholder of the Company, and of every Person so admitted to be a Member thereof.

Several Matters in One Memorial.

XX. And be it enacted, That all or any of the Particulars aforesaid may be contained in the same Memorial.

Form of Memorials.

XXI. And be it enacted, That the several Memorials aforesaid shall be in the Form or to the Effect expressed in the Schedule annexed to this Act, and shall be signed by the Secretary, or One of the Directors of the Company, and shall be verified by a Declaration of such Secretary or Director before a Master of the High Court of Chancery, made pursuant to the Provisions of an Act passed in the Fifth Year of His late Majesty's Reign, intituled *An Act to repeal an Act of the present Session of Parliament, intituled 'An Act for the more effectual Abolition of Oaths and Affirmations taken and made in various Departments of the State, and to substitute Declarations in lieu thereof, and for the more entire Suppression of voluntary and extra-judicial Oaths and Affidavits;' and to make other Provisions for the Abolition of unnecessary Oaths*; and if any Declaration so made shall be false or untrue in any material

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Particular, the Person wilfully making such false Declaration shall be guilty of a Misdemeanor.

Evidence of Memorials.

XXII. And be it enacted, That a true Copy of the Enrolment of every such Memorial as aforesaid 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 shall purport to be verified was at the Time of such Verification the Secretary or One of the Directors of the Company.

Powers not to be exercised until Memorial enrolled.

XXIII. And be it enacted, That until the first Memorial shall have been duly enrolled in manner by this Act directed no Action or other Proceeding by or against the Company shall be commenced or prosecuted under the Authority of this Act.

Existing Liabilities to continue till new Memorials.

XXIV. And be it enacted, That until the Memorials by this Act required to be enrolled in the event of any Director, Secretary, or Shareholder of the Company ceasing to be such Director, Secretary, or Shareholder have been enrolled, the Persons whose Names shall appear in the then last enrolled Memorial, and their legal Representatives, shall be liable to all legal Proceedings under this Act as existing Shareholders of the Company, and shall be entitled to be reimbursed out of the Funds or Property of the Company for all Losses sustained in consequence thereof.

Power for Directors to execute Powers of Attorney to recover Foreign Debts.

XXV. And be it further enacted, That it shall be lawful for any Two or more of the Directors of the Company from Time to Time to sign or seal or in any Manner execute Powers of Attorney or other Instruments, thereby empowering any Person to apply for, recover, and receive, and to institute and carry on Actions, Suits, and Proceedings in or before any Court or Tribunal in any Foreign Country for the Purpose of recovering or compelling Payment or Delivery of any Sums of Money, Property, or Effects now or hereafter to be belonging or owing to the Company, or to any Person on behalf thereof, and to act in relation to the Company with all such Powers and Authorities as may be necessary or expedient, which said Powers of Attorney and Instruments, and all Things done by virtue thereof, shall be binding on the Company.

Secretary or any Director of the Company may grant Releases to Witnesses.

XXVI. And be it enacted, That in all legal Proceedings under this Act or otherwise against or by or on behalf of the Company, and in all Arbitrations or other Proceedings arising out of any such legal Proceedings, it shall be lawful for the Secretary for the Time being of the Company, or any Director thereof, in his own Name, on behalf of the Company, to execute such general or other Releases as may be deemed necessary to qualify any Person to give Evidence as a Witness in any such Proceedings, and also to do any other Act which any Plaintiff or Defendant may do in any Action, Suit, Prosecution, Arbitration, or other Proceeding; and every such Release or Act shall be valid and effectual, and be binding upon the Company.

Act to apply to all future Members of the Company.

XXVII. And be it further enacted, That this Act and the Provisions herein contained shall extend and be construed to extend to the said Company called "*Stead*'s Patent Wooden Paving Company" at all Times during the Continuance of the same, whether the said Company hath been or be now or shall hereafter be composed of all or some of the Persons who were the original Members thereof, or of all or some of those Persons together with some other Persons, or whether such Company shall hereafter be composed altogether of Persons who were not original Members of the same, or of Persons all of whom shall become Members after the passing of this Act.

Power to sue during winding up, in case of Dissolution.

XXVIII. And for the Purpose of making Provisions for Suits by or against the Company during the winding-up of the Concerns thereof, in the event of its Dissolution, be it enacted, That, notwithstanding such Dissolution, the Company shall be considered as subsisting for the Purpose of winding-up the Affairs thereof, and may sue and be sued according to the Provisions of this Act so long as any Matters relating to such Company remain unsettled.

Not to extend to incorporate the Company.

XXIX. Provided always, and be it further enacted, That nothing herein contained shall extend to incorporate the Company, or to relieve or discharge the Company or any of the Members thereof respectively from any Responsibility, Contracts, Duties, or Obligations whatsoever to which by Law they now are or at any Time hereafter may be subject or liable, either as between such Company and other Parties, or as between the Company and any of the individual Members of such Company and others, or among themselves, or in any other Manner howsoever.

Service of Notice on the Company.

XXX. And be it further enacted, That in all Cases wherein it may be necessary for any Person to serve any Notice, Writ, or other Proceeding at Law or in Equity, or otherwise, upon the Company, Service thereof respectively on the Secretary or any Director for the Time being of the Company, either personally or by leaving the same with some Inmate of his Place of Abode, or Service by leaving the same at the principal Office of the Company in *London*, shall be deemed good Service of the same on the Company.

Rectifying Mistake in first-recited Letters Patent.

XXXI. And whereas the Specification under the said first-recited Letters Patent was enrolled Six Months after the Date thereof, instead of Four Months after the Date thereof, as provided by the said Letters Patent; and the Non-enrolment in due Time of such Specification arose from Inadvertence, and wrong Information given to the said *David Stead*, the Grantee of the said Letters Patent, who was absent in Foreign Parts at the Period of the Expiration of Four Months after the Date of the said Letters Patent; and it is expedient that such Letters Patent should notwithstanding be rendered valid to the Extent and in manner herein-after mentioned; be it therefore enacted, That the said Letters Patent shall, during the Remainder of the Term of Fourteen Years therein mentioned, be considered, deemed, and taken

to be as valid and effectual to all Intents and Purposes as if the Specification thereunder, so enrolled by the said *David Stead* Six Months after the Date thereof, had been enrolled within Four Months after the Date thereof.

Expences of Act how to be paid.

XXXII. 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 Monies subscribed or to be subscribed for the Purposes of this Act.

Construction of the Words in this Act.

XXXIII. And be it enacted, That in construing this Act Words importing the Singular Number shall include the Plural Number, and Words importing the Plural Number shall include the Singular Number; and Words importing the Masculine Gender shall include the Female Gender; and the Word "Plaintiff" shall include Pursuer and Petitioner; and the Word "Defendant" shall include Defendant and Respondent; and the Word "Execution" shall include Diligence or other Proceeding proper for giving Effect to any Judgment, Decree, or Order of a Court of Justice; and the Expression "the Company" shall mean "*Stead*'s Patent Wooden Paving Company;" unless in any of the Cases aforesaid there be something in the Subject or Context repugnant to such Construction.

This Act to be subject to the Provisions of any general Act.

XXXIV. And be it further enacted, That nothing herein contained shall be deemed or construed to exempt the said Company from the Provisions of any general Act relating to Joint Stock Companies which may pass during the present or any future Session of Parliament.

Public Act.

XXXV. 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.

The SCHEDULE to which the foregoing Act refers.

MEMORIAL made the Day of One thousand eight hundred and of the Names and Descriptions of the present Directors, Secretary, and Proprietors of "Stead's Patent Wooden Paving Company," enrolled pursuant to an Act of Parliament passed in the Year of the Reign of Her Majesty Queen Victoria, intituled [*here insert the Title of this Act*].

A. B. of
C. D. of
&c. &c. } Directors.

E. F. of Secretary.

G. H. of
I. K. of
&c. &c. } Proprietors.

I of one of the Directors [*or* Secretary of the said Company], do solemnly and sincerely declare, That the above-written Memorial contains the Names and Descriptions of the present Directors, Secretary, and all the present Proprietors of the said Company; and I make this solemn Declaration conscientiously believing the same to be true.

(Signed) *A. B.*

Solemnly declared before me,
X. Y. Master [*or* Master Extraordinary] in Chancery.

In the Case of Appointment of new Directors or Secretary.

MEMORIAL made the Day of One thousand eight hundred and of the Names and Descriptions [*or* the Name and Description] of Persons [*or* a Person] who have [*or* hath] become Directors [*or* Director *or* Secretary] of "Stead's Patent Wooden Paving Company," enrolled pursuant to an Act of Parliament passed in the Year of the Reign of Queen Victoria, intituled [*here insert the Title of this Act*].

L. M. of
N. O. of
&c. &c. } Directors.

or

L. M. of
P. Q. of } Director. Secretary.

I of one of the Directors [*or* Secretary of the said Company], do solemnly and sincerely declare, That the above-written Memorial contains the Names and Descriptions [*or* Name and Description] of the Persons [*or* a Person] who have [*or* hath] become Directors [*or* a Director *or* Secretary] of the said Company in the Place of and I make this solemn Declaration conscientiously believing the same to be true.

(Signed) *A. B.*

Solemnly declared, *&c.*

N. B.—The last Memorial as to new Directors [*or* to a new Director *or* Secretary] was enrolled on the Day of

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In case of Persons ceasing to be Proprietors.

MEMORIAL made the Day of One thousand eight hundred and of the Name and Description [*or* Names and Descriptions] of the Person [*or* Persons] who hath [*or* have] ceased to be a Proprietor [*or* Proprietors] of "Stead's Patent Wooden Paving 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 insert the Title of this Act*].

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

I of one of the Directors [*or* Secretary] of the said Company, do solemnly and sincerely declare, That the above-written Memorial contains the Name and Description [*or* Names and Descriptions] of the Person [*or* Persons] as the same appear in the Books of the said Company, who hath [*or* have] ceased to be a Proprietor [*or* 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.

(Signed) *A. B.*

Solemnly declared, *&c.*

N. B.—The last Memorial as to the ceasing and discontinuing of Proprietors was enrolled on the Day of

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In case of Persons becoming Proprietors.

MEMORIAL made the Day of One thousand eight hundred and of the Name and Description [*or* Names and Descriptions] of the Person [*or* Persons] who hath [*or* have] become a Proprietor [*or* Proprietors] of "Stead's Patent Wooden Paving Company" since the Day of One thousand eight hundred and (being the Date of the Memorial last enrolled of the Names of Parties being or becoming Proprietors of the said Company), enrolled pursuant to an Act of Parliament passed in the Year of Her Majesty Queen Victoria, intituled [*here insert the Title of this Act.*]

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

I of one of the Directors [*or* Secretary] of the said Company, do solemnly declare, That the above-written Memorial contains the Name and Description [*or* Names and Descriptions] of the Person [*or* Persons] as the same appear in the Books of the said Company, who hath [*or* have] become a Proprietor [*or* 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.

(Signed) *A. B.*

Solemnly declared, *&c.*

N. B.—The last Memorial as to new Proprietors was enrolled on the Day of

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In case of memoralizing several Changes at the same Time.

MEMORIAL made the Day of One thousand eight hundred and of the Name and Description of the Persons [*or* Person] who have [*or* hath] become Directors [*or* a Director] of "Stead's Patent Wooden Paving Company," and the Name and Description of the Person who hath become Secretary of the said Company, and of the Name and Description [*or* Names and Descriptions] of the Person [*or* Persons] who hath [*or* have] ceased to be a Proprietor [*or* Proprietors] of the said Company, and of the Name and Description [*or* Names and Descriptions] of the Person [*or* Persons] who hath [*or* have] become a Proprietor [*or* Proprietors] of the said Company, enrolled pursuant to an Act passed in the Year of the Reign of Her Majesty Queen Victoria, intituled [*here insert the Title of this Act*].

NAMES of the new Directors and of the Persons in whose Places they have been appointed.

A. A. of
B. B. of
&c. &c.

NAME and Description of the new Secretary.

C. C. of

NAME and Description of Parties ceasing to be Proprietors of the said Company.

D. D. of
E. E. of
F. F. of
&c. &c.

NAME and Description of Parties being or becoming Proprietors of the said Company.

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

I of one of the Directors or Secretary of the said Company, do solemnly and sincerely declare, That the above-written Memorial contains the Names and Descriptions of the Persons [*or* Person] who have [*or* hath] become Directors [*or* a Director] in the Place of [*here state the Names or Name of the Persons or Person in the Place of whom the new Directors or Director shall have succeeded to Office*], and of the Person who hath become Secretary in the Place of [*here state the Name of the Person in the Place of whom the new Secretary shall have succeeded to Office*], and of the Person [*or* Persons] who hath [*or* have] ceased to be a Proprietor [*or* Proprietors] of the said Company, and of the Person [*or* Persons] who hath [*or* have] become a Proprietor [*or* 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.

(Signed) *A. B.*

Solemnly declared, *&c.*

N.B.—The last Memorial as to new Directors was enrolled on the Day of .
The last Memorial as to the new Secretary was enrolled on the Day of .
The last Memorial as to the ceasing and discontinuing of Proprietors was enrolled on the Day of .
The last Memorial as to the new Proprietors was enrolled on the Day of .

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