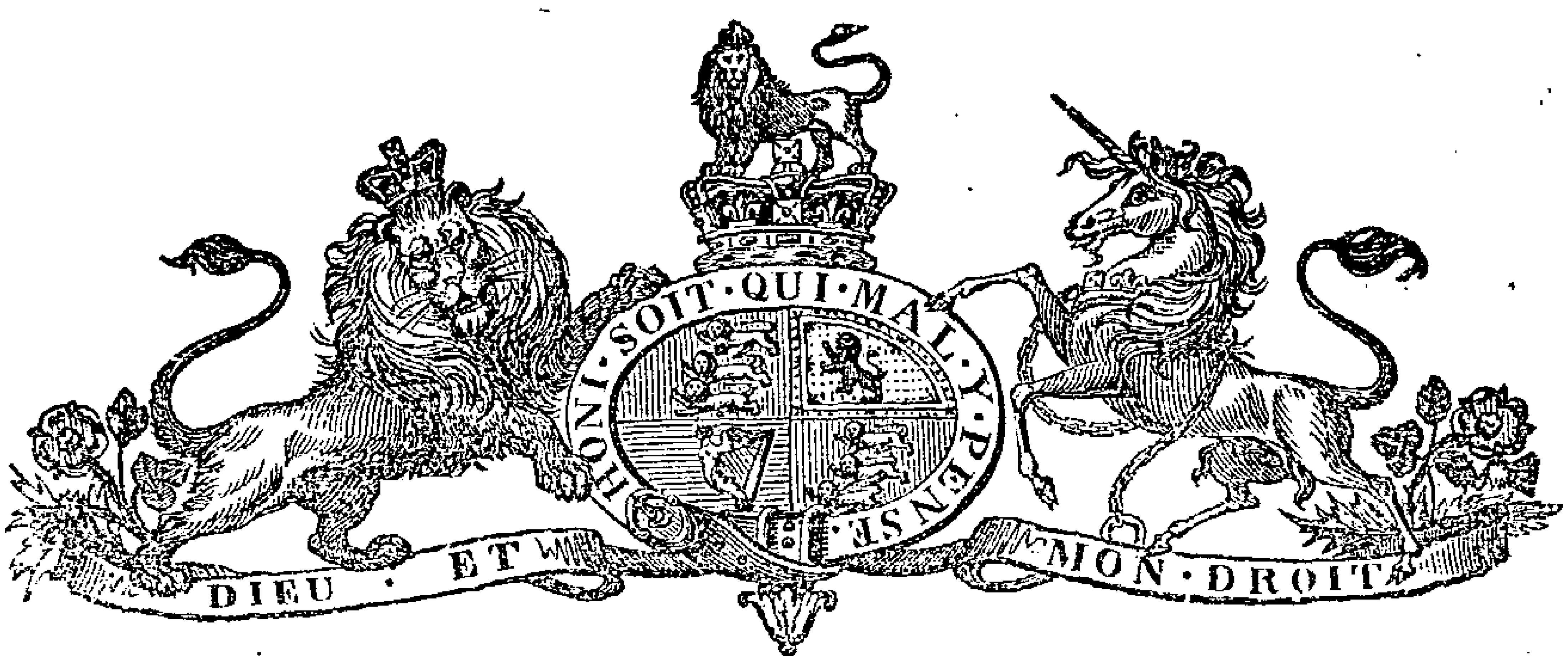


ANNO DECIMO QUARTO & DECIMO QUINTO

VICTORIÆ REGINÆ.

****

Cap. lxv.

An Act for extending the Provisions of the *Weston-super-Mare* Improvement and Market Act, and for granting further Powers relating to the Sewage of the Town. [3d *July* 1851.]

WHEREAS an Act was passed in the Fifth Year of the Reign of Her present Majesty, intituled *An Act for paving, lighting, watching, cleansing, and otherwise improving the Town of* Weston-super-Mare *in the County of* Somerset, *and for establishing a Market therein:* And whereas it is expedient that some of the Provisions of the said Act should be altered and amended, and that further Powers should be granted for the better and more effectual Disposition and Appropriation of the Sewage of the said Town, and that the Limits of the said Act should be extended to additional Lands within the said Parish; but the same 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; that is to say,

5 & 6 Vict. c. 20.

I. That this Act shall commence on the Fourth *Monday* next after the passing thereof.

Commencement of this Act.

Short Titles of recited Act and this Act.

II. That in citing the recited Act for any Purpose it shall be sufficient to use the Expression "The *Weston-super-Mare* Improvement and Market Act, 1842," and in citing this Act it shall be sufficient to use the Expression "The *Weston-super-Mare* Improvement and Market Act, 1851."

Provisions of recited Act extended to this Act.

III. That the Provisions and Enactments contained in the recited Act shall, unless expressly varied, extend to this Act, and be deemed a Part thereof, in like Manner as if the same Provisions and Enactments were in this Act expressly re-enacted.

The Expression "Superior Courts" extended to "County Courts."

IV. That in all Cases in which by the recited Act Jurisdiction is given to the "Superior Courts," or "Her Majesty's Courts of Record at *Westminster*," "the County Court" having Jurisdiction within the Limits of this Act, in as far as such Court shall be competent, shall also have Jurisdiction over such Cases.

As to First and other Meetings of Commissioners.

V. And with respect to the Meetings of the Commissioners, the Section numbered Twenty, fixing the first and other Meetings, and the Section numbered Twenty-four, relative to the Expenses at Meetings, in the Copies of the recited Act printed by the Printers to the Queen's most Excellent Majesty, shall be repealed; and in the Place thereof a General Meeting of the Commissioners shall be held on the Second *Wednesday* in each Month, between the Hours of Ten of the Clock in the Forenoon and Two of the Clock in the Afternoon, at some convenient Place within the said Town, and the Commissioners present may from Time to Time adjourn such Meeting to such Time, and to be held at such Place within the said Town, as they may think proper; and if at any such Meeting there shall not be Five Commissioners present within One Hour after the Time appointed for such Meeting, then it shall be lawful for the Commissioners present, or the major Part of them, or any One Commissioner if only One be present, to adjourn such Meeting to another Day, and if the Meeting shall not be adjourned then it shall be lawful for any Two of the Commissioners or the Clerk to appoint a Meeting to be held at any convenient Place within the said Town, and not less than Seven Days Notice shall be given of such intended Meeting.

Power of making Byelaws extended.

VI. That the Power by the recited Act given to the Commissioners to make Byelaws for regulating the carrying on of their Business and the Business of their Committees, and of imposing Forfeitures and Fines upon their Officers and Servants or other Persons in their Employ offending against the same, shall be extended to the making of Byelaws and the imposing of Forfeitures and Fines on the Commissioners.

VII. That

Commissioners may provide public Offices, &c.

VII. That the Commissioners may from Time to Time provide and maintain fit and convenient public Offices, together with all necessary and proper Furniture for the same, for holding the Meetings and transacting the Business of the Commissioners, and for the Use of their Officers, and for the holding of such public Meetings and transacting such public Business relating to the Town as the Commissioners shall from Time to Time, under the Powers of the recited Act or this Act, direct or allow to be held or transacted therein, and for such Purpose may purchase or hire any Lands or Buildings which the Commissioners think necessary from any Person willing to sell or let the same, or may cause any new Building to be erected upon any Land purchased or hired under the Provisions of the recited Act or this Act, or otherwise belonging to the Commissioners.

Voting Papers to be provided.

VIII. That at every Election of Commissioners under the Provisions of the recited Act and this Act the Commissioners shall cause to be printed a sufficient Number of Voting Papers in Blank in the Form given in the Schedule (A.) to this Act annexed or to the like Effect, and the Commissioners shall furnish, on Demand, a Copy of such Voting Paper to each Person entitled to vote at such Election; and if at any Time before the Hour of Four of the Clock One Hour have elapsed during which no Polling Paper has been tendered at such Place of Voting, the Clerk to the Commissioners or the Person duly authorized to receive such Votes may close the Voting or Poll.

Qualification of Commissioners.

IX. And with respect to the Qualification of Commissioners and of Commissioners neglecting to act, the Sections numbered respectively Two, Eight, and Twelve relative thereto in the Copies of the recited Act printed by the Printers to the Queen's most Excellent Majesty shall be repealed, and in the Place thereof every Commissioner for executing the recited Act and this Act shall be a resident Inhabitant within the Limits of this Act rated to the Rates made for the Relief of the Poor of the Parish of *Weston-super-Mare* in the annual Sum of Forty Pounds or upwards, or be seised or possessed or in the Enjoyment of the Rents and Profits of Lands and Hereditaments within the Limits of this Act of the clear annual Value of Thirty Pounds above Reprizes for an Estate not less than a Life in being for his own Use or as a Trustee.

Declaration by Commissioners.

X. That no Person shall be capable of acting as a Commissioner (except in administering the Declaration herein-after mentioned) until he shall have made and signed before One of the Commissioners a Declaration to the Effect set forth in the Schedule (A.) to this Act annexed.

As to Commissioners neglecting to act.

XI. That if any Commissioner fail to attend a Meeting of the Commissioners for Six Months such Commissioner shall be deemed to

to have refused to act, and thereupon shall cease to be a Commissioner until he shall be re-elected a Commissioner.

Power to borrow on Mortgage.

XII. That it shall be lawful for the Commissioners from Time to Time to borrow at Interest on Mortgage of the several Rates, Tolls, Rents, or Assessments by the recited Act and this Act granted, and other Property vested in the Commissioners, in addition to any Money which they have borrowed or are authorized to borrow under the Provisions of the recited Act, any Sum of Money which shall not exceed the Sum of Seven thousand Pounds, and in the event of any Part of such Money being repaid by the Commissioners to reborrow the same, and so *toties quoties*, but so nevertheless that there shall not be owing on the Security aforesaid, in addition to the Money authorized to be borrowed by the recited Act, any more than the Sum of Seven thousand Pounds in the whole at any One Time; and for securing the Repayment of the Monies so borrowed, with Interest, the Commissioners or any Five of them may assign over or mortgage the said Rates, Tolls, Rents, Assessments, and Property, or any Part thereof, to the Person who shall advance or lend such Money or any Part thereof, or his Trustee, as a Security for the Payment of the Money to be so borrowed, together with Interest for the same.

Form of Mortgage.

XIII. That every such Assignment or Mortgage shall be by Deed, duly stamped, in which the Consideration shall be truly stated, and every such Deed shall be under the Hands and Seals of Five of the Commissioners; and the Form of every such Assignment or Mortgage, the Grant of every Annuity, and the Transfer of the same respectively, may be in the Form prescribed in the Schedule (A.) to this Act annexed, or to the like Effect.

Former Mortgages to have Priority.

XIV. That all Assignments or Mortgages already granted in pursuance of the recited Act shall during the Continuance thereof have Priority over every Assignment or Mortgage to be created by virtue of this Act.

Application of Money borrowed under the Authority of this Act.

XV. That the Money to be borrowed under the Authority of this Act shall be applied in more effectually draining the District within the Limits of this Act, and erecting Buildings, Cesspools, Tanks, or other Receptacles for such Purpose, in erecting Slaughter-houses and Weighing Engines, in providing a Police Station, in making a Landing Slip, and providing Land for such respective Purposes, in forming Roads and Footpaths, in erecting any public Sea Walls which the Commissioners may be authorized or required to erect, and in laying down Pipes, and for the Erection of Lamp Posts for more effectually lighting the District within the Limits of this Act.

XVI. That

On Appeal against Accounts of Commissioners, Justices may make an Order as to Costs.

XVI. That upon any Appeal being made to any General Quarter Sessions of the Peace in pursuance of the recited Act against any Part of the Accounts of the Commissioners, it shall be lawful for the Justices of the Peace at such Sessions to hear and determine such Appeal, and to make such Order therein as they think fit respecting the Payment of Costs, and such Determination and Order shall be final.

Limits of the Act.

XVII. That the Limits of the Town of *Weston-super-Mare* for the Purposes of the recited Act and this Act shall comprehend so much of the present Village, Hamlet, or Township of *Weston-super-Mare* as are coloured Green on a Map or Plan thereof, signed by *William Miles* Esquire, One of the Members of Parliament for the Eastern Division of the County of *Somerset*, and deposited in the Office of the Clerk of the Peace for the County of *Somerset* to the end that all Persons may at all seasonable Times have Liberty to inspect the same, and to take Copies thereof or Extracts therefrom; and the said Map or Plan, or any Copy thereof or of any Part thereof, certified by such Clerk of the Peace to be a Copy thereof, shall be good Evidence in all Courts of Law or Equity; and a Copy of such Plan shall also be deposited with the Churchwardens for the Time being of the Parish of *Weston-super-Mare*; and the Provisions of the recited Act therein made applicable to the Limits of such Act shall henceforth be applicable and apply to the Limits in this Act described.

Provisions of 8 & 9 Vict. c. 18. incorporated with this Act.

XVIII. That "The Lands Clauses Consolidation Act, 1845," except such Parts thereof as are repugnant to or inconsistent with any of the Purposes or Provisions of this Act, shall be incorporated with and form Part of this Act: Provided always, that nothing in the said Lands Clauses Consolidation Act or in this Act contained shall authorize the Commissioners to take or use any Lands without the Consent in Writing of the Owners and Occupiers thereof, except such as are specified in the Schedule (B.) to this Act annexed.

Power to Commissioners to take Lands in Schedule (B.) for Purposes of this Act.

XIX. And for the Purpose of enabling the Commissioners to construct and provide a Receptacle for Sewage and Slaughter-houses and Weighing Engines, with Approaches to the same, the Commissioners may from Time to Time enter upon, take, and use for any of the Purposes of the recited Act or this Act such of the Lands specified in the Schedule (B.) to this Act annexed as they think proper.

Period for compulsory Purchase of Lands limited.

XX. That the Powers of the Commissioners for the compulsory Purchase of Lands for the Purposes of the recited Act and of this Act shall not be exercised after the Expiration of Three Years from the passing of this Act.

Power to Commissioners to take Lands by Agreement.

XXI. That in addition to the Lands specified in the Schedule (B.) to this Act annexed, the Commissioners may from Time to Time purchase and take, either absolutely, or, in case the Owner of the Lands shall be entitled to dispose of the same absolutely for his own Use and Benefit, by way of Lease, but only by Agreement, according to the Provisions incorporated with this Act of "The Lands Clauses Consolidation Act, 1845," any Lands which they may require for any Markets, Market Places, Slaughter-houses, Weighing Engines, Approaches, Offices, Buildings, Works, or Conveniences authorized by the recited Act or this Act, and for any other Purposes of this Act as they think proper; and the Consideration for any such Purchase or Lease may be either Money, or, in the event of the Person selling or leasing being able to dispose of the Lands sold or leased absolutely for his own Use and Benefit, either any Land or Premises for the Time being belonging to or at the Disposal of the Commissioners, or any yearly or other Rent, or a mixed Consideration of Money, Land, or Premises and Rent, or any of them; and on any such Purchase or Lease for which any Land or Premises are the Consideration, or Part of the Consideration, the Commissioners may accept any Money in the way of Equality of Exchange.

Power to provide Receptacles for Sewage Water, &c.

XXII. That it shall be lawful for the Commissioners from Time to Time, as they may think fit, to construct, provide, and maintain upon any Land belonging to or to become vested in them by virtue of the recited Act or this Act such Buildings, Cesspools, Tanks, or other Receptacles as may be necessary for the Purpose of collecting and depositing the Sewage Water and Refuse from the Drains and Sewers and other Places within the Limits of this Act, and also such Apparatus and Machinery as they may think necessary or requisite for disinfecting the same, and therewith to disinfect the same, and to provide, lay, and maintain such Pipes, Pumps, and Apparatus in such Manner and in such Places as may be necessary for the collecting and distributing the same on any Land belonging to or in the Occupation of the Commissioners, or for Sale, Lease, or otherwise to any Person who may from Time to Time agree with the Commissioners to take the same by Sale, Lease, or otherwise: Provided always, that, notwithstanding anything in this Act contained, it shall not be lawful for the Commissioners to construct, provide, or maintain any such Buildings, Cesspools, Tanks, or other Receptacles within the Space of Four hundred and fifty Yards from a certain House now belonging to and in the Occupation of *Joseph Edgar* Esquire, called *Swiss Villa* in *Weston-super-Mare*, without the Consent in Writing of the said *Joseph Edgar*, his Heirs or Assigns, first had and obtained.

XXIII. That

Power to Commissioners to contract for Sale of Sewage.

XXIII. That it shall be lawful for the Commissioners from Time to Time to contract and agree with any Person for the Sale of the Sewage and Refuse of the Sewers vested in or belonging to them, or of the Manure, Dung, Soil, or Filth vested in them, or of which they may have Power to dispose to any Person willing to take or purchase the same, on such Terms, for such Period, and subject to such Agreements and Conditions as to the Manufacture thereof into Manure, or the Payments to be made to the Commissioners out of any Profit which may arise from the Manufacture and Sale thereof as Manure, or the Erection of any Buildings, Cesspools, Tanks, or other Receptacles, Apparatus, and Machinery necessary for the Purpose of receiving or storing such Sewage or Manure, or the Expense of lifting the said Sewage or the disinfecting the same, and to grant such a Lease or Sublease or Assignment of any Land purchased by the Commissioners, or of which they may themselves be Lessees, Owners, or Occupiers under the Powers of the recited Act and this Act, or other Matters relating thereto, as any such Person and the Commissioners may mutually agree upon, and without rendering the Commissioners liable as Partners with any such Person by reason of any Payments which may be made to the Commissioners out of any Profit to arise from the Manufacture or Sale of such Manure: Provided always, that every such Contract shall be for a Period not exceeding Twenty-one Years.

Power to Commissioners to make Drains, on Application of Owners, &c., to any House.

XXIV. That if the Owner or Occupier of any House within the Limits of this Act shall apply to the Commissioners to construct or form a Drain from such House to any Common Sewer or Drain belonging to the Commissioners, and shall likewise offer to pay to the Commissioners the Expense that may be incurred in the Construction and Formation of such Drain, the Commissioners shall and they are hereby required with all convenient Speed to construct and form such Drain, and to allow the Sewage and Drainage from such House to drain into such Common Sewer or Drain belonging to them.

Power to Commissioners to cause Pounds to be erected.

XXV. That it shall be lawful for the Commissioners to erect One or more Pounds within the Limits of this Act, and such Pounds when made shall be kept in repair by the Commissioners, and appropriated by them for ever as Pounds for the Use of the Inhabitants within such Limits.

Power to provide public Clocks.

XXVI. That the Commissioners may from Time to Time provide such Clocks as they consider necessary, and cause them to be fixed upon or against any public Building, or, with the Consent of the Owner or Occupier, upon or against any private Building the Situation of which may be convenient for that Purpose, and may cause the Dials thereof to be lighted at Night, and from Time to Time alter and remove any such Clocks to such other like Situation as the Commissioners consider expedient.

XXVII. And

Power to provide Pumps, &c.

XXVII. And with respect to enabling the Commissioners to support and repair Wells and Pumps, the Section numbered Two hundred and twenty-two relative thereto in the Copies of the recited Act printed by the Printers to the Queen's most Excellent Majesty shall be repealed, and in the Place thereof it shall be lawful for the Commissioners to sink and make, and from Time to Time to support and repair, such Wells and Pumps, Tanks and Receptacles for Water, within the Limits of this Act, as they may think proper, and to keep the same supplied with Water for the free Use of the Inhabitants thereof, or for such other public Purpose as the Commissioners shall direct.

Provisions of 10 & 11 Vict. c. 34. with respect to Slaughter-houses incorporated with this Act.

XXVIII. And with respect to Slaughter-houses,—

The following Section of "The Towns Improvement Clauses Act, 1847," shall be incorporated with this Act:

The Section numbered One hundred and thirty-one in the said Act.

Provisions of 10 & 11 Vict. c. 34. with respect to Nuisances incorporated with this Act.

XXIX. And with respect to the Prevention of Nuisances,—

The following Sections of "The Towns Improvement Clauses Act, 1847," shall be incorporated with this Act:

The Section numbered One hundred in the said Act:

But nothing in the said Section shall extend or apply to Dung, Soil, or Refuse placed upon Farm Lands used for agricultural Purposes:

Also the Section numbered One hundred and one in the said Act:

Also the Section numbered One hundred and two in the said Act:

Also the Section numbered One hundred and four in the said Act:

Also the Section numbered One hundred and five in the said Act:

Also the Section numbered One hundred and six in the said Act:

And the Section numbered One hundred and seven in the said Act.

Provision of recited Act as to Obstructions, &c. in the Streets repealed, and certain Provisions of 10 & 11 Vict. c. 89. incorporated with this Act.

XXX. And with respect to Obstructions and Nuisances in the Streets,—

The Section numbered Two hundred relative thereto in the Copies of the recited Act printed by the Printers to the Queen's most Excellent Majesty shall be repealed, and in the Place thereof the following Sections of "The Towns Police Clauses Act, 1847," shall be incorporated with this Act:

The Section numbered Twenty-eight in the said Act:

And the Section numbered Twenty-nine in the said Act.

Penalty on Persons causing Dogs to draw Vehicles, &c.

XXXI. That every Person who causes any Dog to draw any Vehicle or carry any Burden shall be liable to a Penalty not exceeding Forty Shillings, or, in the Discretion of the Justice before whom he is convicted, may be committed to Prison, there to remain for not exceeding Fourteen Days.

XXXII. And

Certain Provisions of 10 & 11 Vict. c. 34. as to public Baths, &c. incorporated with this Act.

XXXII. And with respect to public Bathing Places and Drying Grounds,—

The following Sections of "The Towns Improvement Clauses Act, 1847," shall be incorporated with this Act:

The Section numbered One hundred and thirty-six in the said Act:

Also the Section numbered One hundred and thirty-seven in the said Act:

Also the Section numbered One hundred and thirty-eight in the said Act:

Also the Section numbered One hundred and thirty-nine in the said Act:

Also the Section numbered One hundred and forty in the said Act:

And the Section numbered One hundred and fifty-one in the said Act.

Provision of 10 & 11 Vict. c. 89. as to Bathing Machines incorporated.

XXXIII. And with respect to public Bathing,—

The following Section of "The Towns Police Clauses Act, 1847," shall be incorporated with this Act:

The Section numbered Sixty-nine in the said Act.

Sale elsewhere than in the Markets prohibited.

XXXIV. And with respect to prohibiting the Sale of Provisions elsewhere than in the Market, for leasing the Market, and fixing the Time for holding the same, the Sections numbered respectively Two hundred and twenty-eight, Two hundred and forty-seven, and Two hundred and forty-nine relative thereto in the Copies of the recited Act printed by the Printers to the Queen's most Excellent Majesty shall be repealed, and in the Place thereof while any Market Place shall be opened for public Use under the Authority of the recited Act or this Act no Person other than a licensed Hawker shall sell or expose to Sale in any Place within the Limits of this Act, except in such Market Place or in his own Dwelling House or Shop, any Provisions or other Goods or Commodities mentioned in the Schedule (F.) to the recited Act annexed; and any Person other than a licensed Hawker who shall sell or expose to Sale any of the Articles aforesaid in any Place within such Limits, except in the Markets of the Commissioners or his own Dwelling House or Shop, shall for every such Offence be liable to a Penalty not exceeding Forty Shillings: Provided always, that no Person shall be prohibited from selling Fish, Fruit, Vegetables, Poultry, Butter, or Eggs carried by Hand in Hand-baskets or in other Things from Door to Door within the Limits of this Act (on any other Day except on Market Days) if he has paid the Market Tolls or Duties mentioned in the Schedule (F.) to the recited Act annexed.

Power to let Market Places, &c.

XXXV. That it shall be lawful for the Commissioners from Time to Time to demise and let their Market Places and Slaughter-houses, Weighing

by public Tender.

Weighing Houses or Places and Machines, or any of them, or the Stallages, Rents, or Tolls, or any of them, by public Tender for any Period not exceeding Seven Years, upon such Terms as the Commissioners shall determine.

Market Days.

XXXVI. That the Commissioners shall in any Market Place or Market House opened for public Use under the Provisions of the recited Act or this Act hold the Markets therein on *Tuesday*, on *Thursday*, and on *Saturday* in every Week, and on such other Days and during such Hours in each Day as the Commissioners from Time to Time appoint: Provided always, that no Market shall be held on any *Christmas Day* or *Good Friday*, or on any Day appointed for a Public Fast or Thanksgiving.

Fee on Licences.

XXXVII. And with respect to the Fee to be paid for the Licence of Hackney Coaches or Carriages, the Section numbered Two hundred and fifty-nine in the Copies of the recited Act printed by the Printers to the Queen's most Excellent Majesty shall be repealed, and in the Place thereof for every Licence issued under the Provisions of the recited Act there shall be paid to the Clerk of the Commissioners a Sum not exceeding Five Shillings.

Publication of Byelaws.

XXXVIII. And with respect to the Publication of Byelaws, the Section numbered Two hundred and sixty-eight, directing how the Byelaws shall be published, in the Copies of the recited Act printed by the Printers to the Queen's most Excellent Majesty, shall be repealed, and in the Place thereof a Copy of every Byelaw made under the Authority of the recited Act or this Act shall be painted on Boards, or printed on Paper and affixed on Boards, and affixed or suspended in each of the Market Places of the Commissioners and in the Town Hall, and such Boards shall be renewed from Time to Time; and in case the Clerk to the Commissioners shall not permit such Byelaws to be inspected at all reasonable Times he shall for every such Offence be liable to a Penalty not exceeding Five Pounds.

Rate not to exceed 2*s.* in the Pound.

XXXIX. And with respect to the Proportion at which Houses and Lands are to be rated, and the Limitation of such Rate, the Sections numbered respectively Two hundred and eighty-eight and Two hundred and eighty-nine relative thereto in the Copies of the recited Act printed by the Printers to the Queen's most Excellent Majesty shall be repealed, and in the Place thereof the Rates or Assessments to be made by the Commissioners, exclusive of the Liquidation Rates herein-after mentioned, shall not exceed in any One Year the Sum of Two Shillings in the Pound on the annual Value of any Property rated under the Authority of the recited Act and this Act.

XL. That

Proportion at which Lands and Houses are to be rated.

XL. That the Owners and Occupiers of the Houses, Tenements, and Land called or known by the Name of *Knightstone* in *Weston-super-Mare*, now claimed to belong to the Trustees of the late *Edward Long Fox*, Doctor of Medicine, shall be rated in respect of the same in the Proportion of One Third Part only at which the same shall be rated or assessed to the Relief of the Poor of the Parish of *Weston-super-Mare*, and the Owners and Occupiers of Land used as Arable, Meadow, or Pasture Ground only, or as Woodlands or Market Gardens or Nursery Grounds, shall be rated in respect of the same in the Proportion of One Fourth Part only at which the same shall be rated or assessed to the Relief of the Poor of the Parish of *Weston-super-Mare*.

Rates not to be paid in respect of Houses unless there is a public Lamp within 150 Yards.

XLI. That the Owner or Occupier of any House shall not be rated for the Purposes of the recited Act and this Act in respect of such House at a higher Rate than Land is authorized to be rated until such House shall have a public Lamp lighted, under the Authority of the recited Act and this Act, within One hundred and fifty Yards of such House.

Money to be raised to pay off Money borrowed and to be borrowed.

XLII. That in order to discharge the Principal Money borrowed under the Powers of the recited Act, and the Principal Money which may be borrowed under the Powers of this Act, the Commissioners shall make in each Year after the passing of this Act the respective Rates following; (that is to say,) until the Money borrowed under the Powers of the recited Act is fully paid off the Commissioners shall make once in every Year One equal Rate or Assessment upon the Occupiers of all Houses, Buildings, and Property whatsoever liable to be rated under the Provisions of the recited Act, which Rate or Assessment shall be of such Amount as will pay off the Money so borrowed in Thirty Years, and shall not be less than Threepence in the Pound on the annual Value of Houses, Buildings, and Property other than Land used as Arable, Meadow, or Pasture Ground only, or as Woodlands or Market Gardens or Nursery Grounds, nor less than One Penny in the Pound on the annual Value of Land which shall be used as Arable, Meadow, or Pasture Ground only, or as Woodlands or Market Gardens or Nursery Grounds, and the Produce of such Rate or Assessment shall be called "The Liquidation Fund, No. 1.;" and until the Money borrowed under the Authority of this Act is fully paid off the Commissioners shall in like Manner make once in every Year One equal Rate or Assessment upon the Occupiers of all Houses, Buildings, and Property whatsoever within the Limits of this Act, which Rate or Assessment shall be of such Amount as will pay off the Money borrowed under this Act in Thirty Years, and shall not be less than Threepence in the Pound on the annual Value of Houses, Buildings, and Property other than Land, nor less than One Penny in the Pound

Pound on the annual Value of Land as aforesaid, and the Produce of such last-mentioned Rate or Assessment shall be called "The Liquidation Fund, No. 2.;" and every such Rate shall be assessed and levied on Houses, Buildings, and Property other than Land, and on Land as aforesaid, in the Proportions herein-before mentioned.

Certain Property to pay One Third of Liquidation Rate, No. 1.

XLIII. That the Owners and Occupiers of the Houses, Buildings, Land, and Property which are situate, lying, and being to the West of certain Boundary Stones extending in a straight Line from the Wall of *Weston Hill* in the Parish of *Weston-super-Mare* to the Commencement of the Southern Wall of the Road or Causeway leading to *Knightstone* in the said Parish shall, for the Purpose of the Liquidation Rate, No. 1., be rated and pay One Third the Amount at which Houses shall be rated and pay for the Purpose of such Liquidation Rate, No. 1.

Application of Liquidation Funds.

XLIV. That "The Liquidation Fund, No. 1.," shall be applied in paying off the Money borrowed under the Powers of the recited Act, and "The Liquidation Fund, No. 2.," shall be applied in paying off the Money to be borrowed under the Powers of this Act; and the Commissioners shall from Time to Time cause such respective Funds to be vested in the Purchase of Exchequer Bills or other Government Securities, and to be increased by Accumulation in the way of Compound Interest or otherwise until the same respectively shall be of sufficient Amount to pay off the Principal Monies so borrowed and to be borrowed as aforesaid, or some Part thereof which the Commissioners shall think ought then to be paid off, at which Time the same shall be so applied in paying off the same in manner in the recited Act mentioned.

Saving of Manorial Rights.

XLV. That nothing in this Act contained shall take away, abridge, prejudice, or affect any Manorial or other Rights, Powers, or Privileges of or belonging to the Lord or Lady of the Manor of *Weston-super-Mare*, but that the same shall be held and enjoyed and exercised by him or her, his or her Heirs, the Lords or Ladies of the said Manor for the Time being, in the same Manner as they have hitherto been, anything herein-before contained to the contrary notwithstanding.

Expenses of Act.

XLVI. That all the Costs, Charges, and Expenses of and incident to the obtaining and passing of this Act, or otherwise in relation thereto, shall be borne and raised and be paid by the Commissioners as Part of the Expenses of executing the recited Act and this Act; and if any Person shall advance, pay, or lend any Money towards defraying such Costs, Charges, and Expenses, he shall be repaid the same, together with Interest, at a Rate not exceeding Five Pounds *per Centum per Annum*.

The SCHEDULES to which the foregoing Act refers.

SCHEDULE (A.)

Voting Paper.

Town of Weston-super-Mare.

Names of Persons voted for as Commissioners.	Christian Name and Surname of Voter.	Description of Property.	Number of Votes.

I vote for the Persons named in the above List as Commissioners for this Town.

(Signed)

Form of Declaration to be taken by Commissioners.

I *A.B.* do solemnly declare, That I will faithfully and impartially, according to the best of my Skill and Judgment, execute all the Powers and Authorities reposed in me as a Commissioner by virtue of "The Weston-super-Mare Improvement and Market Act, 1842," and "The Weston-super-Mare Improvement and Market Act, 1851," and also that I [*here set forth the Statement of the Possession of Qualification required in the Terms thereof*].

Form of Mortgage Deed.

By virtue of "The Weston-super-Mare Improvement and Market Act, 1842," and "The Weston-super-Mare Improvement and Market Act, 1851," we of the Commissioners appointed by or by virtue of the said Acts, in consideration of the Sum of paid to the Treasurer to the said Commissioners by *A.B.* of for the Purposes of the said Acts, do grant and assign unto the said *A.B.*, his Executors, Administrators, and Assigns, such Proportion of the Rates, Tolls, Rents, Assessments, and other Property arising by virtue of the said Acts [*from here describe the Rates or other Property proposed to be mortgaged*] as the said Sum of doth or shall bear to the whole Sum which is or shall be borrowed upon the Credit of the said Rates, Tolls, Rents, Assessments, and Property, to hold to the said *A.B.*, his Executors, Administrators, and Assigns, from this Day until the said Sum of with Interest at per Centum per Annum for the same, shall be fully paid.

paid and satisfied, the Principal Sum to be repaid at the End of Years from the Date hereof [*in case any Period be agreed upon for that Purpose*]. In witness whereof we have hereunto set our Hands and Seals this Day of One thousand eight hundred and .

Form of Grant of Annuity.

By virtue of "The Weston-super-Mare Improvement and Market Act, 1842," and "The Weston-super-Mare Improvement and Market Act, 1851," we, being of the Commissioners appointed by or by virtue of the said Acts, in consideration of the Sum of paid by *A.B.* to the Treasurer to the said Commissioners, do grant unto the said *A.B.* an Annuity or yearly Sum of to be issuing out of the Rates, Tolls, Rents, Assessments, and other Property arising by virtue of the said Act, to be paid to the said during the Term of his natural Life [*or, as the Case may be,* to the said his Executors, Administrators, or Assigns, during the natural Life of *or* during the natural Lives of and and the Life of the Survivor,] upon the Day of and the Day of in every Year during his natural Life [*or, as the Case may be,* during the natural Life of the said *or* of the said and and the Survivor of them], the first Payment thereof to be made upon the Day of next ensuing the Date hereof. In witness whereof we have hereunto set our Hands and Seals the Day of in the Year One thousand eight hundred and .

Form of Transfer of Mortgage or Grant of Annuity.

I *A.B.* of in consideration of the Sum of paid to me by *C.D.* of do hereby transfer to the said *C.D.*, his Executors, Administrators, and Assigns, a certain Mortgage, Number , [*or* a certain Grant of Annuity, Number , *as the Case may be,*] made by the Commissioners for executing [*here state the Act or Acts*] to bearing Date the Day of for securing the Sum of and Interest [*or* for granting an Annuity of *as the Case may be, or, if such Transfer be by Endorsement,* the within Security], and all my Right, Estate, and Interest in and to the Money thereby secured [*or* the Annuity thereby granted], and in and to the Rates, Tolls, Rents, Assessments, and Property thereby assigned. In witness whereof I have hereunto set my Hand and Seal this Day of One thousand eight hundred and .

SCHE-

SCHEDULE (B.)

Lands to be taken, Parish of Weston-super-Mare.

Description and Situation of Property.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
Glebe Pasture Land, called "Weston Mead," situate in the Moor.	The Venerable Archdeacon Henry Law (as Rector of Weston-super-Mare).	- - -	George Gill.
Glebe Pasture Land, called "The Acre-and Half," situate in the Moor.	Ditto - -	- - -	Ditto.
Pasture Land, called "The Acre," situate in the Moor.	John Hugh Smyth Pigott.	John Sheppard -	John Sheppard.
Arable Land, called "Bean Land," situate in the Moor.	Ditto - -	Francis Hutchinson Synge.	Francis Hutchinson Synge.
Orchard, called "The Three Acre Orchard."	Ditto - -	Ditto - -	Ditto.
Orchard, called "Yard's Orchard."	Ditto - -	Ditto - -	Ditto.
Barn, Ox Stalls, and Bartons.	Ditto - -	Ditto - -	Ditto.
Garden Ground, formerly called "Weston Mead," but now "Taylor's Nursery."	The Venerable Archdeacon Henry Law, as Rector of Weston-super-Mare.	Thomas Taylor -	Thomas Taylor.
Pasture Land, called "Weston Mead," adjoining Locking Road.	Ditto - -	- - -	Joseph Burge.
Arable Land, called "Little Marsh," adjoining the Ashcombe Road, the Locking Road, and Phillips's Pottery.	James Bevans -	Charles Phillips -	Charles Phillips.
Brick Yard, Kiln, and Pottery, formerly called "Little Marsh."	Ditto - -	Ditto - -	Ditto.
Part of "Little Marsh," now "Serle's Brick Yard and Pottery," adjoining Locking Road.	John Hugh Smyth Pigott.	Samuel Serle -	Samuel Serle.
Pasture Land, called "Little Marsh," adjoining Locking Road.	Ditto - -	- - -	Joseph Stringfield.
Pasture Land, called "The Seven Acres."	John Hugh Smyth Pigott.	- - -	Robert Jones.
Pasture Land, called "Watersill Eight Acres," adjoining Locking Road.	Ditto - -	- - -	Samuel Serle.
Pasture Land, called "Full Moors," adjoining Uphill Rhyne.	Ditto - -	- - -	Robert Jones.
Pasture Land, called "Old Moor Lake," adjoining Locking Road.	Ditto - -	- - -	Ditto.

The Weston-super-Mare Improvement and Market Act, 1851.

Description and Situation of Property.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
Garden adjoining Worthy Place.	Francis Hutchinson Synge.	- - -	Francis Hutchinson Synge.
Garden adjoining Myrtle Cottage and Church Road.	John Hugh Smyth Pigott.	- - -	Martha Wookey.
Garden, High Street -	Cornelius Hancock -	- - - -	William Seagrim.
Stables, Regent Street, adjoining the Plough Stables, and Miss Bowen's Garden.	Catherine Bowen -	- - - -	John Parsons.
Stables, Coach-houses, and Yard belonging to the Plough Hotel, Regent Street.	William Hoy -	Henry Langdon -	Henry Langdon.

LONDON:
Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1851.