ANNO VICESIMO QUINTO & VICESIMO SEXTO

VICTORIÆ REGINÆ.

****

Cap. cxvi.

An Act for the making and maintaining of a Bridge over the River *Trent* near to the Town of *Nottingham* (to be called "*Wilford Bridge*"), with Roads thereto, and for the discontinuing of *Wilford Ferry* across the River, and for other Purposes. [30th *June* 1862.]

WHEREAS there is an ancient Ferry across the River *Trent* in the Parish of *Wilford* in the County of *Nottingham*, called *Wilford Ferry*, and there are Roads or Bridleways thereto, and the same are Part of the Settled Estates called the *Wilford* Estate, to which Sir *Robert Juckes Clifton* Baronet is or claims to be entitled as Tenant for Life in possession: And whereas *Wilford Ferry* affords the most direct Means of Communication across the River between the Town of *Nottingham* and its immediate Neighbourhood on the Right or Northern Bank of the River, and *Wilford* and Places near thereto on the Left or Southern Bank of the River: And whereas the making of a Bridge over the River *Trent* near to *Wilford Ferry*, with Roads thereto, and the altering and improving of Roads on either Side of the River leading to the Bridge, would be of local and public Advantage: And whereas Plans and Sections showing the Lines and

Wilford Bridge Act, 1862.

Levels of the intended Bridge and Roads, and the Lands in which the same are to be made, and Books of Reference to the Plans specifying the Lands to be taken for the Purposes of the Undertaking, and the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and Occupiers of the Lands, have been deposited with the respective Clerks of the Peace for the County of *Nottingham* and the Town and County of the Town of *Nottingham*, and those Plans, Sections, and Books of Reference are in this Act referred to as the deposited Plans, Sections, and Books of Reference: And whereas it is expedient that when the Bridge is completed and open for public Traffic the User of *Wilford Ferry* be discontinued: And whereas (with the Exception of a very small Piece of Land required for the making of one of the Roads by this Act authorized) the whole of the Lands to be taken for the Purposes of this Act, as well as *Wilford Ferry*, are Part of the *Wilford* Estate: And whereas Sir *Robert Juckes Clifton* is willing, and it is expedient that he be authorized, to carry the Undertaking into effect: And whereas the several Objects of this Act cannot be attained 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,)

Short Title.

1. This Act may for all Purposes be cited as "*Wilford Bridge* Act, 1862."

8 & 9 Vict. c. 18. and 23 & 24 Vict. c. 106. incorporated.

2. "The Lands Clauses Consolidation Act, 1845," and "The Lands Clauses Consolidation Acts Amendment Act, 1860," (save so far as any of the Sections and Provisions of those Acts respectively are expressly excepted or varied by this Act,) are incorporated with this Act.

Same Meanings to Words in incorporated Acts as in this Act.

3. The several Words and Expressions to which by the Acts incorporated with this Act Meanings are assigned have in this Act the same respective Meanings, unless excluded by the Subject or Context; provided that the Word "Lands" in those Acts includes, for the Purposes of this Act, "Ferries" and "Ferry Rights."

Interpretation of Terms.

4. The Expression "the Undertakers" in this Act means and includes Sir *Robert Juckes Clifton* Baronet, his Heirs and Assigns; and the Expression "the *Wilford* Estate" in this Act means such of the Lands in the Parish of *Wilford* now forming the *Wilford* Estate, or Part thereof, as from Time to Time are held as forming or being Part of the Estate in that Parish of which Sir *Robert Juckes Clifton* Baronet now is or claims to be Tenant for Life in Possession.

Power to take Lands for Purposes of Act.

5. Subject to the Provisions of this Act, the Undertakers from Time to Time may enter upon, take, and use such of the Lands shown on the deposited

deposited Plans, and specified in the deposited Books of Reference, as they think expedient for any of the Purposes of this Act: Provided that the Undertakers shall not purchase compulsorily any Lands under this Act without first providing the Monies requisite for the Completion of the Purchase.

Power to purchase Wilford Ferry.

6. Subject to the Provisions of this Act, the Undertakers shall purchase *Wilford Ferry*, and all Ferry Rights affecting the River *Trent*, within the Limits of Deviation shown on the deposited Plans, before they take any Tolls under this Act: Provided always, that such Purchase shall be evidenced by a Deed of Conveyance in which the Consideration for the same shall be fully and truly set forth, and such Deed shall be stamped with the full and proper Stamp Duty in respect of such Consideration.

For ascertaining Compensation for Settled Lands.

7. The Purchase Money, annual Rentcharge, or Compensation to be paid under this Act for any Lands, Ferry, or other Hereditaments, Part of the Settled Estates of Sir *Robert Juckes Clifton*, and the Compensation to be made under this Act for any Damage or Injury to any Lands Part of those Settled Estates, shall not be less than is determined by such able practical Surveyor as the Chairman of the Quarter Sessions for the County of *Nottingham*, on the Application of the Parties interested, or either of them, nominates; and all such Purchase Money or Compensation shall be subject to the Provisions in that Behalf of the "Lands Clauses Consolidation Act, 1845."

Powers for compulsory Purchases limited.

8. The Powers of the Undertakers for the compulsory Purchase of Lands for the Purposes of this Act shall not be exercised after the Expiration of Two Years after the passing of this Act.

Power to make and maintain Works authorized by Act.

9. Subject to the Provisions of this Act, the Undertakers from Time to Time may make and maintain the Bridge, Roads, and Works by this Act authorized, and, so far as the same are shown on the deposited Plans and Sections, may make and maintain the same in the Lines and in accordance with the Levels shown thereon and in the Lands specified in the deposited Books of Reference.

As to Correction of Errors in deposited Plans, &c.

10. If there be any Omission, Mis-statement, or wrong Description of any Lands, or of the Owners, Lessees, or Occupiers of any Lands, shown on the deposited Plans or specified in the deposited Books of Reference, the Undertakers, after giving Ten Days Notice to the Owners, Lessees, and Occupiers of the Lands in question, may apply to Two Justices for the Correction thereof, and if it appear to the Justices that the Omission, Mis-statement, or wrong Description arose from Mistake they shall certify the same accordingly, and they shall in the Certificate state the Particulars of the Omission, Mis-statement, or wrong Description.

11. The

Deposit of Certificate of Correction.

11. The Certificate of the Justices shall be deposited with the respective Clerks of the Peace for the County of *Nottingham*, and the Town and County of the Town of *Nottingham*, and a Duplicate thereof with the Parish Clerk of the Parish in which the Lands in question lie; and the Certificate and Duplicate respectively shall be kept by the Clerk of the Peace and the Parish Clerk respectively with the other Documents to which the same relate, and thereupon the deposited Plans and Books of Reference shall be deemed to be corrected in accordance with the Certificate, and the Undertakers may execute the Works in accordance with the Certificate.

Power to enter on Lands for Surveys and Works.

12. The Undertakers from Time to Time may enter on the Lands in which the Bridge, Roads, and Works are to be made, and also on any adjoining Lands, to examine and survey the same, and to ascertain and set out the Parts thereof requisite for the Execution of this Act, and may make all Walls, Arches, Culverts, Ditches, Drains, Fences, Works, and do all Things requisite for the making, maintaining, and repairing of the Bridge, Roads, and Works, doing as little Damage as may be, and making full Satisfaction to all Parties interested for all Damage so done.

Power to get Materials.

13. The Undertakers from Time to Time may enter on any Lands lying within Seventy-five Yards from the intended Bridge and Roads respectively, and may obtain therefrom Materials for making and maintaining the Bridge, and making, improving, and maintaining the Roads, doing as little Damage as may be, and making full Compensation to all Parties interested for all Damage so done: Provided that the Undertakers shall not so enter on any House or any Plantation attached to or belonging to a House or Park, or any planted Walk, Avenue, or Ground ornamentally planted, without in every Case the previous Consent of the Owner and Occupier thereof.

Temporary Occupation of Lands near to the Works.

14. For the Purpose of so obtaining Materials for the Bridge and Roads, and of making and maintaining the Bridge and Roads, but not for any other Purpose, the Provisions "with respect to the temporary Occupation of Lands near the Railway during the Construction thereof," of "The Railways Clauses Consolidation Act, 1845," are incorporated with this Act; and the Expression "the Railway" in those Provisions means, for the Purposes of this Act, the Bridge and Roads by this Act authorized to be made and improved respectively: Provided always, that the Undertakers shall not, for the Purposes of this Act, enter upon or use any Lands beyond Seventy-five Yards from the intended Bridge or Roads, or for the Purpose of any Accommodation Works.

15. The

Works authorized by Act.

15. The Bridge, Roads, and Works by this Act authorized comprise the following; (that is to say,)

First, *Wilford Bridge*, being a Bridge for Carriages, Carts, Horses, Cattle, and Passengers across the River *Trent*, with all necessary and convenient Abutments, Piers, Landing Stairs, and Works in connexion therewith, from the Northern Side or Right Bank of the River to the Southern Side or Left Bank of the River, at or near to the Place where *Wilford Ferry* crosses the River, all in the Parish of *Wilford* in the County of *Nottingham*:

Secondly, the altering, widening, raising, lowering, diverting, or otherwise improving of the Road or Bridleway on the Northern Side of *Wilford Ferry*, commencing at the Landing Place of the Ferry on the Northern Side of the River in the Parish of *Wilford*, and leading to and terminating at the Southern End of *Wilford Road* in the Parish of *St. Mary* in the Town and County of the Town of *Nottingham*:

Thirdly, the altering, widening, raising, lowering, diverting, or otherwise improving of the Road or Bridleway on the Southern Side of *Wilford Ferry*, commencing at the Landing Place of the Ferry on the Southern Side of the River, and terminating at the Gate at the Point of Junction of that Road or Bridleway with the public Highway leading from the Ferry to the Village of *Wilford* near to the Public House called *Carvers*, all in the Parish of *Wilford*:

Fourthly, a Road branching from the Road or Bridleway on the Northern Side of *Wilford Ferry*, commencing at the Distance of One hundred Yards from the Landing Place on the Northern Side of the Ferry, passing through a Meadow called the *Boat-house Close*, and Two other Meadows, one called *St. George's Close*, and an adjoining Allotment on the North-western Side thereof, and leading to and terminating at the Southern End of the *New Queen's Walk* in the Parish of *St. Mary*.

Incidental Works.

16. For the Purposes of this Act the Undertakers from Time to Time may, within the Limits of Deviation shown on the deposited Plans, dig and make proper Foundations in the River *Trent*, and on the Lands on each Side thereof, and make Dams in the River during the making or repairing of the Bridge, and cut, level, embank, and secure the Banks of the River, and cut, remove, scour, take, and carry away all Trees, Roots of Trees, Beds of Gravel, Sand, Mud, and other Impediments in the River, and execute all other Works necessary or convenient for building, maintaining, and repairing the Bridge and the Roads on each Side of the River.

Power to cross Roads, &c.

17. For the Purpose of diverting the said Roads or Bridleways the Undertakers from Time to Time may cross, divert, alter, or stop up, either temporarily or permanently any Streets, Roads, Approaches, and Ways in any of the Lands shown on the deposited Plans and specified in the deposited Books of Reference which they are by this Act authorized to enter upon, take, or use, when and so far as the Undertakers deem it requisite for any of those Purposes so to interfere with the same: Provided that if, in exercise of such Power, it be found necessary to stop up any Watercourse or Drain, the Undertakers shall, before the Commencement of such Operation, cause a sufficient Watercourse or Drain to be made instead of the Watercourse or Drain to be interfered with.

Power to deviate laterally within certain Limits;

18. In making the Bridge, Roads, and other Works the Undertakers may deviate from the Lines thereof shown on the deposited Plans to any Extent within the Limits of Deviation shown on the Plans.

but not into Lands not mentioned in Book of Reference without Consent.

19. Provided that no such Deviation shall extend into the Lands of any Person whose Name is not mentioned in the Books of Reference without his previous Consent, unless his Name is omitted by Mistake, and the Fact that the Omission proceeded from Mistake be certified as by this Act is provided for Cases of Mistakes in the Books of Reference.

Power to deviate vertically from Levels on Sections.

20. In making the Bridge, Roads, and other Works the Undertakers may deviate from the Levels thereof as referred to on the Datum Line shown on the deposited Sections, but not to any Extent exceeding Three Feet.

Inclination of Road over Bridge.

21. The Inclination of the Road over the Bridge, and of so much of any Road leading thereto as is made or altered by the Undertakers under this Act, shall not be steeper than One Foot in Thirty Feet.

Plans of Bridge to be approved by County Surveyor.

22. Before commencing the Bridge or the Works connected therewith the Undertakers shall submit to the Surveyor for the County of *Nottingham* Plans and Sections thereof for his Approval; and, except as is by this Act otherwise provided, the Bridge and the Works connected therewith shall be executed only in accordance with his Approval; and when the Bridge and the Works connected therewith are completed or commenced the Undertakers shall not, except as is by this Act otherwise provided, alter or extend the same without first obtaining his Approval.

Bridge to be repaired to Satisfaction of County Surveyor.

23. After the Completion of the Bridge and the Works connected therewith, and except as is by this Act otherwise provided, the Undertakers shall keep the same in repair to the Satisfaction of the County Surveyor; and if after Seven Days Notice in Writing from the County Surveyor to the Undertakers, specifying any Repair required by him, they

they fail to proceed with the Repairs so specified, the same may be done by him or under his Superintendence in like Manner in all respects as if the same were a County Bridge, and the Expense thereof shall be recoverable by him from the Undertakers in any Court of competent Jurisdiction.

Reference of Differences with County Surveyor to Quarter Sessions.

24. If and whenever any Difference arises between the Undertakers and the County Surveyor or any other Party interested with respect to any of the Plans, Sections, and Working Drawings for, or the making, altering, extending, or repairing of the Bridge or any of the Works connected therewith, the Undertakers may submit the Matter in difference to the Justices for the County of *Nottingham* at any of their General Quarter Sessions assembled, and they may hear and determine the Matter in difference, and make such Order thereon and on all incidental Matters, including Costs, as they think just, and every such Order shall be binding on all Parties interested.

Provision if Office of County Surveyor vacant.

25. Provided that if and whenever the Office of the County Surveyor is vacant, then for the Purposes of this Act a competent and impartial Surveyor, to be, on the Application of the Undertakers or any other Party interested, appointed by the Chairman of the General Quarter Sessions by Writing under his Hand, shall be deemed to be the County Surveyor.

Reference of Differences with County Surveyor to Justices.

26. Provided that if and whenever any such Difference relates to any Repairs of the Bridge or any Works connected therewith, the Undertakers, if they think fit, may submit the Matter in difference to any Two or more Justices appointed to superintend the Repairs of County Bridges repairable by the County of *Nottingham*, and the Justices may inspect the Bridge and the Works connected therewith, and make such Order therein, and on all incidental Matters, including Costs, as they think just, and every such Order shall be binding on all Parties interested.

Construction of Bridge, Toll Gates, Roads, &c.

27. The following Provisions shall be in force with respect to the Bridge, Toll Gates, and Roads and Paths; (that is to say,)

Firstly, the Bridge shall be constructed with Three Arches or Openings:

Secondly, the centre Arch or Opening shall have a Span or Waterway of One hundred Feet in the clear at the least, and each of the Two Side Arches or Openings shall have a Span of Eighty-five Feet in the clear at the least:

Thirdly, the Height of the centre Arch or Opening at the Centre thereof shall be not less than Five Feet Five Inches in the clear above the Level of the Top of the upper Stone Step of the Entrance Doorway of the *Cremorne* Public House, referred to in the deposited Plans and Sections with reference to the Datum:

Fourthly,

Fourthly, the Bridge shall have a clear Width between the Parapets of not less than Thirty-two Feet:

Fifthly, the Toll Gate on the Approach Road to either Side of the Bridge shall be within One hundred Yards from the Centre of the Bridge:

Sixthly, the Approach Road to either Side of the Bridge shall have a clear Width throughout between the Parapets or other Fences of not less than Forty Feet:

Seventhly, a Road at least Eighteen Feet in clear Width throughout, for affording Access to the Northern or Left Bank of the River, shall be provided by the Undertakers Westward of the raised Approach Road there, and shall be Toll-free:

Eighthly, the Towing-path on that Bank of the River shall be carried alongside the River under the Bridge, and of at least Ten Feet in clear Width throughout, and with a Headway of at least Ten Feet in the clear throughout, and the Towing-path shall be for ever maintained under the Bridge, and for Forty Yards on each Side of it, by the Undertakers:

Ninthly, there shall be a Loop Line from that Towing-path, which shall be carried under that raised Approach Road by means of an Archway of at least Twelve Feet in clear Width throughout, and at least Eight Feet in clear Height to the springing of the Arch:

Tenthly, the Approach Roads shall be made with Archways or Openings under the same, proper and sufficient for the Passage of Flood Waters, and the Archways or Openings under either Approach Road shall have a total Opening of not less than Seventy-five Feet in the clear.

For preventing Obstructions to the River Trent.

28. Except only so far as is from Time to Time requisite for the carrying of this Act into effect, the Undertakers, their Agents, Servants, or Workmen, shall not alter, divert, or obstruct the Course or Channel of the said River *Trent*, or of any Stream or Dam communicating therewith, or destroy or injure any Haling-path or other Works belonging to the Company of Proprietors of the River *Trent* Navigation, without the Consent of the Company or their Clerk or Surveyor; and in carrying into effect the Powers of this Act the Undertakers shall do as little Damage thereby as may be, and shall make full Satisfaction to the Company for all Damages by them sustained by reason thereof.

Plans to be delivered to Commissioners of the River Trent Navigation.

29. The Undertakers shall, Forty Days at least before the Erection of the Bridge is commenced, deliver to the Company of Proprietors of the River *Trent* Navigation, or to their Engineer or Clerk, Copies of the Plans and Sections of the said intended Bridge and Works submitted to the County Surveyor, and if the Company or their Engineer shall object thereto the Matters in difference shall be referred to and determined by the County Surveyor.

30. If

Providing Remedy in case of Obstruction to the River Trent.

30. If in the Execution of the Works by this Act authorized, or by reason of any Act or Omission of the Undertakers, their Agents, Servants, or Workmen, or if by reason of any of the Works when made, the River *Trent* or any of the Side Cuts or Canals or the Towing-paths thereof shall at any Time be so obstructed as that Boats, Barges, or other Vessels using the same cannot pass along the same, then and in any such Case the Company of Proprietors of the River *Trent* Navigation, at the Expense of the Undertakers, may remove the Obstruction and make good all Damage or Injury done to the Navigation thereby; and the Undertakers shall pay to the Company, as ascertained Damages, all Expenses so incurred, and also Five Pounds for every Hour during which the Obstruction continues: Provided that if the Obstruction continue beyond Seventy-two consecutive Hours, or be occasioned by any wilful Act of any of the Servants or of Persons employed by the Undertakers, then and in every such Case the Undertakers shall pay to the Company, as ascertained Damages, Ten Pounds for every Hour during which the Obstruction shall continue; and the Expenses and Damages shall be recoverable by the Company as a Penalty is by this Act made recoverable from the Undertakers.

Fence or Railing to be erected adjoining Towing-path if required by the Quarter Sessions.

31. If the Company of Proprietors of the River *Trent* Navigation apprehend Danger to Horses haling Boats along the River *Trent* by reason of any Works of the Undertakers, the Company, after giving Fourteen Days Notice to the Undertakers, may apply to the Court of Quarter Sessions for the County of *Nottingham* in respect thereto; and if it shall appear to the Court that such Danger might be obviated or lessened by the Construction of a Fence or Railing on the Towing-path adjoining the River *Trent*, the Court may, if they think fit, certify the Fence or Railing necessary or proper to be erected and maintained by the Undertakers for the Purpose of obviating or lessening such Danger, and by such Certificate require the Undertakers to execute such Work within a certain Time after the Service of such Certificate to be appointed by the Court.

Penalty if Undertakers fail to erect Fence.

32. Where by any such Certificate the Undertakers shall be required to erect and maintain any such Fence or Railing, they shall execute and complete the same within the Period appointed for the Purpose in such Certificate; and if they fail so to do they shall forfeit to the Company of Proprietors of the River *Trent* Navigation Five Pounds for every Day during which such Fence shall not be erected or maintained beyond the Period appointed for that Purpose; and the Justices by whom any such Penalty is imposed may order the whole or any Part thereof to be laid out in making or maintaining the Work in respect whereof the Penalty was incurred.

Working Drawings to be submitted to Admiralty.

33. Previously to commencing the Bridge over the River *Trent*, or the Works connected therewith, or any Work interfering with such River, the Undertakers shall deposit at the Admiralty Office Plans, Sections, and Working Drawings of the said Bridge and Works, for the Approval of the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, or the Commissioners for executing the Office of Lord High Admiral aforesaid, such Approval to be signified in Writing under the Hand of the Secretary of the Admiralty, and such Bridge and Works shall be constructed only in accordance with such Approval; and when any such Bridge or Works shall have been commenced or constructed, it shall not be lawful for the Undertakers at any Time to alter or extend the same without obtaining, previously to making any such Alteration or Extension, the like Consent or Approval; and if any such Bridge or Works shall be commenced or completed, or be altered, extended, or constructed, contrary to the Provisions of this Act, it shall be lawful for the said Lord High Admiral, or the said Commissioners for executing the Office of Lord High Admiral, to abate, alter, and remove the same, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Undertakers, and the Amount thereof shall be a Debt due from the Undertakers to the Crown, and be recoverable accordingly, with Costs of Suit, or may be recovered, with Costs, as a Penalty is or may be recoverable from the Undertakers.

Admiralty may order local Survey at Expense of Company.

34. If at any Time or Times it shall be deemed expedient by the Lord High Admiral of the United Kingdom, or the Commissioners for executing the Office of Lord High Admiral, to order a local Survey and Examination of any Works of the Undertakers in, over, or affecting the River *Trent*, or of the intended Site thereof, the Undertakers shall defray the Costs of every such local Survey and Examination, and the Amount thereof shall be a Debt due to Her Majesty from the Undertakers, and if not paid upon Demand may be recovered as a Debt due to the Crown, with the Costs of Suit, or may be recovered, with Costs, as a Penalty is or may be recoverable from the Undertakers.

Power to Admiralty to remove disused Works.

35. If any Work to be constructed by the Undertakers in, under, over, through, or across the River *Trent*, or if any Portion of any Work which affects or may affect any such River or Access thereto, shall be abandoned or suffered to fall into Disuse or Decay, it shall be lawful for the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, to abate and remove the same, or such Part or Parts thereof as he or they may at any Time or Times deem fit and proper, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Undertakers, and the Amount thereof shall be a Debt due from the Undertakers to the Crown, and if not paid upon Demand may be recovered as a Debt due to the Crown, with the Costs

of

of Suit, or may be recovered, with Costs, as a Penalty is or may be recoverable from the Undertakers.

Lights on Bridge to be kept burning at Night.

36. During the Construction of the Bridge and Works connected therewith the Undertakers shall, if required by the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, cause to be hung out or exhibited every Night, from Sunset to Sunrise, a Light, to be kept burning by and at the Expense of the Undertakers, for the Navigation and safe Guidance of Vessels; and if required by the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, for ever after the Completion of the Bridge the Undertakers shall cause to be hung out or exhibited upon or near to the Centre of the Bridge, every Night, from Sunset to Sunrise, a good and sufficient Light, to be kept burning by and at the Expense of the Undertakers, for the Navigation and safe Guidance of Vessels, and which Light shall be from Time to Time altered by the Undertakers in such Manner, and be of such Description, and be so used and placed as the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, shall, by Writing under the Hand of the Secretary of the Admiralty, approve of; and in case the Undertakers shall neglect to exhibit and keep either of such Lights burning as aforesaid they shall forfeit and pay for every such Neglect the Sum of Ten Pounds.

River not to be obstructed.

37. During the making and repairing of the Bridge and the Works connected therewith the Undertakers shall take all Precautions and provide all Works and Conveniences proper and sufficient for keeping the River *Trent* and the Towing-path at the Side thereof, and the Navigation of the River, free from all Obstruction, except only such Obstruction as is unavoidable; and if and whenever the Undertakers make or occasion any Obstruction they shall make to all Persons interested full Compensation for all Loss, Damage, or Injury thereby occasioned.

Fence to Bridge.

38. The Undertakers shall make and maintain on each Side of the Bridge a good and sufficient Fence of not less Height than Four Feet.

Period for Completion of Works.

39. The Bridge and Roads shall be completed within Five Years after the passing of this Act, and on the Expiration of that Period the Powers of the Undertakers for making the same, or otherwise in relation thereto, shall cease to be exercised, except with respect to so much thereof as is then completed: Provided that, notwithstanding the Expiration of that Period, the Undertakers from Time to Time may repair, rebuild, improve, and maintain such of the Works as they execute within that Period.

40. From

Bridge to be public, but not County Bridge.

40. From and after the Completion of the Bridge and Roads they shall be deemed a public Bridge and public Highways; and, subject to the Provisions of this Act, all Persons with or without Horses, Animals, and Carriages shall have free Liberty, on Payment of the Tolls by this Act granted, to pass over the same without any Interruption; but the Bridge shall not be deemed a County Bridge, so as to make the County of *Nottingham* liable to repair, light, or watch the same.

Fords to be disused.

41. After the Day on which the Bridge is opened for public Traffic no Person and no Animal or Carriage shall, with Intent to evade the Tolls, pass or be driven or be taken over, through, or across the River by means of any Ford at any Place within a Distance of Half a Mile measured in a straight Line from either Side of the Bridge; and if any Person, Animal, or Carriage pass or be driven or taken over, through, or across the River at any Ford or other Place within those Limits without Payment of the Toll to be demanded and taken for the passing of the Person, Animal, or Carriage over the Bridge, every such Passenger, and every Person having charge of the Animal or Carriage, shall for every such Offence forfeit not exceeding Five Pounds.

Roads to Fords to be stopped up.

42. After the Bridge is completed and opened for public Traffic the Undertakers may stop up any or every now existing Road leading to any Ford through and across the River, being within either of the Parishes of *Wilford* and *St. Mary Nottingham*, and within Half a Mile measured in a straight Line from either Side of the Bridge, and not being a Towing-path or Footpath on either Bank of the River.

Ferry Boats in case of Accident to Bridge.

43. If and whenever, after the Bridge is completed, the Passage over it becomes dangerous in consequence of Accident or Damage, or it is considered desirable to alter or repair or rebuild the Bridge or any Part thereof, the Undertakers may and shall, during the Time necessary for altering, repairing, or rebuilding the Bridge, or any Part thereof, provide a sufficient Ferry over the River, and may demand and take in respect of the Ferry such Tolls as are by this Act authorized to be taken for passing over the Bridge.

Power to provide Toll Gates and Toll Houses.

44. After the Bridge is opened for public Traffic the Undertakers from Time to Time may set up such Toll Gates at or upon the Bridge and Roads, and remove the Toll Gates, and set up others instead thereof, as they think fit, and from Time to Time may provide and maintain such Toll Houses and other Conveniences near to the Toll Gates as they think fit.

45. The

Power to take Tolls for passing over Bridge and Roads.

45. The Undertakers from Time to Time may demand and take for Persons, Animals, and Carriages from Time to Time passing over, along, or upon the Bridge and Roads, or any of them, or any Part thereof respectively, any Tolls not exceeding the following; (that is to say,)

For every Horse or other Beast drawing any Coach, Stage Coach, Omnibus, Van, Caravan, Sociable, Berlin, Landau, Chariot, Vis-à-vis, Barouche, Phaeton, Chaise Marine, Calèche, Curricle, Chair, Gig, Dog Cart, Irish Car, Whiskey, Hearse, Litter, Chaise, or any like Carriage, Sixpence:

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other like Carriage, Fourpence:

For every Horse or Mule, laden or unladen, and not drawing, One Penny and One Halfpenny:

For every Ass, laden or unladen, One Halfpenny:

For every Ass drawing or carrying more than One Person, One Penny:

For every Ox, Cow, Bull, or Neat Cattle, One Penny; or for a Score, Sixteenpence:

For every Calf, Pig, Sheep, or Lamb, One Farthing; or for a Score, Fourpence:

For every Carriage drawn or propelled by Steam or any Means otherwise than Animal Power, such Tolls as are authorized by the Locomotive Act, 1861:

For every Foot Passenger, not being the Driver of and engaged in driving or leading any Waggon, Wain, Cart, or other like Carriage passing over the Bridge, One Halfpenny:

For every Person riding in or upon any Waggon, Wain, Cart, or other like Carriage, and not being the Driver of and engaged in driving or leading the same, or riding upon any Horse or Beast drawing any Waggon, Wain, Cart, or other like Carriage, One Halfpenny.

Tolls vested in Undertakers.

46. The Tolls by this Act granted are by this Act vested in the Undertakers for their own Benefit.

Exemptions from Tolls.

47. Provided that no Toll shall be demanded or taken,

First, for any Horse or Carriage attending Her Majesty or any of the Royal Family, or returning after having so attended:

Secondly, for any Horse, Beast, or Carriage, of whatever Sort, employed in conveying or guarding Mails of Letters or Expresses under the Authority of Her Majesty's Postmaster General, either when employed in conveying or guarding the Mails or Expresses, or returning from conveying or guarding the same:

Thirdly, for any Soldier or Marine upon March or upon Duty, or for any Officer or Man in Her Majesty's Navy or Coast Guard Service upon Duty:

Fourthly, for any Horse, Animal, or Carriage attending Soldiers or Marines, or any Officers or Men in Her Majesty's Navy or Coast Guard Service, with their Arms and Baggage, or returning after being so employed:

Fifthly, for any Waggon, Wain, Cart, or other Carriage whatsoever, or any Horse or other Animal drawing the same, which is employed in conveying any Naval, Victualling, Ordnance, or Commissariat or other Public Stores of or belonging to Her Majesty, or to or for the Use of Her Majesty's Sea, Land, or Coast Guard Forces:

Sixthly, for any Militia or Volunteers dressed in the Uniforms of their respective Corps upon their March, or in going or returning from the Place appointed for and on the Days of Exercise:

Seventhly, for any Horse furnished by or belonging to any Corps of Yeomanry or Volunteer Cavalry, and ridden by them, dressed in the Uniforms of their respective Corps, in going to or returning from the Place appointed for and on the Days of Exercise:

Eighthly, for any Horse, Cart, or Waggon employed only in carrying or conveying any Vagrant sent by a legal Pass, or any Prisoner sent by any legal Warrant, or returning empty after being so employed.

Table of Tolls to be put up.

48. After any Toll Gate is provided under this Act the Undertakers shall put up and afterwards continue at every such Toll Gate a Table printed in distinct and legible Black Letters with White Ground, and affixed to a Board, containing a List distinguishing the several Tolls to be paid by virtue of this Act, and shall renew the Boards whenever any of the Letters or Figures thereon are worn out, defaced, or obliterated; and the Undertakers shall not demand or take at any Toll Gate any Toll while the Table of Tolls is not so affixed to the Toll Gate, except during such Time as is reasonably necessary for renewing or repairing the Table.

Tolls to be taken by Toll Collectors.

49. The Tolls may be demanded and taken at the Toll Gates from Time to Time provided under this Act by such Persons as are from Time to Time appointed under this Act to be the Toll Collectors.

Payment of Tolls.

50. The Tolls shall be paid before any Person, Animal, or Carriage shall be entitled to pass or repass through any Toll Gate: Provided that only One full Toll shall be demanded or taken for every Time of passing or repassing over, along, or on the Bridge and Roads, or any Part thereof: Provided that no more than Two full Tolls shall

shall be taken for the passing or repassing in any One and the same Day.

Power to vary Tolls.

51. The Undertakers from Time to Time may reduce all or any of the Tolls for such Time as they think proper, and again raise all or any of the Tolls, but so that the Tolls never exceed the Amount by this Act limited; and the Tolls, whatever be their Amount, shall be collected, recovered, and applied as is by this Act provided.

Tolls to be charged equally.

52. The Tolls shall at all Times be charged equally and after the same respective Rate upon all Persons, and in respect of all Animals and Carriages, of whatever Sort, and no Reduction or Advance of Tolls shall, either directly or indirectly, be made partially or in favour of any particular Person, but every such Reduction or Advance shall take effect with respect to all Persons and to all Animals and Carriages of the same respective Sort.

Power to stop Persons failing to pay Toll, and to seize and distrain Horses, &c.

53. If any Person subject under this Act to the Payment of any Toll, after Demand made thereof by any Collector appointed to receive the same, fail to pay the Toll, the Collector by himself, or taking such Assistance as he thinks necessary, may stop and prevent the Passage of the Person so failing, and may seize and distrain the Horse or other Animal in respect of which the Toll is payable, with their Bridles, Saddles, Gear, Harness, or Accoutrements (except the Bridle or Reins of any Horse or Animal separate from the Horse or Animal), and any Carriage drawn by the Horse or Animal.

Sale of Distress for Toll.

54. If the Toll and the reasonable Charges of the Seizure and Distress be not paid within Three Days after the Seizure and Distress, the Person so seizing and distraining may and shall sell all the Horses, Animals, Carriages, and Chattels so seized and distrained, or any Part thereof, returning the Overplus, if any, of the Proceeds of the Sale, after deducting the Toll and the reasonable Charges of the Seizure and Distress and Sale, and what, if any, remains unsold, upon Demand, to the Owner thereof.

For settling Disputes concerning Tolls and Distresses.

55. If and whenever any Dispute arises respecting the Amount of Toll due, or the Charges of seizing, keeping, or selling any Distress for Nonpayment of Toll, the Collector or the Person distraining may retain the Distress, or the Money arising from the Sale thereof, until the Amount of the Toll due and of the Charges be ascertained by some Justice or Justices of the Peace, who, upon Application made to him or them for the Purpose, may determine the Matter in dispute, and may also award such Costs to be paid by either Party to the other Party as to the Justice or Justices seem reasonable.

56. The

Power to lease the Tolls.

56. The Undertakers from Time to Time may lease the Tolls for such Periods and on such Terms and Conditions as they think fit; and during the Continuance of the Lease the Lessees shall be deemed Collectors of the Tolls so leased, and shall have the same Powers for collecting and recovering the Tolls leased, and be subject to the same Rules, Duties, and Penalties in reference thereto, as if they were Toll Collectors appointed under this Act.

Removal of Lessees on Determination of Lease.

57. On the Determination of any Lease of the Tolls, any Justice, on Application made by the Undertakers, may order any Constable with proper Assistance to enter any Toll House, Office, or other Building, and remove from the same the Lessees or other Persons found therein, with their Goods, and take possession of the Toll House, Office, or Building, with its Appurtenances, and of all Property of the Undertakers found therein, and deliver the same to the Undertakers or to any Person appointed by them to receive the same, and the Order shall be binding on all Persons interested, and shall be obeyed accordingly.

Appointment of Toll Collector.

58. The Undertakers, or, during any Lease of the Tolls, the Lessees thereof, from Time to Time may appoint such fit Persons as the Undertakers or the Lessees think proper to be the Collectors of the Tolls by this Act granted, and every Person so from Time to Time appointed Toll Collector may demand and take Tolls accordingly.

Removal of Toll Collector.

59. If and whenever any Toll Collector dies, or fails to perform or becomes incapable of performing his Duty, or absents himself, the Undertakers or the Lessees of the Tolls may remove the Collector so in default, and may appoint some fit Person to be Toll Collector in the Stead of the Toll Collector deceased, or so in default.

Evidence of Appointment and Removal of Toll Collector.

60. A Certificate in Writing under the Hand of the Undertakers or the Lessee of the Tolls, or their respective Agent, of the Appointment or Removal of any Toll Collector, shall for all Purposes be sufficient Evidence of the Fact thereby certified.

Power to obtain from Toll Collector removed, &c. Possession of Toll House, &c.

61. If, whenever any Toll Collector so removed, or the Wife, Widow, or any of the Family or other Representatives of any Toll Collector deceased or so removed, or any other Person having the Possession of any Toll House, Office, or other Building or Property of the Undertakers, fail for Two Days after Demand by Notice in Writing, signed by the Undertakers, or the Lessees of the Tolls, or their respective Agents, and given to the Toll Collector or to any such Person, or left at the Toll House, Office, or Building, to deliver up Possession thereof as so demanded, any One or more Justice or Justices of the Peace, by Warrant under his or their Hand and Seal or Hands and Seals, may order any Constable, with requisite Assistance, to enter into the Toll House, Office,

or

or Building in the Daytime, and to remove all Persons found therein, with their Goods, out of the same, and put the Undertakers or Lessees, or the newly appointed Toll Collector, or any other Person, into possession thereof; and the Order shall be binding on all Persons interested, and shall be obeyed accordingly.

Toll Collector to place his Name on Toll House.

62. Every Toll Collector shall place his Christian and Surname, painted on a Board in legible Characters, on the Front or some other conspicuous Part of the Toll House or Toll Gate immediately on his coming on Duty, and shall continue the same so placed during the whole Time that he is on Duty; and every Letter of the Names shall be at least Two Inches in Length, and of a Breadth in proportion, and painted in Black Letters on a Board with a White Ground.

Penalty for Offences herein named by Toll Collector.

63. If any Toll Collector commit any of the follwing Offences every such Toll Collector so offending shall for every such Offence forfeit not exceeding Forty Shillings; (that is to say,) if any Toll Collector

Do not place the Board, and continue the same so placed during the whole Time he is on Duty;

Demand or take from any Person greater or less Toll than he is by this Act, or any Resolution or Order of the Undertakers made in pursuance of this Act, authorized to demand or take;

Demand and take Toll from any Person exempted from the Payment thereof and claiming the Exemption;

Refuse to permit any Person to read, or in anywise hinder any Person from reading, the Inscriptions on the Board or on the Table of Tolls put up at the Toll Gate;

Refuse to tell his Christian or Surname to any Person who, having paid any Toll, demands the same;

In answer to any such Demand give a false Name;

On the legal Toll being paid or tendered unnecessarily detain or wilfully hinder or prevent any Passenger from passing through the Toll Gate.

Penalty for damaging Bridge, &c. and other Offences.

64. If any Person commit any of the following Offences every Person so offending shall for every such Offence forfeit not exceeding Forty Shillings; (that is to say,)

First, if any Person wilfully or negligently destroy, injure, or damage any Footpath or Causeway on the Side of any Part of the Bridge or Roads:

Secondly, if any Person ride or drive or lead any Horse, Beast, Cattle, or Carriage over or upon any such Footpath or Causeway:

Thirdly, if any Person wilfully obstruct the Passage of the Bridge or any of the Roads:

Fourthly, if any Driver of any Waggon or other Carriage wilfully or carelessly break or damage any of the Posts or Stones erected for the Security of any such Footpath or Causeway:

Fifthly, if any Person scrape off any Mud, Soil, or other Thing from any Part of the Bridge or Roads so as to damage the same:

Sixthly, except in the Case of Waggons, Carts, or other Carriages during a reasonable Time for loading or unloading, standing as near as conveniently may be to the Side of the Bridge or Road, if any Person, without reasonable Cause, to be allowed by the Justice who hears the Complaint, leave any Waggon, Cart, or other Carriage, or any Plough, Harrow, or other Implement of Husbandry, on or at the Side of the Bridge or Road, either with or without any Horse, Beast, or Cattle harnessed or yoked thereto:

Seventhly, if any Person place any Timber, Wood, or Bushes, or any Stones, Bricks, Hay, Straw, Lime, Dung, Manure, Soil, or Rubbish whatsoever, on any Part of the Bridge or Roads, or the Sides thereof, to the Prejudice thereof, or to the Annoyance of any Person travelling thereon.

Penalty for destroying Bridge, &c.

65. The Bridge, and the Toll Houses and Toll Gates, Works, and other Property of the Undertakers under this Act, shall be deemed to be a public Bridge within the Meaning of the General Acts from Time to Time in force with respect to malicious Injuries to public Bridges.

Barge-owners answerable for Damage done to Bridge by their Servants.

66. If and whenever any Person having the Care of any Boat, Barge, or other Vessel navigated on the River wilfully, carelessly, or negligently cause or suffer any Damage or Injury to be done by the Vessel to the Bridge, or any of the Works connected therewith, the Owner of the Vessel shall be liable to make Satisfaction to the Undertakers for all Damage or Injury so done.

Penalty for evading Tolls.

67. If any Person take off any Horse or other Animal from any Carriage at or near to the Bridge, or at or near to any Toll Gate provided under this Act, and afterwards put on the Horse or Animal after having passed the Bridge or Toll Gate, with Intent to evade and thereby evades or endeavours to evade the Payment of any Part of the Toll, or forges, counterfeits, or alters, or receives from or delivers to any other Person, any Note or Ticket, with Intent to evade the Payment of any Part of the Tolls, or cause any such Act to be done, or aid or abet any Person so acting, every Person so acting shall for every such Offence forfeit not exceeding Forty Shillings.

Penalty for fraudulently passing Bridge.

68. If any Person fraudulently or forcibly pass over the Bridge or through any Toll Gate without having paid the Toll demandable from him, or assault, obstruct, or interrupt any Person employed in the Collection of the Tolls, every Person so offending shall for every such Offence forfeit not exceeding Forty Shillings.

69. Where

Disputes as to Damages and Charges to be settled by Justices.

69. Where any Damage or Charge is by this Act directed or authorized to be paid, and the Manner of ascertaining the Amount thereof is not otherwise provided for, the Amount, in case of Nonpayment thereof or Dispute respecting the same, shall be ascertained and determined by One or more Justice or Justices of the Peace.

Recovery and Application of Penalties, &c.

70. All Offences under this Act, and all Penalties, Damages, Charges, Tolls, and Costs imposed or payable under this Act, or by virtue of any Byelaw, Rule, or Order made in pursuance thereof, may be taken cognizance of or recovered under the Provisions of any Act from Time to Time in force relating to the Performance of the Duties of Justices of the Peace out of Sessions in *England* with respect to summary Convictions and Orders; and all such Penalties shall be paid to the Undertakers, except so far as the convicting Justices award not more than One Half thereof to the Informer.

For securing Offenders whose names, &c. are unknown.

71. Any Constable or any Officer or Agent of the Undertakers, and all such Persons as he respectively calls to his Assistance, and without any Warrant other than this Act, may seize and detain any Person whose Name and Place of Abode are unknown to the Person so seizing, and who commits any Offence against this Act, and may convey him before a Justice of the Peace, and the Justice may deal with the Offender as if he had been duly summoned or brought by Warrant before him.

Jurisdiction of Justices

72. Where anything is to be done under this Act by a Justice or Justices, then the Justice or Justices to act therein shall, according to their respective Jurisdiction, be either a Justice or Justices of the Peace for the County of *Nottingham*, or, as the Case may be, a Justice or Justices of the Peace for the Town and County of the Town of *Nottingham*.

Undertakers to provide an Office for Service of Notices on them, &c.

73. The Undertakers shall provide at One of the Toll Houses built under this Act, or at some convenient Place in *Nottingham*, an Office for the Purposes of this Act, and shall thereat keep the Registers and other Documents by this Act required to be kept by them, and all Notices to the Undertakers may be served by being delivered to them personally, or by being left for them at the Office.

Service of Notice by Undertakers.

74. Where it is necessary for the Undertakers to serve any Summons, Demand, Notice, Writ, or other Proceeding at Law or in Equity upon any Person, the same shall be in Writing or in Print, or partly in Writing and partly in Print, and be signed by the Undertakers or their Agent, and shall be sufficiently served by being delivered personally to the Person, or being left at his then usual or last Place of Abode or Business in *England*, or, if the Person be a Corporation, by being delivered to some Clerk or other Officer of the Corporation, or being left

left at the Office of the Clerk or principal Officer, or at his usual or last Place of Abode or Business in *England*.

Power to Borrow on Mortgage.

75. The Undertakers from Time to Time may borrow on the Security of all or any Part of their Undertaking, Bridge, Roads, Works, Tolls, and other Property under this Act any Sums which the Undertakers require for the Purposes of this Act, and may so borrow the same either on Mortgages made in the Form provided for by this Act, and in accordance with the Provisions of this Act with respect to Mortgages so made, or on any other Mortgages or Securities.

Form of Mortgage.

76. Every Mortgage made under this Act shall be by Deed duly stamped, in which the Consideration shall be truly stated; and the Deed shall be under the Hands and Seals of the Undertakers, and may be in accordance with the Form in the Schedule to this Act annexed, or to the like Effect.

Restriction as to borrowing.

77. Provided that the Undertakers shall not borrow on Mortgages made in the Form provided for by this Act, and in accordance with the Provisions of this Act with respect to Mortgages so made, any Sum exceeding Twenty-five thousand Pounds: Provided also, that if the Undertakers so borrow all or any Part of that Sum, the Mortgages so made for securing the same shall, with respect to the Property comprised therein, have Priority over all other Mortgages or Securities made by the Undertakers for securing any other Monies borrowed by them for the Purposes of this Act.

Equality of Mortgages.

78. The several Mortgagees under this Act shall be entitled one with another to their respective Proportions of the mortgaged Property according to the several Sums in the Mortgages expressed to be advanced by the Mortgagees respectively, and to be repaid the Sums so advanced, with Interest, without any Preference one above another by reason of the Priority of advancing the Monies, or of the Dates of the Mortgages respectively.

Register of Mortgages.

79. A Register of Mortgages shall be kept by the Undertakers, and within Fourteen Days after the Date of any Mortgage an Entry of the Number and Date thereof, and of the Names of the Parties thereto, with their proper Additions, shall be made in the Register, and the Register shall be kept at the Office provided by the Undertakers, and may be inspected there at all reasonable Times by any Person interested in any Mortgage, without Fee or Reward.

Transfers of Mortgages.

80. Any Person entitled to any such Mortgage may transfer his Right and Interest therein to any other Person, and every such Transfer shall be by Deed duly stamped, wherein the Consideration shall be truly stated;

stated; and every such Deed may be in accordance with the Form in the Schedule to this Act annexed, or to the like Effect.

Register of Transfers.

81. Within Thirty Days after the Date of every Transfer if executed within the United Kingdom, or otherwise within Thirty Days after the Arrival thereof in the United Kingdom, it shall be produced to the Undertakers, who shall thereupon make an Entry thereof in the same Manner as in the Case of the original Mortgage, and for the Entry the Undertakers may demand not exceeding Five Shillings.

Effect of Transfer.

82. After the Entry of a Transfer in the Register, the Transfer shall entitle the Transferee, his Executors, Administrators, or Assigns, to the full Benefit of the original Mortgage, and the Principal and Interest thereby secured, and he or they may in like Manner transfer the same, and so from Time to Time; and it shall not be in the Power of any Person except the last Transferee, his Executors or Administrators, to make void, release, or discharge the Mortgage, or any Monies thereby secured.

Interest to be paid half-yearly.

83. Unless otherwise provided by any Mortgage, the Interest of the Money thereby secured shall be paid half-yearly to the Person entitled thereto.

Repayment of Money borrowed.

84. If no Time be fixed in the Mortgage for the Repayment of the Money borrowed, the Person entitled to receive it may, at the Expiration of Twelve Months after the Date of the Mortgage, or at any Time thereafter, demand Payment of the Principal Money thereby secured, with all Arrears of Interest, upon giving Six Months previous Notice for the Purpose, and the Undertakers may at any Time pay off the Money borrowed on giving like Notice; and every such Notice shall be in Writing or Print, or both; and if given by a Mortgagee shall be delivered to the Undertakers as by this Act provided, and if given by the Undertakers shall either be given personally to the Mortgagee or left at his Residence, or if he be unknown to the Undertakers, or cannot after diligent Inquiry be found, may be given by Advertisement in the *London Gazette*.

Interest to cease on Notice to pay off Mortgage.

85. If the Undertakers give Notice of their Intention to pay off, and shall pay off, or legally tender to pay off, any Mortgage at a Time when it may lawfully be paid off by them, then at the Expiration of the Notice all further Interest shall cease to be payable thereon.

Mode of paying off Mortgages.

86. Whenever the Undertakers are able to pay off One or more of the Mortgages then payable, and are not able to pay off the whole of them, they shall decide by Lot the Order in which the Mortgages shall be paid off, and shall give Notice to the Persons entitled to the Money to be paid off pursuant to the Lot; and the Notice shall express the

Principal Sum proposed to be paid off, and that the same, with the Interest thereon, will be paid at a Place specified at the Expiration of Six Months after the Date of giving the Notice.

Arrears may be enforced by Appointment of a Receiver.

87. If within Thirty Days after the Interest accruing on any Mortgage is payable, and after Demand thereof in Writing, it be not paid, the Mortgagee, without Prejudice to his Right to sue for the Interest in arrear, may require the Appointment of a Receiver; and if within Six Months after the Principal Money accruing upon any Mortgage has become payable, and after Demand thereof in Writing, it be not paid, with all Interest due in respect thereof, the Mortgagee, without Prejudice to his Right to sue for the Principal Money and Interest, may alone, or in conjunction with other Mortgagees whose Debts are so in arrear, require the Appointment of a Receiver.

Amount to authorize Requisition for a Receiver.

88. Provided that a Receiver shall not be required unless the Amount of Principal Money secured by the Mortgages of the Mortgagees requiring the Receiver is at least Two thousand Pounds.

Appointment of Receiver.

89. Every Application for a Receiver shall be made to Two Justices, and on the Application the Justices, after hearing the Parties, may by Order in Writing appoint some Person to receive the whole or a competent Part of the Tolls and Monies mortgaged until the Interest, or, as the Case may be, the Principal and Interest, with all Costs, including the Charges of receiving the Tolls and Monies, be fully paid.

Authority of Receiver.

90. When any Receiver is appointed, the Tolls and Monies, or the Part thereof ordered by the Justices to be paid to him, shall be paid to him, and the Money so paid shall be so much Money received by or to the Use of the Person to whom the Interest, or, as the Case may be, the Principal and Interest, are then due, and on whose Behalf the Receiver is appointed; and after the Interest and Costs, or, as the Case may be, the Principal, Interest, and Costs, are so received, the Authority of the Receiver shall cease.

Inspection of Accounts by Mortgagees.

91. The Books of Account and Registers of the Undertakers shall at all seasonable Times be open to the Inspection and Transcription of the Mortgagees without Fee or Reward.

Saving Rights of Trent Navigation Company.

92. Except only as is by this Act expressly provided, nothing in this Act contained shall take away, lessen, prejudice, or alter any of the Estates, Rights, Interests, Powers, or Privileges of the Company of Proprietors of the River *Trent* Navigation.

Expenses of Act.

93. All the Costs, Charges, and Expenses of and incident to the preparing for, obtaining, and passing of this Act shall be paid by the Undertakers.

SCHE-

SCHEDULE.

Form of Mortgage Deed.

THE WILFORD BRIDGE UNDERTAKING.

MORTGAGE NO. £

By virtue of the Wilford Bridge Act, 1862, the Undertakers of the Wilford Bridge, in consideration of the Sum of £ paid to them by [*A.B.* of, *&c.*] hereby assign unto him, his Executors, Administrators, and Assigns, all the Tolls and Sums of Money arising by virtue of that Act, and all the Right and Interest of the Undertakers therein and thereto, to hold until the Sum of £ with Interest at the Rate of £ per Cent. per Annum thereon, be satisfied; [the Principal Sum to be repaid at the End of Years after the Day of the Date hereof] (*if any Period be agreed on*) [at] (*or any Place of Payment other than the Undertakers Office*).

As witness our Hands and Seals this Day of A.D. 18 .

Form of Transfer of Mortgage.

I [*A.B.* of, *&c.*] in consideration of hereby transfer to [*C.D.*] his Executors, Administrators, and Assigns, the Mortgage No. made by the Wilford Bridge Undertakers to dated the Day of for securing the Sum of £ and Interest (*or if the Transfer be by Endorsement*) [the within Security], and all my Right and Interest in and to the Money thereby secured, and the Tolls and Monies thereby assigned.

As witness my Hand and Seal this Day of A.D. 18 .

LONDON:
Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1862.