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On Her Majesty's Service

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WASC 147 

1774

ACT OF PARLIAMENT
AN ACT FOR PRESERVING
THE NAVIGATION OF THE
RIVER LEA IN THE
COUNTIES OF HERTFORD
ESSEX AND MIDDLESEX.

WASC 147

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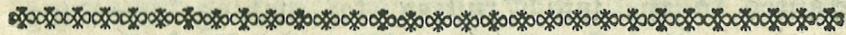
Reverlee 1774

WASC 147



ANNO DECIMO NONO

Georgii III. Regis.



C A P. LVIII.

An Act for preserving the Navigation of the River *Lee*, in the Counties of *Hertford*, *Essex*, and *Middlesex*.



WHEREAS by an Act of Parliament, made in the Twelfth Year of the Reign of His late Majesty King

Preamble.

George the Second, for ascertaining, preserving, and improving, the Navigation of the River *Lee*, from the Town of *Hertford* to the Town of

Recital of an Act 12 Geo. II.

Ware, in the County of *Hertford*; and for preserving and improving the said River, from the said Town of *Ware*, to the New Cut or River made by the Mayor, Commonalty, and Citizens of *London*; and for other Purposes therein mentioned; the Governour and Company of the New River, in Consideration of a Quantity of Water supplied out of the said River *Lee*, for the Use of the said New River, are directed to pay to certain Trustees appointed in and by the said Act, for the Care and Ma-

nagement

agement of the Navigation of the River Lee, Two annual Sums of Money, amounting together to the Sum of Three hundred and fifty Pounds, to be applied in preserving and improving the Navigation of the said River Lee: And whereas, by an Act made in the Seventh Year of the Reign of His present Majesty, for improving the Navigation of the River Lee, from the Town of Hertford to the River Thames; and for extending the said Navigation to the Flood-gates belonging to the Town Mill, in the said Town of Hertford; certain Persons therein named, together with the Trustees appointed in or by virtue of the said Act of the Twelfth Year of His late Majesty, were appointed Trustees for putting the said Act of the Seventh Year of His present Majesty in Execution, and divers Powers and Authorities are given and granted to the said Trustees, for making, extending, improving, and maintaining, the said Navigation, and for making and maintaining certain new Cuts or Canals to communicate with the said River Lee; and by the said Act of the Seventh Year of His present Majesty, the said annual Sum of Three hundred and fifty Pounds is vested in the said Trustees, together with certain Rates and Duties thereby granted, for the Purposes of the said Acts; and the said Navigation hath been completed for several Years, and is found beneficial to the Publick: And whereas the said Trustees have charged the Rates or Duties, and other Monies arising by virtue of the said Acts, with the Payment of the Principal Sum of forty-four thousand three hundred Pounds, and also with the Payment of Annuities for the Lives of certain Persons, to the Amount of Three thousand four hundred Pounds, or thereabouts; and there will be likewise due to several Persons for Arrears of Interest, Annuities, Rents, Compensations, and Purchase of Lands, and for Workmen's Bills, and other annual Expences of carrying on the said Navigation, at Midsummer next, the Sum of Ten thousand six hundred Pounds, or thereabouts: And whereas the Money arising by virtue of the said Acts is not sufficient to pay and discharge the Interest of the said Principal Money, and also to pay the

the said Annuities, and other Monies, due and owing as aforesaid; and, unless some additional Rates and Duties are allowed to be collected upon the said Navigation, several Persons who have lent and advanced Money upon the Credit of the said Acts will be very great Sufferers, and the Navigation of the said River will be totally lost, to the great Detriment of the Publick: Wherefore, in order to preserve the said Navigation, and for Relief of the said several Annuitants, and other Creditors; may it please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the Monday Sevensnight next after passing of this Act, there shall be paid, at such Place and Places, and in such Manner and Proportions, as herein-after mentioned, to the Collector or Collectors appointed by the said Trustees, or any Seven or more of them, by all and every Person and Persons who shall carry or convey any Goods, Wares, Merchandizes, or Commodities whatsoever, up or down the said River, or the said Cuts or Canals, (over and above the Rates and Duties payable by virtue of the said Act of the Seventh Year of the Reign of His present Majesty), the several additional Rates and Duties herein-after mentioned; (that is to say)

For every Ton of Salt passing through King's Weir, or the Lock nearest thereto, the Sum of One Shilling and Three-pence; and passing through Newman's Weir, or the Lock nearest thereto, (the Rates and Duties for the same not having been paid at King's Weir, or the Lock nearest thereto, as aforesaid), the Sum of Eleven-pence; and passing through Lee Bridge, or any Lock in the new Cut below the said Bridge, (the Rates and Duties for the same not having been paid at King's Weir, or Newman's Weir, or the Locks nearest the said Weirs, as aforesaid), the Sum of Five-pence; and

The Trustees authorized to collect the following

additional Rates.

passing on any Part of the Cut between Bromley Lock and the River Thames, (the Rates and Duties not having been paid for the same above Bromley Lock aforesaid), the Sum of Two-pence; and so in Proportion for any less Quantity than a Ton:

For every Ton of Flour that shall be carried or conveyed through King's Weir aforesaid, or the Lock nearest the same, the Sum of Four-pence Halfpenny; and through Newman's Weir, or the Lock nearest the same, the Sum of Four-pence Halfpenny; and through Lee Bridge, or any Lock in the new Cut below the said Bridge, the Sum of Three-pence; and so in Proportion for any less Quantity than a Ton:

For every Chaldron of Coals, Culm, or Cinders, carried or conveyed through Newman's Weir, or the Lock nearest the same, the Sum of Sixpence; and through Lee Bridge aforesaid, or any Lock in the said Cut below the said Bridge, the Sum of Seven-pence; and so in Proportion for any less Quantity than a Chaldron:

For every Ton of other Goods, Wares, Merchandizes, and Commodities whatsoever, that shall be carried or conveyed through King's Weir, or the Lock nearest the same, the Sum of Sixpence; and through Newman's Weir, or the Lock nearest the same, the Sum of Sixpence; and through Lee Bridge, or any Lock in the said Cut below the said Bridge, the Sum of Three-pence; and between Bromley Lock and the Thames, the Sum of Two-pence; and so in Proportion for any less Quantity than a Ton:

For every Pleasure Boat which shall pass through any of the said Locks or Places, or on the said Cut between Bromley Lock and the Thames, the Sum of One Shilling; and for every empty Boat, Barge, Lighter, or other Vessel, passing along the said Cut from Bromley Lock towards the Thames, after having delivered any Lading for which the said Rates and Duties shall not have been paid, or passing along the said Cut from the River Thames towards Bromley Lock, and not having

been

been to deliver any Lading for which the Rates and Duties shall have been paid, the Sum of Five Shillings:

Which said additional Rates and Duties hereby granted, shall be collected, levied, and recovered, by such and the like Ways, Means, and Methods, as the Rates and Duties granted by the said Act of the Seventh Year of the Reign of His present Majesty can or may, by virtue thereof, be collected, levied, and recovered, and as if the additional Rates and Duties hereby granted were inserted in the Body of the said Act; and the same shall be applied to and for the several Uses, Intents, and Purposes, as the Rates and Duties granted by the said Act are thereby directed to be applied.

And be it further enacted by the Authority aforesaid, That the said additional Rates and Duties herein before granted, are hereby declared to be a Security for the Payment of all the Principal Monies borrowed and due as aforesaid, and all Interest due and to become due for the same, and also for the Payment of the several Annuities granted and now payable as aforesaid, and of all other Monies whatsoever due and owing on the Credit of the said former Acts; and the several Persons entitled thereto shall have the same Powers and Remedies for the Recovery thereof, out of the Rates and Duties hereby granted, as are by the said recited Act given for the Recovery of any Money charged upon the Rates and Duties thereby granted.

Provided always, and be it further enacted by the Authority aforesaid, That from Time to Time, as the Annuities granted by the said Trustees shall fall in, the Rates and Duties hereby granted shall be reduced, in the Proportions following; (that is to say) When the said Annuities shall be reduced to Two thousand four hundred Pounds, no more than Three Fourth Parts of the Rates and Duties hereby granted shall be demanded or taken; and when the said Annuities shall be reduced to One thousand four hundred Pounds, no more than One Half of the said Rates and Duties shall be demanded or taken; and that when the said Annuities shall be re-

Additional Rates to be a Security for Money due on the Credit of the former Acts.

The Rates to be reduced in certain Proportions as the Annuities fall in.

duced to four hundred Pounds, no more than One Fourth Part of the said Rates and Duties shall be demanded or taken; any Thing in this Act contained to the contrary hereof notwithstanding.

All Ashes, Breeze, and Materials not used for Manure, to be subject to the Rates;

And whereas Ashes, Breeze, and other Materials used in making Bricks, are frequently conveyed upon the said River, under the Pretence of being for manuring of Land, whereby the Payment of the Rates and Duties are evaded; be it therefore enacted by the Authority aforesaid, That all Ashes, Breeze, and other Materials and Things which shall not be used for manuring of Land, shall be liable to the Payment of the like Rates and Duties as are by the said recited Act of the Seventh Year of the Reign of His present Majesty, and this Act, granted for any Goods, Wares, Merchandizes, and Commodities, (except Coals, Culm, or Cinders); and it shall and may be lawful for the Collector or Collectors appointed by the said Trustees, or any five or more of them, to demand, collect, and recover the said Rates and Duties for all such Ashes, Breeze, and other Materials and Things, as such Collector shall have Reason to apprehend are not intended to be used for manuring of Land, in such Manner, and by the same Ways and Means, as the Rates and Duties hereinbefore granted can or may be demanded, collected, and recovered; any Thing in the said former Act to the contrary notwithstanding.

but if used for Manure, the Rates shall be returned.

Provided nevertheless, That in case it shall afterwards be made appear to such Collector, that the Ashes, Breeze, or other Materials or Things for which the said Rates and Duties shall have been paid as aforesaid, were for the manuring of Land, that then the Rates and Duties so paid shall be returned by such Collector to the Owner or Owners of such Ashes, Breeze, or other Materials or Things, or his or their Agents or Servants, upon Demand.

Every Lading of Wood shall be deemed 25 Tons.

And, for the better ascertaining the Tonnage of Timber and Wood, to be charged with the Payment of the Rates or Duties granted by the said recited Act, and this Act; be it enacted and declared by the Authority aforesaid,

aforesaid, That whenever any Boat, Barge, Lighter, or other Vessel, navigated upon the said River, Cuts, or Canals, shall be laden with Timber or Wood only, such Lading shall, for the Purposes of the said recited Act of the Seventh Year of the Reign of His present Majesty, and of this Act, be deemed Twenty-five Tons, although the same may actually be a greater or less Quantity; any Thing in the said recited Act, or in this Act, or any Usage or Custom, to the contrary hereof notwithstanding.

no vessel shall be laden with Timber or Wood only

And be it further enacted by the Authority aforesaid, That, from and after the Twenty-ninth Day of September, One thousand seven hundred and seventy-nine, so much of the said recited Act of the Seventh Year of the Reign of His present Majesty, as requires Persons having the Charge of any Boat, Barge, Lighter, or other Vessel, to give an Account in Writing, as therein is mentioned, of the Quantity, Quality, and Weight, of the Goods, Wares, Merchandizes, and Commodities, which shall be in such Boat, Barge, Lighter, or other Vessel, and also of the Quantity, Quality, and Weight, of the Goods, Wares, Merchandizes, and Commodities, which shall have been discharged or taken out of such Boat, Barge, Lighter, or other Vessel, before the Arrival thereof at the Place where such Account is to be given, and as inflicts any Penalty on such Persons for not giving such Account, or for giving a false Account, shall be, and is hereby repealed.

So much of the former Act as requires Steer-men to deliver Bills of Lading, repealed.

Provided nevertheless, and be it further enacted by the Authority aforesaid, That, from and after the Twenty-ninth Day of September, One thousand seven hundred and seventy-nine, the Owners of, or Persons selling any Goods, Wares, or Merchandize, or any Person who shall deliver any Goods, Wares, or Merchandize, on Account of such Owners or Persons selling the same, on Board any Boat, Barge, Lighter, or other Vessel, to be carried or conveyed upon the said River, Cuts, or Canals, shall, and are hereby required to give a true Account, in Writing under their respective Hands, of the Quantity, Quality, and Weight, of all such Goods, Wares,

Owners of Goods, or Persons delivering any on their Behalf, shall give Bills of Lading to the Steer-men, who are to produce the same to the Collectors of the Tolls.

Wares, and Merchandize, to the Steersman or other Person having the Care, Charge, or Management of the Boat, Barge, Lighter, or other Vessel, on Board of which such Goods, Wares, or Merchandize shall be delivered, together with the Date of the Delivery thereof; and the said Steersman or other Person shall produce the said Account to the Collector or Collectors of the said Rates or Duties, and deliver a true Copy thereof to every such Collector; and in case any such Steersman or other Person shall not produce such Account, and deliver a Copy thereof as aforesaid, every such Steersman or other Person shall forfeit and pay the Sum of Ten Pounds; and in case any such Steersman or other Person shall produce a false Account to any such Collector or Collectors as aforesaid, the Person who shall have signed such false Account shall forfeit and pay the Sum of Five Pounds:

And, for the better enabling the Collectors of the said Rates or Duties to judge of the Truth of the Accounts of Lading to be produced as aforesaid; be it enacted by the Authority aforesaid, That, from and after the First Day of January, One thousand seven hundred and eighty, all Boats, Barges, Lighters, and other Vessels, which shall be navigated upon the said River, Cuts, or Canals, shall be painted or marked, in Three different Places on each Side thereof, with graduated Figures or Marks, of proper Dimensions, at such Distances, and upon such Parts of the Boat, Barge, Lighter, or other Vessel, as the said Trustees, or any five or more of them, shall order, under the Direction of some proper and skilful Person; and so from Time to Time, as Occasion shall require; and the same shall at all Times be kept so marked, in a plain and legible Manner; and that, after the said First Day of January, One thousand seven hundred and eighty, if any Boat, Barge, Lighter, or other Vessel, shall be navigated upon the said River, Cuts, or Canals, not being painted or marked in a plain and legible Manner as aforesaid, according to the true Intent and Meaning of this Act, the Owner, or Person having the Care, Charge, or Management, of such Boat, Barge,

Penalty on Neglect, &c.

All Vessels to be marked with graduated Figures, denoting their Burthen;

on Penalty of 5 l.

Lighter, or other Vessel, shall forfeit and pay the Sum of Five Pounds.

And whereas it might tend to the better Execution of the said recited Acts, and this Act, if the said Trustees were obliged to hold more than One General Meeting in every Year; be it therefore enacted by the Authority aforesaid, That, from and after the passing of this Act, so much of the said recited Act of the Seventh Year of the Reign of His present Majesty, as directs a General Meeting of the Trustees to be holden on the First Monday in June in every Year, and Notice to be given thereof, shall be, and is hereby repealed.

And be it further enacted, That the said Trustees, or any five or more of them, shall hold a Meeting for carrying the Purposes of the said recited Acts, and this Act, into Execution, at the Sign of the Rose and Crown, at Enfield Highway, in the Parish of Enfield, in the said County of Middlesex, upon the Monday Sevensnight after the passing this Act, and may adjourn such Meeting from Time to Time, previous to their first General Meeting, (to be holden as herein-after mentioned), as they shall think proper; and that the said Trustees, or any five or more of them, shall hold Three General Meetings in every Year, at or within the respective Times and Places herein-after mentioned; (that is to say) In the Town of Hertford, upon the last Monday in July, or within Six Days afterwards; in the Parish of Waltham Holy Cross, in the said County of Essex, on the last Monday in October, or within Six Days afterwards; and in the City of London, on the last Monday in January, or within Six Days afterwards; and the said Trustees, or any five or more of them, shall, at such respective General Meetings, appoint the Day, and the House or Place (being within the respective Times, and at the respective Places, aforesaid) upon and at which their then next General Meeting shall be holden; and the Clerk to the said Trustees for the Time being shall, at such respective General Meetings, lay before the Trustees then assembled, a full State of the Accounts rela-

tive

So much of the former Act as directs the Trustees to meet on the First Monday in June yearly, repealed.

First Meeting of the Trustees.

Three General Meetings to be held in every Year.

at which they shall audit and settle the Accounts, and cause an Abstract thereof to be made, and entered in the Book of their Proceedings.

tive to the Execution of the said recited Acts, and this Act, up to such of the Days following, videlicet, Midsummer-day, Michaelmas-day, and Christmas-day, as shall happen next before the Day of holding such respective Meetings, in order that the same may be audited and settled; and the said Trustees, at such General Meetings, are hereby required to examine and pass the said Accounts; and after the same shall be examined and passed, an Abstract thereof shall be made out, and signed by five or more of the said Trustees, and the same shall be fairly entered in the Book of Proceedings of the said Trustees; and all Persons interested in the said Navigation may, at all convenient Times, have a Copy of such Abstract, upon paying to the Clerk to the said Trustees the Sum of Two Shillings and Sixpence; and in case the said Trustees shall not settle and pass the said Accounts at any such General Meeting, then such Meeting shall be adjourned to the Seventh Day then next following, and so from Time to Time, until the said Accounts shall be settled and passed, and an Abstract thereof made and signed as aforesaid; and after the said Accounts shall be completed as aforesaid, the said Trustees may adjourn such respective Meetings to such Place and Time, previous to the Time of holding their next General Meeting, as the said Trustees, or any five or more of them, shall think proper.

Provided nevertheless, That after the Expiration of Two Years from the passing of this Act, the said Trustees shall be obliged to examine and settle the said Accounts at Two at least of the said Three General Meetings in every Year, any Thing herein-before contained to the contrary hereof notwithstanding.

Provided also, That no Money shall be borrowed by the said Trustees, until the said Accounts shall have been settled, and entered as aforesaid.

And whereas Doubts may arise touching the Validity of some of the Securities granted by the said Trustees; to obviate such Doubts, and to secure the several Creditors who have, bona fide, lent and advanced their Money for the Purposes of the said Navigation; be it enacted

After 2 Years, the Trustees shall settle the Accounts at Two several Meetings in every Year.

No Money to be borrowed till the Accounts are settled.

Securities for Money borrowed, and Annuities granted, to be valid.

enacted by the Authority aforesaid, That the several Principal Sums of Money so lent and advanced to the said Trustees, and the Annuities granted by them, shall be, and they are hereby respectively declared to be charged upon the Rates or Duties granted and made payable by the said recited Act of the Seventh Year of the Reign of His present Majesty, and also upon the Rates or Duties by this Act granted and made payable; and that the several Securities given and granted for the Payment thereof, are hereby declared to be valid and effectual in the Law, to all Intents and Purposes.

And whereas Doubts have arisen touching the Power of the said Trustees to pay off any particular Securities for Money at Interest already granted, in case they find it necessary so to do; be it therefore enacted and declared by the Authority aforesaid, That it shall and may be lawful for the said Trustees, or any Seven or more of them, from Time to Time, as they shall think proper; to pay off any of the Principal Money borrowed and due upon the Credit of the said Rates and Duties; provided Three Calendar Months Notice thereof, at the least, shall be given in Writing, signed by them, to the Person or Persons entitled to the Money so to be paid off, and of the Day and Place at and upon which such Money will be paid; and in case the Securities given for such Money shall not be produced at the Time and Place to be mentioned in such Notice, and, upon Tender of the Principal Money, and all Interest then due thereon, shall not be delivered up to the said Trustees, or to their Clerk, that then the Interest of all such Principal Money shall from thenceforth cease, and be no longer paid or payable.

Provided nevertheless, That the Principal Money in respect whereof such Notice shall be given, and also the Interest for the same up to the Time mentioned in such Notice for the Payment thereof, shall still remain due and payable, until the same shall be received by the Person entitled to the same.

Provided always, and be it further enacted and declared by the Authority aforesaid, That all Payments to be made,

Trustees empowered to pay off any Principal Money now due;

giving Three Months Notice.

Proviso.

All Monies secured by the former Acts,

tide to the Execution of the said recited Acts, and this Act, up to such of the Days following, videlicet, Midsummer-day, Michaelmas-day, and Christmas-day, as shall happen next before the Day of holding such respective Meetings, in order that the same may be audited and settled; and the said Trustees, at such General Meetings, are hereby required to examine and pass the said Accounts; and after the same shall be examined and passed, an Abstract thereof shall be made out, and signed by five or more of the said Trustees, and the same shall be fairly entered in the Book of Proceedings of the said Trustees; and all Persons interested in the said Navigation may, at all convenient Times, have a Copy of such Abstract, upon paying to the Clerk to the said Trustees the Sum of Two Shillings and Sixpence; and in case the said Trustees shall not settle and pass the said Accounts at any such General Meeting, then such Meeting shall be adjourned to the Seventh Day then next following, and so from Time to Time, until the said Accounts shall be settled and passed, and an Abstract thereof made and signed as aforesaid; and after the said Accounts shall be completed as aforesaid, the said Trustees may adjourn such respective Meetings to such Place and Time, previous to the Time of holding their next General Meeting, as the said Trustees, or any five or more of them, shall think proper.

Provided nevertheless, That after the Expiration of Two Years from the passing of this Act, the said Trustees shall be obliged to examine and settle the said Accounts at Two at least of the said Three General Meetings in every Year, any Thing herein-before contained to the contrary hereof notwithstanding.

Provided also, That no Money shall be borrowed by the said Trustees, until the said Accounts shall have been settled, and entered as aforesaid.

And whereas Doubts may arise touching the Validity of some of the Securities granted by the said Trustees; to obviate such Doubts, and to secure the several Creditors who have, bona fide, lent and advanced their Money for the Purposes of the said Navigation; be it enacted

After 2 Years, the Trustees shall settle the Accounts at Two several Meetings in every Year.

No Money to be borrowed till the Accounts are settled.

Securities for Money borrowed, and Annuities granted, to be valid.

enacted by the Authority aforesaid, That the several Principal Sums of Money so lent and advanced to the said Trustees, and the Annuities granted by them, shall be, and they are hereby respectively declared to be charged upon the Rates or Duties granted and made payable by the said recited Act of the Seventh Year of the Reign of His present Majesty, and also upon the Rates or Duties by this Act granted and made payable; and that the several Securities given and granted for the Payment thereof, are hereby declared to be valid and effectual in the Law, to all Intents and Purposes.

And whereas Doubts have arisen touching the Power of the said Trustees to pay off any particular Securities for Money at Interest already granted, in case they find it necessary so to do; be it therefore enacted and declared by the Authority aforesaid, That it shall and may be lawful for the said Trustees, or any Seven or more of them, from Time to Time, as they shall think proper; to pay off any of the Principal Money borrowed and due upon the Credit of the said Rates and Duties; provided Three Calendar Months Notice thereof, at the least, shall be given in Writing, signed by them, to the Person or Persons entitled to the Money so to be paid off, and of the Day and Place at and upon which such Money will be paid; and in case the Securities given for such Money shall not be produced at the Time and Place to be mentioned in such Notice, and, upon Tender of the Principal Money, and all Interest then due thereon, shall not be delivered up to the said Trustees, or to their Clerk, that then the Interest of all such Principal Money shall from thenceforth cease, and be no longer paid or payable.

Provided nevertheless, That the Principal Money in respect whereof such Notice shall be given, and also the Interest for the same up to the Time mentioned in such Notice for the Payment thereof, shall still remain due and payable, until the same shall be received by the Person entitled to the same.

Provided always, and be it further enacted and declared by the Authority aforesaid, That all Payments to be made,

Trustees empowered to pay off any Principal Money now due;

giving Three Months Notice.

Proviso.

All Monies secured by the former Acts,

shall also be charged upon the present and former Rates, &c.

made, and also the Monies due and owing on the Credit of the said former Acts, shall be payable as well out of the Rates and Duties created by this Act, as out of the Rates and Duties created by the said former Acts, in the like Course of Payment, and with the same Priority, and with the like Remedies for Recovery thereof, as are directed in and by the said former Acts; any Thing in this Act to the contrary notwithstanding.

Trustees not to grant any Annuities for the future.

And be it further enacted by the Authority aforesaid, That no Annuity or Annuities shall hereafter be granted upon the Credit of the Rates and Duties authorized to be collected by virtue of the said recited Act of the Seventh Year of the Reign of His present Majesty, or by this Act; any Thing in the said recited Act to the contrary hereof notwithstanding.

No Money to be hereafter borrowed, unless 21 Trustees shall concur therein;

And be it further enacted, That no Money shall hereafter be borrowed upon the Credit of the Rates and Duties authorized to be collected on the said River, or any of them, unless Twenty-one Trustees at the least shall be present, and shall concur therein, and unless Seven of such Trustees shall be resident in the said County of Hertford, Seven within the said County of Essex, and Seven within the said County of Middlesex and City of London, or One of them; and that no such Money shall be so borrowed, but at a Meeting to be holden for that Purpose; of which Meeting One Calendar Month's Notice at the least shall be given in some of the publick Newspapers circulated in the said Counties, at least Three Times before the borrowing any such Money; any Thing in the said recited Act of the Seventh Year of the Reign of His present Majesty to the contrary hereof notwithstanding.

and then not more than 20,000 l.

Provided nevertheless, and it is hereby declared, That no more than the Sum of Twenty thousand Pounds, over and above the said Sum of Forty-four thousand three hundred Pounds, Principal Money, already charged on the said Rates, shall hereafter be borrowed on the Credit of the said former Act, or this present Act; any Thing in the said former Act, or this Act, to the contrary hereof notwithstanding.

Provided nevertheless, and it is hereby enacted and declared by the Authority aforesaid, That it shall and may be lawful for the said Trustees, or any Seven or more of them, if they think fit, at the Request of any Person or Persons to whom any Arrears of Interest, or any Arrears of Annuities, shall, on the Twenty-fourth Day of June, One thousand seven hundred and seventy-nine, be due and owing on the Credit of the said Rates or Duties, to assign over the said Rates or Duties, or any Part thereof, for securing the Payment of all such Arrears, together with Interest for the same; and all such Assignments shall be good, valid, and effectual in the Law, for the Payment of the Money thereby secured, and all Interest to grow due for the same, any Thing herein-before contained to the contrary hereof in anywise notwithstanding: Provided also, That the Sum for which the said Rates and Duties shall be assigned, as herein-before mentioned, shall be construed and taken to be Part of the Sum of Twenty thousand Pounds, which the Trustees are authorized to raise by virtue of this Act.

Trustees authorized to assign over the Rates for Payment of all Arrears of Interest and Annuities, &c.

And, in order to prevent any Waste of Water at any of the Locks, at or near the Places appointed for collecting the said Rates or Duties, and for the better Collection thereof; be it enacted by the Authority aforesaid, That the Collectors of the said Rates or Duties shall, and are hereby authorized and required, at all Times hereafter, to keep the Gates of the Locks, at or near the several Places appointed for collecting the said Rates or Duties, properly shut and locked, or otherwise fastened, so as not to suffer any unnecessary Waste of Water through the same, (except only at such Times, and for so long as shall be necessary for Boats, Barges, Lighters, and other Vessels, to pass through such Locks, and in Times of Flood); and no Boat, Barge, Lighter, or other Vessel, shall be suffered to pass through any such Lock until the whole Rates or Duties authorized to be collected shall be paid to such Collector; and in case any Collector shall not keep the Gates of the Lock, at or

Collectors required to keep the Gates of Locks, near the Places of Collection, shut; and not to suffer any Vessel to pass till the Rates are paid.

Penalty on Neglect.

Lock
keepers
to keep
the gates
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near the Place where he shall be appointed to collect the said Rates or Duties, properly shut and locked, or otherwise fastened, so as not to suffer any unnecessary Waste of Water through the same, or if such Collector shall permit or suffer any Boat, Barge, Lighter, or other Vessel, to pass through any such Lock as aforesaid, before the full Rates or Duties which ought to be collected shall have been paid, every such Collector offending in either of the Cases aforesaid shall, for every Offence, forfeit and pay any Sum not exceeding Forty Shillings.

And, for the more effectual preventing the Waste of Water in any of the said Cuts or Canals, to the Prejudice of any Mill, be it further enacted and declared by the Authority aforesaid, That in case any of the Locks or other Works made or erected, or to be made or erected, by the said Trustees, shall be out of Repair, and any Mill shall be prejudiced thereby, then, and in every such Case, upon Notice thereof in Writing, given by the Occupier of such Mill to the Surveyor to the said Trustees, such Surveyor is hereby required forthwith to inspect into and consider the same, and report such Notice, and his Opinion thereof, to the said Trustees, at their next Meeting; and the said Trustees, or any five or more of them, shall, and are hereby required, at their said next Meeting, to take the same into Consideration, and as soon as may be to cause such Locks and Works to be put into good and sufficient Repair, so as to prevent the Waste of Water as aforesaid; and in case such Surveyor shall refuse or neglect to inspect into and survey such Defect or want of Repair in any of the said Locks or other Works, or make such Report as aforesaid, he shall forfeit and pay any Sum not exceeding Ten Pounds, nor less than Forty Shillings.

And be it further enacted, That no Steersman, or other Person having the Care, Charge, or Management, of any Boat, Barge, Lighter, or other Vessel, upon the said River, Cuts, or Canals, and passing with such Boat, Barge, Lighter, or other Vessel, through any Lock upon the said River, Cuts, or Canals, shall suffer the Water to remain in the Lock longer than is necessary

Trustees to keep the Locks and Works in Repair, to prevent Waste of Water.

Persons navigating Vessels required to shut the upper Gates of the Locks as soon as the Vessels are passed, except some other Vessel is in Sight.

necessary for such Boat, Barge, Lighter, or other Vessel, to pass through the same; and that every such Steersman, or other Person, in going down the said River, Cuts, or Canals, shall shut the lower Gates of such Lock before he shall draw the Cloughs of the upper Gates thereof; and after he shall have brought such Boat, Barge, Lighter, or other Vessel, into the said Lock, shall shut close the upper Gates before he shall draw the Cloughs of the lower Gates thereof; and in going up the said River, Cuts, or Canals, shall, so soon as he shall have passed with such Boat, Barge, Lighter, or other Vessel, out of the said Lock, shut the upper Gates of the said Lock, and afterwards draw the Cloughs of the lower Gates, unless there shall be then a Boat, Barge, Lighter, or other Vessel, in Sight from the said Lock, coming down the said River, Cuts, or Canals, in which Case the lower Gates of the said Lock shall be left shut, and the upper Gates shall be left open; and every Person who shall not act agreeable to the Directions herein-before mentioned, shall, for every Offence, forfeit and pay any Sum not exceeding Forty Shillings.

And be it further enacted by the Authority aforesaid, That so much of the said recited Act of the Seventh Year of the Reign of His present Majesty, as requires the Owners of Boats, Barges, Lighters, or other Vessels, to cause their Names, and also the Names of the Steersmen, or other Persons having the Care or Charge of such Boats, Barges, Lighters, or other Vessels, and their respective Places of Abode, to be placed and set on the upper Part of the Bow on both Sides of such Boats, Barges, Lighters, or other Vessels, and as inflicts a Penalty for Default therein, shall be, and is hereby repealed.

Provided nevertheless, and it is hereby declared, That from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-nine, the Owner or Owners of every Boat, Barge, Lighter, or other Vessel, passing upon the said River, Cuts, or Canals, shall cause his, her, or their Name or Names, and also the

not to have shut open at both ends at same time.

So much of the former Act as requires the Names to be put on the Bows of Vessels, repealed.

Names and Places of Abode of Owners and Steersmen to be put on the Sterns of Vessels;

Name of the Steersman, or other Person having the Care or Charge of every such Boat, Barge, Lighter, or other Vessel, and their respective Places of Abode, to be placed and set at full Length, in White Letters upon a black or dark Ground, such Letters to be four Inches long, and of a proportional Breadth, and made on some conspicuous Part of the Stern of every such Boat, Barge, Lighter, or other Vessel, and to be kept at all Times plain and legible; and in case any Boat, Barge, Lighter, or other Vessel, shall, at any Time after the said Twenty-fourth Day of June, One thousand seven hundred and seventy-nine, be navigated on the said River, Cuts, or Canals, not having the Name or Names of the Owner or Owners thereof, and also the Name of the Steersman, or other Person as aforesaid, and also their respective Places of Abode, placed and set on the Stern of every such Boat, Barge, Lighter, or other Vessel, and kept plain and legible, according to the true Intent and Meaning of this Act; or if any Steersman or other Person shall cover or conceal the same, or use any Means whatsoever to prevent any Person from reading the same; every Person offending in any of the Cases aforesaid shall, for every such Offence, forfeit and pay the Sum of Five Pounds.

on Penalty of 5*l*.

Penalty on floating of Timber.

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall, after the Twenty-fourth Day of June, One thousand seven hundred and seventy-nine, float, or cause any Timber to be floated, upon the said River, Cuts, or Canals, every such Person shall forfeit and pay the Sum of Fifty Shillings for every Time he or they shall float, or cause any Timber to be floated, upon the said River, Cuts, or Canals.

Penalty on Persons assaulting the Collectors, or obstructing them in their Duty.

And be it further enacted by the Authority aforesaid, That if any Person shall assault, interrupt, or obstruct, any Collector, or other Person employed by the said Trustees, or any Five or more of them, in collecting the said Rates or Duties, or otherwise in the Execution of his Office, every such Person shall, for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings, nor less than Ten Shillings.

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Provided

Provided always, That nothing herein contained shall prevent, or be construed to prevent, any such Collector, or other Person, having his Remedy, for any such Offence, in any of His Majesty's Courts of Law, by Action, Indictment, or otherwise.

And whereas a certain navigable Stream or Cut belonging to James Townsend Esquire, called Tottenham Mill Stream, hath been used as Part of the said Navigation, for the Passage of Boats, Barges, Lighters, and other Vessels, for which the said Trustees have paid to the said James Townsend the annual Sum of Ten Pounds Ten Shillings; and the said James Townsend is consenting that the said Stream or Cut should be used as Part of the said Navigation for ever, subject to the same annual Rent; but the same being no Part of the Navigation described in the said Act, the Use of the said Stream cannot be secured to the Publick, unless some further Powers are granted for that Purpose; be it therefore enacted and declared by the Authority aforesaid, That the said Stream or Cut, together with a proper Cowing-path on the West Side thereof, shall for ever hereafter be used as Part of the said Navigation; and that the Owners of all Boats, Barges, Lighters, and other Vessels, shall have Liberty to navigate along the said Stream or Cut, and to make use of the said Cowing-path, in like Manner as if the said Stream or Cut had been Part of the Navigation described in the said Act; and the said Trustees, or any Seven or more of them, shall, and have hereby full Power and Authority, from Time to Time, to scour, cleanse, deepen, and do such other Works in the said Stream or Cut, and repair the said Cowing-path, as they shall think fit, for the Purposes of the said Navigation, without any Hindrance, Molestation, or Interruption, from the said James Townsend, or any Person or Persons who may hereafter be entitled to the said Stream or Cut, and Cowing-path, so that no Damage be done thereby to Tottenham Mills, by preventing the Water flowing to the same as it now doth.

Tottenham Mill Stream to be used as Part of the Navigation for ever, subject to a certain annual Payment.

Provided

Nothing to be done to prejudice Tottenham Mills.

Provided always, That nothing herein contained shall authorize the said Trustees, or any of them, or any other Person or Persons acting under their Authority, to contract the said Stream or Cut, or prevent the Occupier of Tottenham Mills from penning a Head of Water to the said Mills, or to obstruct, hinder, or prevent the navigating or passing of Boats, Barges, Lighters, and other Vessels, to and from the said Mills.

The Occupiers of the Mills not to draw the Water below a certain Height.

Provided also, That the Occupier or Occupiers of the said Mills, or any other Person or Persons, shall not, upon any Account or Pretence, cause the Water to be let or drawn out of the said Stream or Cut, so as to reduce the same below the Height of Two Feet on the present Sill of the Waste-gate of the said Mills, to be ascertained by a Stone put down and marked for that Purpose: And the said Trustees are hereby required at all Times to keep the Gates of the Lock near the said Stream or Cut of an equal Height with the Banks of the said Mill Stream at the Mill Head, for keeping a full Head of Water to the said Mills; and the said Trustees shall, at all Times, repair, and keep in good Repair, the Bridge built across the new Cut near the said Mill Stream.

The Trustees to keep the Gates of the Lock near the Stream of an equal Height with the Banks; and to repair the Bridge.

How the Rent payable for the Use of Tottenham Mill Stream, may be recovered.

And be it further enacted, That the said Trustees, or any Seven or more of them, shall, and they are hereby authorized and required, out of any Money arising by virtue of the said recited Acts, and this Act, to pay, or cause to be paid, to the said James Townsend, and the Owner of the said Stream or Cut, and Cowing-path, for the Time being, the annual Rent of Ten Pounds Ten Shillings, of lawful Money of Great Britain, free and clear of and from all Taxes and Deductions whatsoever, on the Twenty-fifth Day of March in every Year, the first Payment to be made on the Twenty-fifth Day of March, One thousand seven hundred and eighty; and in case the said yearly Rent shall not be paid for the Space of Twenty-one Days next after the Day hereinbefore appointed for the Payment thereof, that then the said James Townsend, and the Owner for the Time being of the said Stream or Cut, and Cowing-path,

shall have such and the same Remedies for recovering the same yearly Rent, and all Costs and Expences attending the Recovery thereof, as are in the said recited Act of the Seventh Year of the Reign of His present Majesty provided for the Payment of any Rents or Annuities granted and made payable by virtue thereof.

And whereas, by the said recited Act of the Seventh Year of the Reign of His present Majesty, the said Trustees are required to pay to Sir William Wake Baronet, and Peter Floyer Esquire, their Heirs and Assigns, the Sum of One Penny per Ton on all Goods, Wares, Merchandizes, or Commodities, which should be carried or conveyed down the said River, through the Cut or Canal made from the said River, above King's Weir, to the West Tail Stream of the Powder Mills near Waltham Abbey: And whereas it is apprehended that, by laying the additional Rates or Duties hereinbefore granted, their Property may be injured: Be it therefore enacted and declared by the Authority aforesaid, That in case the said Sum of One Penny per Ton shall not hereafter produce to the said Sir William Wake and Peter Floyer, their respective Heirs and Assigns, the clear annual Sum of One hundred and sixty Pounds, that then the said Trustees, or any Seven or more of them, shall, and they are hereby authorized and required, from Time to Time, to make up the Deficiency to the said Sir William Wake and Peter Floyer, their respective Heirs and Assigns, and the same shall be paid to the said Sir William Wake and Peter Floyer, their respective Heirs and Assigns, at the End of every Year in which any such Deficiency shall happen; and in case of Nonpayment thereof, for the Space of Ten Days after the same shall be due, the said Sir William Wake and Peter Floyer, their Heirs and Assigns, shall and may have and take such and the like Powers and Remedies for receiving and recovering the same, and all Costs and Charges attending the Recovery thereof, as are in the said recited Act given for Recovery of the said One Penny per Ton.

In case the Tonnage made payable to Sir William Wake and Mr. Floyer, by the former Act, shall not amount to 160l. per Annum, the Deficiency shall be made up to them by the Trustees.

The Height at which the Water is to be kept in Dicker Mill Stream, to be ascertained by Engineers.

And whereas it would be for the Benefit of the said Navigation, and of certain Mills, called Dicker Mills, situate near the said Town of Hertford, and also of certain Works for supplying the said Town with Water, belonging to the Mayor and Aldermen of the said Town, if the Water in Dicker Mill Stream was always kept up to a certain Height; be it therefore enacted, That the said Trustees, or any five or more of them, shall, and they are hereby required, within Forty Days next after their first Meeting to be holden in pursuance of this Act, to give Notice to the Owner and Occupier of the said Mills, and to the Mayor of the said Town of Hertford, directing each of them to appoint an Engineer, to meet an Engineer to be appointed by the said Trustees, on a certain Day, to be mentioned in such Notice, in order to examine the said Mill Stream, and to agree upon and settle to what Height the Water in the said Mill Stream ought to be kept up for the future, and to order and direct proper Stones or Posts to be fixed or set up in or on the Banks of the said Stream, and also near the said Water-works, with proper Marks thereon denoting such Height; and the Determination of the said Engineers, or any Two of them, shall be final and conclusive.

In case the said Engineers shall not agree within Three Months after their Appointment, the Quarter Sessions for Hertfordshire shall appoint another Engineer to settle the same.

Provided always, That in case Engineers shall not be appointed as aforesaid, or being so appointed, shall neglect or refuse to act, or shall not agree therein within Three Calendar Months after the Day to be appointed for the Meeting of the said Engineers as aforesaid, that then the Justices of the Peace, at their General Quarter Sessions to be holden for the said County of Hertford, upon Application made to them for that Purpose on Behalf of the said Trustees, or of the Owner or Occupier of the said Mills, shall, and they are hereby required to name and appoint some able Engineer to examine, settle, and determine touching the Matters aforesaid, and his Determination shall be final and conclusive; and after such Determination as aforesaid, the said Trustees, or any five or more of them, shall, and they are hereby required to cause such Stones or Posts as

as aforesaid to be forthwith fixed or set up, with proper Marks thereon, and at such Place and Places as the said Engineers or Engineer (as the Case may be) shall direct, in order to denote and fix the Height to which the Water in the said Stream ought to be kept up; and the said Trustees shall from Time to Time support and keep such Stones or Posts fixed, with such Mark or Marks as aforesaid, and all the Charges and Expences attending the appointing and employing the said Engineers, and also of erecting and fixing such Stones or Posts, and keeping and supporting the same as aforesaid, shall be borne, paid, and defrayed by the said Trustees, out of any Money arising by virtue of the said former Acts, or of this Act; and that after the said Stones or Posts shall be fixed or set up, and marked as aforesaid, it shall not be lawful for the Occupier of the said Mills, or the Person having the Care of the said Water-works, to suffer the said Mills, or Water-works, to work, or for the Person having the Care of the Navigation there to keep open the Cistern or Lock near the said Mills, when the Water shall be reduced below the Mark or Marks upon the said Stones or Posts; and in case the Water within the said Stream shall at any Time be reduced below the said Mark or Marks, and the Occupier of the said Mills shall not immediately shut down the said Mills, or the Person having the Care of the said Water-works shall not immediately shut down the said Works, or the Person having the Care of the Navigation there as aforesaid shall not immediately shut the said Cistern or Lock, so as to raise and keep up the Water to the said Mark or Marks, according to the true Intent and Meaning of this Act, (Notice having been given to them respectively so to do), every such Occupier, and other Person aforesaid, so offending, shall, for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings, nor less than Ten Shillings; and in case any Person or Persons shall break, raise, pull up, sink lower, or destroy, or in anywise alter any of the Stones or Posts which shall be so fixed or set up

The Mills, &c. not to work when the Water shall be below the Marks on the Stones or Posts.

Penalty on altering Marks, &c.

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as aforesaid, or obliterate, deface, change, or alter, any Letters, Figures, or Marks, which shall be inscribed thereon, every such Person shall, for every such Offence, forfeit and pay any Sum not exceeding five Pounds, nor less than forty Shillings.

Nothing to be done to prejudice Dicker Mills, &c.

Provided always, and it is hereby declared, That in ascertaining the Height at which the Water in Dicker Mill Stream aforesaid should be kept up for the future, or in fixing or setting up any such Posts or Stones as aforesaid, nothing shall be done to the Prejudice of Dicker Mills, or of the Occupier thereof, or of the said Water-works, or of certain Mills called Hertford Town Mills, or any Occupier thereof.

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Provided also, That no Occupier of the said Mills called Dicker Mills, or Person having the Care of the said Water-works, shall be subject to the Penalty aforesaid, for not keeping the Water in Dicker Mill Stream up to such Height as aforesaid, whenever any of the Works of the said Navigation, above the Mouth of the Cut or Canal in King's Mead, shall be out of Repair.

Trustees may lease the Rates after the End of Five Years.

And be it further enacted by the Authority aforesaid, That, from and after the Term of five Years from and after the passing of this Act, the said Trustees, or any Seven or more of them, shall have full Power and Authority, by Writing under their Hands and Seals, to let or demise the Rates and Duties authorized to be collected upon the said River, Cuts, or Canals, for any Term not exceeding two Years at any One Time, for the highest Rent they can get for the same, by publick Bidding or otherwise, the same to be payable at such Times, and under such Covenants, as the said Trustees, or any Seven or more of them, shall think fit, (the said Trustees taking proper Security from the Person or Persons to whom the said Tolls shall be leased or demised, for Payment of the Rent or Rents, and Performance of the Covenants); which Rent and Rents shall be paid to the said Trustees, or any Seven or more of them, or to such Person or Persons as they shall appoint to receive the same, and shall be applied and disposed of in the same Manner as the said Rates and Duties

Duties are by the said recited Act of the Seventh Year of the Reign of His present Majesty, and this Act, directed to be applied and disposed of.

Provided always, That One Calendar Month's previous Notice, at the least, be given in some of the publick Newspapers circulated in the said Counties of Hertford, Essex, Middlesex, and the City of London, of the Intention of the said Trustees to lease or demise the said Rates and Duties.

Publick Notice thereof to be given.

Provided also, That in case the said Trustees shall at any Time let the said Rates and Duties, they shall, and are hereby required, during such Time as the Rates and Duties shall continue to be let as aforesaid, to keep constantly employed, at their own Costs and Charges, some proper Person, to be approved of by the said Sir William Wake Baronet, and Peter Floyer Esquire, their respective Heirs and Assigns, and such Person is hereby required to take and keep an exact and faithful Account in Writing of the Tonnage of all Goods, Wares, and Merchandizes, which shall pass, from Time to Time, through the said Lock, in the Cut near to King's Weir aforesaid; and the said Sir William Wake Baronet, and Peter Floyer Esquire, their respective Heirs and Assigns, shall have free Liberty, from Time to Time, to inspect such Accounts, and to take Copies or Extracts thereof; and it shall and may be lawful for the said Sir William Wake Baronet, and Peter Floyer Esquire, and their respective Heirs and Assigns, within Twenty Days before the Expiration of every Year, to compare the same with the Account kept by the Lessee of the said Tolls arising at King's Weir; and in case such Lessee shall refuse to produce his Account to the said Sir William Wake Baronet, and Peter Floyer Esquire, and their respective Heirs and Assigns, for the Space of Ten Days after Notice given for that Purpose, that then and in that Case his Lease shall, at the Expiration of the Year, cease and determine.

If the Trustees lease the Tolls, they shall employ a Person, to be approved of by Sir William Wake and Mr. Floyer, to take an Account of the Tonnage of all Goods passing through the Lock near King's Weir.

Provided always, and be it enacted and declared by the Authority aforesaid, That the Trustees appointed or elected, or who shall hereafter be appointed or elected, by

The Trustees under the former Act to have full Power to carry this Act into Execution.

or in pursuance of the said Act of the Seventh Year of the Reign of His present Majesty, and all, every, or any of them, shall have full Power and Authority to act in the Execution of this present Act of Parliament, in all Respects, and to all Intents and Purposes, as fully and effectually as if the several Provisions contained in this Act were inserted in the Body of the said recited Act.

Penalties and Forfeitures how to be recovered and applied.

And be it further enacted, That the several Penalties and Forfeitures by this Act imposed, shall be levied and recovered in the same Manner as any Penalties or Forfeitures are, by the said recited Act of the Seventh Year of the Reign of His present Majesty, directed to be levied and recovered, and shall be applied for the Purposes of the said recited Acts, and this Act.

Persons aggrieved may appeal to the Quarter Sessions.

Provided always, and be it further enacted, That all Persons who shall think themselves aggrieved by the Order or Judgement of any Justice or Justices of the Peace, upon Account of any Offence committed, or supposed to be committed, against this Act, may appeal to the Justices of the Peace for either of the said Counties where the Offence was committed, or supposed to be committed, at any General Quarter Sessions of the Peace to be held within the Space of Six Calendar Months after such Cause of Appeal shall happen, the Person or Persons so appealing first giving Security, to the Satisfaction of the said Justice or Justices, to prosecute such Appeal with Effect, and to pay the Costs which shall be ascertained by the said General Quarter Sessions, in case such Order or Judgement shall be affirmed; and the Justices at such General or Quarter Sessions are hereby authorized and required to hear and determine such Appeal, and to make such Orders therein, and to award Costs, as to them shall appear just; which Orders shall be final and conclusive to all Parties, and shall not be removed or removeable, by any Writ of Certiorari or otherwise, into any of His Majesty's Courts of Record at Westminster, or elsewhere; and that no Order or Proceeding to be had by or before any Justice or Justices of the Peace, relating to the Execution of this

this Act, shall be quashed or vacated for want of Form only.

And be it further enacted, That if any Action, Suit, or Information, shall be brought or commenced against any Person or Persons, for any Thing done in pursuance of this Act, every such Action, Suit, or Information, shall be commenced within Six Calendar Months next after the Fact committed, and not afterwards, and shall be laid or brought in the Counties of Hertford, Essex, or Middlesex, and not elsewhere; and the Person or Persons so sued or prosecuted, may plead the General Issue, and give this Act, and the special Matter, in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act: And if it shall appear to have been so done, or if any Action, Suit, or Information, shall be brought after the Time before limited for bringing the same, or shall be brought in any other County or Place than as aforesaid, that then the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall become nonsuited, or suffer a Discontinuance of his, her, or their Action, Suit, or Information, after the Defendant or Defendants shall have appeared, or if in any such Action, Suit, or Information, Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Treble Costs, and shall have such Remedy for the same, as any Defendant or Defendants hath or have for Costs of Suit in other Cases by Law.

Limitation of Actions.

General Issue.

Treble Costs.

And be it further enacted by the Authority aforesaid, That all the Costs, Charges, and Expences incident to and attending the obtaining and passing this Act, shall be paid out of the first Monies which shall be collected or received by virtue of the said former Acts or this present Act.

Expences of this Act how to be paid.

And be it further enacted, That this Act shall be adjudged, deemed, and taken to be a Publick Act; and all Judges, Justices, and other Persons whomsoever, are hereby required to take Notice thereof as such, without specially pleading the same.

Publick Act.

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Locks to be kept in proper repair to prevent waste of water -

Limitation of Actions.

General Note

Table Case

Expenses of this Act how to be paid.

Proviso

