

ANNO PRIMO

VICTORIÆ REGINÆ.

Cap. xci.

An Act to alter the Line of the Great Western Railway, and to amend the Acts relating thereto.

[3d July 1837.]

HEREAS an Act was passed in the Fifth and Sixth Years of the Reign of His late Majesty King William the Fourth, intituled An Act for making a Railway from 5 & 6 W. 4. Bristol to join the London and Birmingham Railway near London, c. 107. to be called "The Great Western Railway," with Branches therefrom to the Towns of Bradford and Trowbridge in the County of Wilts: And whereas another Act was passed in the Sixth Year of the Reign of His said Majesty, intituled An Act to alter the Line of the Great 6 w. 4. c. 38. Western Railway, and to amend the Act relating thereto: And whereas it is expedient that certain Portions of the Line of the said Railway should be further altered, and that the said Company should be empowered to take additional Lands for the Purposes of Depôts and Approaches to the said Railway, and also that some of the Provisions of the said recited Acts should be amended and enlarged; but the Purposes aforesaid cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the [Local.]36 LAuthority

Powers of recited Acts extended to this Act.

Authority of the same, That all the Powers, Authorities, Provisions, Directions, Penalties, Forfeitures, Payments, Exemptions, Remedies, Regulations, Clauses, Matters, and Things contained in the said recited Acts or either of them (except such of them or such Parts thereof respectively as are by the lastly recited Act or by this Act repealed, altered, or otherwise provided for,) shall extend and be construed to extend to this Act and to the several Works and Things hereby authorized or required to be made and done, and shall operate and be in force in respect to the Objects and Purposes of this Act as fully and effectually to all Intents and Purposes whatsoever as if the same Powers, Authorities, Provisions, Directions, Penalties, Forfeitures, Payments, Exemptions, Remedies, Regulations, Clauses, Matters, and Things were repeated and re-enacted in this Act.

Power to alter the Line of Railway in certain Cases.

II. And be it further enacted, That it shall be lawful for the said Company and they are hereby empowered to make the Alterations herein-after mentioned of or in the Line of the said Railway as authorized or directed by the said recited Acts, and to make and maintain the said Railway and Works in the Line or Course, and upon, across, under, or over the Lands delineated on the Plans or described in the Books of Reference deposited and to be deposited with the several Clerks of the Peace for the Counties of Berks, Oxford, Wilts, and Somerset as herein-after mentioned; (that is to say,) from a certain Point on the Main Line in the Parish of Sonning and County of Berks to a certain other Point on the said Line in the Parish of Basildon in the same County; also from a certain Point on the said Line in the Parish of Uffington in the County of Berks to a certain other Point on the said Line in the Parish of Lydiard Tregoz otherwise Liddiard Tregooze in the County of Wilts; also from a certain Point on the said Line in the Parish of Chippenham in the County last aforesaid to a certain other Point on the said Line in the Parish of Bathwick in the County of Somerset; also from a certain Point on the said Line in the Parish of Bathampton to a certain other Point on the said Line in the Parish of Bathford, both in the County of Somerset; also from a Point in the Line of the said Branch Railway in the Parish of Melksham to another Point on the said Line in the Parish of Broughton Gifford, both in the County of Wilts; such new Line of Railway passing, as to the first of such Deviations, from, in, through, or into the several Parishes, Townships, and Extra-parochial or other Places of Sonning, Early, Saint Mary's and Saint Lawrence Reading, Tilehurst, Purley, Pangbourn, and Basildon, or some of them, in the County of Berks, and Whitchurch in the Counties of Berks and Oxford, or one of them; as to the second of such Deviations, passing from, in, through, or into the several Parishes, Townships, and Extra-parochial or other Places of Uffington, Baulking, Woolston, Compton Beauchamp, Knighton, Shrivenham, Longcott, Beckett, Ashbury, Odstone, and Bourton, or some of them, in the County of Berks; Highworth, Sevenhampton, South Marston, Stanton Fitzwarren, Stratton Saint Margaret's, Upper Stratton, Swindon, Eastcott, Westcott, Rodbourn Cheney, Even Swindon, Moredon, Haydon, Lydiard Tregoz otherwise Liddiard Tregooze, Lydiard Millicent, Shaw, and Wroughton, or some of them, in the County of Wilts; as to the third of such Deviations, passing from, through, or into the severat

several Parishes of Bathampton and Bathford, in the County of Somerset; as to the fourth of such Deviations, passing from, in, through, or into the several Parishes, Townships, and Extra-parochial or other Places at Chippenham, Langley Burrel, Hardenhuish, Laycock, Corsham otherwise Corsham Regis, Ditcheridge otherwise Ditteridge, Box, or some of them, in the County of Wilts, and Bathford, Bathampton, and Bathwick, or some of them, in the County of Somerset; and as to the last of such Deviations, passing from, in, through, or into the several Parishes of Melksham and Broughton Gifford in the said County of Wilts; and the said Company are hereby empowered to purchase and take all or any of the several Lands and Buildings lying contiguous to the Line of Railway in the Parishes of Saint Lawrence and Saint Mary's Reading, or one of them, in the County of Berks, and in the Parish of Temple otherwise Holy Cross, within the Borough of the City of Bristol and County of the same City, contiguous to Temple Meads, as are delineated on the Plans or described in the Books of Reference so deposited as aforesaid, for the Purpose of making proper and commodious Depôts or Stations and Approaches to the said Railway; and it is hereby expressly declared, that all Powers, Authorities, and Provisions contained in the said recited Acts relative to the Works thereby authorized shall extend and apply to the Works by this Act authorized, and more particularly to empower the said Company to alter and divert the Line or Course of the Reading and Oxford Turnpike Road within the Parish of Basildon in the County of Berks; the Line or Course of the Wilts and Berks Canal, with the Branch therefrom to Longcott, within the Parishes, Townships, and Extra-parochial or other Places of Uffington, Woolston, Compton Beauchamp, Knighton, Shrivenham, Longcott, Beckett, Ashbury, Odstone, and Bourton, or some of them, in the County of Berks; the Line or Course of the North Wilts Canal within the Parishes, Townships, and Extra-parochial or other Places of Swindon, Eastcott, Rodbourn Cheney, Even Swindon, Moredon, Haydon, Lydiard Millicent, and Shaw, or some of them, in the County of Wilts; the Line or Course of the Bath and London Turnpike Road within the Parishes or Townships of Ditcheridge otherwise Ditteridge and Box, or one of them, in the County of Wilts, and Bathford in the County of Somerset; and also the Line or Course of the Kennet and Avon Canal within the Parishes of Bathwick and Bathampton, or one of them, in the said County of Somerset, to the Extent shown on the said Plans herein-before referred to; and all the Powers, Authorities, Privileges, and Directions which by the said recited Acts are given for making and maintaining the Portion of the said original Line of Railway by this Act authorized to be abandoned, shall, from and immediately after the making of the Alterations herein mentioned, cease and determine: Provided always, that nothing herein contained shall enable the said Company, in carrying into effect the Deviations above mentioned or any of them, to take any of the Lands. belonging to John Wiltshire Esquire, in the Parish of Bathford, without his previous Consent in Writing, or the Consent of the Owner of the said Property for the Time being.

III. And whereas it hath been arranged by and agreed between Lands, &c. the said Company and the Right Honourable Lord Viscount Bar-of Viscount Rarington,

not to be taken with-out his Consent.

rington, that the said Company shall on no account or under any Pretence whatever take or use any Part of the Lands or Hereditaments of the said Viscount Barrington for the Purposes of this Act. without his express Consent in Writing first had and obtained; be it therefore enacted, That nothing in this Act contained shall authorize or empower, or be deemed, construed, or taken to authorize or empower, the said Company, their Agents or Workmen, or any other Persons acting under them, to enter into or upon, or to take, use, damage, or prejudice the Messuages, Lands, Grounds, Tenements, Estates, Property, or Hereditaments of the said Viscount Barrington, his Heirs or Assigns, situate within the Parishes of Shrivenham or Ashbury, or of either of them, in the County of Berks, for any of the Purposes mentioned in this Act, without the express Licence and Authority in Writing of the said Viscount Barrington, his Heirs or Assigns, or other Person or Persons, Owner or Owners of the said Lands and Hereditaments for the Time being first had and obtained: Provided always, that in case the said Company shall not make the said Railway in the Line of Deviation through the Lands of the said Viscount Barrington as laid down on the Plans thereof deposited as herein-after mentioned, it shall be lawful for the said Company to make and maintain the said Railway or any Part thereof in the Line as at present authorized by the said recited Acts, and for which the said proposed Deviation, or any Part thereof, is or was intended to be substituted; but unless the said Company shall procure the Consent of the said Viscount Barrington to the making of such Deviation through his Lands as aforesaid within Twelve Months from the passing of this Act, it shall not be lawful for the said Company to effect such Deviation, unless with the Consent of all the Owners and Occupiers of Lands on the Line of such intended Deviation, as well as of the said Viscount Barrington.

Plans already deposited with the Clerks of Peace to remain in their Custody.

IV. And whereas Maps or Plans and Sections describing the Line and Levels of the intended Alterations of the said Railway, and the Lands in and through which the same respectively and the Works connected therewith are intended to be carried or made, as well as the Lands and Buildings required for the Purpose of Depôts or Stations and Approaches to the said Railway, together with Books of Reference thereto respectively, containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and of the Occupiers of such Lands, have been deposited in the Offices of the several Clerks of the Peace for the Counties of Berks, Oxford, Wilts, and Somerset, being the Counties within which such Alterations and Lands respectively are intended to be made and situate: And whereas since depositing the said Maps or Plans, Sections, and Books of Reference, a certain other Alteration in the Line of the said Railway has been agreed and determined upon with the Concurrence of the Owners and Occupiers of the Lands through which such Alteration is intended to be made: And whereas the said Maps or Plans and Sections already deposited, so far as the same are not altered by the Maps or Plans and Sections hereafter to be deposited, and the said Maps or Plans and Sections to be deposited as herein-after mentioned, are the Maps or Plans and Sections approved of by Parliament; be it therefore enacted, That the said Maps or Plans, Sections, and Books

of Reference so deposited shall remain with and be kept by the said Authenti-Clerks of the Peace respectively; and that further Maps or Plans cated Plans of the Alteraand Sections, describing the Line and Levels of the said other tions to be Alteration so agreed on as aforesaid, authenticated by the Right deposited in Honourable the Speaker of the House of Commons, shall, together in like Manwith amended Books of Reference thereto, within Three Calendar ner. Months after the passing of this Act, be deposited in like Manner with the said Clerks of the Peace respectively; and all Persons interested in any Manner in the Lands described on the said Plans, and in the said Books of Reference thereto deposited and to be deposited as herein-after mentioned, shall at all seasonable Times have Liberty to inspect and to make Extracts from or Copies of the said Maps or Plans, Sections, and Books of Reference respectively, paying to the Clerk of the Peace having the Custody thereof the Sum of One Shilling for every such Inspection, and after the Rate of Sixpence for every One hundred Words copied therefrom; and the said Maps or Plans, Sections, and Books of Reference, or true Copies thereof, or of so much thereof respectively as shall relate to any Matter in question, certified by the said Clerks of the Peace or One of them, shall be and are hereby declared to be good Evidence in all Courts of Law or elsewhere.

V. And be it further enacted, That it shall not be lawful for the Railway not said Company to proceed in the Execution of the said Railway to be proherein-before authorized to be made, unless the said Company shall till the Plan have previously to the Commencement of such Work deposited with of the Alterathe Clerk of the Peace of the several Counties through which the said tions has Railway hereby authorized to be made is intended to pass, a Plan and been depo-Section of all such Alterations from the original Plan and Section as sited. shall have been approved of by Parliament, on the same Scale and containing the same Particulars as the original Plan and Section of the Railway, and also with the Clerks of the several Parishes in or through which such Alterations shall have been authorized to be made, Copies or Extracts of or from such Plans and Sections as shall relate to such Parishes respectively; and all Persons interested shall have Liberty to inspect and make Extracts from or Copies of the said Plans and Sections, or Extracts or Copies thereof, paying to the Clerk of the Peace or the Clerk of the Parish having the Custody of such Plan and Section, or of such Extract or Copy, the Sum of One Shilling for every such Inspection, and after the Rate of Sixpence for every One hundred Words copied therefrom.

VI. Provided always, and be it further enacted, That it shall be Errors and lawful for the said Company to make the said Alterations in the Line Omissions in or Course, and upon, across, under, or over the Lands delineated on of Reference the said Maps or Plans, subject as herein-after mentioned, and to not to obpurchase and take any of the Lands or Buildings delineated thereon struct the for the Purpose of Depôts or Stations and Approaches to the said making of Bailway although such Lands or Buildings or pay of them or the the Railway. Railway, although such Lands or Buildings, or any of them, or the Situation thereof respectively, or the Names of the Owners, Lessees, or Occupiers thereof respectively, may happen to be omitted, misstated, or erroneously described in the said Books of Reference, or in the Schedule to this Act annexed, if it shall appear to any Two or $\lceil Local.
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more Justices of the Peace for the County, City, or Place wherein the Matter in question shall arise (in case of any Dispute about the same), and be certified by Writing under their Hands, that such Omission, Mis-statement, or erroneous Description proceeded from Mistake; and the Certificate of such Justice shall be deposited with and be kept by the Clerk of the Peace of the County within which the Matter in question shall arise, and shall be sufficient for all the Purposes of this Act.

to be used sent unless

Houses, Gar- VII. Provided also, and be it further enacted, That nothing herein dens, &c. not contained shall authorize the said Company, or any other Person without Con- acting under their Authority, to take, injure, or damage, for the Purposes of this Act, any House or other Building which was erected mentioned in on or before the Thirtieth Day of November One thousand eight the Schedule. hundred and thirty-six, or any Ground which was then set apart and used as a Garden, Orchard, Yard, Park, Paddock, Plantation, planted Walk, or Avenue to a House, or any Ground then inclosed and planted as an Ornament or Shelter to a House or as a Nursery for Trees, other than such as are specified in the Schedule to this Act annexed, without the Consent in Writing of the Owner and Occupier thereof respectively, unless the Omission thereof in such Schedule shall have proceeded from Mistake or Inadvertence, and unless it shall be so certified in manner herein-before provided for in Cases of unintentional Errors in the said Books of Reference.

Power to deviate.

VIII. And be it further enacted, That the said Company, in making the Alterations and other Works by this Act authorized, shall have full Power to deviate from the Lines of the said Railway and other Works as delineated on the Maps or Plans thereof deposited and to be deposited with the several Clerks of the Peace as hereinbefore is mentioned: Provided always, that no such Deviation shall extend to a greater Distance than One hundred Yards, or in passing through any Town to a greater Extent than Ten Yards, from the Lines so delineated on the said Plans, nor shall any such Deviation extend into the Lands of any Person whose Name is not mentioned in the said Books of Reference, unless the Name of such Person shall have been omitted by Mistake or Inadvertence, and unless the Fact that such Omission proceeded from Mistake or Inadvertence shall have been certified in manner herein-before provided for in Cases of unintentional Errors in the said Books of Reference; provided also, that no Deviation shall be made from the Line of the said Railway in any Part thereof where by this or the said recited Act the said Company is expressly restricted from deviating.

as to Deviations in the Levels, Arches, and Tunnels.

IX. And be it further enacted, That in making the said Railway it shall not be lawful for the said Company to deviate from the Levels of the said Railway as referred to the common Datum Line described in the Section so approved of by Parliament, and as marked on the same, to any Extent exceeding in any Place Five Feet, or in passing through Towns Two Feet, without the Consent of the Owners, Lessees, and Occupiers of the Land in, through, or over which such Deviation is intended to be made; or in case any Street or public Carriage Road shall be affected by such Deviation, then the same

shall not be made without the Consent of the Trustees or Commissioners, or, if there be no such Trustees or Commissioners, without the Consent of Two or more Justices of the Peace in Petty Sessions assembled for that Purpose, and acting for the District in which such Street or public Carriage Road may be situate, or without the Consent of the Commissioners for any public Sewers, or of the Proprietors of any Canal or Navigation affected by such Deviation, and that no Increase in the Inclination or Gradients of the said Railway as denoted by the said Section shall be made in any Place to an Extent exceeding the Rate of Three Feet per Mile; and where in any Place it is intended to carry the Railway on an Arch or Arches as marked on the said Plan or Section the same shall be made accordingly, and where a Tunnel is marked on the said Plan or Section as intended to be made at any Place the same shall be made accordingly, unless the Owners, Lessees, and Occupiers of the Land in or through which such Tunnel is intended to be made shall consent that the same shall not be so made: Provided nevertheless, that it shall be lawful for the said Company, with such Consent as aforesaid, and not otherwise, to make a Tunnel or an Arch or Arches as aforesaid not marked on the said Plan or Section, so that no such Tunnel shall be of a greater Length than Two hundred Yards, and that no Two Tunnels be at a less Distance from each other than One hundred Yards measured on the Line of the Railway: Provided always, that Notice of every Petty Sessions to be holden for the Purpose of obtaining such Consent as aforesaid shall, Fourteen Days previous to the holding of such Petty Sessions, be given in some Newspaper circulating in the County, and also be affixed upon the Church Door of the Parish in which such Deviation or Alteration is intended to be made, or if there be no Church, on some other Place to which Notices are usually affixed; and provided also, that for the Purpose of consenting to any such Deviation from the said Sections, and to any tunnelling or arching as aforesaid, the Word "Owners" shall be deemed and taken to mean such Persons as are herein capacitated to agree for the Sale of and to convey Land for the making of the said Railway; and the Consent of such Persons, with or without the Consent of any other Persons interested as Owners in the said Lands, shall be deemed and taken to be sufficient for such Purposes.

X. And be it further enacted, That it shall not be lawful to diminish Restrictions the Radius of any Curve from what it is shown to be on the Plan as to Devia. deposited with the Clerk of the Peace, unless such Radius exceed Curves. One Mile, nor to diminish it in any such Case so that it shall become less than One Mile, nor to diminish any greater Radius by more than a Quarter of a Mile, unless where it exceeds Two Miles, or by more than Half a Mile, unless where it exceeds Three Miles on the said Plan.

XI. And be it further enacted, That it shall be lawful for the said Power to Company, by and with the Consent in Writing of any Two or more stop up use Justices of the Peace acting for the District where the same shall be situate, to stop up, use, inclose, and alter such Wards, Streets, Footpaths, Squares, Courts, Alleys, Yards, Ways, Passages, and other Places, or so much and such Parts thereof as may be required for the Purposes

of this or the said recited Acts, or which may in consequence of the Works hereby authorized become useless; and the Ground or Soil of such Roads, Streets, Footpaths, Squares, Courts, Alleys, Yards, Ways, Passages, and Places, or such Parts of the same as shall be so stopped up, shall be and are hereby vested in the said Company for the Purposes of this and the said recited Acts, where the same shall be required for the Purposes thereof, or otherwise shall become the Property of the Owners of the Lands adjoining on each Side of the said Roads, Streets, Footpaths, Squares, Courts, Alleys, Yards, Ways, Passages, and other Places so to be stopped up, in equal Moieties: Provided always, that any Decision of Justices in respect to the stopping up of any Roads, Streets, Footpaths, Squares, Courts, Alleys, Yards, Ways, Passages, and other Places shall be subject to Appeal in like Manner as other Decisions of Justices are rendered subject to Appeal under the Provisions of the said recited Act of the Fifth and Sixth William the Fourth.

Empowering Company to purchase Fifty Acres of Land for additional Stations.

XII. And be it further enacted, That it shall be lawful for the said Company, and they are hereby empowered, to contract with any Person or Corporation who shall be willing to sell the same, for the Purchase of Lands, not exceeding in the whole Fifty Statute Acres, in addition to the Lands authorized by this and the said recited Acts to be taken for the Purposes of the said Railway and Works, and in addition also to the Fifty additional Acres authorized to be purchased by the said first-recited Act, in such Places as shall be deemed eligible. for the Purpose of making and providing additional Stations, Yards, Wharfs, waiting, loading, and unloading Places, Warehouses, and other Buildings and Conveniences for depositing, receiving, loading, or keeping any Cattle, or any Goods, Articles, Matters, or Things conveyed or intended to be conveyed upon the said Railway, or for making convenient Roads or Ways thereto, or for any other Purposes whatsoever connected with the Undertaking which the said Company shall judge requisite; and it shall be lawful for all Corporations and all other Persons, including especially such Corporations and Persons as are in the said recited Acts capacitated to sell and convey other Lands for the Purposes of the said Acts, to sell or grant and convey to the said Company and their Successors any Lands whatsoever for the Purposes herein-before mentioned, or any of them, in the same Manner as is in the said recited Acts directed concerning the Lands to be taken for the Purpose of making the said Railway and other Works thereby authorized to be made: Provided always, that it shall not be lawful for the said Company to purchase from any Corporation, Trustee, or Feoffee in Trust for any charitable or other Purposes, Executor, Administrator, Husband, Guardian, Committee, or other Trustee for or on behalf of any Infant, Lunatic, Idiot, Feme Covert, or Cestuique Trust, or from any Tenant for Life or in Tail, or Person to whom or for whose Benefit Lands are limited in strict Settlement, or other Person under legal Disability or Incapacity, more than such Fifty Statute Acres; and in case the said Company shall purchase such Fifty Statute Acres from any Person or Corporation under legal Disability or Incapacity, and shall afterwards sell the whole or any Part thereof, it shall not be lawful for the said Company to purchase of or from the same, or of or from any other Person or Corporation being

being under legal Disability or Incapacity, nor for the same or any other Person or Corporation being under legal Disability or Incapacity to sell to the said Company, any other Lands in lieu of such Fifty Acres of Land, or any Part thereof, so sold or disposed of by the said Company.

XIII. And be it further enacted, That the new Cuts and all neces- Providing for sary and proper Locks, Bridges, Culverts, Sluices, Weirs, Gates, the Forma-Puddle Banks, and other Works of or relating to the Alteration and Cuts to be Diversion of the said Wilts and Berks Canal, to be made by virtue of made in lieu this Act, whether the same be in the Main Line of the said Canal or of Diversion in the North Wilts Branch thereof, shall be formed and made of the Of Wilts and same Dimensions and with such or the like good and sufficient Mate-Berks Canal. rials as the Works of the diverted Line or other parts of the said Canal were originally made, and which are in part herein-after mentioned; (that is to say,) the Depth of the Canal shall in all Cases be Four Feet and Six Inches at the least, and if the said North Wilts Branch be diverted, then so much of the diverted Cut as shall form Part of the Summit Level shall be of the Depth of Six Feet Six Inches, and the Width at the Bottom thereof of the new Cut or Cuts, whether in the said Main Line, or the said North Wilts Branch, in the Case either of Excavation or Embankment, shall not be less than Thirteen Feet, and the Inclination of all the Slopes, whether of Cutting or Embankment, at least Eighteen Inches for every One Foot in perpendicular Depth, and of greater Inclination should the Nature of the Ground of which such Cuttings or Embankments are made, require such additional Slope, and that a clear Ten Feet shall be set out in all Cases, whether of Cutting or Embankment, for the Width of the Towing Path and Drain belonging thereto, and that the said Towing Path shall be covered with Stone broken small, and Eight Inches in Thickness, to the Width of Six Feet at least; and that in all Cases where it may be necessary in such diverted Cut or Cuts to rebuild the Bridges of Occupation, the same shall be constructed of Brick, Stone, or Iron, and so that the Ascent to or Descent from such Bridges shall not be greater than Three Inches perpendicular to every Yard horizontal, and that the Towing Paths under such Bridges shall be at least Seven Feet in Width, and the Waterway Twelve Feet in Width, and the Height from the Top-water Level to the Soffit of the Arch Ten Feet, and no Part of the Arch over the Towing Path shall be less than Eight Feet above the Top-water Level of the said Canal, and the said Towing Path shall be Two Feet above the said Level; and that in all Cases where it may be necessary to build any new Locks in such diverted Cut or Cuts, the same shall be built of the same Dimensions and in as good, sufficient, and substantial Manner as the best of the present Locks on any Part of the said Wilts and Berks Canal or the said North Wilts Branch thereof was or were originally built and constructed; and that all such new diverted Cuts of the said Canal, with the Bridges, Locks, Towing Paths, and all other Works thereto belonging or appertaining, shall after their Completion be kept up in perfect Repair for the Term of Three Years at the Expence of the said Railway Company; and that in case and as often as the free Navigation of the said Canal shall be obstructed during the Execution of any of the Works authorized by this Act, or during [Local.]

the Repairs of the same, or by reason of the bad State of Repair of any such Works, or by any Act or Omission of the said Railway Company, or any of their Agents, Servants, or Workmen, so that Boats or other Vessels may be prevented from navigating or using the said Canal, then and in any of the said Cases the said Railway Company shall pay to the said Wilts and Berks Canal Company, as or by way of ascertained Damages, the Sum of Fifty Pounds per Diem for every working Day, and in the same Proportion for any fractional Part of the Day during which such Obstruction shall continue; and in case it shall happen that any Part of such new Cuts, Embankments, Bridges, Locks, or other Works shall at any Time or Times during such Three Years be in Want of Repair, and Notice thereof being given by the Clerk or Superintendent of the said Canal Company to the Secretary or Engineer for the Time being of the said Railway Company, the said Railway Company shall not for the Space of Three clear Days after such Notice commence such Repairs and proceed therein with all reasonable Expedition until the same shall be completed, it shall be lawful for the said Wilts and Berks Canal Company from Time to Time to make and do all such Repairs to such Cuts, Embankments, Bridges, Locks, or other Works as may be necessary, and all the Expences thereof shall be repaid by the said Railway Company to the said Wilts and Berks Canal Company; and that in default of Payment on Demand made of the Treasurer or other Officer for the Time being of the said Railway Company by the Clerk or Superintendent of the said Wilts and Berks Canal Company, either of the said Compensation for Damages or such Expence of Repairs to be respectively paid to the said last-mentioned Company as aforesaid, as the Case may be, the said Wilts and Berks Canal Company shall and may sue for and recover the same against the said Railway Company, by Action of Debt or on the Case in any of Her Majesty's Courts of Record at Westminster, or shall and may recover the same by Distress upon any of the Goods and Chattels of or belonging to the said Railway Company.

For fencing new Cuts.

XIV. And be it further enacted, That the said new Cuts of Alteration and Diversion of the said Wilts and Berks Canal shall be fenced on the Towing-path Side thereof in the same Manner as the other Fences of the same Canal; (that is to say,) by Two Tables of good Whitethorn Quicksets, which shall be planted and maintained by the said Great Western Railway Company until such Quicksets shall grow up to be a good and sufficient Fence against any Horses, Mules, Asses, Cattle, Sheep, Lambs, or Swine; and that a Space of Land at least Four Feet in Width beyond the Quantity occupied by the Fence and on the outer Side thereof shall be provided by the said Railway Company as an Easement for the said Wilts and Berks Canal Company, to the Intent that such Land may be held and used by such last-mentioned Company, either for the Purpose of forming a Ditch for the better Maintenance of the said Fence, or to enable the Agents or Workmen of such Company to cut or repair the same without trespassing on the adjoining Lands.

Providing
Mode of
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XV. And be it further enacted, That in case any Dispute shall arise between the said Great Western Railway Company and the said Wilts

Wilts and Berks Canal Company, touching the Execution of any Part case of Disof the new Cuts or other Works relating thereto, such Dispute shall, at the Expence of the said Railway Company, be left to the Arbi-the said new tration of Engineers or their Umpire, in the Manner provided by the said Act of the Fifth and Sixth Years of the Reign of His late Majesty King William the Fourth, concerning any Questions between the said Railway Company and the said Wilts and Berks Canal Company.

XVI. And be it further enacted, That all Powers of Sale to and Company Purchase by the said Great Western Railway Company, given by this empowered Act or the said recited Acts or either of them, relating to Land to purchase necessary for the Purposes of the said Railway Company, shall extend new Cuts. and be applicable to the Sale to and Purchase by such Company of sufficient Land for the Purpose of making and forming the new Cuts hereby authorized to be made for the Alteration and Diversion of the said Wilts and Berks Canal, whether the same be in the Main Line of the said Canal or in the North Wilts Branch thereof, with all the Bridges, Locks, Towing Paths, Ditches, Mounds, Fences, and other Works and Easements hereby directed or authorized to be made and provided for or on account of the said Wilts and Berks Canal Company; and that forthwith after the making and Formation of such new Cuts, Bridges, Locks, Towing Paths, Ditches, Mounds, Fences, and other Works and Easements, the same and the Ground and Soil thereof shall, at the Expence of the said Great Western Railway Company, be effectually conveyed to and shall be held by the said Wilts and Berks Canal Company, their Successors and Assigns.

XVII. And whereas, if the proposed Alteration or Diversion in the Wharfs and said Wilts and Berks Canal shall be made in one of the Lines laid down on the Plans herein-before referred to, a certain Cut or Branch Places to be from such Canal to Longcot in the County of Berks, as well as certain lieu of those Wharfs, Landing Places, and Buildings, with a Basin on the said rendered use-Branch, belonging to the said Wilts and Berks Canal Company, will be severed from the said Canal, and if such proposed Alteration or Diversion of Diversion in the said Wilts and Berks Canal shall be made in another the Wilts and of the Lines laid down on such Plans a certain Toll House and other Berks Canal. Buildings thereto attached or belonging, situate at Even Swindon in the County of Wilts, belonging to the said Wilts and Berks Canal Company, will be severed from such Canal, and it is expedient that in one of such Cases other Wharfs, Landing Places, and Buildings, with a Basin, or, as the Case may be, another Toll House and other Buildings, should be provided on or near the Line of the said Canal, in lieu of those so severed and cut off from the said Canal: And whereas the said Great Western Railway Company and the said Wilts and Berks Canal Company have agreed as to the Terms upon which the said Alterations or Diversions shall be carried into effect, and the Compensations to be made in respect thereof respectively; be it therefore enacted, That it shall be lawful for the said Wilts and Berks Canal Company and they are hereby authorized and empowered to purchase, take, and hold, for the Purposes of such new Wharfs, Landing Places, and Buildings and Basin, any Quantity of Land at or near the upper Lock at Longcot on the Line of the said Canal, in the Parish of Shrivenham,

Landing provided in less by the

Shrivenham, not exceeding Two Acres, or, for the Purposes of such new Toll House and Buildings, any Quantity of Land adjoining or near to the Line of the said Canal in the Parish of Swindon not exceeding One Acre, the Lands so to be purchased in either Case being numbered and described in the Plans and Books of Reference relating to the said Alteration or Diversion of the said Canal deposited with the Clerks of the Peace as herein-before mentioned; and the said Wilts and Berks Canal Company shall for either of such Purposes have all such Powers and shall be subject to such or the like Restrictions and Limitations as are contained in the said recited Acts or either of them, with regard to the Purchase or holding of Lands thereby authorized to be taken by the said Railway Company; and when and so soon as the said Railway Company shall have completed the said new Line of Canal in lieu of that to be altered or diverted as aforesaid, and shall have paid such Sum or Sums by way of Compensation in respect of the same as hath been or shall be agreed upon between the same Companies, then the said Railway Company shall be entitled to enter upon and take Possession of the Land heretofore occupied by the said Longcot Cut or Branch, up to and terminating at, but not including, the Warehouse at the Longcot End of the said Branch, and not including the Basin, Wharf, and Buildings there formed and erected, or, as the Case may be, to enter upon and take Possession of the Toll House and Buildings situate at \bar{Even} Swindon aforesaid, and the Ground or Soil thereof, and also such Part or Parts of the said Canal as shall be rendered useless to the said Canal Company for the Purposes of their Navigation by reason of such Alteration or Diversion as aforesaid; and all such Premises so to be entered upon and taken shall, at the Expence of the said Railway Company, be conveyed by the said Canal Company to the said Railway Company, and legally vested in them, their Successors and Assigns, free from all Incumbrances whatsoever: Provided nevertheless, that such Parts of the said Longcot Cut or Branch, and of the present Canal so to be taken by the said Railway Company as aforesaid, shall be subject to such Rights of Pre-emption and Forfeiture as the same Lands would have been subject or liable to in case the same were not taken by the said Railway Company as aforesaid.

Powers of Wilts and Berks Canal Acts to apply to the new Line of Derivation thereof.

XVIII. And be it further enacted, That the said Wilts and Berks Canal Company, their Successors and Assigns, shall have and be entitled to receive and take all such Rates, Tolls, and Duties, and other Benefits and Advantages from or in respect to the said intended new Line or Cuts of the Wilts and Berks Canal, and all such Powers, Privileges, and Remedies for recovering the same, and all such other Privileges, Powers, Remedies, Penalties, and Forfeitures in respect of or relating to such intended new Line or Cuts, as such Company have or are entitled to under any Act or Acts of Parliament or otherwise in respect of or in relation to the said Wilts and Berks Canal, or any Part or Parts thereof.

Directing the Mode of deviating the Kennet and Avon Canal.

XIX. Provided always, and be it further enacted, That the new Cut or Alteration herein-before authorized to be made in the Line or Course of the *Kennet* and *Avon* Canal in the Parish of *Bathwick* aforesaid shall be made within the Limits of the Site or Line laid down

down for the same on the Map or Plan thereof already deposited with the Clerk of the Peace for the County of Somerset, or within Limits not in any Part deviating more than Ten Yards from the Limits of the Line so laid down on the said Plan; and that the said new or altered Line or Course of the said Kennet and Avon Canal, and a new Towing Path thereto, shall be so made and fenced off at the Expence in all Things of the said Railway Company, under the Direction and Superintendence of the Engineer for the Time being of the Company of Proprietors of the Kennet and Avon Canal Navigation; and that the Land whereon the said new Cut and Towing Path, with the Banks and Works adjoining and appurtenant thereto shall be made, shall, at the Expence in all Things of the said Great Western Railway Company, be purchased and conveyed to and belong to the said Company of Proprietors of the Kennet and Avon Canal Navigation; and that in case of Nonpayment of any Expences incurred in making the said Alteration or new Cut, with the Towing Path, Fences, and other Works appurtenant thereto, for the Space of Twenty-one Days after Demand shall have been made in Writing, left at the Office of the said Railway Company either in London or Bristol, the same may be recovered against the said Railway Company, together with full Costs of Suit, by Action of Debt or on the Case, in any of Her Majesty's Courts of Record at Westminster; provided nevertheless, that whensoever the Engineer of the said Great Western Railway Company shall have fixed on and staked out the exact Site for so much of the Line for the said Railway as is or shall be intended to pass through, over, or under the said Part of the Kennet and Avon Canal so delineated on the said Map or Plan deposited with the Clerk of the Peace for the County of Somerset, or to extend to within One hundred Yards thereof, and shall have given Notice thereof in Writing to the Engineer for the Time being of the said Kennet and Avon Canal Navigation, and when the requisite and sufficient Land for the said new Cut or Deviation in the said Canal shall have been so as aforesaid purchased and conveyed, and Notice thereof and Possession of the same Land given to the same Company of Proprietors of the Kennet and Avon Canal Navigation, then if the said Engineer for the Time being of the said Company of Proprietors shall refuse or neglect to make or complete, at the Costs in all Things of the said Great Western Railway Company, such new and altered Cut or Deviation in the said Kennet and Avon Canal, with the Towing Paths, Banks, Fences, and Works belonging thereto, within One Year next following after such Conveyance, Possession, and Notices given as aforesaid, then and in such Case it shall and may be lawful for the said Great Western Railway Company to make and complete such new Cut or Alteration in the Line or Course aforesaid.

XX. And be it further enacted, That nothing in this Act contained For Protecshall in anywise diminish, alter, prejudice, affect, or take away any of tion of Kenthe Rights, Privileges, Powers, or Authorities vested in the said Company of Proprietors of the Kennet and Avon Canal Navigation, or pany. authorize and empower the said Railway Company to alter the Line or Level of the said Canal or any Part thereof, or in any Manner to obstruct, impede, or interfere with the Navigation of the said Kennet and Avon Canal or any Part thereof, except as herein-before expressly 36 O · [[Local.]]provided;

net and Avon Canal Com-

provided; and that it shall not be lawful for the said Railway Company to make any Deviation from the Course or Direction of the said Railway, or to extend the Dimensions or Limits of the same to the Southeastward Side of the Site thereof, as the same is now delineated on the said Map or Plan deposited with the Clerk of the Peace for the County of Somerset, so far as the same or any Part thereof lies within the Distance of Two hundred Yards from the said new Cut or altered Line or Course of the Kennet and Avon Canal by this Act authorized to be made, or any other Part of the said Canal, without the Consent in Writing of the said Company of Proprietors of the Kennet and Avon Canal Navigation under their Common Seal first had and obtained.

Penalty for obstructing Navigation of Kennet and Avon Canal.

XXI. And be it further enacted, That if by reason of any Accident or in the Execution of any of the Works by this Act authorized to be made, otherwise than from the Neglect or Mismanagement of the Engineer of the said Company of Proprietors of the Kennet and Avon Canal Navigation in making the new Cut or Alteration in the Line or Course of the *Kennet* and *Avon* Canal herein-before authorized to be made, whilst the same shall be in progress under his Superintendence, or by reason of the bad State of Repair of any such Works, or of any of the Slopes, Banks, or Walls of the said Railway, it shall happen that the said Canal or the Towing or Foot Paths thereof or any Part thereof shall be so obstructed that Boats, Barges, or other Vessels navigating or using the said Canal shall be impeded in their Passage, or shall not be able at all Times freely and uninterruptedly to pass along the same, then and in every such Case the said Railway Company shall pay to the said Company of Proprietors of the Kennet and Avon Canal Navigation, as or by way of ascertained Damages, the Sum of Ten Pounds at the least for every Hour during which such Impediment or Obstruction shall continue, and so in proportion for any less Time than One Hour during which such Impediment or Obstruction shall continue; and in case such Obstruction shall continue beyond Seventy-two consecutive Hours, or shall have been occasioned by any wilful Act on the Part of the Servants or Persons employed by the said Railway Company, then and in every such Case the said Railway Company shall pay to the said Company of Proprietors of the Kennet and Avon Canal Navigation the Sum of Twenty Pounds at the least for every Hour during which the Impediment or Obstruction shall continue, as or by way of liquidated or ascertained Damages, and so in proportion for any less Time than One Hour during which any such Impediment or Obstruction shall continue, and in default of Payment of the said Sum or Sums (as the Case may be) or any Part thereof, on Demand made on the Treasurer or any Officer of the said Railway Company, the said Company of Proprietors of the Kennet and Avon Canal Navigation may sue for and recover the same, together with full Costs of Suit against the said Railway Company, by Action of Debt or on the Case in any of Her Majesty's Courts of Record at Westminster; and in case the said Slopes, Banks, or Walls of the said Railway near the said Kennet and Avon Canal and new Cut or Line, or any Part thereof, shall not be kept in good Repair, it shall be lawful for the said Company of Proprietors of the Kennet and Avon Canal Navigation to do the needful Repairs and to recover the Amount of the Expences thereof from the said Railway Company

Company by Action of Debt or on the Case in any of Her Majesty's Courts of Record at Westminster; Provided also, that nothing herein contained shall extend to prevent the said Company of Proprietors of the Kennet and Avon Navigation from recovering against the said Railway Company any special Damage that may be sustained by them by means or on account of the Explosion of any Steam Boiler or other Injury by any Engine or Machine on the said Railway, or of the Acts or Defaults of the said Railway Company in respect of which the lowest Amount of the said liquidated Damages is so ascertained as aforesaid, although the latter may exceed the Amount of such liquidated Damages, and they are hereby authorized to sue for and recover such special Damage accordingly; but in every Case where the liquidated Damages herein-before imposed shall have been paid by the said Railway Company, and any Action for special Damages shall be brought as last above mentioned, then the said liquidated Damages so paid shall be deemed and considered as Payments made on account of such special Damage, and Credit shall be given by the Court before whom such Action shall be tried for all Monies so paid by the said Railway Company, and the same shall be deducted from the Amount of Damages to be recovered by the said Company of Proprietors of the Kennet and Avon Navigation; and in case the Amount of Damages so to be recovered shall not exceed the liquidated Damages so paid, then and in such Case Judgment shall be given for the said Railway Company; and no Action shall be maintainable by the said Company of Proprietors of the Kennet and Avon Navigation against the said Railway Company for any such liquidated or ascertained Damages after Judgment shall have been obtained by them for any special Damage in respect of the Act or Acts, Default or Defaults, for which such liquidated Damages would have been recoverable.

XXII. And be it further enacted, That the said new Cut or altered Extending Line or Course of the said Kennet and Avon Canal, when so made Powers of and completed as aforesaid, shall be and shall in Law be deemed and to Cut authoconsidered in all Relations and to all Intents and Purposes to be such rized to be and the same as if it had at all Times been and still were a Part of the made under said Canal cut and made under and by virtue of the Powers contained this Act. in the several Acts of Parliament from Time to Time made and passed touching the said Kennet and Avon Canal Navigation, and all the Powers, Tolls, Remedies, Clauses, Matters, and Things mentioned and contained in the said several Acts shall be considered to extend to and apply to the said new Cut hereby authorized to be made in as full and ample a Manner to all Intents and Purposes as if they had been expressly repeated and re-enacted in the Body of this Act.

XXIII. And whereas the said Railway is intended to be carried Providing under and across a certain Turnpike Road leading from London to Mode of Bath in the Parish of Sonning in the County of Berks, maintained Crossing the and kept in repair under and by virtue of an Act passed in the Road from Seventh Year of the Reign of His Majesty King George the Fourth, London to intituled An Act for repairing the Road from the Thirty-three Mile Bath in the Stone, in the Parish of Ruscombe in the County of Berks, towards Sonning. Reading, to a Place called the Seven Mile Stone, in the Parish of 7G.4. c. 73. Beenham in the same County, and a certain other Road communi-

Bath in the

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cating therewith, by means of a Tunnel or Bridge, as described on the Map or Plan deposited at the Office of the Clerk of the Peace for the County of Berks; be it therefore enacted, That where a Tunnel or Bridge is proposed to be made under or across the said Turnpike Road the Level of the said Road shall not be altered without the Consent of the Trustees for executing the said Act; and when such Tunnel is completed there shall be, if required by the said Trustees, Ten Feet at the least in the Clear between the Top of the Masonry of such Tunnel and the Surface of the said Road.

Road not to be injured before another is substituted in lieu thereof. XXIV. And be it further enacted, That it shall not be lawful for the said Company to commence any Workings under or through the said Turnpike Road, or to cut, raise, sink, take, or injure the said Turnpike Road, until a good and sufficient permanent or temporary Road, or such Deviation of the said Turnpike Road as may be necessary, shall have been constructed, made, or formed by and at the Expence of the said Company, under the Direction and Superintendence and subject to the Approval of the said Trustees, or the Surveyor or Surveyors to be by them appointed.

Power to take Offices on Lease, or otherwise.

XXV. And be it further enacted, That it shall and may be lawful to and for the said Company and they are hereby authorized to purchase, hire, or take certain Land or Buildings in Princes Street in the City of London, and so from Time to Time to purchase, hire, or take any other Lands or Buildings adjoining to or at a Distance from the said Railway, for the Purpose of Offices, Warehouses, or other Conveniences, or for the Purpose of erecting Offices or other Buildings for the Purposes of the said Railway thereon in Fee Simple, or on Building Lease, or as Tenants for a Term of Years, or from Year to Year, and for that Purpose to enter into all such Arrangements, Contracts, Deeds, Covenants, and other Instruments as they may be advised are necessary, and to affix the Seal of the said Company to any of such Instruments, which shall thenceforth be binding upon the said Company and their Successors; and that the said Company may also at their own Expence erect and build upon or contract for the Erection upon such Land so to be purchased, hired, or taken as aforesaid, such Offices or Buildings, for the Use of the said Company, as shall to them seem meet and desirable, and shall have full Power and Authority at any Time afterwards to sell or in like Manner to let and dispose of the same or any Part thereof as they may think proper, and again to purchase, hire, or take other Buildings or Lands for the like Purposes, and to erect and build thereon as aforesaid, and to resell or relet the same, and to execute all proper Deeds and Conveyances respecting the same as the said Company may deem advisable or expedient.

Sheriff may be authorized to deliver Possession of Lands required.

XXVI. And be it further enacted, That in all Cases where by the said recited Acts or either of them the said Company are authorized or empowered, either expressly or by Implication, to enter upon any Lands required for the Purposes of the said Undertaking, and the Owner or Occupier of the said Lands or any other Person shall refuse to give up the Possession thereof, or shall hinder or prevent the said Company from entering upon or taking Possession of the same, it shall

be lawful for the said Company to issue their Precept to the Sheriff of the County or City in which such Lands shall be situate, to deliver Possession of the said Lands to such Person as shall in such Precept be nominated to receive the same; and the said Sheriff is hereby required to deliver Possession of the said Lands accordingly, and to levy and satisfy such Costs as shall accrue upon or by reason of the issuing and Execution of such Precept on the Person so refusing to give Possession, or hindering or preventing the said Company from entering upon or taking Possession of the same, by Distress and Sale of his Goods and Chattels.

XXVII. And whereas the said Company are authorized and Company to required by the said first-mentioned Act to contract for, sell, and sell Land not convey any Lands of which they may be seised or possessed, which the Purposes may be unnecessary for effecting or not applicable for the Purposes of of the Railthe said Act; and it is expedient that the said Company should be way within required to sell and dispose of such Land within a limited Period as Ten Years. herein-after mentioned; be it therefore enacted, That it shall not be lawful for the said Company to continue seised of or possessed of any Land which may not be necessary for effecting the Purposes of this or the said recited Acts, or which may not be applicable for the Purposes thereof, after the Expiration of Ten Years from the Completion of the Works by the said recited Acts and by this Act authorized, but that the said Company shall contract for, sell, and convey the same at such Time during the said Period as they may think proper, in the Manner, with such Right of Pre-emption in favour of adjoining Proprietors, and under such other Provisions and Restrictions as are limited, expressed, and declared in and by the said first-recited Act.

XXVIII. And whereas by the said recited Act of the Sixth Year Persons in of the Reign of His late Majesty it is enacted, that the Person or possession Corporation for the Time being in the Possession or in the Receipt to convey. of the Rents and Profits of any Lands should, for the Purposes of that and the said first-recited Act, be enabled to contract for, sell, and convey the same to the said Company, and to agree for the Amount of any Compensation for any Damage, Loss, or Inconvenience to be sustained by reason of the Execution of that or the said first-recited Act, and that every Contract, Sale, Conveyance, or Agreement thereafter made with or to the said Company by any such Person or Corporation should be valid and effectual; and that in every Case in which the Amount of the Price of any Lands or of any Compensation should be paid into the Bank of England in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account to the Credit of the Parties interested in the said Lands in manner provided by the said last-recited Act, such Payment, and every Contract or Agreement in pursuance whereof it was made, should be good to all Intents and Purposes, and the said Company should not be bound to see to the Application thereof, provided that such Agreement were made bond fide and without any Fraud or Collusion between the said Company and the Party contracting; be it enacted, That the said recited Provision shall be and the same is hereby repealed, and the said recited Acts shall be deemed, construed, and taken, and all Contracts, Sales, Conveyances, and Agreements, $\lceil Local. \rceil$ 36 Pand

and Payments of Purchase and Compensation Money under and by virtue of the said recited Acts or either of them, after the passing of this Act, shall have such and the same Effect as if the said recited Provision had not formed Part of or been inserted in the said lastrecited Act.

Enabling the Company to advance the Rate of Interest upon paid in advance.

XXIX. And whereas by the said first-recited Act the several Proprietors for the Time being of the said Undertaking are empowered, whether before or after any Call paid in respect of any Shares held by them respectively, to pay in advance to such Person as the said Directors shall appoint the respective Sums of Money by them respectively subscribed for, or such Part or Proportion thereof as may be wanting over and above the Amount, if any, actually paid in respect of such Shares, to make up the full Sum of One hundred Pounds in respect of each such Share, and the said Company are thereby required to pay Interest at such Rate, not exceeding Four Pounds for every One hundred Pounds by the Year, upon the Principal Monies so paid in advance as aforesaid, as the Subscriber paying such Sum in advance and the Directors for the Time being of the said Company may agree upon: And whereas it is expedient that the said Company should be enabled to increase the Rate of Interest to be paid by them under the said Provision from Four Pounds per Centum to Five Pounds per Centum; be it therefore enacted, That it shall and may be lawful for the said Company and they are hereby empowered to pay Interest at such Rate not exceeding the Rate of Five Pounds for every One hundred Pounds by the Year, upon the Principal Monies which shall have been paid in advance in respect of any Shares of and in the said Undertaking, under the Power for that Purpose in the said firstrecited Act contained, as the Subscriber paying such Sum in advance and the said Company may agree upon.

Time enlarged for

XXX. And be it further enacted, That the Time by the said recited Acts limited for the taking or using of Lands for the Purpose taking Lands. of the said Undertaking shall be and is hereby extended and enlarged for the further Term of One Year, to be computed from the Expiration of the Time limited by the said recited Acts.

For defraying Expences of the Act.

XXXI. And be it further enacted, That all the Costs, Charges, and Expences of obtaining and passing this Act, and of making the Surveys, Plans, and Estimates, and all other Costs, Charges, and Expences in any way incident thereto, shall be paid and defrayed by the said Company out of the Money already raised and received or out of the first Money to be raised or received by virtue of the said recited Acts or this Act, in preference to any other Payment whatsoever.

Public Act.

XXXII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others.

The SCHEDULE to which the foregoing Act refers.

CITY AND COUNTY OF THE CITY OF BRISTOL.

Parish of Temple.

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
House and Weighbridge - Yard and Stables House, Carpenter's Yard, and Sheds. House and Yard Garden Ditto House and Garden Floor-cloth Manufactory, and Oil and Colour	Corporation of Bristol - Sydenham Teast - George Masters - Ditto - Sydenham Teast - Ditto - Society of Merchants - Ditto -	William Ilsley Ditto John Hare Ditto -	John Phillips. William Ilsley. Joseph Tucker. Samuel Sage. William Ilsley. Ditto. Charles Watkins. Charles Hare, John Hare jun., Charles Hare jun.
Works. Small Shop -	William Ilsley		John Norton.

COUNTY OF SOMERSET.

Parish of Bathwick.

Sydney Gardens -	Duke of Cleveland and	William Chatterton	William Chatterton.
	the Company of Pro-	}	
	prietors of Sydney	Ì	•
-	Gardens.		
Ride of Sydney Gardens	Ditto	Ditto	Ditto.
Parish Road	Waywardsns of the Parish.]) ·
Garden	Duke of Cleveland -]	Thomas Isaac.
Ditto	Ditto		John Curtis.
Garden and Shed -	Ditto		Jesse Read.
Garden	Ditto		William Workman.
Ditto -	Ditto		Thomas Arnold.
Cottage, Garden, and Sheds		·	Thomas Attys.
Garden and Shed -	Ditto		Daniel Hull.
Cottages, Garden, and Shed]	William Balch and Ann
			Corbett.
Cottage and Garden -	Ditto		Joseph Fisher.
Quarry	Ditto	-	Himself.
Cottage and Garden -	Ditto		John Ham, William Hum-
			phries.
Garden	Ditto		Samuel Gurnsey.
Ditto	Ditto		William Coomber.
Ditto	Ditto	-	Eleanor Shorland, George
			Cox.
Ditto	Ditto		James Radford.
Ditto	Ditto		Thomas Selby.
Cottage and Garden -	Ditto		Ann Brooks.
Garden and Shed -	Ditto		Charles Gerrish.
Garden	Ditto		Joseph Walker.
Garden and Sheds -	TD:44		Samuel Ward.
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Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
Garden and Shed	Duke of Cleveland -	-	William Elphinstone M'Legan.
Garden	Ditto	Richard Stuckey -	Henry Humphries.
Cottage and Garden -	Duke of Cleveland and William Hulbert jun.		Henry Maundrell.
Ditto	Duke of Cleveland and Mrs. Duprey.	Blanche Newbolt -	Blanche Newbolt.
Ditto	Duke of Cleveland and William Hulbert sen.	-	William Hulbert sen.
Ditto	Duke of Cleveland and the Rev. Daniel Race Godfrev.		John Wait.
Building Ground and Ice-	Ditto		Void.
house. Public House and Garden	Duke of Cleveland, and Ann Adams and her Trustee.		Thomas Hancock.
Tenement, Garden, and Wash-house.	Ditto		Thomas Stallard.
Ditto -	Duke of Cleveland and John Lintorn Simmons.	-	Ann Savage.
Tenement and Garden -	Ditto		James Storke.
Tenement and Wash-house	Duke of Cleveland and the Rev. Daniel Race Godfrey.		John Soudray.
Ditto	Ditto	-	James Bright.
Tenement and Garden -	Duke of Cleveland and James Vaughan.		Thomas Bryant.
Tenement and Wash-house			Henry Buck.
Ditto	Duke of Cleveland and William Henry Atkins.		Thomas Isaac.
Tenement, Garden, and Wash-house.	Ditto -		Catherine Walters.
Tenement	Ditto -		Charles Collins and Rose Allies.
Tenement, Garden, and Wash-house.	Duke of Cleveland and Joseph Nowell.		Henry Humphries, Tho- mas Bishop.
Ditto -	Duke of Cleveland and John Cottle.	-	John Cottle.
Ditto	Duke of Cleveland and William Henry Read		William Williams, Tho- mas Greenway.
Public House, Garden, and	George. Ditto -	-	William Henry Read George.
Wash-house. Tenement	Duke of Cleveland and John Taylor.		William Sumsion.
Tenement, Garden, and Wash-house.	- ▼	-	Thomas Bryant.
Yard and Shed	Ditto		William Sumsion.
Garden	Ditto -	-	Ditto.
Ditto	Ditto		Ditto. Ditto.
Ditto	Ditto Duke of Cleveland and		William Sumison
- चन्द्र चन्द	John Taylor.		
Ditto -	Duke of Cleveland -	-	Ditto.
Ditto	Ditto -		Ditto.
Ditto	Ditto		William Baltch.
Ditto Boat Office	Kennett and Avon Canal		Richard Parker.
manage and Carden	Company.		John Wiltshire.
Tenement and Garden - Tenement	Ditto Duke of Cleveland -	Francis Hooper and William Hooper.	Thomas Gillingham.

Description of Property.		Owners or reputed Owners.		Lessees or reputed Lessees.		Occupiers.
Tenement -	-	Duke of Cleveland		Francis Hooper and William Hooper.		John Page. Thomas Gibbons.
Ditto _		Ditto -	+-	Ditto	-	
Ditto and Stable	_	Ditto -	-	Ditto	_ [Francis Hooper and Wil-
Scavengers Yard, Stable	s,	Ditto -	· •	Ditto	-	liam Hopper. Francis Hooper, William
and Pigstye. Garden, Shed, and Boar	t-	Ditto -	•	•	looper,	Hooper. Francis Hooper, Wm.
house. Garden and Pigstye	_	Ditto -	. •	Wm. Hook Kennet and	Avon	Hooper. John Wiltshire, Thomas
Garden and Shed	-	Ditto -	-	Canal Com	pany.	Gillingham. Francis Hooper, Wm. Hooper.
Garden	_	Ditto -			Ì	John Wiltshire.
Wharf and Stable	-	Ditto -	-	Kennet and Canal Com		Richard Parker.
Garden	-	Ditto -	6	Ditto	-	Richard Parker, John Gil- bert.
Cottage	-	Ditto -		Ditto	-	Richard Parker, John Gil- bert, John Herring.
Tenement and Garden Garden	-	Ditto -	•	-	-	James Palmer, Ann Lane Devere.
Ditto -		Ditto	-	-	_	James Palmer, James Powell. James Palmer, James
Ditto -	-	Ditto -	_		_	Dairs. James Palmer, Isaac Gol-
Ditto -		Ditto -	-	- -	-	lege. James Palmer, William
Ditto -	-	Ditto -	•	· 	-	Dove. James Palmer, Wm.
Ditto -	-	Ditto -	-	-	_	Stevens. James Palmer, John Walker.
Ditto -	-	Ditto -	-	-	-	James Palmer, John Stallard.
Fenement and Garden	-	Ditto -			-	James Palmer, Thomas Carter.
Garden	-	Ditto -	-		-	Jacob Read, John Harvey
Ditto - Garden -	-	Duka of Clausiand	-	-	•	James Palmer, John Har-
Ditto -	-	Duke of Cleveland Ditto	-	-		James Palmer, James Cul- verhouse, John Harvey
Ditto -	_	Ditto -	-	- -	_	James Palmer, John Har- vey. John Stallard, Thomas
Ditto -	-	Ditto -	=		_	Carter. James Palmer, Thomas
Tenement and Garden	-	Ditto -	-		-	Carter. James Palmer, Samue
Lenement and Garden	-	•		thampton.	•	James Palmer, Samu Jeffries.
Nursery -	-	George Edward Al			-	James Vowles.
Garden Cottage	-	Ditto - John Lester -	-		-	Thomas Cook. Dorothy Davis, Elizabet
	ĺ	Γ\:	_			Quint.
Ditto -		Ditto -	-	-	-	Mary Dorman.
Ditto and Garden	-	Ditto -	-		-	George Coles.
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[Local.]

Description of Property.	Owners or reputed	Owner	s.	Lessees	or reputed	Lessees.	Occupiers,
Public House, Outbuild- ings, and Brewery. Barton and Farm Build- ings.		•	-		••	•••	Thomas Cook. William Ewicker.
Cowhouses	Ditto	-		-	-	•	Robert Fisher, James Mas- ters.
•	Pa	rish oj	fB	athford	<i>l.</i>		
Rick-yard Orchard	James Fry George Yeeles Ditto	-	-	-	-	-	Robert Bull. George Yeeles. Ditto.
Summer House. Orchard	Ditto	-	-	-	•	-	Ditto.

COUNTY OF WILTS.

Parishes of Chippenham and Langley Burrel intermixed.

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	George Beams sen Corporation of Chippen-	Charles Downing,	Jonathan Brinkworth. John Hatherell.
Cottage and Garden -	ham.	Christopher Bevan.	
Garden	Robert Sadler		Thomas Bessant.
Garden	Ann Bailiffe		Robert Badminton, Henry Hancock, Edward Swayne.
Orchard	Joseph Neeld	Richard Pinnegar Rich.	Broome Pinnegar.
Farmhouse, Yards, Sta- bles, Outhouses, and Gardens.	Ditto	Ditto	Ditto, William Taylor, Alfred Taylor, R. P. Rich.
Garden	Ditto		Broome Pinnegar.
Yard and Way to Farm- house.	Ditto		R. P. Rich.
Garden	James Bevan		Mark Bristow.
Garden and Outhouses -	George Beams senior -	-	James Prior.
Garden and Outhouse -	Ditto		George Barnes.
Ditto	Ditto		Robert Pollard.
Cottage	Ann Robertson		James Prior.
Garden	James Norris		James Coller.
Cottage	Ann Robertson -		George Barnes.
Ditto	Ditto		Ditto.
Ditto and Garden -	Ditto		William Pearce.
Ditto	Ditto		Mary Tanner.
Ditto	George Beams senior -		Richard Bolder.
Garden	Ditto		Ditto.
Ditto	Ditto		William Pearce.
Cottage and Garden -	Ditto		Edward Sidnell.
Ditto	Ditto		Rhoda Bristow.
Cottage and Shed -	Sarah Bristow	-	John Bristow.
Cottage and Garden -	Ditto		Sarah Bristow.
Ditto	Ditto -		Matthew Bristow.
Garden	Ditto		John Bristow.
Shed	Thomas Bristow -		Matthew Bristow.
Cottage	Ditto		Charles Dancey.
Ditto	Ditto		John Swayne.
Ditto	Ditto		Mark Bristow.
Garden	Sarah Bristow		Ditto.
Cottage	Thomas Bristow -		John Sidnell.
Ditto	Ditto -		Moses Little.

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
Garden	George Beams senior -		George Bradbury.
Farmhouse, Barton, Stables, Sheds, and Garden	Ditto	-	George Beams junior.
Orchard	Ditto		Ditto.
Cottage and Garden -	Ditto		Void.
Orchard	Ditto		George Beams junior.
Coppice	Ditto -		Ditto.
Cottage and Garden - House and Garden -	Robert Sadler Ditto		Esther Davis.
House and Garden	Ditto		Ditto. Ditto.
Cottage and Garden -	Ditto		Thomas Bessant.
Ditto	Ann Bailiffe	- -	Robert Badminton.
Cottage	Ditto		Henry Hancock.
Ditto	Ditto		Edward Swayne.
Ditto	Isaac Ash -		John Swayne.
Ditto and Garden -	Ditto		Joseph Hatherell.
Garden	Ditto		John Swayne.
House, Garden, and Out- buildings	Mary Bramble -		Sarah Bailey.
Ditto	Ditto		Void.
	Parish of M	elksham.	
Cottage and Garden.	John Ford		Void.
Ditto	John Shawl		Robert Curnick.
Ditto - "	Thomas Hutton •		Thomas Hutton.
Ditto	Overseers of the Poor of the Parish of Melk-		James Walker.
Ditto	Joseph Webb.		Joseph Webb.
Barn and Paddock -	John Fowler		William Bevan.
Cottage and Garden -	Ditto		David Pearce.
~	William Crook -		Isaac Pocock.
Orchard	John Fowler		William Bevan.
Ditto	John Awdrey	·	James Bull.
House, Garden, and Barton	1 •		Christopher Bevan.
Orchard	Ditto -		Ditto.
House, Garden, Barton, and Outbuildings.	Paul Methuen, Esq., M.P.	-	William Butler.
Orchard	Ditto		Ditto.
House and Garden -	Frances Phenne -		Benjamin Gum.
Ditto Ditto	Ditto Ditto	-	George Gum.
Ditto	Ditto -		Richard Tull. John Whately.
Ditto and Outbuild-	Ditto	John Little -	George Parsons.
Cottage and Garden -	Ditto	Ditto -	John Little.
Cooper's Shop	Ditto	Ditto -	Ditto.
Farmhouse, Garden, Bar- tons, and Outhuildings.	James Watson	-	James Watson.
	Parish of Broug	hton Gifford.	
House, Mill, Outbuild- ings, Mill Pond, and Garden.			John Wiltshire.
Farmhouse, Barton, Out-	William Stancombe -	*** to 1	Jasper Sly.
Farmhouse, Barton, Outbuildings, and Garden. Pasture Field, Pond, and Shed.	Walter Long, Esq. M.P.		Jasper Sly. Ditto.

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
	Parish of Lydia	rd Tregooze.	
Cowhouse	Lord Clarendon -	<u> </u>	William Munday.
Coppice -	George Mantel -		William Davis.
Studley Wood	Rev. William Joseph		Mary Price.
	Walker.		1 11203 9 2 1100.
Coppice	George Mantel -		William Davis.
Orchard	Rev. William Joseph		Mary Price.
	Walker.		11201
Garden	Ditto		Ditto.
Farmhouse, Garden,	Ditto		Ditto.
Yards, and Outbuild-			
ings.		· ·	
Cottage and Garden -	Lord Bolingbroke		Richard Cowley.
Brake	Governors of Charter		John King.
	House School.		1
Cottage	Ditto	John King -	Richard Simkins.
Ditto	Ditto	Ditto -	Jasper Reynolds.
Barton and Farm-buildings	Ditto		John King.
Brake	Ditto		Ditto.
Garden	Lord Bolingbroke -		William Plummer.
Coppice	Ditto	- ·	Ditto.
Brake	Ditto		Ditto.
Ditto	Ditto		Ditto.
	`	· ~~~	•
	Parish of Rodbe	ourn Cheney.	•
Brake	Thomas Brown -		William Greenaway
Ditto	William Bowles -		William Handy.
Barton and Paddock -	Ditto -		Ditto.
Farmhouse, Garden, Bar-	Ditto -		Ditto.
ton, Pond, and Out- buildings.			
Barton and Barns -	Samuel Merriman -		William Greenaway.
Farmhouse, Garden, Pad- dock, Barton, and Out-	Ambrose Goddard -		Thomas Wiltshire.
buildings.	T 0.00		
	Parish of Stratton	St. Margaret's.	
Orchard	Thomas Miffling -		Thomas Miffling.
Garden Ground -	William Jeeves -		William Jeeves.
Orchard	Robert Highett -		Thomas Garratt.
Garden and Shed -	Ditto -		Ditto
Farmhouse, Barton, and Barns.	Ditto		Ditto.
Garden	Thomas Loveday -		Elizabeth Loveday.
Cottage, Garden, and Orchard.	George Lawrence -		Henry Gilmore.
Cottage and Garden -	Ditto -		Joseph Lawrence.
Ditto	Ditto		Edward Lewis.
Ditto	Ditto		Elizabeth Bailey.
Ditto	Ditto -		John Maisey, junior.
Orchard and Garden -	Ditto -		Henry Gilmore,
Cottages, Gardens, and Sheds.			James Beazley, John Maisey senior.
Farmhouse, Gardens, Bar-	David Archer		Richard Brunsden.
ton, and Outbuildings. Cow Stalls and Barton -	Ditto		David Archer.
Cow Stalls and Barton - Cottage and Garden -	D: 1 1 D		John Hammond.
Cottage and Garden - Chapel and Yard -	Ditto.		Zaminonu.
Orchard ~ -	Job Morse		William Dunn.
Cow-house	Henry Lester -	- i	The state of the s

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	Parish of H	lighworth.		
Orchard		-	-	William Pinnegar. Ditto.
Farm-buildings. Barton, Yard, and Cow-shed.		- .	· •••	Ditto.
Brake and Parish Road - Barton and Cow-shed - Ditto	Waywardens of the Parish W. Coleman Ditto	•		Richard Love. Ditto.
•	COUNTY O	F BERKS	S.	
	Parish of Shrivenham,			•
Barton and Yard -	Joseph Coster	-	- -	Joseph Coster.
	Parish of Si	rivenham.		
Coppice	The Misses Frome -	-	· -	Joseph Coster.
Wharf, Garden, and Tene- ment.	The Misses Frome Ditto Colonel Blagrave	-		Ditto. Daniel Powell.
	Hamlet of	Longcott.		
Cottages and Gardens -	Wilts and Berks Canal Company.		-	Robert Jordan, Henry
	Parish of	Uffington.	•	
Barton and Cow-sheds -	Ditto -	.] -	. -	Ditto.
PROPOSEI	DEVIATION OF T COUNTY O			LTS CANAL,
	Parish of Rodb	ourn Chene	y.	
Cow-shed	W. Bowles -] -	- ·; -	Ralph Withers.
COUNT	IES OF BERKS ANI	OXFOI	RD, or O	ne of them.
	Parishes of Purley and	Whitchurch	intermixed	7.
Paddock	The Representatives of the late Rev. H. W. Wilder, and Philip Powis.	7	-	Rev. C. Manisty.
Ditto	A DA Comme	\$	÷ -	Ditto. Ditto.
House,Outbuildings,Yards	I	S	Fitzgerald	Thomas Fitzgerald.
Plantation	Ditto -	-	-	Edward Sherwood.
	COUNTY O	F BERK	S.	-
	Parish of	Tilehurst.		-
Garden Public House, Stable, Workshop, and Garden	G. H. Crutchley Messrs. Rickford and Wickham.			_
Garden	Ditto -	-	۵ ـ	Ditto.
[Local.]	36 I	3		

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
	i i		
	Parish of St. Lawr	rence, Reading.	
Granary	Mayor and Corporation of Reading.	John Jackson Blandy	Edward Tubb.
Garden	Ditto	Ditto	James Humphreys.
House and Garden -	Colonel Blagrave	Richard Valpy -	Abigail Thorpe.
House, Cow-house, and Garden.	Mayor and Corporation of Reading.	John Jackson Blandy	James Humphreys.
Cottage and Garden -	Colonel Blagrave -	R. Valpy	Joel Franklin.
Ditto	Ditto	Ditto	Francis Newman.
Ditto	Ditto		George Higgs.
Ditto	Ditto	Ditto	William Burch.
House, Outbuildings, and Garden.	Ditto	Ditto	Thomas Morris.
Cottage	Ditto	Ditto	Amy Bolton.
Ditto	Ditto		George Winkworth.
Ditto -	Ditto		Thomas Halloway.
Garden and Green-house	Ditto		Francis Valpy.
Garden and Shed -	Ditto	1	Thomas Halloway.
Ditto -	Ditto	•	Thomas Morris.
Ditto	Ditto -	1	Abraham George.
Sheds and Yards	Ditto		Frederick Robert Sandy.
Garden	Ditto		Amy Bolton.
Ditto	Ditto		George Winkworth. William Poole and Wil-
Ditto	Ditto	Ditto -	liam Sharp. James Bannister and George Hatton.
Sheds and Yard	Colonel Blagrave -	R. Valpy	Thomas Henry Brain.
Yard and Stable	Ditto	Ditto	Francis Bolend.
House	Ditto and Trustees of		Ditto.
•	the Catholic Chapel -	}	}
Chapel	Trustees of the Chapel -		In hand.
Stables, Sheds, and Yards		4	Thomas Coxhead.
House, Shop, and Pre-mises.	Ditto	Thomas Henry Braine	Thomas Henry Braine.
Ditto	Ditto "-		Mary Fardon.
House, Garden, and Pre- mises.	The Assignees of Marsh, Dean, Westbrook, and	•	Edward Bradley.
	Dean.		
Garden and Summer-houses.	Ditto		Mrs. Salmon.
	Parish of	Sonning.	
,		••·	* C 7 437 * 2
Cottage and Garden -	Robert Palmer -	-	Samuel Aldridge.
Wood	Ditto	-	In hand.
Cottage, Garden, Barn, and Yard.	Ditto	-	Francis Duffield.
Wood	Ditto	}	In hand.
Cottages and Gardens -	Ditto -	Thomas Simmons	William Millard and John Hill.
Wood	Ditto		In hand.
Ditto	Ditto		Ditto.
			In hand. Ditto.