

APPENDIX 1

13 ELIZABETH c.18

An Acte for the brynging of the Ryver of Lee to the Northside of ye Citie of London

N.B. Clauses marked (A) are to be found in the original bill. Any substantive changes to these clauses are underlined.

Clauses marked (B) are those clauses added during the the passage of the bill through Parliament.

(A) Forasmuch as yt ys perceaved by many grave and wyse Men, aswell of the Cytie of London as of the Countrey, that it were very commodious and profitable both for the Citie and the Country that the Ryver of Lee otherwyse called Ware Ryver, might be brought within the Land to the North Part of the saide Cyty of London, the same to be cut out of the saide Ryver in the most aptest and meetest place of the said Ryver of Lee, to have from thence the leadinge and passage of the saide Water throughe such a convenyent and meete cut as may serve for the Navygation of Barges and other Vessels, for the caryag and conveying aswell of all Marchaundizes Corne and Victuals as other Necessaries from the Towne of Ware and all other Places neare the said Ryver, unto the saide Citye of London, and from the said Cytye to the saide Places and the Towne of Ware, and also for Tyltebotes and Whyrryes for conveying of the Queenes Subjectes to and fro to theyr great Ease and Comodytie: In Consyderation of the Premisses and of dyvers sundry Commodious profytable and beneficiall Causes which are lyke to ensue to the Bodye of thys Common wealth, and so incidently to many pticuler parsons; Bee yt enacted by the Queenes most excellent Majestie with thassent of the Lordes Spyrytuall and Temporall and the Comons in this present Parlyament assembled, and by thauthority of the same, That it shalbe lawfull to the Lord Mayor Comynaltie and Citizens of the Citie of London and theyr Successors, at any time or tymes hereafter, to begynne and contynue the layeng out of such convenyent Lymites of Grounde for the making of the Trench for the said Ryver, at suche Breadth as to them and theyr Deputyes and Wourkemen shalbe seene convenyent and meete for the same, and in that Place that they shal fynd to be most apte and meete for that purpose, to have take and use for the purpose abovesaid such and so muche Grounde during and by all the Leuggt as the said newe Channel Cutt or Ryver shall passe, as shalbe requysite for the conveying of the said Water, and also fyfthe or threescore foote in Breadth on each syde of the said Ryver, by all the Length of the same, so alwaye that they do not in any one place take in Breadth, both in Channel and in Ground on both the sydes of the Water, above the Breadth of eight score foote in all; which convenyent Breadth of Grounde on both sydes is thought needefull to be had, for that Grounde and Soyle of necessitie must be occupied on both sides of the said Ryver, aswell for the laying of the yearth that shalbe cast out of the said Trench, to serve in the lower Groundes, and especially neare the sayde

Ryver, to make substantial Banckes for the preservation and keping of the Countrey from Inudations when the Fluddes shall arise, as also for waye to passe with Troukes and Cartes, which must carry awaye the Gravel and other Earth in very greate Quantitie from the Hylles, where as the Cut must be very deepe to such places as shalbe convenyent, to help make up the saide Banckes and otherwyse to bestowe the same; and also for that when it shall please God that the same shalbe brought to passe and full effect, that the whole Grounde on both sydes of the said Ryver maye lye in one Levyll from the said Citie of London to that place where the said Ryver or Trench shall have his begynning out of the mayne Ryver of Lee; and to thend also that in al place within that Lymyt and Dystaunce al People maye with great Ease and Comoditie go in and out of theyr Tyltebotes and other Vessels whatsoever without prill, and so walke by foote as long as it shall please them, and also that Bargemen maye upon the same Grounde without offending any other, draw theyr Vessels from place to place alongest the same, as of lyke they shalbe dryven to do agaynst the Streame being loden.

(A) And bee yt enacted, That the said Mayor Comynaltie and Cityzens and theyr Successors for ever, shall have the said Grounde alongest all the sayd whole Lench, for such Composition as they shall make with ye Lorde Owners and Occupiers of the Soyle and Grounde. Provyded alwayes and be it enacted, That yf in the newe Cut there happen any Breaches Inudations or Hurtes, the Mayor and Cityzens of London shall stop the Breaches at theyr owne Charges, and so mayntayne them from tyme to tyme.

(A) And bee yt also enacted, That the said Lord Mayor Comynaltie and Cytizens, shall have the whole Jurisdiction Conservyce Rule and Government, aswell of the saide newe Cut ryver and Grounde of each side, as also the Royaltie of the Fyshe and Fyshing of the same, and Pfites of the said Grounde Soyle and Water, to them and theyr Successors for ever; and also shal have auctoritye to punishe aswell all such Transgressors as shall offend in the breaking of such good Orders as shalbe hereafter made, for suche of the Queenes Majesties Subjectes as shall have occasion to travayle and passe by the same new cut Ryver as also every other person and persons which shall breake such good and holesome Rules and Orders, as shalbe pyved and ordeyned for the preservation keping and maynteyninge of the said Ryver and every part thereof.

(A) And further bee yt enacted, That the Shyriffes and Justices of the Peace, and such other as it shall please the Lorde Chancellour or Lorde Keper of the Great Seale to put in Comysion for the same, aswell of Middlesex, Essex as of Harford Shyre, or the more of them, by theyr discretions shall at the Costes and Charges of the Countrey, after that the said newe Cut shalbe made and fynysed, cause the same, from such place where as the saide newe Cut shall begynne unto the Towne of Ware alongest the said Ryver, to be sufficiently clenched of all the Shelfes and Shallowes, and to bring the same

to a convenient Depth in all Places for the Passage of Barges Tiltebootes and other Vessels, in as good and convenient Depth all the Waye of the same as shall be made and continued in the aforesaid newe Ryver by the Mayor Comynaltie and Citizens of the said Cytie of London, and so to continue the same from tyme to tyme, upon the Paynes therefore to be lymyted and levyed by discretions of the sayde Commissioners or the more part of them; And also that all other Buylldinges and Obstacles standing in or upon the said Ryver, which may be founde Impeachmentes or Lettes to this good Wourke, may be removed and taken awaye, to thend that this may be a good and pfyte Worke, and by the Grace of God to such good Effect and Comodity as is hooped and looked for. Provyded always and bee yt enacted, That this Act shall not extend to take away any Buyllding Locke or Obstacle which by the said Comissioners, or the more part of them, shall be thought not to hynder the Passage of Boates and Vessels by and throughe the saide Ryver.

(A) And bee yt further enacted, That the Mayor Comynaltie and Citizens of London shall make and mayntayne at theyr Costes and Charges such suffycyent Hedges and Fences as shall be requisite, betwene the Groundes so by them to be taken to thuse abovesaid and the Groundes of other Owners, and also convenient Bridges and Wayes for the Passage of the Queenes Subjects and theyr Caryages

(A) Provyded always and be it further enacted by thauthority aforesayd, That the Lord Chauncellor or Lord Keper of the Great Seale of England for the tyme being shall and maye by his discretion, and at the Request of the said Lord Mayor Comynaltie and Citizens for the tyme being, appoynt and authorize by Comission under the Great Seale of England, Syxeteene Comissioners whereof Foure to be of the said C t e of London and thother Twelve to be of the Counties adjoining to the said Ryver of Lee, (That is to sae Foure of every of the Sheires of Essex Middlesex and Hartforde Sheyre, and every of the said Twelve having Landes Tenements or Heredytamente of the cleare yerely value of forty Markes in the same Shyres or some of them, and not beyng Citizens of London using the Trade of Merchaundize; which Syxeteene Comissioners, or the more number of them, shall have full Powre and lawfull Auctoritie to treate agre and compoude with such Numbers of the Freeholders and Inhabitanes of the said Counties, as to theyr Discretions shall seeme meete and convenient, for the scowring clensinge repaying and keping of the said Ryver of Lee, from suche Place whereas the said newe Ryver or Cut shall have the begyning unto the said Towne of Ware, in such sorte as that the same may be navygable for Botes, Barges and other Vessels

(B) And further be it enacted, That untill or before such Order or Meanes be devysed and agreed upon by the said Comissioners, and the said Comysson returned into the High Courte of Chauncery, yt shall not be lawfull to the said Lord Mayor Citizens and Comynalty to put the said diggyng trenching or

newe cutting of the said Ryver in Execution, nor to cut or take in any Ground by force of this Statute; Any Thing in this Acte to the contrary notwithstanding

(B) And bee yt further enacted, That the Mayor Citizins and Comynaltie of London shall not by vertue of this Acte take any mans Grounde untill they have compounded with the Owners of the same Grounde, and shall within tenne yeres next after thend of the Session of this Parliament cut and fynishe the same

(B) Provyded alwaye and be it enacted, That all the Queenes Subjectes theyr Boates and Vessells shall have free Passage through the said Ryver, aswell the newe Cut as the older Ryver, without interruption molestacon, by reason of or for his or theyre Passage, as in other comone Ryvers and Waters they lawfully may do

(B) Provyded alway, That this Lawe shall not extend to make the said Ryver to be cleansed, otherwyse then, any psons be or shalbe compellable by the Lawe or by the Statute of Sewers to cleanse the same

(A) Provyded also and be yt enacted, That yf any pson shall refuse to be reasonably compounded with for Ground to be taken in for the said newe Cut and Bankes, then the said Syxteene Comyssoners or the more part of them shall appoynt and determyne the Composition and Bargayne betwene both the pties, and the Satisfaction for such Grounde, and all Wayes Bridges and other thinges to the same partyning

(B) Provyded alwaye and be it further enacted, That yf the said newe Cut shalbe the meane and occasyon that any Milles, beaneth or above the begynning of the said newe Cut, shalbe by vertue of this Acte destroyed or the pfite decayed by the want of Water, then ye said Lord Mayor Comynaltie and Citizens of London shall yeeld and paye to the Owners of such Mylles so decayed, and to such psons as shall have any Detryment or Losse by such Decaye, such reasonable Recompence in Monye or yerely Rent or otherwyse as the said Syxtene Comissioners in lyke fourme to be chosen and aauthorized, or any Twelve of them, shall determyne and appoynte; And that suche Owners theyre Heyres and Assignes shall have such reasonable Remedie, by Action of Debt or Distresse or otherwyse to recover have and obtayne the said Recompence as the Lord Chauncellor or Lorde Keeper of the Greate Seale of England for the tyme being, together with the said Syxtene Comissioners or with any Twelve of them, shall appoynt; Any thing in this Acte to the contrary notwithstanding