

"the Company") intend to apply to Parliament in the ensuing Session for an Act to enable them to make and maintain the railway hereinafter described, with all proper stations, approaches, works, and conveniences connected therewith, that is to say:—

A railway wholly in the borough of Birkenhead, in the county of Chester, commencing in the extra-parochial chapelry of Birkenhead by a junction with the Mersey Railway, now in course of construction, at a point under Hamilton-street, on the east side of Hamilton-square, at or near to the junction of Mortimer-terrace with Hamilton-street aforesaid, and terminating in the township of Claughton-cum-Grange, in the adjoining parish of Bidston, on the eastern side of Cavendish-street, about midway between Beckwith-street and Conway-street.

The intended Act will authorise the Company to exercise the powers and effect the objects following, viz.: To deviate laterally from the line and vertically from the levels of the proposed railway and works shown on the plans and sections to be deposited as hereinafter mentioned to such extent as may be authorised or prescribed by the intended Act.

To appropriate or use any street, square, road, or lane traversed by the intended railway, and also to acquire compulsorily an easement only through or under the same, and through or under any buildings for the purposes of the intended railway, and to cross, divert, alter, or stop up, temporarily or permanently, streets and other roads and highways, railways, tramways, drains, pipes, sewers, navigations, streams and water-courses, so far as may be necessary, in constructing or maintaining the intended railway and works, and particularly to stop up and appropriate the sites of Arthur-street and Duke-street.

To purchase, by compulsion or agreement, lands, houses and other property, and to acquire easements in or over lands for the purposes of the intended railway and works, and to purchase and take by compulsion or agreement any vaults, cellars, arches, or offices, or parts thereof, attached or belonging to any house, building, manufactory, or premises, or any subsoil or property under the same without being subject to the obligation contained in the 92nd Section of the Lands Clauses Consolidation Act, 1845.

To sell, mortgage, lease, or appropriate for building, or otherwise dispose of any land or property purchased or acquired under the powers of the intended Act, which may not be eventually required for any of the purposes of the Company, or under which the railway may be constructed, and to vary or extinguish all rights and privileges connected with any lands, houses, buildings, manufactories, or property, or with the portion or portions thereof purchased by the Company, which would interfere with the construction and maintenance of the intended railway.

To underpin, or otherwise secure any houses or buildings which may be rendered insecure, or be likely to become insecure, by reason of the construction or working of the intended railway, or of any works of the Company, and which houses and buildings the Company do not require to purchase for the purposes of their undertaking.

To make such openings or ventilating shafts from their railway into any public road, square, open space, or other public space, and at such spots as shall be agreed upon between the Company and the local authority having control of such road, square, open space, or public place, or as shall, in default of agreement, be decided by arbitration, and to erect at such spots and on

the surface of the ground such balustrades or other works for the purposes of the said openings or shafts or connected therewith as shall be so agreed or decided upon, and to interfere with and alter sewers, drains, pipes, telegraph wires, and all other works which may impede the construction and use of any such openings or shafts.

To enable the Company, for the purposes of their undertaking, to acquire compulsorily or by agreement certain land and property adjoining the Gasworks at or near the Borough-road, in the extra-parochial chapelry of Birkenhead and county of Chester.

To levy tolls, fares, rates, and charges for and in respect of the use of the intended railway stations and other works, and the conveyance and accommodation of traffic, and to alter, increase, and regulate the tolls, fares, rates, and charges now authorised to be demanded and charged by the Company, and to confer, vary, or extinguish exemptions from the payment of tolls, fares, rates, and charges.

To apply any capital or funds raised, or authorised to be raised by the Company, to the purposes of the intended Act, and to raise additional capital for such purposes, and also for the general purposes of their undertaking, by preferential or ordinary shares or stock, and by borrowing on mortgage or by the creation and issue of debenture stock.

To enable the Company, notwithstanding anything in the Companies Clauses Consolidation Act, 1845, contained to the contrary, to pay out of their capital or funds from time to time, interest or dividends on any shares or stock of the Company during such period, and under such restrictions as may be prescribed by the intended Act.

The intended Act will authorise the Company to increase the number of directors, and will also authorise the Company and the Corporation of Birkenhead, and the Mersey Docks and Harbour Board, to make and carry into effect agreements with respect to the appropriation and occupation for the purposes of the Company's undertaking, of lands or property vested in or under the control and management of the said Corporation and Board, and with respect to the construction of railways, works, and buildings in or over the same, with respect to the construction of approaches and accesses to, and communications through any property acquired by the Company, and the construction and use of streets, subways, sewers, drains, tramways, junctions, and other works, and with respect to the payments to be made by either of the parties towards the construction and maintenance of any such works and conveniences.

The intended Act will enable the Company on the one hand, and the Great Western Railway Company, the London and North Western Railway Company, the Lancashire and Yorkshire Railway Company, the Great Northern Railway Company, the Midland Railway Company, the Manchester, Sheffield and Lincolnshire Railway Company, the Wirral Railway Company, and the Seacombe, Hoylake and Deeside Railway Company, or any one or more of those Companies on the other hand, from time to time to enter into and carry into effect contracts and agreements with respect to the working, use, management, and maintenance of the intended and authorised railways of the Company, or any part or parts thereof, the supply of rolling and working stock and plant, and of officers and servants for the conveyance and conduct of the traffic thereon, the payments to be made and the conditions to be performed with respect to such working, use, management and maintenance, the interchange, conveyance,