Anno tricesimo

Georgii II. Regis.

An Act for enlarging the Term and Powers granted by Two Acts of Parliament, One passed in the Fourth Year of the Reign of His late Majesty King *George*, and the other in the Ninth Year of the Reign of His present Majesty, for repairing the Highways from *Crown Corner* in the Town of *Reading*, leading by and through the several Parishes of *Shinfield* and *Heckfield*, in the several Counties of *Berks*, *Wilts*, and *Southampton*, to *Basingstoke*, in the County of *Southampton*.

WHEREAS by an Act passed in the Fourth Year of the Reign of His late Majesty King George the First, for repairing the Highways from Crown Corner, in the Town of Reading, leading by and through the several Parishes of Shinfield and Heckfield, in the several Counties of Berks, Wilts, and Southampton, to Basingstoke, in the said County of Southampton, several Tolls, Duties, and Powers, were granted for repairing the said Highways, for the Term of Twenty one Years, from the Twenty fifth Day of March, One thousand seven hundred and eighteen: And whereas by another Act passed

Preamble, reciting the Acts 4 *Geo.* I.

& 9 Geo. II. passed in the Ninth Year of the Reign of his present Majesty, the said former Act was further continued from the Expiration thereof, for and during the further Term of Twenty one Years, and from thence to the End of the then next Session of Parliament: And whereas the Trustees appointed to put the said Acts in Execution, have borrowed several Sums of Money upon the Credit of the Tolls thereby granted; which Sums, together with the Tolls collected, have been duly applied, according to the Directions of the said Acts; yet the said Highways cannot be effectually repaired, and kept in Repair, unless the Term and Powers granted by the said Acts are further enlarged and made more effectual: May it therefore please Your Majesty, that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Acts, and all and every the Tolls, Powers, and Clauses therein contained (except such as are hereby altered) shall be and continue in full Force, and be executed, for the repairing, and keeping in Repair, the said Highways, for and during the Residue and Remainder of the Terms granted by the said recited Acts, now unexpired, and from thencefourth, for and during the further Term of Twenty one Years, and from thence to the End of the then next Session of Parliament, as fully and effectually as if the same were herein again repeated and re-enacted in the Body of this present Act; which said additional Term is hereby declared to be subject and liable to the Payment of all Sum and Sums of Money, owing upon the Credit of the said recited Acts, and of such other Sums of Money as shall be borrowed for the Purposes of the said recited Acts, and this Act, and the Interest due, and to grow due, on the same.

The recited Acts continued from the Expiration of the subsisting Terms, for the further Term of 21 Years.

And be it further enacted by the Authority aforesaid, That from and after the passing of this Act, no Person shall be qualified, or capable of acting as a Trustee, in the Execution of this Act, unless he shall be in his own Right, or in Right of his Wife, in the actual Possession and Enjoyment, or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments, of the clear yearly Value of Forty Pounds, or shall be Heir Apparent of some Person having such Estate of the clear yearly Value of One hundred Pounds, or possessed of, or intitled unto, a Personal Estate alone, or Real and Personal Estate together, to the Amount or Value of Eight hundred Pounds: And if any Person hereby deemed unqua-

Qualification of Trustees.

lified or incapable to act, shall, nevertheless, presume to act, contrary to the true Intent and Meaning of this Act, every such Person shall, for every such Offence, forfeit and pay the Sum of Forty Pounds to any Person or Persons who shall inform or sue for the same, to be recovered in any of His Majesty's Courts of Record at Westminster, by Action of Debt, or on the Case, Bill, Suit, or Information, wherein no Essoin, Protection, or Wager of Law, or more than One Imparlance shall be allowed. Penalty on acting, if not qualified.

And be it further enacted by the Authority aforesaid, That from and after the passing of this Act, the Trustees for putting the said recited Acts, and this Act in Execution, or any Seven or more of them, shall, and they are hereby required to take such Security from the Treasurer or Treasurers appointed for the Purposes of this Act, for the due Execution of his and their said Office and Offices, as to the said Trustees, or any Seven or more of them, shall seem meet. Treasurer, &c. to give Security.

And be it further enacted by the Authority aforesaid, That from and after the passing of this Act, instead of the Tolls or Duties granted and continued by the said recited Acts, the following Tolls or Duties shall be demanded and taken at each of the said Gates or Turnpikes now erected, or to be erected, by virtue of the said recited Acts, and this Act; that is to say, The Tolls following to be taken instead of those granted by the former Act.

For every Coach, Chariot, Landau, Berlin, Hearse, Chaise, or Calash, drawn by Four or more Horses, Mares, Geldings, or Mules, the Sum of Eight Pence; and drawn by Two Horses, Mares, Geldings, or Mules, the Sum of Six Pence. The Tolls.

For every Chaise or Chair, drawn by One Horse, Mare, Gelding, or Mule, the Sum of Four Pence.

For every Waggon, Wain, Cart, or other Carriage, drawn by One Horse, or Beast of Draught, the Sum of Three Pence; and drawn by Two Horses, or Beasts of Draught, the Sum of Four Pence; and drawn by Three Horses, or Beasts of Draught, the Sum of Six Pence; and drawn by Four or Five Horses, or Beasts of Draught, the Sum of Eight Pence.

And for every Carriage loaden with One single Stick or Piece of Timber, drawn by more than Five Horses, or Beasts of Draught, for the First Five Horses, or Beasts of Draught, the Sum of Eight Pence.

And for every Horse, or Beast of Draught, above the Number of Five, the further Sum of Three Halfpence.

And for every Horse, Mare, Gelding, Mule, or Ass, loaden or unloaden, and not drawing, the Sum of One Penny.

For every Drove of Oxen or Neat Cattle, the Sum of Ten Pence per Score; and so in Proportion for every greater or less Number.

And for every Drove of Calves, Hogs, Sheep, or Lambs, the Sum of Three Pence per Score; and so in Proportion for every greater or less Number.

Tolls vested in the Trustees.

Which said Tolls or Duties shall be, and they are hereby vested in the Trustees appointed, or to be appointed, to put the said recited Acts, and this Act in Execution, and that the same, and every Part thereof, shall be paid, applied, and disposed of, or assigned, to and for the several Uses, Intents, and Purposes, and in such Manner, as in and by the said Acts are mentioned and declared; subject nevertheless to the Payment of all Sums of Money due and owing upon the Credit of the said former Tolls, and the Interest due, and to grow due on the same; and the said Trustees, or any Five or more of them, or such Person or Persons as they, or any Five or more of them, shall appoint, are hereby vested with the same Powers and Authorities, for demanding, levying, and applying the Tolls hereby granted, as in and by the said former Acts are given and granted, for demanding, levying, and applying the Tolls thereby granted, as fully and effectually as if the same Powers and Authorities were herein again repeated and re-enacted.

Exemptions from Tolls.

And be it further enacted by the Authority aforesaid, That from and after the passing of this Act, none of the Tolls or Duties hereby granted and made payable, shall be demanded or taken at any of the Gates or Turnpikes erected by virtue of the said Acts, or this Act, for any Carriage, or for any Horse, or other Beast drawing the same, which shall be used or employed in the Carriage of any Materials for repairing any Highway or Road, or in the Carriage of any Dung or Soil made in the Farm Yard of any Person living in any of the Parishes through which the said Highways lead, to be used on the Land of such Person only, or in the Carriage of any Hay, or Corn in the Straw, not sold or disposed of, but to be laid up in the Houses, Out-houses, Barns, or Yards, of the Owners thereof; or for any Ploughs, Harrows, or other Implements of Husbandry; or for any Coaches or other Carriages, or Passengers on Horseback, going to, or returning from, any Election or Elections of a Knight or Knights of the Shire to serve in Parliament for the Counties

Counties of Berks or Southampton; or for any Post House or Vehicle carrying the Mail; or for the Horses or Carriages of any Officers or Soldiers on their March; or for Waggons, Carts, or other Carriages sent with Vagrants by Passes; and that no other Carriages or Cattle shall be exempted from Toll; any thing in the said recited Acts to the contrary thereof notwithstanding.

Penalty on claiming the Exemptions of this Act, not being intitled thereto.

Provided always, That in case any Person shall claim or take any of the Exemptions aforesaid, not being intitled thereto, every such Person shall, for every such Offence, forfeit and pay the Sum of Five Pounds, to be levied, recovered, and applied in the same Manner as any other Forfeiture is by the said recited Acts to be levied, recovered, and applied.

Trustees may compound with Sir *Henry Englefield*, &c. for passing through the Turnpikes.

And be it further enacted by the Authority aforesaid, That from and after the passing of this Act, the said Trustees, or any Five or more of them, may, and they are hereby impowered, from time to time, as they shall think proper and fit, at any of their Quarterly Meetings, to compound or agree by the Year with Sir Henry Englefield Baronet, or any other Person or Persons inhabiting the Mansion-house of the said Sir Henry Englefield, called White Knights, for any Coach or other Carriage, or Horses or Cattle, passing through any of the said Turnpikes, for any Sum or Sums of Money to be paid yearly, from time to time, after such Agreement shall be made.

Quarterly Meetings.

And be it further enacted by the Authority aforesaid, That from and after the passing of this Act, the Trustees for putting the said recited Acts and this Act in Execution, or any Five or more of them, shall meet on the Second Monday after the Twenty fifth Day of March, the Twenty fourth Day of June, the Twenty ninth Day of September, and the Twenty fifth Day of December, in every Year, and shall adjourn themselves from time to time, to such Time and Place as the said Trustees, or any Five or more of them, shall think fit.

Charges of passing this Act to be first paid.

And be it further enacted by the Authority aforesaid, That the said Trustees, or any Five or more of them, shall, in the first Place, pay and discharge all the Costs and Charges attending the obtaining and passing this Act, out of the Tolls or Duties, and Sums of Money raised or to be raised by virtue of the said recited Acts or this Act.

Trustees who are in Commission of the Peace, may act as Justices.

And be it further enacted by the Authority aforesaid, That from and after the passing of this Act, such of the Trustees appointed or to be appointed in or by virtue of the said recited Acts or this Act, as shall be a Justice or Justices of the Peace, may, and is and are here-

by authorized and impowered to act as a Justice or Justices of the Peace in the Execution of the Powers and Authorities thereby and hereby given to any Justice or Justices of the Peace, notwithstanding his or their being such Trustee or Trustees.

Writings to be without Stamps.

Provided always, and be it further enacted by the Authority aforesaid, That from and after the passing of this Act, no Nomination, Appointment, Information, Order, Judgement, Conviction, Warrant, Mortgage, Assignment, Transfer, or other Security, for the borrowing of Money, or other Writing whatsoever, under the Hand and Seal, or Hands and Seals of, or only signed by, any Trustee or Trustees for putting the said recited Acts and this Act in Execution, or by any Justice or Justices of the Peace, or exhibited before them, or any of them, touching, concerning, or in Execution of, any of the Powers or Authorities thereby or hereby vested in such Trustee or Trustees, or Justice or Justices of the Peace, or any of them, or Transfer of any of the Securities aforesaid, made by any Person or Persons, shall be charged or chargeable with any Stamp Duty whatsoever.

No Order to be repealed, unless 13 Trustees be present.

And be it further enacted by the Authority aforesaid, That from and after the passing of this Act, no Order made by the said Trustees, or any Five or more of them, in, for, or concerning the executing of the Trusts, Powers, and Authorities, of the said recited Acts and this Act, or any of them, shall be revoked, repealed, or set aside, by any subsequent Order of the Trustees, unless Thirteen Trustees shall be then present.

Publick Act.

And be it further enacted by the Authority aforesaid, That this Act shall be adjudged, deemed, and taken, to be a Publick Act; and shall be judicially taken Notice of as such, by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

FINIS.