ANNO UNDECIMO

Georgii III. Regis.

An Act to continue and render more effectual ſeveral Acts for repairing the Highways between the *Bear Inn* in *Reading* and *Puntfield*, in the County of *Berks*, and other Roads in the ſaid Acts mentioned; and for repairing ſeveral other Roads in this Act mentioned.

WHEREAS by Three Acts of Parliament paſſed in the Twelfth Year of the Reign of her late Majeſty Queen Anne, and in the Firſt and Twentieth Years of his late Majeſty, ſeveral Tolls or Duties and Powers were granted for repairing the Highways between the Bear Inn and Puntfield, in the County of Berks, and for amending other Roads in the ſaid Acts mentioned, and the Term of Years and Powers thereby granted were, by an Act paſſed in the Twenty-eighth Year of his ſaid late Majeſty, further continued for the Term of Five Years; And whereas the Truſtees appointed to put the Preamble.

said Acts in Execution, have from Time to Time proceeded therein, and there is now due and owing upon the Credit of the said Acts the several principal Sums of Money following; (that is to say) To Elizabeth Blagrave, Spinster, Six hundred Pounds; to Anne Ackworth, Widow, Two hundred Pounds; to Elizabeth Deane, Widow, One hundred and fifty Pounds; and to the Reverend Mr. John Spicer, Two hundred Pounds; to be paid out of the Tolls arising at the Turnpikes at Reading, and near Speenhamland, in equal Proportions; and to Frederick Cowslad Esquire, One hundred Pounds, and to Peter Matthews Gentleman, One hundred Pounds, to be paid out of the Tolls arising at the Turnpike near Speenhamland only; amounting in the Whole to the Sum of One thousand three hundred and fifty Pounds: And whereas the Highway lying between the West End of the House in Speenhamland aforesaid, in the Occupation of Edward Sheppard, and the West End of the Highway directed to be amended by the said recited Acts, containing in Length Forty Poles and Twenty-six Links, or thereabouts, and lying in the great Road leading from London to Bath and Bristol, is ruinous, narrow, and incommodious to Passengers, and cannot be repaired and widened by the present Methods provided by Law: And whereas the Highway leading out of the Highway between Reading and Speenhamland, at the South End of Bostock Lane, in the Parishes of Sulhampstead and Englefield, or One of them, to Pangborne, in the said County of Berks, is very ruinous, and in several Places narrow and incommodious to Passengers, and cannot be effectually repaired and widened by the present Methods provided by Law; and it would be nearer and more commodious to the Publick, if that Part of the said Highway which leads from the South End of Bostock Lane to Englefield aforesaid was turned through Englefield Common Field to or near a House in Englefield Street, known by the Sign of the Daggers, and from thence along Englefield Street into the present old Highway, leading out of Englefield Street into and through the Parish of Tidmarsh: And the greatest Part of the Land in Englefield Common Field, over which the said new Highway is intended to be carried, being the Property of Powlett Wrighte of Englefield Esquire, he is consenting thereto, and is willing to give so much of his Lands as shall be necessary for the making of such new Highway, and also to give such Quantity of Chalk and Gravel as shall be wanting to make and repair so much of such Highway as lies in the said Parish of Englefield, without being paid

any

any Thing for the same, provided a certain Highway leading out of Englefield Street aforesaid, by and on the North-west Side of the Blacksmith's Shop there, and from thence by the North-west Side of the Pond there, called Cranmore Pond, to a Gate leading into Englefield Common Field aforesaid, containing in Length Three Furlongs and Twenty-eight Poles (which old Highway, after the making of the said new Highway, will become useless to the Publick) shall be shut up and discontinued, and shall from thenceforth be vested in him the said Powlett Wrighte and his Heirs: And whereas the Highway leading from the great Bath Road at the Direction-post to Aldermaston, near a publick House known by the Sign of The Rising Sun, to a Brick Arch at the End of a Lane called Froudes Lane, in the Turnpike Road leading from Puntfield to Aldermaston, is in a ruinous Condition, and narrow and incommodious to Passengers, and cannot be effectually repaired and widened by the present Methods provided by Law: And whereas the Highway leading out of One of the Highways herein before mentioned, between the Little King's Arms and the Robin Hood near Speenhamland, through Shaw, and over Shaw Field, to the North End of Long Lane, in the Parish of Cheivley, in the County of Berks, is in a ruinous Condition, and narrow and incommodious to Passengers, and cannot be effectually repaired and widened by the present Methods provided by Law; And whereas several Parts of the said Highways which leads through Towns and Villages, are narrow, and thereby Accidents frequently happen in the Night-time, which may be in a great Measure prevented if the said several Parts of the said Highways were properly lighted in the Night-time; And whereas the Highways directed to be repaired by the said Acts cannot be effectually repaired, widened, and kept in Repair, nor the Money now owing be repaid, nor the said other Highways herein before mentioned be repaired, widened, turned, altered, and kept in Repair, and lighted where necessary, unless the Term of the said Acts be further continued, and some further Provisions are made by Parliament for those Purposes: 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 Terms by the said Acts granted shall, for the Purpose of repairing, widening, turning, altering, and keeping in Repair all the said

Highways, and other the Purposes of this Act, be, and the same are hereby 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 instead of the Clauses, Provisions, Tolls, Powers, Penalties, Forfeitures, Punishments, Matters, and Things in the said recited Acts contained, the Clauses, Provisions, Tolls, Powers, Penalties, Forfeitures, Punishments, Matters, and Things in this Act contained, shall, for the Purpose of repairing, widening, turning, altering, and keeping in Repair all the said Highways herein before mentioned, and other the Purposes of this Act, take Place and commence from the Twenty-fourth Day of June, One thousand seven hundred and seventy-one, and shall continue in Force until the Expiration of the Terms granted by the said recited Acts, and this Act.

Continuation of the former Terms.

And be it further enacted, That the Mayor, Aldermen, Burgesses, and Town Clerk of the Borough of Reading, for the Time being; the Mayor, Steward, and Aldermen of Newbury, for the Time being; Sir George Amyand, Sir Joseph Andrews, Baronets; John Archer, James Pattit Andrews, John William Awbrey, Francis Annesley, Esquires; Martin Annesley, William Applegarth, Gentlemen; Sir John Browne Baronet, John Blagrave, William Matthew Burt, John Bagnall, Bernard Brocas, John Breedon the elder, John Breedon the younger, Michael Blount the elder, Michael Blount, the younger, George Blagrave, Thomas Bullock, Samuel Bever, Edmund Bower, Archibald Blane, Esquires; William Dee Best Clerk, Peter Birt, James Buy, William Blackall, David Bisset, John Bulley, Robert Blanch, Gentlemen; the Honourable Peregrine Bertie, Francis Brickenden, Mark Baskett, Lovelace Bigg, James Burton, Esquires; Richard Brickenden, George Bellas D. D. Lypeatt Bodman, John Baily, Richard Baily, Richard Budd, Gentlemen; the Honourable Charles Sloane Cadogan, Charles Henry Cadogan, James Edward Colleton, Stephen Chase Esquires; Edward Cooper D. D. William Campbell Clerk, John Chase, Nathaniel Cissold, Gentlemen; Sir Archer Croft Baronet, John Cowslad, Richard Collins, Ralph Congreve, Frederick Cowslad, Thomas Craven, Thomas Cowslad, John Croft, Esquires; John Collett, M. D. John Craven Clerk, John Clarke Rector of Padworth, John Clark, William Colsell, Gentlemen; John Dod, Robert Dalzell, Esquires; John Deane Haberdasher, Robert Deane, John Deane the younger, Gentleman; Samuel Dixon, George Darby, Esquires; William Dodwell,

Trustees Names.

Dodwell D. D. William Deane, Richard Davis, Clerks; Sir Henry Englefield Baronet, Henry Charles Englefield Eſquire, Andrew Etty, William Ettwall, Clerks; William Everett Gentleman, Richard Eyre D. D. Peter Floyer Eſquire, Awbrey Flory, Stephen Flory, Gentlemen; the Right Honourable the Earl of Fingal, Sir Thomas Frankland Baronet, Henry Frere Eſquire, Thomas Fowle Clerk, John Gabriel D. D. Chriſtopher Griffith, Thomas Gill, Eſquires; Richard Gerrard, Robert Goſwell, Thomas Gleed, Gentlemen; Edward Goddard, Thomas Gore, Eſquires; John Green of Pangborne, Sir Chandos Hoſkyns Baronet, Sir Charles Hardy Knight, Hungerford Hoſkyns, Henry Hunter, Francis Hawes, John Harriſon, Eſquires; Thomas Hubbard Clerk, William Hulbert, Peter Hanſell, Thomas Halifax, Robert Harris, Robert, Hanſon, Gentlemen; Sir Thomas Head Knight, John Zephaniah Hollwell, Henry Herbert, Charles Herbert, John Head, Thomas Henſhaw, Henry Wincheomb Hartley, Eſquires; Richard Head Clerk, Thomas Hulbert M. D. Lawrence Head, James Head, Richard Hatt, James Hayne, Gentlemen; John Jones Eſquire, George Jones Gentleman, George Kent Eſquire, Thomas Knapp the elder, Thomas Knapp Clerk, Robert Kingſmill Eſquire, Richard King, Manaſſah King, Iſrael King, John Kimber, Gentlemen; John Loveday the elder, John Loveday the younger, John George Liebenrood, Eſquires; William Lovelace, William Line, Gentlemen; John Lanſdell, Chryſoſtom Lanſdell, William Le Merchant, Eſquires; John Lynch, Thomas Lovidge, Gentlemen; Nowes Lloyd Clerk, Richard Land Clerk, Curate of Uſton; Sir John Moore Baronet, of Purley Hall; Edwin Martin the elder, Edwin Martin the younger, James Morgan, Charles Marſh, Mayhew Marret, Eſquires; Thomas Michaelſon, M. D. Joſeph Morris, James May of Englefield, William May of Burghfield, Richard Maul, Gentlemen; James Morgan, Jonathan Monckton, Clerks; Edward Montague, Robert Mackreth, John Merriman, George Morgan, John Mound, Eſquires; Thomas Mathews Clerk, Peter Mathews, John Mathews, Joſeph Millet, Gentlemen; Daniel May of Pangborn, Richard Neville Neville the elder, Richard Neville Neville the younger, Thomas Buckeridge Noyes, Eſquires; Jeremiah Nicholſon D. D. Thomas Nicolls Clerk, Joſeph Newton, Richard Ottley Eſquire, Thomas Omer, Sir Charles Price Knight, Philip Powys, Philip Lybbe Powys, Robert Palmer, Eſquires; John Plumſtead, James Patey, Gentlemen; William Poyntz, James Chicheley Plowden, Edward Pordage, Samuel Pocock, Eſquires; William Pender, Francis Page, Samuel Parkes, Gentlemen; Thomas Penroſe Clerk,

Clerk, Daniel Rich, John Reeves, Esquires; Michael Richardson D. D. Richard Russel M. D. Richard Richards Woollen Draper, William Robinson Clerk, Richard Robinson Gentleman, Henry Southby Esquire, John Spicer, Charles Sturges, Henry Stevens, Thomas Stevens of Beenham, Skinner of Purley, Clerks; Richard Simeon the elder, Richard Simeon the younger, Gentlemen; William Sloper, Richard Sellwood, Edmund Seymour, Francis Stonehouse, Esquires; Thomas Shirley, Francis Spackman, Thomas Sheppard, Clerks; Samuel Southby, Robert Southby, John Shirley, Edward Sheppard, Samuel Slocock, Gentlemen; William Thoyts, John Thoyts, Esquires; William Talbot Clerk, John Taylor M. D. John Torraine Esquire, Bartholomew Tipping Esquire, John Townsend, Samuel Toomer, Gentlemen; Arthur Vansittart, Henry Vansittart, Robert Vansittart, William Vanderstegen, Esquires; Peter Vatas Clerk, Richard Vokins, Osman Vincent, Gentlemen, Powlett Wrighte, John Walter, John Whistler, John Wilder, John Webster, Esquires; Henry Wilder, Thomas Walker, Benjamin Walker, Clerks; Thomas Willatts, John Wagstaff, Esquires; Robert Willis, William Wilder, William Watlington, Binfield Willis, Thomas White senior, Gentlemen; Thomas Wyld Esquire, John Wilks, John Watts, Clerks; Zachary Whiting, William Withers, Edward Withers, Gentlemen; Peter Zinzan M. D. and their Successors, to be appointed as herein after mentioned, shall be, and they are hereby appointed Trustees for putting this Act in Execution.

Election of Trustees.

And for continuing a sufficient Number of Trustees to put this Act in Execution, be it further enacted, That as often as any Trustee, appointed in or by virtue of this Act, shall die or refuse to Act in the Execution of the Powers hereby granted, it shall be lawful for the surviving or remaining Trustees, or any Seven or more of them, by Writing under their Hands and Seals, from Time to Time, to appoint a Trustee in the Room of the Trustee so dying or refusing to act, and the Person so appointed shall be joined with the surviving and remaining Trustees, in the Execution of all and every the Powers in them reposed by virtue of this Act.

Qualification of Trustees.

And be it further enacted, That no Person shall be capable of acting as a Trustee in the Execution of this Act, unless at the Time of his acting therein he shall in his own Right, or in Right of his Wife, be in the actual Possession, Enjoyment, or Receipt of the Rents and Profits of Lands, Tenements, and Hereditaments of the clear yearly Value of Eighty Pounds; or shall be Heir-apparent of some

ſome Perſon having the like Eſtate of the clear yearly Value of One hundred and Twenty Pounds; or poſſeſſed of or intitled unto a perſonal Eſtate to the Amount or Value of Two thouſand Pounds; and unleſs he ſhall (not being ſuch Heir-apparent as aforeſaid,) before he acts as ſuch Truſtee, and ſubſcribe the Oath following before any Two or more of the Truſtees appointed, or to be appointed by or in purſuance of this Act, who are hereby authoriſed and required to adminiſter the ſame in the Words, or to the Effect following; (that is to ſay)

I *A. B.* do ſwear, That I truly and *bona fide* am in my own Right, or in Right of my 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 Eighty Pounds, or poſſeſſed of or intitled to a perſonal Eſtate to the Value of Two thouſand Pounds. Oath.

So help me God.

And if any Perſon hereby deemed incapable to act ſhall preſume to act, every ſuch Perſon ſhall for every ſuch Offence forfeit and pay the Sum of Fifty 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; and the Perſon ſo proſecuted ſhall prove that he is ſo qualified, or otherwiſe ſhall pay the ſaid Penalty, without any other Proof or Evidence on the Part of the Proſecutor, than that ſuch Perſon hath acted as a Truſtee in the Execution of this Act.

And be it further enacted, That the ſaid Truſtees, or any Five or more of them, ſhall meet together at the Three Tuns Tavern in Reading, on the Firſt Monday in the Month of July, One thouſand ſeven hundred and ſeventy-one, for putting this Act in Execution, ſo far as it relates to the repairing, widening, turning, altering, and keeping in Repair the Highways which lie between the late Bear Inn in Reading and a Place commonly called The Seven Mile Stone, and the Highways leading to Burghfield Hatch, and to Aldermaſton Bridge, and from the ſaid South End of Boſtock Lane to Pangborne aforeſaid, and the other Purpoſes of this Act, ſo far as the ſames relates thereto; and that the ſaid Truſtees, or any Five or more of them, ſhall meet together at the Globe Where Truſtees to meet.

Inn in Newbury, on the Third Monday in the Month of July, One thouſand ſeven hundred and ſeventy-one, for putting this Act in Execution, ſo far as it relates to the repairing, widening, turning, altering, and keeping in Repair the Highways which lie between the ſaid Place called The Seven Mile Stone and the Weſt End of the Houſe in Speenhamland aforeſaid, in the Occupation of the ſaid Edward Sheppard, and from the Direction-poſt to Aldermaſton to the End of Froudes Lane aforeſaid, and from the Highway between the Little King's Arms and the Robin Hood, through Shaw, and over Shaw Field, to the North End of Long Lane aforeſaid, and other the Purpoſes of this Act, ſo far as the ſame relates thereto; and ſhall afterwards, during the Continuance of the ſaid recited Acts, and of this Act, meet together on the Firſt Monday in every Calendar Month at Reading aforeſaid, and on the Third Monday in every Calendar Month at Newbury or Speenhamland aforeſaid, or at ſuch other Place or Places, as the ſaid Truſtees, or any Five or more of them, ſhall, from Time to Time appoint, Seven Days Notice being given of the Alteration of ſuch Place of Meeting; or in caſe of no ſuch Appointment, then at the ſeveral Places where the laſt Meetings of ſuch Truſtees were reſpectively held; all which Meetings ſhall be deemed General Meetings for putting this Act in Execution; and the ſaid Truſtees, or any Five or more of them, ſhall and may, from Time to Time, adjourn themſelves to ſuch Place or Places, near the ſaid Highways as they ſhall think proper, giving ſuch Notice as aforeſaid: Provided always, that Two Truſtees may, for want of a ſufficient Number of Truſtees to act, adjourn the Meeting to a future Day, and ſhall appoint the ſame to be held at the ſame Place where ſuch Meeting ought to have been held; and the ſaid Truſtees, at their Firſt and all their ſubſequent Meetings, ſhall defray their own Charges and Expences.

Power to adjourn.

Truſtees to defray their own Expences.

No acting Truſtees to accept of a Place of Profit, &c.

And be it further enacted, That no Perſon ſhall be capable of acting as a Truſtee under the Authority of this Act, who ſhall at the Time of his acting hold any Place of Profit ariſing out of the Tolls hereby granted.

Truſtees in Commiſſion of the Peace may act as Juſtices.

And be it further enacted, That it ſhall and may be lawful to and for any Truſtee appointed to put this Act in Execution, who ſhall be in the Commiſſion of the Peace for the ſaid County of Berks, to act as a Juſtice of the Peace in all Caſes, Matters, and Things, as may be neceſſary for the more ſpeedy and effectual putting in Execution

cution the several Powers and Authorities in this Act mentioned and contained.

Power to make a new Road from *Bostock Lane* to *Pangborne*.

And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Seven or more of them, to make, or cause to be made, a new Highway from the said South End of Bostock Lane, across Englefield Common Field, to or near a House there known by the Sign of the Daggers, and from thence along Englefield Street into the present old Highway leading out of Englefield Street into the Parish of Tidmarch, and to repair and widen the Highway from thence, leading through a Place there called Hogmoor to the South-east Corner of the Yard or Backside belonging to the Castle and Elephant Inn in Pangborne aforesaid, making Satisfaction to the several Persons interested in the Lands which shall be used for the making of such new Highway in the Manner herein after mentioned, except to the said Powlett Wrighte, who is willing and consenting to give, for the Use of the Publick, so much of his Land as shall be necessary for that Purpose; and to erect and set up, or cause to be erected and set up, a Toll-gate and Toll-house, in, upon, or across any Part of the said Highways; and shall and may cause to be demanded and taken at such Toll-gate, before any Person or Persons shall be permitted to pass through such Toll-gate with any Horse, or other Cattle, Coach, Waggon, or other Carriage whatsoever, the same and the like Tolls or Duties as are herein after impowered to be taken at the Toll-gates already erected, or to be erected, across the Highways directed to be repaired by the said recited Acts, and this Act; and when the said new Highway shall be made and compleated for the passing of Carriages and Cattle, and shall be so declared to be by the said Trustees, or any Seven or more of them, it shall and may be lawful for the said Powlett Wrighte, his Heirs or Assigns, to cause that Part of the old Highway which leads out of Englefield Street aforesaid, by and on the the North-west Side of the Blacksmith's Shop there, and from thence by the North-west Side of the Pond there called Cranmore Pond, to a Gate leading into Englefield Common Field aforesaid, containing in Length Three Furlongs and Twenty-eight Poles, to be shut up, and the same shall from thenceforth be disused, and shall be vested in, and the same is hereby vested in the said Powlett Wrighte and his Heirs for ever.

and to erect Toll-gate there, and to take Tolls.

No Gate between the South End of *Bostock Lane* and *Chalk Pit Farm Lane*.

Provided always, That nothing herein before contained shall extend to impower the said Trustees to erect or set up any Toll-gate between the South End of Bostock Lane and

and the Lane leading out of the ſaid Highway to Chalk Pit Farm, in the Pariſh of Englefield aforeſaid.

Surveyors may get Materials from Mr. *Wrighte's* Lands.

And be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees, or any Five or more of them, or the Surveyor or Surveyors appointed by them, or any Perſon or Perſons appointed by ſuch Surveyor or Surveyors, to cut, dig, gather, take, and carry away, or cauſe to be cut, digged, gathered, taken, and carried away, any Materials proper for the repairing of Highways in, upon, out of, or from any Lands and Grounds the Property of the ſaid Powlett Wrighte, lying in the ſaid Field called Englefield Common Field, to be uſed in making and repairing ſuch Parts of the ſaid Highways by this Act directed to be made and repaired, as lie within the Pariſh of Englefield aforeſaid, without paying any Thing for the ſame.

Truſtees may remove Turnpikes.

And be it further enacted, That the ſaid Truſtees, or any Eleven or more of them, may continue the ſeveral Toll-gates and Toll-houſes now erected upon the ſaid Highways, or that any Twenty-one or more of them, at a General Meeting, may remove the ſeveral Toll-gates and Toll-houſes, or any of them, to any other Part or Parts of the ſaid Highways; and may alſo cauſe to be erected any other Toll-gates and Toll-houſes in, upon, or acroſs any Part or Parts of the ſaid Highways, ſo that there be not more than Two Toll-gates and Toll-houſes erected acroſs the ſaid Highways between the Town of Reading and the Weſt End of the Houſe in Speenhamland aforeſaid, in the Occupation of the ſaid Edward Sheppard; and ſo that there be but One Toll-gate and One Toll-houſe between the South End of Boſtock Lane and Pangborne aforeſaid; and ſo that there be but One Toll-gate and One Toll-houſe between the Little King's Arms and the Robin Hood aforeſaid, and the North End of Long Lane aforeſaid; and inſtead of the Tolls or Duties granted by the ſaid recited Acts, to cauſe to be demanded and taken at each and every of the Toll-gates erected, and which ſhall be erected on the ſaid Highways, the following Tolls or Duties, before any Cattle or Carriage ſhall permitted to paſs through the ſame; that is to ſay,

The Tolls.

For every Coach, Chariot, Landau, Berlin, Chaiſe, Calaſh, Hearſe, or Litter with Four Wheels, drawn by Four or more Horſes, the Sum of Sixpence, or drawn by Two or Three Horſes, the Sum of Three-pence.

For every Chaiſe or Chair with Two Wheels drawn by Two Horſes, the Sum of Three-pence; and drawn by One Horſe the Sum of Two-pence.

For

For every Wain, Waggon, or Carriage with Four Wheels, drawn with One, Two, Three, or Four Horses, the Sum of Nine-pence.

For every Cart with Two Wheels, drawn with Two or Three Horses, the Sum of Sixpence; and drawn with One Horse, the Sum of Two-pence.

For every Horse, Ass, or Mule, laden or unladen, the Sum of One Penny.

For every Drove of Oxen or Neat Cattle, the Sum of Five-pence per Score; and so in proportion for every greater or less Number.

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

Which said respective Sums of Money shall be demanded and taken in the Name of or as a Toll, and shall be paid to such Person or Persons as the said Trustees, or any Five or more of them, shall, from Time to Time, appoint to collect the same; and the Money so to be raised shall be, and is hereby vested in the said Trustees, and shall be applied in such Manner as is herein after mentioned and directed: And if any Person or Persons subject to the Payment of any of the said Tolls shall, after Demand thereof made, neglect or refuse to pay the same, it shall be lawful for the Person or Persons appointed to collect the said Tolls to seize and distrain any Horse or Horses, or other Cattle or Beast, upon which such Toll is by this Act imposed, or any of the Goods or Chattels of such Person or Persons so neglecting or refusing; and if such Tolls, and the reasonable Charges of such seizing and distraining shall not be paid within the Space of Four Days, the Person and Persons so seizing and distraining shall and may sell the Horses, Cattle, Beasts, or Goods so seized and distrained, returning the Overplus (if any) upon Demand, to the Owner thereof, after such Tolls, and all reasonable Charges, shall be deducted.

Tolls vested in the Trustees.

Power of Distress.

And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Twenty-one or more of them, to erect, or cause to be erected, a Toll-gate or Toll-gates, and Toll-house or Toll-houses, on the Side or Sides of any Part or Parts of the said Highways, across any Lane or Way leading out of the same, and there to take and levy, or cause to be taken and levied, such Tolls as are by this Act granted and made payable at any other Toll-gate erected, or to be erected, by virtue hereof, so that the same do not extend to a double

Trustees may erect Side-gates,

and take Tolls thereat.

Charge upon any Perſon paſſing through any other Toll-gate erected, or to be erected, by virtue of this Act.

Turnpikes, &c. veſted in the Truſtees.

And be it further enacted, That the ſaid Toll-gates and Toll-houſes, and the Materials of which the ſame ſhall conſiſt, and all Materials which ſhall be provided by the ſaid Truſtees, or their Surveyors, for repairing the ſaid Highways, and all Mile-ſtones ſet up, and to be ſet up, on the ſaid Highways, ſhall be, and they are hereby veſted in the ſaid Truſtees; and they, or any Seven or more of them, are hereby authoriſed and impowered to bring, or cauſe any Action or Actions to be brought, in the Name of the Treaſurer or Clerk; or to prefer, or order and direct the preferring of Indictments againſt any Perſon or Perſons who ſhall dig up, break, or pull down, ſteal, take, or carry away, ſpoil, injure, or deſtroy any Toll-gate or Toll-houſe which ſhall be erected by virtue of this Act, or any Part thereof, or any of the Materials of which the ſame ſhall be built or conſiſt, or any of the Mile-ſtones ſet up or to be ſet up, or any of the Materials which ſhall be provided for the Repairing of the ſaid Highways.

Application of the Tolls.

And be it further enacted, That the Tolls and Duties collected, and to be collected, by virtue of the ſaid recited Acts and this Act, at any Turnpike or Turnpikes erected, or to be erected, between the ſaid late Bear Inn in Reading and the Place called The Seven Mile Stone, ſhall be applied in the Firſt Place to pay and diſcharge One half Part or Share of all the Coſts and Charges of procuring and paſſing this Act, and alſo One half Part of the Sum of Eleven hundred and fifty Pounds ſo due to the ſaid Elizabeth Blagrave, Anne Ackworth, Elizabeth Deane, and John Spicer, as aforeſaid, and One half of the Intereſt due, and to grow due, for the ſame, and alſo the Allowances the Truſtees ſhall think proper to make to their Clerk, Treaſurer, Surveyor, and Collectors there; and the Remainder thereof ſhall be diſpoſed of and applied towards repairing, widening, turning, altering, and keeping in Repair the ſaid Highways between Reading and the Place called The Seven Mile Stone, and the Highways leading to Burghfield Hatch and Aldermaſton Bridge, and in defraying the neceſſary Coſts, Charges, and Expences attending the ſame, and the Execution of this Act, ſo far as the ſame relates thereto; and that the Tolls and Duties collected, and to be collected, by virtue of the ſaid recited Acts, and this Act, at any Turnpike or Turnpikes erected, or to be erected, between the ſaid Place called The Seven Mile Stone and the Weſt End of the Houſe in Speenhamland aforeſaid, in the Occupation of the

the said Edward Sheppard, shall be applied in the First Place to pay and discharge One half Part of all the Costs and Charges of procuring and passing this Act, and also One half Part of the said Sum of Eleven hundred and fifty Pounds so due to the said Elizabeth Blagrave, Anne Ackworth, Elizabeth Deane, and John Spicer, as aforesaid, and One half Part of the Interest due, and to grow due, for the same, and shall also pay the whole of the said Sum of Two hundred Pounds so due to the said Frederick Cowslad and Peter Matthews as aforesaid, and all Interest due, and to grow due, for the same, and also the allowances the Trustees shall think proper to make to their Clerk, Treasurer, Surveyor, and Collectors there, and the Remainder thereof shall be disposed of and applied towards repairing, widening, turning, altering, and keeping in Repair the said Highways between the said Place called The Seven Mile Stone and the West End of the said House in Speenhamland aforesaid, in the Occupation of the said Edward Sheppard, and from the Direction-post to Aldermaston, to the End of Froudes Lane aforesaid, and in defraying the necessary Costs, Charges, and Expences attending the same, and the Execution of this Act, so far as the same relates thereto; and that the Tolls or Duties to be collected by virtue of this Act at any Toll-gate or Toll-gates to be erected between the South End of Bostock Lane and Pangborne aforesaid, shall be applied in paying such Allowances as the said Trustees shall think proper to make to the several Persons who shall be by them, or any Seven or more of them, employed on that Part of the said Highways; and the Remainder thereof shall be disposed of and applied towards making, repairing, widening, turning, altering, and keeping in Repair the said Highway between the South End of Bostock Lane and Pangborne aforesaid, and in defraying the necessary Costs, Charges, and Expences attending the same, and the Execution of this Act, so far as the same relates thereto; and to no other Use, Intent, or Purpose whatsoever, except as herein after is mentioned; and that the Tolls or Duties to be collected by virtue of this Act at any Toll-gate or Toll-gates to be erected upon the Highway leading from the Highway between the Little King's Arms and the Robin Hood near Speenhamland, through Shaw, and over Shaw Field, to the North End of Long Lane aforesaid, shall be applied in paying such Allowances as the said Trustees shall think proper to make to the several Persons who shall be by them, or any Seven or more of them, employed on that Part of the said Highways, and the Remainder

mainder thereof shall be disposed of and applied towards making, repairing, widening, turning, altering, and keeping in Repair the said Highway, and in defraying the necessary Costs, Charges, and Expences attending the same, and the Execution of this Act, so far as the same relates thereto, and to no other Use, Intent, or Purpose whatsoever.

Part of the Tolls collected near *Reading* may be applied to repair the Road from *Bostock Lane* to *Pangborne*.

And be it further enacted, That if there shall be more Money received and taken at the Toll-gate at or near Reading than shall be necessary for repairing, widening, turning, altering, and keeping in Repair the said Highways between the late Bear Inn in Reading and the Place called The Seven Mile Stone and the Highway leading to Burghfield Hatch and Aldermaston Bridge, and to discharge the Salaries of all Officers and Persons employed, or to be employed, in and upon those Parts of the said Highways, and the Interest of all the Money charged, and which shall be charged, on the Tolls and Duties to be collected at the Toll-gate at or near Reading, then it shall and may be lawful to and for the said Trustees, or any Eleven or more of them, at any General Meeting to be held at Reading aforesaid, but at no other Time or Place, to apply such Part or Parts of the Overplus-money to be collected at the Toll-gate at or near Reading as they shall from Time to Time think proper, for and towards repairing, widening, turning, altering, and keeping in Repair the Highway from the South End of Bostock Lane to Pangborne aforesaid; any Thing herein contained to the Contrary notwithstanding.

But One Toll to be paid from the *Seven Mile Stone* to *Speenhamland*, and to the North End of *Long Lane*.

And be it further enacted, That no Person having paid the Tolls by this Act granted for the passing of any Carriage or Cattle at any Gate or Turnpike erected, or to be erected, by virtue of this Act, between The Seven Mile Stone and the West End of the said House in Speenhamland, shall be subject or liable to the Payment of Toll for the same Carriage or Cattle the same Day, at any Gate or Turnpike erected, or to be erected, by virtue of this Act, upon the Highway leading from the Little King's Arms in Speenhamland aforesaid to the North End of Long Lane aforesaid, nor having paid any Toll to be collected by virtue of this Act at any Gate or Turnpike to be erected on the said last-mentioned Highway, shall be subject or liable to the Payment of any Toll at any Gate or Turnpike erected, or to be erected, by virtue of this Act on the first-mentioned Highway.

Tolls may be varied.

And be it further enacted, That it shall and may be lawful for the said Trustees, or any Eleven or more of them, with the Consent of the Person or Persons who

shall be intitled to the Money due and to be borrowed on the Credit of the said several Tolls, to lessen the Tolls hereby granted, or any Part thereof, for such Time as the said Trustees shall think proper, and to raise the said Tolls again, if they find it necessary, so that the same do not exceed the Tolls hereby granted; and such Tolls so lessened or raised, shall be collected, recovered and applied in the same Manner as the Tolls hereby granted are directed to be collected, recovered, and applied.

Tolls to be paid but once a Day at the same Gate.

And be it further enacted, That if any Person shall have paid the Toll by this Act granted for the passing of any Carriage, Cattle, or Beast through any Toll-gate continued or erected by virtue of this Act, the same Person shall be permitted to pass Toll free with the same Carriage, Cattle, or Beast through the same Toll-gate at any Time or Times during the same Day, to be computed from Twelve of the Clock in the Night to Twelve of the Clock in the next Night.

Trustees may lease Tolls.

And be it further enacted, That it shall and may be lawful for the said Trustees, or any Seven or more of them, at any General Meeting, by Writing under their Hands and Seals, to lease or demise the Tolls arising at the respective Toll-gates to any Person or Persons willing to take or farm the same, for any Term not exceeding Three Years, for the best Rent or Price which can be got for the same, to be paid Monthly or otherwise to the said Trustees, or any Five or more of them, or to their respective Treasurers; which Money, so to be paid, shall be applied and disposed of as the Tolls granted by this Act are directed to be applied and disposed of, and to no other Use or Purpose whatsoever.

Power to compound for Tolls.

And be it further enacted, That the said Trustees, or any Nine or more of them, may, and they are hereby authorised to compound with any Person or Persons travelling the said Highways (common Carriers or others travelling for Hire excepted) for the Tolls and Duties by this Act granted, payable at any of the Turnpikes erected, or to be erected, by virtue of this Act; which Composition shall be instantly paid to the said Trustees, or any Five or more of them, or to their Treasurer.

Exemptions.

And be it further enacted, That no Toll or Duty shall be demanded or taken at any Toll-gate continued or erected by virtue of this Act, for the passing of an Cattle drawing any Carriage laden with Materials for repair-

ing any Highway or Road; or drawing Dung, Mould, or Compost of any Nature or Kind whatsoever for manuring of Gardens or Land within the same Parish where such Carriage was laden, or for Ploughs, Harrows, or other Implements of Husbandry, in order to the using or repairing the same, or for any other Things whatsoever employed in Husbandry, or for manuring or stocking of Land; or for Hay or Corn in the Straw to be laid in the Barns or Yards of the Occupiers of Lands in the said several Parishes through which the said Highways hereby intended to be repaired lie; nor shall any Toll or Duty be demanded or taken at any of the said Toll-gates for any Horses or Carriages going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the County of Berks; or for any Post-horse carrying or drawing the Mail or Packet; or for the Horses of any Soldiers passing on their March, or for Waggons, Carts, or Carriages attending them and carrying their Baggage; or for Cattle or Carriages travelling with Vagrants sent by Passes; or for Cattle or Carriages which shall cross any of the said Highways only; or for any Manner of Cattle going to or returning from Pasture or Watering-places.

Penalty on claiming Exemption not being intitled.

Provided nevertheless, That if any Person shall claim and take the Benefit of any of the Exemptions aforesaid, not being intitled to the same, such Person shall, for every such Offence, forfeit and pay the Sum of Five Pounds; One Moiety whereof shall be paid to the Informer, and the other Moiety shall be applied in repairing the said Highways.

Penalty on permitting private Passages, or otherwise evading the Tolls.

And be it further enacted, That if any Person, Owner, or Occupier of any Land near to any Toll-gate continued or erected by virtue of this Act, shall permit or suffer any Person or Persons to pass over the same, or through any Gate, Passage, or private Way, with any Cattle or Carriages; or if any Person shall, with any Cattle, pass through any such Gate, Passage, or private Way, or if any Person shall take off, or cause to be taken off, any Horse or Beast from any Carriage on either Side of any Gate or Turnpike erected or continued by virtue of this Act, in order to avoid the Payment of any of the Tolls hereby granted; or if any Person shall forcibly pass through any such Toll-gate with any Cattle, whereby the Payment of any of the Tolls by this Act granted shall be avoided; every Person so offending in each of the Cases aforesaid, shall, for every such Offence, forfeit and pay the Sum of Forty Shillings.

And, for the more speedy making, repairing, widening, turning, and altering the said Highways, be it further enacted, That it shall and may be lawful for the said Trustees, or any Eleven or more of them, from Time to Time, upon the Credit of the respective Tolls by this Act made applicable to the making, repairing, widening, turning, altering, and keeping in Repair the said respective Highways, to borrow and take up at Interest any such Sum or Sums of Money, as they, or any Eleven or more of them, shall think needful; and they are hereby impowered, by Writing or Writings under their Hands and Seals, to mortgage or assign over the Toll-gates, Toll-houses, and Tolls arising from that Part of the said Highways where the Money shall be borrowed for any Term or Number of Years, during the Continuance of the said recited Acts, and this Act, as a Security or Securities for the several Sums of Money that shall be so borrowed, and the Interest thereof; which said Sums of Money so to be borrowed shall be laid and out applied in and for the making, repairing, widening, turning, and altering such Parts of the said Highways where the Tolls shall be assigned, and to and for no other Use, Intent, or Purpose whatsoever. Tolls to be assigned for Money borrowed.

And be it further enacted, That all and every Person and Persons to whom any Mortgage or Mortgages, Assignment or Assignments of the said Tolls granted by the said recited Acts, hath, or have been made, or to whom any Mortgage or Mortgages, Assignment or Assignments of the respective Tolls granted by this Act shall be made, or who shall be intitled to the Money thereby secured, and his, her, and their Assignee or Assignees, may, and is and are hereby impowered, from Time to Time, to transfer or assign over such Security or Securities, and all the Money which shall be due thereon, to any other Person or Persons. Mortgagees may assign.

And be it further enacted, That in case any Person who hath already lent Money on the Security of the Tolls granted by the said former Acts, and which Sums are by this Act charged upon the Tolls hereby granted in Manner as aforesaid, or any other Person who shall hereafter lend and advance Money on the Credit of the Tolls granted by this Act, or his or her Assignee, shall at any Time be desirous to be repaid the Money due thereon, and shall deliver a Notice in Writing, signed by him or her, signifying such his or her Desire to the Clerk acting for the Trustees of that Part of the said Highways where the Money lent is required to be paid in; then, and Mortgagees may receive the Tolls, &c.

in

in such Case, (unless the Principal Money, and the Interest due, and to grow due, on the Security of the said Tolls shall be fully paid unto, or tendered to, and refused to be accepted by such Creditor so signing such Notice, within Three Months next after the Delivery thereof as aforesaid) it shall and may be lawful to and for the said Creditor to receive and collect, or cause to be received and collected the Tolls and Duties granted by this Act, and which shall be payable at such Toll-gate or Toll-gates on the Credit of which such Money was advanced and lent, and to apply the same to the Payment of the Principal and Interest of such Debt or Debts, and all Costs and Charges which shall attend or be occasioned by Means of collecting and receiving the same.

Power to appoint Officers;

And be it further enacted, That the said Trustees, or any Seven or more of them, may appoint such Officers and other Persons as they shall think necessary to employ in the Execution of this Act, and allow them such Salaries or Rewards as they shall think proper; and such Officers and other Persons, or any of them, from Time to Time, may remove, and appoint others in their Stead, in case of their Death; and all and every such Officers and other Persons who have received, or paid by virtue of the said former Acts, or who shall at any Time or Times hereafter have, receive, or pay any Sum or Sums of Money on account of or relating to the making, repairing, widening, turning, altering, or keeping in Repair the said respective Highways, shall, from Time to Time (when thereunto required by the said Trustees, or any Five or more of them) make and render to the said Trustees, or any Five or more of them, a true, exact, and perfect Account in Writing under their respective Hands, upon Oath, to be taken before Two or more of the said Trustees (which Oath any Two of the said Trustees are hereby impowered to administer) of all Money which he, they, or any of them respectively shall to that Time, have received, paid, and disbursed by virtue of the said recited Acts, or this Act, or by reason of their respective Offices; and in case any Money so received shall remain in their or any of their Hands, the same shall be paid to the said Trustees, or any Five or more of them, or to such Person as they shall appoint to receive the same; and in case any such Officer or other Person shall not make and render, or shall refuse to verify upon Oath such Account, or to make such Payment as aforesaid; then any One or more Justice or Justices of the Peace for the County where such Officer or other Person shall reside, shall make Enquiry concerning such Default in a

Who are to account on Oath.

summary

ſummary Way, as well by the Confeſſion of the Parties themſelves, as by the Teſtimony of One or more Witneſs or Witneſſes upon Oath (which Oath the ſaid Juſtice or Juſtices is and are hereby impowered and required to adminiſter); and if any ſuch Officer or other Perſon ſhall be convicted of all or any of the Offences aforeſaid, ſuch Juſtice or Juſtices ſhall commit the Offender to the Common Gaol of the County or Place where the Offence ſhall be committed, there to remain without Bail or Mainprize until he or they ſhall make and render a full, true, and perfect Account and Payment as aforeſaid, or until he or they ſhall have compounded and agreed with the ſaid Truſtees, or any Five or more of them, and ſhall have paid ſuch Compoſition to the ſaid Truſtees, or any Five or more of them, or to ſuch Perſon or Perſons as they ſhall appoint to receive the ſame; which Compoſition the ſaid Truſtees, or any Five or more of them, are hereby impowered to make. In Default to be committed.

And be it further enacted, That the ſaid Truſtees, or any Five or more of them, ſhall, and they are hereby required to take ſuch Security from the reſpective Treaſurers, Collectors, or Receivers of the Tolls, and Surveyors to be appointed for the Purpoſes of this Act, for the due Execution of their Offices, as to the Truſtees, or any Five or more of them, ſhall ſeem meet; and the ſaid Truſtees may annually, at their General Meetings, determine by Ballot (Seven Truſtees being preſent) whether the ſeveral Officers by them employed ſhall be continued in their reſpective Employments or not; and if any ſuch Officers ſhall, at ſuch Meeting, be removed, the Commiſſioners then preſent ſhall, by Ballot, chuſe ſome other Perſon or Perſons in the Room of ſuch of them as ſhall be ſo removed. Officers to give Security. May annually ballot for Officers, &c.

And be it further enacted, That no Perſon keeping an Inn, Alehouſe, or other Houſe of Publick Entertainment, or who ſhall ſell Ale, Wine, Brandy, or other Spirituous Liquors by Retail, ſhall be capable of holding any Place of Truſt or Profit under this Act. No Publican to hold a Place of Profit.

And be it further enacted, That the Surveyor or Surveyors appointed, or to be appointed, by the ſaid Truſtees, or any Seven or more of them, or any Perſon or Perſons appointed by ſuch Surveyor or Surveyors, may and is and are hereby authoriſed and impowered to cut, dig, gather, take, and carry away, or cauſe to be cut, digged, gathered, taken, and carried away, any Materials proper for repairing of Highways in, upon, out of, or from any Waſte or Common in any Pariſh, Town, or Place, in, adjoining to, or lying near the Highways aforeſaid, Surveyors may take Materials from waſte Grounds,

so be used in repairing the said Highways, without paying any Thing for the same, they the said Surveyors or other Persons filling up the Pits or Holes, and levelling the Ground, or making sufficient Fences to prevent any Misfortune or Accident happening in the Pits or Holes from whence such Materials shall be taken, or causing the same to be done; and if a Quantity of Materials, sufficient for that Purpose, cannot be found in or upon such Waste or Common, then, and in such Case, to cut, dig, gather, take, and carry away, or cause to be cut, digged, gathered, taken, and carried away, any Quantity or Quantities of Materials proper and sufficient for that Purpose, in, upon, or out of, and from the Lands or Grounds of any Person or Persons where the same may be had or found, to be used towards repairing the said Highways (such Lands and Grounds not being a Yard, Garden, Orchard, Park, Paddock, Avenue, Wood, Coppice, or Nursery) except that it shall not be lawful to pick, gather, or take Stones from any inclosed Lands, but at such Times as the same shall lie fallow or are in Stubble, or if planted with Turnips, then not till after the Turnips are fed off or removed off the Ground where they grew, they the said Surveyor or Surveyors, or other Person or Persons paying, or offering to pay to the respective Owners or Occupiers of such Lands or Grounds, such Damage for getting and carrying away the said Materials, and for carrying the same over their Grounds, as the said Trustees, or any Five or more of them, shall think reasonable, except to the said Powlett Wrighte, his Heirs and Assigns, for the Materials to be taken from his Lands for making and repairing so much of the new Highway from the South End of Bostock Lane to Pangborne, as lies in the Parish of Englefield; and in case of any Difference between the said Trustees, Surveyors, or Person or Persons by them appointed as aforesaid, and the said Owners and Occupiers, or any or either of them, concerning the said Damages, any Two or more Justices of the Peace of the County where the said Materials shall be so cut, digged, gathered, taken, and carried away, shall and may, on Ten Days Notice thereof, to be given by the said Surveyor or Surveyors, to the said Owner or Owners, Occupier or Occupiers, or by them the said Owner or Owners, Occupier or Occupiers, to the said Surveyor or Surveyors, to be left at their respective Places of Abode with some or One of their respective Families, hear, settle, and determine the Matters of the said Damages, and the Judgement or Order of the Justices therein, shall be final and conclusive to all Parties.

they levelling or fencing the Pits.

If wanting, may be taken from private Grounds.

Justices to settle Differences.

And

And be it further enacted, That the said Trustees, or any Five or more of them, or the said Surveyor or Surveyors, or any Person or Persons by them, or either of them, appointed or employed, may, and is, and are hereby authorised and impowered to make, or cause to be made, Causeways in, or along the Sides of, any Part or Parts of the said Highways, and to cut, or cause to be cut, any Watercourses, in, through, or across any Lands or Grounds, in order to drain or prevent the said Highways, or any Part or Parts thereof, from being overflowed, and to erect Bridges over such Drains or Watercourses if necessary; and also to make, or cause to be made, a Road or Way, by, through, or over the adjoining Grounds of any narrow or ruinous Parts of the said Highways hereby intended to be repaired (not being the Scite or Ground whereon any House or Houses stand, or planted Walk, Yard, Park, Paddock, or Avenue to any House) to be made use of by all Passengers with Carriages and Cattle, or otherwise, as a Publick Highway, whilst the old or ruinous Highway is repairing, and till such Time as it shall be convenient and safe for Cattle and Carriages to pass over the same, making such reasonable Satisfaction to the Owners or Occupiers of such Lands or Grounds for the Damages they shall thereby sustain, as to the said Trustees, or any Five or more of them, shall seem reasonable; and in case of any Difference between the said Trustees, Surveyors, or Persons by them appointed as aforesaid, and the said Owners and Occupiers, or any or either of them, concerning the said Damages, any Two or more Justices of the Peace for the County where such Difference shall arise, shall and may, on Ten Days Notice thereof, to be given by the Surveyor or Surveyors to the said Owner or Owners, Occupier or Occupiers, or by them the said Owner or Owners, Occupier or Occupiers, to the said Surveyor or Surveyors, to be left at their respective Places of Abode, with some or One of their respective Families, hear, settle, and determine the Matters of the said Damages, and the Judgement or Order of the Justices therein, shall be final and conclusive to all Parties.

Surveyors may make Causeways, &c.

and also may make temporary Roads;

making Satisfaction to the Owners.

Justices to settle Differences.

And be it further enacted, That it shall and may be lawful for the Surveyor or Surveyors, and such Person and Persons as he or they shall appoint, to remove all Annoyances on the said Highways, and to cut down Trees or Bushes growing in the said Highways, or in the Hedges or Banks adjacent thereto, the Owners or Occupiers neglecting to cut down such

Surveyors may remove Annoyances,

if the Owners neglect to do the same after Notice.

Trees or Bushes, or to remove such Annoyances, for the Space of Ten Days after Notice given in Writing for that Purpose under the Hand or Hands of the said Surveyor or Surveyors, the Charges whereof shall be reimbursed to the said Surveyor or Surveyors by such Owners or Occupiers neglecting to cut down such Trees or Bushes, or to remove such Annoyances as aforesaid; and in case such Owners or Occupiers shall not upon Demand pay and reimburse to the Surveyor or Surveyors such Charges as aforesaid, it shall and may be lawful for such Surveyor or Surveyors, by Warrant under the Hand and Seal or Hands and Seals of any One or more Justice or Justices of the Peace for the County of Berks, from Time to Time, to levy the Charges thereof upon such Owners or Occupiers by Distress and Sale of his and their Goods and Chattels, rendering the Overplus (if any be) to the Owners or Occupiers thereof upon Demand after all Charges paid; And if, upon the Removal of any of the said Annoyances, any Person or Persons shall again offend in the like Manner, every such Person so offending, and being thereof convicted upon Oath before Two or more Justices of the Peace for the said County, shall, for every such Offence, forfeit and pay to the said Trustees, or any Five or more of them, the Sum of Forty Shillings, to be levied and recovered in Manner aforesaid.

Surveyors to be reimbursed the Charges.

Penalty on Second Offence.

Surveyors may cleanse Ditches after Notice,

and be reimbursed their Charges.

And be it further enacted, That if any Person or Persons who of Right ought to scour and cleanse any Ditch, Drain, or Watercourse, which shall adjoin to, or lead into or out of any Part or Parts of the said Highways, shall not in a proper Manner cause the same to be scoured and cleansed, within the Space of Ten Days next after Notice in Writing shall for that Purpose be given to him, her, or them respectively, or shall be left at his, her, or their respective Place or Places of Abode by the said Surveyor or Surveyors, then the said Surveyor or Surveyors may cause such Ditches, Drains, and Watercourses to be scoured and cleansed, and pay for the scouring and cleansing the same; and if the said Person or Persons shall not repay the Money laid out by such Surveyor or Surveyors upon Demand thereof made on him, her, or them respectively, either in Person, or by Writing, to be left at his, her, or their respective Place or Places of Abode, then the said Money, and every Part thereof, upon Proof of cleansing and scouring the said Ditches, Drains, or Watercourses, and Payment of the said Money, and Demand thereof made, and Nonpayment thereof as aforesaid, by the Oath of One or more

more Witness or Witnesses, before any Justice of the Peace of the County or Place where such Person or Persons shall respectively live, shall and may, by Warrant or Warrants under the Hand and Seal of such Justice, be levied by Distress and Sale of the Goods and Chattels of such Person or Persons, rendering the Overplus, if any be, to the Owner or Owners thereof upon Demand, after all Charges paid.

Trustees may contract for the Purchase of Lands, &c.

And be it further enacted, That in case the said Trustees, or any Nine or more of them, shall, at any Time or Times, during the Continuance of the said recited Acts, or this Act, think proper to widen, turn, or alter any Part or Parts of the said Highways for the better Accommodation of Passengers, that then the said Trustees, or any Nine or more of them, shall have full Power and Authority to treat, contract, and agree with the several Owners, Proprietors, Occupiers of and Persons interested in any Lands or Hereditaments, for the Purchase of any such Lands or Hereditaments, or for the Loss or Damage such Owners, Proprietors, Occupiers, and Persons interested, or any of them, shall or may any Ways sustain by such widening, turning, or altering any Part of the said Highways, and out of the respective Tolls by this Act granted, or out of any Money to be borrowed on the Credit thereof, to pay for such Lands, Grounds, and Hereditaments, and for such Loss and Damage, such Sum or Sums of Money as shall be agreed upon between such Owners, Proprietors, Occupiers, and Persons interested as aforesaid, and the said Trustees, or any Nine or more of them, and also the Costs and Charges attending such Agreement and Purchase, except for such Lands the Property of the said Powlett Wrighte, as may be necessary for making the new Highway between the South End of Bostock Lane and Pangborne as aforesaid; so that all Expences attending such Purchase, if made for the widening, turning, or altering the said Highways between the said late Bear Inn in Reading, and the Place called The Seven Mile Stone, and the said Highways leading to Burghfield Hatch and Aldermaston Bridge, be only paid by, with, and out of the Tolls and Duties to arise at the Toll-gate at Reading aforesaid; and if made for the widening, turning, or altering the said Highways between the said Place called The Seven Mile Stone and the West End of the House in Speenhamland aforesaid, in the Occupation of the said Edward Sheppard, and from the Direction-

poſt to Aldermaſton to the End of Froudes Lane aforeſaid, be only paid by, with, and out of the Tolls and Duties to ariſe at the Toll-gates at or near Speenhamland aforeſaid; and if made for the widening, turning, or altering the ſaid Highways between the South End of Boſtock Lane and Pangborne aforeſaid, then be only paid by, with, and out of the Tolls and Duties to ariſe at any Toll-gate or Toll-gates to be erected on the laſt-mentioned Highway; and if made for the widening, turning, or altering the ſaid Highway leading from the Highway between the Little King's Arms and the Robin Hood near Speenhamland, through Shaw and over Shaw Field to the North End of Long Lane aforeſaid, then be only paid by, with, and out of the Tolls and Duties to ariſe at any Toll-gate or Toll-gates to be erected on the ſaid laſt-mentioned Highway.

Bodies Politic, &c. may contract for the Sale of Lands.

And be it further enacted, That it ſhall and may be lawful to and for all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Truſt, Executors, Adminiſtrators, Guardians, Huſbands, or other Truſtees whomſoever, for or on Behalf of any Infants, Femes-covert, or Ceſtuique Truſts, and for all and every Perſon or Perſons whomſoever, who are or ſhall be ſeiſed, poſſeſſed of, or intereſted in any ſuch Lands, Grounds, or Hereditaments, to treat, contract, and agree with the ſaid Truſtees, or any Nine or more of them, for the Purchaſe of ſuch Lands, Grounds, or Hereditaments, or for their Intereſt therein, for the Purpoſes aforeſaid, and to ſell and convey the ſame as Occaſion ſhall be and require; and all Contracts, Agreements, Sales, and Conveyances which ſhall be ſo made, ſhall be valid to all Intents and Purpoſes whatſoever, any Law, Statute, Uſage, or any other Matter or Thing to the Contrary thereof in anywiſe notwithſtanding: And all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Truſt, Executors, Adminiſtrators, Guardians, Huſbands, and Truſtees, and all other Perſons, are and ſhall be hereby indemnified for what they ſhall do by virtue or in purſuance of this Act.

Perſons neglecting to treat, &c.

And be it further enacted, That if any ſuch Owner, Proprietor, Occupier, Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Executors or Adminiſtrators, Huſbands, Guardians, Truſtees, or other Perſon or Perſons intereſted in any ſuch Lands, Grounds, or Hereditaments, upon Notice to him, her, or them given, or left in Writing at the Dwelling-houſe or Houſes, or Place or Places of Abode of ſuch Perſon

Perſon or Perſons, or of the Head Officer or Officers of ſuch Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, or at the Houſe of the Tenant in Poſſeſſion of the Lands, Grounds, or Hereditaments ſo to be taken in and added to the ſaid Highways, or into or through which ſuch Highway is to be made, turned, or altered as aforeſaid, ſhall, by the Space of Twenty-one Days after ſuch Notice given or left as aforeſaid, neglect or refuſe to treat, or ſhall not agree in the Premiſes, or by reaſon of Abſence ſhall be prevented from treating; then, and in every or any ſuch Caſe, the ſaid Truſtees, or any Nine or more of them, ſhall cauſe it to be inquired into and aſcertained by and upon the Oaths of a Jury of Twelve indifferent Men of the County of Berks (which Oath any Two or more of the ſaid Truſtees are hereby impowered and required to adminiſter) what Damages will be ſuſtained by, and what Recompence and Satisfaction ſhall be made to ſuch Owners, Proprietors, Occupiers, or other Perſon or Perſons intereſted, for or upon the Account of taking ſuch Lands, Grounds, or Hereditaments into the ſaid Highways, or of turning ſuch Highways into or through any ſuch Lands, Grounds, or Hereditaments; and in order thereto the ſaid Truſtees, or any Nine or more of them, are hereby impowered and required, from Time to Time, as Occaſion ſhall be or require, to ſummon and call before the ſaid Jury, and examine upon Oath, all and every Perſon and Perſons whomſoever, who ſhall be thought neceſſary or proper to be examined as a Witneſs or Witneſſes touching or concerning the Premiſes (which Oath any Two or more of the ſaid Truſtees are hereby impowered and required to adminiſter); and they ſhall order and cauſe the ſaid Jury to view the Places in queſtion, if there be any Occaſion, and uſe all lawful Ways and Means, as well for their own as for the ſaid Jury's Information in the Premiſes, as they the ſaid Truſtees, or any Nine or more of them, ſhall think fit; and after the ſaid Jury ſhall have inquired of, aſcertained, and ſettled ſuch Damage and Recompence, they the ſaid Truſtees, or any Nine or more of them, ſhall thereupon order, adjudge, and determine the Sum or Sums of Money ſo aſſeſſed by the ſaid Jury to be paid to the ſaid Owners, Proprietors, or Occupiers of, or other Perſons intereſted in, the ſaid Lands, Grounds, or Hereditaments, according to ſuch Verdict or Inquiſition of the ſaid Jury; which ſaid Verdict or Inquiſition, and Judgement, Order, or Determination ſo had and made, ſhall be final, binding, and concluſive,

The Damage and Recompence to be ſettled by a Jury.

Verdict of Jury to be binding and concluſive.

to all Intents and Purpoſes, againſt all Perſon and Perſons claiming in Poſſeſſion, Reverſion, Remainder, or otherwiſe, their Heirs and Succeſſors, as well abſent as preſent, Infants, Femes-covert, and Perſons under any other Diſability whatſoever, Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, as well as all other Perſon or Perſons whomſoever; and all and every ſuch Owners, Proprietors, and Occupiers, and all and every Perſon and Perſons intereſted in ſuch Lands, Grounds, or Hereditaments, ſhall, upon Payment or Tender of the Sum or Sums of Money ſo aſſeſſed as aforeſaid, be thereby and from thenceforth, to all Intents and Purpoſes diveſted of all Right, Title, Claim, Intereſt, and Property of, in, to, or out of the ſame; and for the ſummoning and returning ſuch Jury or Juries, the ſaid Truſtees, or any Nine or more of them, are hereby impowered to iſſue out their Warrant or Warrants to the Sheriff of the County of Berks, thereby commanding and requiring him to impanel, ſummon, and return an indifferent Jury of Twenty-four Perſons, to appear before the ſaid Truſtees, or any Nine or more of them, at ſuch Time and Place as in ſuch Warrant ſhall be appointed; and the ſaid Sheriff, or his Deputy or Deputies, is and are hereby required to impanel, ſummon, and return ſuch Number accordingly, and out of the Perſons ſo impanelled, ſummoned, and returned, or out of ſuch of them as ſhall appear upon ſuch Summons, the ſaid Truſtees, or any Nine or more of them, ſhall ſwear, or cauſe to be ſworn, Twelve, who ſhall be the Jury for the Purpoſes aforeſaid; and in Default of a ſufficient Number of Jurymen, the ſaid Sheriff, or his Deputy or Deputies, ſhall return other honeſt and indifferent Men of the Standers-by, or that can ſpeedily be produced to attend that Service, to the Number of Twelve; and all Perſons concerned ſhall have their lawful Challenges againſt any of the ſaid Jurymen when they come to ſworn; and the ſaid Truſtees, or any Nine or more of them, acting in the Premiſes, ſhall have full Power, from Time to Time, to impoſe any reaſonable Fine or Fines on ſuch Sheriff, his Deputy or Deputies, Bailiffs or Agents, making Default in the Premiſes; and on any of the Perſons who ſhall be ſummoned and returned on ſuch Jury and ſhall not appear, or who ſhall refuſe to be ſworn on the ſaid Jury, or being ſo ſworn, refuſing to give or not giving their Verdict, or in any other Manner wilfully neglecting their Duty therein, contrary to the true Intent and Meaning of this Act; and on any of the Perſons, who being

Truſtees to iſſue their Warrants to the Sheriff for impanelling a Jury.

Jurors may be challenged.

Truſtees may impoſe Fines

being required to give Evidence before the said Jury touching the Premises, shall refuse or neglect to appear, or appearing shall refuse to be sworn and give Evidence, and, from Time to Time, to levy such Fine or Fines in the same Manner as any other Forfeiture or Penalty herein before mentioned is hereby directed to be levied; so that no such Fine shall exceed the Sum of Ten Pounds upon any One Person for One Offence; and all such Fines shall be applied for such Uses, and in such Manner, as the Tolls granted by this Act are to be applied.

Expences of Jury and Witnesses, by whom to be borne.

And be it further enacted, That in case any Jury or Juries to be summoned and sworn pursuant to the Authority of this Act, shall give in and deliver a Verdict or Assessment for more Money as a Recompence or Satisfaction for the Right, Interest, or Property of any Person or Persons in any such Lands, Grounds, or Hereditaments, or for any Loss or Damage than what shall have been agreed to and offered by the said Trustees, or any Nine or more of them, before the summoning and returning the said Jury or Juries, as a Recompence or Satisfaction for any such Right, Interest, or Property in any such Lands, Grounds, or Hereditaments, or Loss or Damage as aforesaid, that then, and in such Case, the Costs and Expences of summoning and maintaining the Jury and Witnesses concerning the ascertaining and determining the Value of any such Right, Property, or Interest in any such Lands, Grounds, or Hereditaments, or Losses or Damages to be sustained as aforesaid, shall be borne and paid by the said Trustees out of the Tolls or Duties hereby granted, or out of any Money to be borrowed upon the Credit thereof; but if any Jury or Juries so to be summoned and sworn as aforesaid shall give in and deliver a Verdict or Assessment for no more or for less Money than shall have been agreed to and offered by the said Trustees, or any Nine or more of them, before the summoning and returning the said Jury or Juries, as a Recompence or Satisfaction for any such Right, Interest, or Property in any such Lands, Grounds, or Hereditaments, or Losses or Damages as aforesaid, that then the Costs and Expences of summoning and maintaining the said Jury and Witnesses shall be borne and paid by the Person or Persons with whom the said Trustees shall have such Controversy or Dispute.

Money allowed for Lands, &c. how to be charged and tendered.

And be it further enacted, That all and every Sum and Sums of Money so assessed as aforesaid, is and are hereby charged upon the Money which shall be raised by virtue of this Act, and shall

be paid thereout accordingly by the said Trustees, or any Nine or more of them, or their Treasurer or Treasurers, to the Persons who shall be respectively intitled thereto, or to their Agents, and that upon Payment, or Tender thereof, to such Persons or their Agents, and in case of Refusal to accept the same, then, upon leaving the same in the Hands of the Treasurer or Treasurers to the said Trustees, for the Use of such Person or Persons, such Lands, Grounds, or Hereditaments shall be laid into and made Part of the said Highways, and shall, to all Intents and Purposes whatsoever, become and be, and be deemed and taken to be a Publick and Common Highway, and be from thenceforth Part of the said Highways for ever after, and shall be repaired and kept in Repair by such Ways and Methods, and in all Respects in such Manner as the old Highway so widened, altered, or turned, was and ought to be kept in Repair: And after such new Highway shall be completed, the Lands and Grounds comprised in or constituting the old or former Highway (except such Part of the present Highway leading from the South End of Bostock Lane to Pangborne aforesaid, as is herein before vested in the said Powlett Wrighte and his Heirs) shall be vested in the said Trustees, and shall or may be by them, or any Nine or more of them, sold and disposed of to such Person or Persons as shall be willing to become the Purchaser or Purchasers thereof, for the best Price or Prices that can be gotten for the same; and the Money arising from the Sale or Sales thereof, shall be applied and disposed of for repairing such Part only of the said Highways where such old Highways shall lie; and the Sale and Conveyance or Conveyances to be made of such Lands or Grounds being executed by the said Trustees, or any Nine or more of them, and inrolled with the Clerk of the Peace for the County of Berks, shall be good and effectual in the Law to all Intents and Purposes whatsoever.

Lands, when purchased, to be made Part of the Road, and kept in Repair as such.

Old Road may be sold.

Application of the Monies.

And be it further enacted, That in widening, turning, or diverting any Part or Parts of the said Highways, nothing shall be done, which shall or may in anywise injure or damage any House or Building, or any Yard, Garden, Orchard, Park, Plantation, or Nursery of Trees, or any Walk, or Avenue to any House, unless the Owner or Proprietor thereof shall consent thereto, and that no Person shall act as a Trustee in any Case relating to the contracting for or purchasing any Lands or Hereditaments wherein he shall be concerned in Interest.

Buildings not to be injured.

And

And be it further enacted, That all and every Person and Persons, Towns, Parishes, Hamlets, and Places, and the Inhabitants thereof, Bodies Politick and Corporate, who, before the passing this Act, hath or have used, or of Right ought, by reason of the Tenure of Lands or Hereditaments, or on any other Account or Accounts, to repair any Part or Parts of the Highways hereby intended to be repaired, shall, notwithstanding this Act, be subject and liable to and charged and chargeable with the repairing and keeping in Repair the same Parts of the same Highways, in the same Manner as they and every of them hath and have heretofore usually done or ought to do; and that the Inhabitants of and Occupiers of Lands, Tenements, and Hereditaments, in the several Towns, Parishes, Hamlets, and Places through which the Highways hereby intended to be repaired do lie, who by the Laws and Statutes of this Realm are or shall be obliged or liable to perform the Work on the Highways for the repairing thereof, commonly called Statute-work, shall still be subject and liable to do and perform the same Work, and shall and are hereby required to do and perform such and so many Days Work in such Parts of the said Highways by this Act directed to be repaired, and lying within the said Towns, Parishes, Hamlets, or Places in which such Inhabitants respectively shall live, or shall occupy such Lands, Tenements, or Hereditaments, as the said Trustees, or any Seven or more of them, shall direct or appoint, and at such Times and in such Manner as the Surveyor or Surveyors by them authorised shall direct or appoint; and that every Inhabitant of, and Occupier of Lands, Tenements, and Hereditaments in the said Towns, Parishes, Hamlets, and Places respectively, who shall rent, hold, or occupy any Lands, Tenements, or Hereditaments of the yearly Value of Fifty Pounds, shall be deemed and taken to keep a Team, and shall do and perform such Work in and towards repairing the said Highways of the several Towns, Parishes, Hamlets, and Places in which they respectively live or shall occupy Lands, Tenements, or Hereditaments as aforesaid, as Persons keeping Teams are obliged by Law and ought to do.

Persons liable to repair any Part of the Road to continue so.

Those liable to do Statute-work to continue so.

An Inhabitant renting 50 *l.* deemed to keep a Team.

And to the Intent that the said Trustees may know the Inhabitants of, and Occupiers of Lands, Tenements, and Hereditaments, in all the Towns, Parishes, and Places wherein the Highways directed by this Act to be repaired lie, who are liable to do Statute-work on their Highways, and what Sort of Duty they ought respectively

Surveyors to deliver in Lists of Persons liable to do Statute-work.

tively to do; be it further enacted, That the Surveyors of the Highways of and for every of the said Towns, Parishes, Hamlets, and Places, shall, and they are hereby required, at the First Meeting of the said Trustees at Reading and Newbury, after the First Day of January in every Year, or oftener, if thereto required by the said Trustees, or any Seven or more of them, during the Continuance of the said recited Acts and this Act (Ten Days Notice of such Meeting being affixed on the Toll-gate or Toll-gates continued or erected by virtue of this Act, where such Work is to be performed) to deliver in to the said Trustees true and perfect Lists in Writing under their respective Hands, of the Names of all the Inhabitants of and Occupiers of Lands, Tenements, and Hereditaments in such Towns, Parishes, Hamlets, and Places respectively, who are liable to do their Statute-work upon the said Highways; and shall, in such List, and every of them, distinguish and set forth which of such Inhabitants and Occupiers shall be, and by virtue of this Act shall be deemed to keep a Team or Teams, and which of them are Labourers only, or do not, or by this Act are not deemed to keep a Team or Teams.

Penalty on neglecting to deliver in such Lists.

And be it further enacted, That if the Surveyor or Surveyors of the several Towns, Parishes, Hamlets, or Places through which the said Highways lead, shall not deliver in to the said Trustees Lists of the Inhabitants of, and Occupiers of Lands, Tenements, and Hereditaments in the said Towns, Parishes, Hamlets, or Places, at such Times and in such Manner as by this Act is required and directed to be delivered, such Surveyor or Surveyors, and every of them, shall forfeit and pay for every such Default the Sum of Five Pounds: And if any or either of the Inhabitants of, or Occupiers of Lands, Tenements, or Hereditaments in the said several Towns, Parishes, Hamlets, or Places, being obliged or liable by Law to do Statute-work in and upon the said Highways, shall not do such Statute-work in and upon the said Highways, at such Times and Places, and in such Manner as they shall, by the Surveyor or Surveyors appointed by the said Trustees be directed or appointed to do, such Inhabitants and Occupiers, and every of them, shall for every such Neglect or Default forfeit and pay the several Sums of Money herein after mentioned; (that is to say) Every such Inhabitant, Occupier, or Person who shall keep or by this Act shall be deemed to keep a Team or Teams, for every such Day's Work, for each Team the Sum of Ten Shillings; and every other Inhabitant, Occupier, or

Penalty on Persons not performing Statute-work.

Person not keeping, and not being by virtue of this Act deemed to keep a Team, for every Day's Work the Sum of One Shilling; and if any Person or Persons who shall come to work as a Labourer or Labourers, or be sent with any Team, Draught, or Cart, to work on the said Highways for the Repairs thereof, commonly called Statute-work, is or are found idle or negligent, or shall not properly perform such Statute-work, the Turnpike Surveyor or Surveyors may, and is and are hereby impowered and required to remove and discharge such Person or Persons; and it shall be deemed and taken as if such Person or Persons had not come or sent any Team, Draught, or Cart, to work on the said Highways; and he, she, or they shall be subject and liable to the respective Forfeitures, as if he, she, or they had neglected or refused to do or perform the said respective Day's Work.

Persons found idle to be turned off.

And be it further enacted, That the said Trustees, or any Seven or more of them, may, and they are hereby authorised and impowered to compound with any Person or Persons, Bodies Politick or Corporate, for the Repairs to be by them done upon the said Highways, and also with the several Inhabitants of, and Occupiers of Lands, Tenements, and Hereditaments in the several Towns, Parishes, Hamlets, and Places, through which the Highways hereby intended to be repaired, or any Part or Parts thereof, do or doth lie, for the several Days Statute-work to be by them respectively done upon the said Highways, at and for such Sum or Sums of Money by the Year or otherwise, as they the said Trustees, or any Seven or more of them, and such Person or Persons, Bodies Politick or Corporate, or Inhabitants or Occupiers respectively, shall agree upon; which said Money shall be instantly paid to the said Trustees, or any Five or more of them, or to their Appointment.

Trustees may compound for Statute-work.

And be it further enacted, That if the Surveyor or Surveyors of the Highways, for the Time being, of any of the Towns, Parishes, Hamlets, or Places wherein the said Highways directed to be repaired by this Act do lie, shall think the said Trustees have directed or appointed too large a Proportion of the Statute-work in any Town, Parish, Hamlet, or Place to be done on the said Highways, it shall and may be lawful for such Surveyor or Surveyors of the Highways to appeal to the General Quarter Sessions of the Peace next after such Direction or Appointment; and the Justices, in their said Quarter Sessions, are hereby authorised and impowered finally to adjust and determine what Proportion of the Statute-

Surveyors may appeal to the Quarter Sessions with respect to Statute-work.

work in any Town, Parish, Hamlet, or Place shall be done on the said Highways by this Act directed to be repaired; such Surveyor or Surveyors of the Highways having first given Ten Days Notice of such Appeal to the Surveyor or Surveyors appointed, or to be appointed, by the said Trustees.

Penalty on defacing Mile-stones.

And be it further enacted, That if any Person or Persons shall wilfully or designedly break or pull down, dig up, injure, or destroy any or either of the Mile-stones set up, or to be set up, on any of the said Highways, or shall erase, obliterate, or deface any of the Inscriptions made, or which shall be made thereon, or cause the same to be done; every such Person so offending, shall forfeit and pay the Sum of Forty Shillings for each Mile-stone so wilfully or designedly broken, obliterated, defaced, or pulled down.

Lamps to be erected.

And be it further enacted, That the said Trustees, or any Nine or more of them, may, and they are hereby authorised to erect and set up such and so many Glass Lamps, in or near such Parts of the said Highways as lie within the Towns and Villages through which the same extend, or in or near such Part or Parts thereof as they shall think necessary, so that the Number of Lamps to be erected and set up in the Town of Reading do not exceed Eighteen, and in Speenhamland Nine, and in any other Parts of the said Highways as the said Trustees shall think proper, not exceeding Six; and may also, from Time to Time, contract with any Person or Persons for lighting, maintaining, and repairing the said Lamps, and to give such Orders and Directions concerning the same as they shall judge necessary or expedient, and as the Nature thereof may require; and that the Expences of erecting, lighting, and maintaining such Lamps which shall be erected and set up between the said late Bear Inn in Reading and the Place called The Seven Mile Stone, and all other Charges incident thereto, shall be paid out of the Tolls and Duties collected at the Gates on the said last-mentioned Highways; and that the Expences of erecting, lighting, and maintaining such Lamps, which shall be erected between the said Place called The Seven Mile Stone and the West End of the House in Speenhamland aforesaid, in the Occupation of the said Edward Sheppard, and all other Charges incident thereto, shall be paid out of the Tolls and Duties collected on the last-mentioned Highways, and all other Charges incident thereto shall be paid and defrayed out of the Money to be collected or raised by virtue of this Act on that Part of the said Highways where such Lamps shall be erected and set up; any Thing herein contained to the Contrary notwithstanding.

Expences how to be paid.

And

And be it further enacted, That if any Person or Persons shall wilfully break, throw down, or otherwise damage any of the said Lamps, or any of the Posts, Irons, or other Furniture thereof, or extinguish any of the said Lamps, it shall and may be lawful to and for any Justice of the Peace for the County, Town, or Place, where the Offence shall be committed, and he is hereby required, upon Oath made of the Commission of any such Offence, to issue a Warrant or Warrants for apprehending the Party or Parties accused; or it shall be lawful to and for any Person or Persons, who shall see such Offence committed, to apprehend, as also for any any other Person or Persons to assist in apprehending the Offender or Offenders, and by the Authority of this Act, and without any other Warrant, to deliver him, her, or them, into the Custody of a Peace Officer, in order to be secured and conveyed before some Justice of the Peace for the said County, Town, or Place, to be dealt with as herein after is directed; and the Party or Parties accused being brought before any such Justice, or Oath being made before him, that such Party or Parties cannot be found and apprehended, such Justice shall proceed to examine upon Oath any Witness or Witnesses who shall appear or be produced to give Information touching such Offence; and if the Party or Parties accused shall be convicted of such Offence, either by his, her, or their own Confession, or upon such Information as aforesaid, he, she, or they so convicted, shall for such Offence respectively forfeit and pay the Sum of Forty Shillings; and full Satisfaction shall also be made to the said Trustees, or any Five or more of them, or to their Surveyor, by such Offender or Offenders for the Damage so by him, her, or them done as aforesaid: And in case such Offender or Offenders shall not upon Conviction pay the Forfeiture by him, her, or them incurred, and make such Satisfaction as aforesaid, the Justice before whom such Offender or Offenders shall be convicted is hereby required to commit him, her, or them, to the Common Gaol for the said County, Town, or Place, there to be kept to hard Labour for any Time not exceeding Two Months; and such Offender or Offenders shall not be discharged before the Expiration of the Time for which he, she, or they shall be committed, unless such Forfeiture and Satisfaction shall be sooner paid and given; and One half of the said Forfeiture, when recovered, shall be paid to the Informer or Informers, and the other Half shall be applied for the Purposes of this Act: And if any Person shall negligently or accidentally break, throw down, or otherwise damage any of the said

Penalty on Persons wilfully breaking Lamps.

Persons accidentally damaging, &c. Lamps to make Satisfaction.

Lamps, or any of the Posts, Irons, or other Furniture thereof, and shall not upon Demand make Satisfaction to the said Trustees, or any Five or more of them, or to their Surveyor, for the Damage by such Person done as aforesaid, it shall be lawful for any Justice of the Peace for the said County, Town, or Place where the Offence shall be committed, and he is hereby required, upon Complaint thereof made by any Two or more of the said Trustees, or by their Clerk or Surveyor, to summon the Party complained of, and upon his or her Appearance, or making Default to appear (Oath being made that the Party complained of was served with such Summons, or that the same was left at his or her Dwelling-house or Place of Abode, if known, or that he or she could not be found), such Justice shall proceed to examine the Matter of the said Complaint; and on Proof thereof, either by Confession of the Party complained of, or by the Oath of One or more credible Witness or Witnesses, shall award and order such Satisfaction to be made by the Party complained of for the Damage so by him or her done as to such Justice shall appear just and reasonable; and shall cause the Sum so awarded (in case the same be not paid forthwith upon the making such Award or Order) to be levied by Distress and Sale of the Goods and Chattels of the Person complained of, rendering to him or her the Overplus (if any be) upon Demand, after the Charges of prosecuting such Complaint, and of such Distress and Sale, shall be deducted.

Penalties and Forfeitures how to be recovered and applied.

And be it further enacted, That all Penalties and Forfeitures by this Act imposed (the Manner of levying and recovering whereof is not otherwise particularly directed) shall be levied and recovered by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal or Hands and Seals of any One or more Justice or Justices of the Peace of the County, Town, or Place where the Offence shall be committed; which Warrant the said Justice or Justices is and are hereby impowered and required to grant upon the Information of any One or more credible Witness or Witnesses upon Oath (which Oath the said Justice or Justices is and are hereby impowered and required to administer without Fee or Reward); and the Penalties and Forfeitures when recovered, after rendering the Overplus (if any be) when demanded, to the Party or Parties whose Goods and Chattels shall be so distrained and sold, (the Charges of such Distress and Sale being first deducted) shall be paid to the said Trustees, or any Five or more of them, or to their Treasurer or Treasurers, and shall be applied (if not otherwise directed by this Act to be applied) for

and

and towards the amending the said Highways, and other the Purposes of this Act; and in case sufficient Distress cannot be found, and such Penalties and Forfeitures shall not be paid, it shall and may be lawful for such Justice or Justices, and he and they is, and are hereby authorised and required, by Warrant under his Hand and Seal or their Hands and Seals, to commit such Offender or Offenders to the Common Gaol of the County or Place for any Time not exceeding Two Months, or until the said Penalties or Forfeitures shall be paid.

Persons aggrieved may appeal to the Quarter Sessions.

And be it further enacted, That if any Person or Persons shall think him, her, or themselves aggrieved by any Act, Order, or Judgement of any Justice or Justices of the Peace which shall by him or them be done, made, or awarded by virtue of this Act, or in the Execution of any of the Powers hereby to him or them given, such Person or Persons may appeal to the Justices of the Peace at the next General Quarter Sessions of the Peace for the County or Place where the Matter or Thing shall be done, for or by reason of which such Act, Order, or Judgement shall be made or awarded, and which shall be holden within Fifteen Days next after the doing, making, or awarding of such Act, Order, or Judgement, he, she, or they causing Ten Days Notice in Writing of such Appeal, and of the Cause or Matter thereof, to be given to some or One of the Receivers or Collectors of the said Tolls; which said Justices at their said Sessions, upon due Proof of such Notice being given, shall proceed in, and hear and determine the Causes and Matters of the said Appeals, and every of them; and the Orders and Judgements of the said Justices shall be final and conclusive to all Parties concerned or interested therein.

Notice of Appeal to be given.

No Order, &c. touching Offenders to be removeable by *Certiorari*.

And be it further enacted, That no Order made touching or concerning any of the Matters aforesaid, or any other Proceedings to be had touching the Conviction or Convictions of any Offender or Offenders against this Act, shall be removed or removeable by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at Westminster; and that where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed to be unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceedings relating thereto; nor shall the Party or Parties distraining be deemed a Trespasser or Tres-

Distress not to be deemed unlawful for Want of Form.

passers ab initio, on account of any Irregularity which shall be afterwards done by the Party or Parties distraining; but the Person or Persons aggrieved by such Irregularity, shall and may recover full Satisfaction for the Special Damage in an Action upon the Case.

Plaintiff not to recover if Tender of Amends is made.

Provided always, That no Plaintiff or Plaintiffs shall recover in any Action for any such Irregularity as aforesaid, if Tender of Amends hath been made by or on Behalf of the Party distraining before such Action brought.

Proceedings to be entered in a Book.

And be it further enacted, That full, true, and fair Accounts, and Entries of all the Money which shall be collected and received, laid out, expended, and paid by virtue of this Act, and of all Orders, Acts, Matters, Proceedings, and Things which shall be done by the said Trustees in the Execution of the Powers hereby to them given, shall from Time to Time be duly and regularly entered in Books which shall be kept for those Purposes.

Writings to be without Stamps.

And be it further enacted, That no Nomination, Appointment, Information, Order, Judgement, Conviction, Warrant, Mortgage, or 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 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 hereby vested in such Trustee or Trustees, Justice or Justices of the Peace, or any of them, or any Transfer or Assignment of any of the Securities aforesaid, made by any Person or Persons, shall be charged or chargeable with any Stamp-duty whatsoever, any Law to the Contrary notwithstanding.

No Order to be revoked but at a General Meeting.

And be it further enacted, That no Order made by the said Trustees, or any Five or more of them, at their General Meetings, in, for, or concerning the executing the Trusts, Powers, and Authorities of this Act, or any of them, shall be revoked, repealed, or set aside, unless at a General Meeting.

Collectors to give Notice of such Persons as travel with Waggons, &c. before Eight in the Evening of the Lord's Day.

And be it further enacted, That the several Collectors of the Tolls at the respective Toll-gates shall, and they are hereby required to give Information to the said Trustees at their respective Meetings, of all such Person and Persons as shall pass through any of the Toll-gates already erected, or to be erected, by virtue of this Act, with Waggons or Carts, before Eight of the Clock in the Evening of the Lord's Day, commonly called Sunday, in order to their being prosecuted for such Offences; and that

that this Clause be printed and stuck up at the several Toll-gates.

Inhabitants of *Coley House* Farm-yard exempted.

Provided always, and it is hereby enacted and declared, That all and every the Owners, Occupiers, and Inhabitants of a certain House called Coley, and of the Farm adjoining thereto, situate in the Parish of Saint Mary in Reading, their several Workmen, Servants, and Agents, shall and may, during the Continuance of the said recited Acts, and this Act, pass and repass to and from Reading aforesaid, with Horses, Cattle, Coaches, Carts, and Carriages, without paying Toll at any Turnpike or Gate erected, or to be erected by virtue of the said recited Acts, or this Act, between the said House and Farm and the Town of Reading, and shall be at all Times exempted therefrom; any Thing in such former Acts, or this Act, herein contained to the Contrary notwithstanding.

Limitation of Actions.

And be it further enacted, That if any Action or Suit shall be brought or prosecuted against any Person or Persons for any Thing done in pursuance of this Act, every such Action or Suit shall be commenced within Three Months next after the Fact committed, and not afterwards; and shall be laid and brought in the County where the Cause of such Action shall arise, and not elsewhere; and the Defendant or Defendants in every such Action or Suit shall and may plead the General Issue, and give this Act, and the Special Matter in Evidence, at any Trial to be had thereupon; and that the same was done in pursuance and by the Authority of this Act: And if the same shall appear to have been so done, or if any such Action or Suit shall be brought after the Time herein before limitted for bringing the same, or shall be brought in any other County or Place, then the Jury shall find for the Defendant or Defendants: And upon a Verdict for the Defendant or Defendants, or if the Plaintiff or Plaintiffs shall become nonsuited, or suffer a Discontinuance of his, her, or their Action or Actions, after the Defendant or Defendants shall have appeared; or if upon Demurrer, Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Treble Costs, upon Affidavit made, or the Certificate of the Judge or Judges before whom such Cause shall be tried, whereby it may appear that such Suit was prosecuted against the Defendant or Defendants for Matters contained in this Act, and shall have such Remedy for the same as any Defendant or Defendants hath or have for Costs of Suit in any other Case by Law.

General Issue.

Treble Costs.

And

Publick Act. And be it further enacted, That this Act shall be deemed, adjudged, 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.