ANNO UNDECIMO

Georgii III. Regis.

An Act for enlarging the Term and Powers of ſeveral Acts made for repairing and amending that Part of the Road leading from a certain Place called the *White Poſt* on *Alconbury Hill*, in the County of *Huntingdon*, to *Wandsford Bridge*, in the ſaid County, called the *North Diviſion of the North Road*; and for repairing the Road leading from *Stilton*, in the ſaid County of *Huntingdon*, to the City of *Peterborough*, in the County of *Northampton*.

WHEREAS, by an Act made in the Thirteenth Year of the Reign of his late Majeſty King George the Firſt, intituled, An Act for the more effectual amending the Highways leading from *Royſton*, in the County of *Hertford*, to *Wandsford Bridge*, in the County of *Huntingdon*, it was enacted, That ſeveral Roads mentioned in Two Acts made in the Ninth and Twelfth Years of the Reign of her late Majeſty Queen Anne, for amending the ſaid Highways, ſhould be divided into Three Diviſions, to be called by the Names of the North Diviſion, Middle Diviſion, and South Diviſion, Preamble. Act 13 *Geo.* I.

and that the said North Division should extend from Wandsford Bridge to the White Post in the said Highway, on or near Alconbury Hill, in the said County of Huntingdon; and several Tolls and Powers were thereby granted for repairing and keeping in Repair the said Road, which were to commence from the Twenty-fourth Day of June, One thousand seven hundred and twenty-seven, and to continue for the Term of Twenty-one Years; and several Trustees were thereby appointed for putting the said Acts in Execution, within and for the
7 *Geo.* II. said North Division: And whereas, by an Act made in the Seventh Year of the Reign of His late Majesty King George the Second, the said Term was further continued for Fourteen Years, and several Tolls and additional Powers were granted with respect to the said North Di-
24 *Geo.* II. vision: And whereas, by an Act made in the Twenty-fourth Year of the Reign of His said late Majesty, for enlarging the Term and Powers, and making more effectual several Acts, so far as related to the said North Division, and for lowering the Tolls at certain Toll-gates therein mentioned, and for repairing the Road leading from Stilton, in the County of Huntingdon, to the City of Peterborough, in the County of Northampton, the said last-mentioned Term was further continued for the Term of Ten Years, and several Tolls and additional Powers were thereby granted with respect to
30 *Geo.* II. the said North Division: And whereas, by an Act made in the Thirtieth Year of the Reign of His said late Majesty, (intituled, An Act for explaining and amending several Acts of Parliament for repairing the Roads between a Place called the *White Post* on *Alconbury Hill*, and *Wandsford Bridge*, in the County of *Huntingdon*, and between *Normancross-Hill*, in the said County, and the City of *Peterborough*,) with respect to the Election of new Trustees, the Power of compelling Persons employed by the Trustees in the Execution of such Acts to deliver up such Books and Papers relating thereto as are in their Custody, and also to the Manner of summoning and holding the Meetings of the Trustees, several Amendments were made, and other Powers granted and given for repairing the said Roads in the said Acts particularly mentioned and described; all which said Roads were, at the Time of passing the said Two last-recited Acts, in a very ruinous Condition: And whereas the Trustees appointed to put the said Acts in Execution did, in order to carry on the Repairs of the said Roads, borrow

row ſeveral Sums of Money upon the Credit of the ſaid Acts; which Money ſo borrowed, and the Tolls collected, have been duly applied to the repairing the ſaid Roads, and great Progreſs have been made in amending the ſame; but all the ſaid Roads cannot be effectually repaired, and kept in Repair, and the Money ſo borrowed be repaid, unleſs the Term and Powers granted by the ſaid recited Acts be further continued and enlarged: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid recited Acts, and all the Tolls or Duties, Powers, Penalties, Forfeitures, Exemptions, Articles, Rules, Clauſes, Matters, and Things therein contained, except ſuch as are hereby altered and varied, ſhall be and continue in full Force and Effect, and be executed from and after the Expiration of the Terms granted by the ſaid former Acts, and alſo of the additional Term granted by an Act made in the Twenty-eighth Year of the Reign of His late Majeſty King George the Second, (intituled, An Act to amend an Act made in the Twenty-ſixth Year of the Reign of His preſent Majeſty, intituled, *An Act for the Amendment and Preſervation of the publick Highways and Turnpike Roads of this Kingdom, and for the more effectual Execution of the Laws relating thereto*) for and during the further Term of Twenty-one Years, and from thence to the End of the then next Seſſion of Parliament, as fully and effectually as if the ſame were herein again repeated and re-enacted in the Body of this preſent Act; which ſaid additional Term, and the Tolls or Duties, Powers, Penalties, Forfeitures, Exemptions, Articles, Rules, Clauſes, Matters, and Things, hereby continued, are hereby declared to be ſubject and liable to the Payment of all Sums of Money now due and owing upon the Credit of the ſaid former Acts, and of ſuch other Sum and Sums of Money as ſhall be borrowed for the Purpoſes of the ſaid former Acts, and this Act, and the Intereſt due, and to grow due, upon the ſame. further continued.

And be it further enacted by the Authority aforeſaid, That the Right Honourable Peter Earl Ludlow, in the Kingdom of Ireland; the Right Honourable George Cavendiſh Eſquire, commonly called Lord George Cavendiſh; the Right Honourable Frederick Cavendiſh Eſquire, commonly called Lord Frederick Cavendiſh; the Right Honourable John Cavendiſh Eſquire, commonly called Lord Additional Truſtees.

John Cavendiſh; the Right Honourable Charles Greville Montagu Eſquire, commonly called Lord Charles Montagu; the Right Honourable James Smith Stanley Eſquire, commonly called Lord Strange; the Right Honourable John Montagu Eſquire, commonly called Lord Viſcount Hinchinbrook; the Right Honourable John Fane Eſquire, commonly called Lord Burgherſh; the Right Honourable John Lord Carysfort, in the Kingdom of Ireland; the Honourable John Proby, the Honourable Auguſtus Montagu, the Honourable Thomas Chambers Cecil, the Honourable John Smith Barry, the Honourable Lewis Watſon, the Honourable John Saint John, Thomas Huſſey Appreece, Arthur Anneſley, Dingley Aſkham, Eſquires; Nicholas Addenbrooke, Benjamin Addenbrooke, Clerks; Robert Auſtin, Sir Robert Bernard Baronet, Richard Bickerton, Daniel Bailey, John Bailey, Edward Bailey Clerk, Francis Broad Clerk, Robert Butcher, John Booth, Nicholas Bonfoy, Charles Bertie, Charles Bowles, Robert Bragg, Robert Burne Clerk, Robert Blake, John Bevis, John Bramſton, Peter Burrell, Iſhmael Blowfield, Burnaby Clerk, Thomas Bowdler, John Beverley, Edward Bigland, Thomas Bowker, Francis Barnard Clerk, Joſeph Beldam, Sir Brownlow Cuſt, Sir Charles Cope, Sir John Hynde Cotton, Baronets; Saville Cockayne Cuſt, John Cole, John Cole junior, Chambers D. D. John Craddock D. D. William Cole Clerk, William Cooke, John Cooke, Clerks; John Child, William Child, Richard Chambers, Thomas Chambers, James Clarke, Thomas Clarke, Richard Cumberland, John Chambers, Thomas Coomber Clerk, James Delarue, Charles Dickins, L. L. D. James Davie Clerk, Joſeph Digby Clerk, John Digby, Richard Etoff Clerk, William Fellows, John Foſter Clerk, John Fiſher Clerk, James Favel D. D. Favel Clerk, James Forſter, Hugh Ferrar, Thomas Ferris Clerk, Joſeph Forſter, Sir Samſon Gideon, George Gell Clerk, Kennett Gibſon Clerk, Charles Green, George Green, John Gaſkell, John Godby junior, Robert Godby, Sir Gilbert Heathcote, John Heathcote, John Hetherington, John Hunt, Rowland Hunt D. D. Robert Hodſon Clerk, John Hurſt, Jeffery Holditch, Clerks; John Hitch, the Mayor, Aldermen, and Recorder of Huntingdon for the Time being; Original Jackſon, John Jackſon, Robert Jones, Charles Joy, John Image Clerk, Charles Jackſon, Charles Jenner, Clerks; George Jackſon, Edward Keteriche, Edward Knipe, Daniel Peter Layard M. D. James Liptrot Clerk, John Laxton, Edward Leeds, Francis Lawrence, Francis Lowe, Edward Montagu, John March, Humphry Morris, Thomas Moore, John Maule, Lawrence Maydwell

well Clerk, Thomas Marſham, Owen Manning, John Morgan, Charles Milton, Matthew Maddock, Clerks; Henry Martin, Robert Mitchell, Edward Martin, Thomas Mewburn, Thomas Moore junior, Thomas Noel, William Nailour Blundell, George Nailour D. D. Walden Orme, Sir Gillies Payne, Robert Pigott, Richard Pigott, Armſtead Parker, Charles Proby, Rogers Parker, John Fiſh Palmer M. D. Baptiſt Proby D. D. Peter Peckard Clerk, William Palmer, William Pigott Clerk, Trimnel Peacock, Hugh Palmer, Clerks; William Pyewell, Walter Peck, William Peacock, George Palmer, Thomas Plumtree D. D. the Dean and the Prebendaries of Peterborough for the Time being; Richard Reynolds Clerk, John Rowell, George Raitt M. D. William Robinſon Clerk, William Robinſon, George Ruſt, the Honourable Henry Seymour, John Swan, George Cornelius Swan, Wright Squire, John Squire, William Strong, Iſaac Strong, Walter Sly, the Honourable and Reverend Saint Andrew Saint John, Caſtle Sherard Clerk, Jonathan Stubbs, James Smith, Matthias Sly, Clerks; Wright Thomas Squire, William Squire, Sir Thomas Trollope, Thomas Middleton Trollope, Watſon Tookey Clerk, John Trollope, Charles Topping, Robert Tench, Clerks; John Chrichloe Turner, Sir Booth Williams, Sir Francis Whichcote, Matthew Wyldbore, William Wells, Thomas Warriner, Robert Wright, John Wright, Henry Waller, William Walcot M. D. William Walton M. D. Borlace Wingfield Clerk, Middlembore Ward Clerk, Hale Wortham ſenior, Hale Wortham junior, John Wing, John Wing junior, and Benjamin Winter, ſhall be, and they are hereby nominated and appointed Truſtees, together with the Truſtees appointed or elected by virtue of the ſaid former Acts, for putting the ſaid former Acts, and this preſent Act, in Execution.

Qualification of Truſtees.

Provided always, and be it further enacted by the Authority aforeſaid, That no Perſon ſhall be capable of acting as a Truſtee in the Execution of this Act, unleſs he ſhall be in his own Right, or in the Right of his Wife, in the actual Poſſeſſion or Enjoyment or Receipt of the Rents and Profits of Lands, Tenements, and Hereditaments of the clear yearly Value of One hundred Pounds, or poſſeſſed of or intitled unto a perſonal Eſtate to the Amount or Value of Two thouſand Pounds; 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 and 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, wherein

in 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 had acted as a Trustee in the Execution of this Act.

Power to lease the Tolls.

And be it further enacted, That the said Trustees, or any Fourteen or more of them, upon Fourteen Days Notice to be given in Writing, under the Hand of the Clerk to the said Trustees, to be affixed on all the Turnpikes erected, or to be erected, by virtue of the said former Acts, and this present Act, may, at any Time during the Continuance of the said former Acts, and this present Act, let the Tolls thereby granted and hereby continued, or any Part thereof, on Lease, to any Person or Persons by the Year, or for any Term not exceeding Three Years, for the best Price that can be got for the same; which Sum or Sums of Money shall be paid to the said Trustees, or any Fourteen or more of them, or to such Person or Persons as they shall appoint to receive the same, and shall be applied in such Manner as the Tolls granted by the said former Acts, and continued by this present Act, are directed to be applied, and to no other Use or Purpose whatsoever.

Tolls may be compounded for.

And be it further enacted by the Authority aforesaid, That from and after the Twenty-first Day of December, One thousand seven hundred and seventy-three, the said Trustees, or any Seven or more of them, may, and they are hereby impowered, from Time to Time, as they shall see convenient, to compound and agree, for any Term not exceeding Three Years at any One Time, with all or any of the Inhabitants of the several Towns, Parishes, Hamlets, or Places, through which the Roads, or any of them, directed to be repaired by the said former Acts, and this present Act, do lead, and also with the Parish of Elton, which formerly used to be compounded with for a certain yearly Sum or Sums of Money, in lieu of all or any of the Tolls and Duties which would otherwise be due by virtue of the said former Acts, and this present Act, for their Carriages of any Kind, Horses, Beasts, or other Cattle passing through all or any of the Turnpikes erected, or to be erected, on the said Roads, or any of them; which Composition-money shall be applied in the same Manner, and for the same Purposes respectively, as the Tolls and Duties granted by the said former Acts, and continued by this present Act; and shall be paid quarterly in Advance; or, in Default thereof, any Composition

Compoſition or Agreement with the Perſon or Perſons making ſuch Default ſhall from thenceforth be void.

Inhabitants of *Saltree*, *St. Judith*, and *Wandsford*, exempted from Toll for Corn in the Straw, &c.

And be it further enacted by the Authority aforeſaid, That the Inhabitants of the ſeveral Pariſhes of Saltree, Saint Judith, and Wandsford, ſhall not be charged or chargeable, by virtue of any of the former Acts, or this preſent Act, with any Toll or Duty for Waggons, Wains, Carts, or Carriages going for or loaded only with Hay or Corn in the Straw, not ſold or diſpoſed of, but paſſing to be laid up in the Houſes, Out-houſes, Barns, or Yards of the reſpective Owners thereof; or for any Ploughs, Harrows, or other Implements of Huſbandry; or for any of their Horſes, Sheep, or Cattle, going to or from Water or Paſture; or to or from Church, Chapel, or other Place of religious Worſhip on Sundays; paſſing or repaſſing through any Toll-gate or Turnpike now erected, or to be erected, by virtue of any of the former Acts, or of this preſent Act; and that the ſaid Carriages and Cattle ſhall paſs and repaſs free from all Manner of Toll or Duty as aforeſaid, any Thing in the ſaid former Acts, or in this preſent Act, to the Contrary notwithſtanding.

Perſons paſſing over *Wandsford Bridge* from the North, to the *Swan Inn*, and returning North, exempt from Toll.

And whereas the Turnpike Gate at Wandsford Bridge ſtands at the extreme End of the aforeſaid Road leading from Alconbury Hill to Wandsford Bridge aforeſaid; therefore, be it enacted by the Authority aforeſaid, That all Perſons with Horſes and Carriages paſſing over the Bridge at Wandsford, from the Northward, to the Inn near the ſaid Turnpike, called the Haycock, otherwiſe the Swan Inn, at Wandsford aforeſaid, and that ſhall return back again Northward without paſſing along the ſaid Road Southward beyond the ſaid Inn, ſhall not be liable to pay any of the Tolls or Duties, appointed to be taken by virtue of this or any former Act, at the Turnpike at the South End of Wandsford Bridge aforeſaid.

Treaſurer to give Security.

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

Victuallers not to hold Places of Profit.

And be it further enacted by the Authority aforeſaid, That no Perſon or Perſons 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 the said former Acts, or this Act.

Expences of the Act how to be paid.

And be it further enacted by the Authority aforesaid, That the Charges and Expences of obtaining and passing this Act shall be paid out of the Money raised, or to be raised, by virtue of the said former Acts, or this Act.

Limitation of Actions.

And be it further enacted by the Authority aforesaid, That if any Action or Suit shall be brought against any Person or Persons for any Thing done in pursuance of this Act, or in relation to the Matter herein contained, such Action or Suit shall be commenced within Six Calendar Months next after the Fact committed, and not afterwards; and shall be brought, laid, or tried in the County or Place where the Cause of Action shall arise, and not elsewhere; and the Defendant or Defendants in such Action or Suit 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 Action or Suit shall be brought after the Time before limited for bringing the same, or shall be brought in any other County or Place; then, and in such Case, the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall become Nonsuit, or suffer a Discontinuance of his, her, or their Action or Actions, or if a Verdict shall pass against the Plaintiff or Plaintiffs, or if upon Demurrer Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Treble Costs, and shall have such Remedy for the same as any Defendant or Defendants hath or have for Costs of Suit in any other Cases by Law.

Publick Act.

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

FINIS.