ANNO UNDECIMO

Georgii III. Regis.

An Act for repairing, widening, and keeping in Repair, ſeveral Roads leading from *Tavernſpite* to the Towns of *Pembroke* and *Tenby*, and to *Hubberſton Haking*, in the County of *Pembroke*.

WHEREAS the great London Road leading from Tavernſpite, in the Pariſh of Kiffig, on the Borders of the County of Carmarthen, to a certain Place called Narberth Mountain, and to and through the Town of Narberth to Caniſton Bridge, and from thence to Cartlade Bridge, near the Town and County of Haverford-weſt; and alſo the high Road leading from Morlin's otherwiſe Maudlin's Bridge, in the Pariſh of Saint Iſſels Haroldſtone, to and through Fowler's Lane, in the Hamlets of the Pariſh of Saint Thomas, and by Teer's Croſs, Preamble.

in the Parish of Stainton, and through the Parish of Robeston West, to Hubberston Haking, in the Parish of Hubberston, near the Harbour of Milford; and also the high Roads from Narberth Mountain aforesaid, to and through the Village of Templeton, and over Templeton Mountain and Bishop's Bridge, to and through the Village of Cressely, to Carew Bridge, and from thence to the Town of Pembroke; and also the high Road from the Village of Templeton aforesaid to Bigelly, over King's Moor Common, to a Place called Hill, in the said Parish of Saint Issels, over a Place called Stoney Bridge, and to and through the Out Liberties of Tenby, to the Town of Tenby, in the said County of Pembroke, are very ruinous, and in some Seasons of the Year almost impassable, and the said Roads are in many Parts thereof narrow and incommodious to Passengers, and cannot be effectually repaired, widened, and rendered commodious for Passengers by the present Methods provided by Law: 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 Sir William Owen, Sir Richard Philipps, Sir Herbert Perrot Packington, Sir Thomas Stepney, Baronets; John Adams of Whitland, John Adams of Peterwel, John Adams of Pembroke, Captain John Adams, Captain Joseph Adams, John Bartlett Allen, Hugh Allen, Joseph Allen, David Allen, Joshua Allen, John Laugharne Allen Clerk, Roger Allen, Thomas Ayleway, Benjamin Allen, Doctor John Barrow, George Bowen, Essex Bowen, Morgan Bowen, James Bowen of Whitchurch, James Bowen of Pantiderry, Owen Brigstock, Robert Brigstock, William Bowen, John Bowen, Thomas Brigstock of Llynpinner, William Bowen of Jordeston, Jonathan Briggs, Thomas Bowlas, John Bateman of Narberth, Richard Bowling, John Benyon of Trevern, George Bowling, John Bateman, Doctor Hugh Bowen, John Bowen, William Byam, William Bowen of Tridiroyer, John Barnes, John Bowen Clerk, James Bowen Clerk, James Bowen of Penlan, George Bowen of Dergod, James Bowen of Llangwain, William Wheeler Bowen of Lambston, Lewis Bishop, Nicholas Burnell, Richard Burnell, John Campbell, John Hooke Campbell, Alexander Campbell, John Campbell the younger, Thomas Colby, Stephen Colby, James Child,

Trustees Names.

Child, John Powel Cuny, William Cleaveland Clerk, Abraham Clibborn, William Cozens, John Cozens, Lawrence Cook, John Colby of Rhos-y-gilwen, John Colby of Blitheſton, Morgan Gwyn Davis, Roger Davids, Stedman Davies, Richard Davies, Matthias Davies Clerk, David Davies Clerk, William Davies, Thomas Davies of Caterſhook, Nathaniel Davies, William Davies of Haverfordweſt, Nicholas Dunn ſenior, Nicholas Dunn junior, Lewis Davis Clerk, Albert Davids, John Devonald of Moylgrove, James Davis Clerk, John David of Penhendrew, Lewis Davies of Narberth, Peter Davies of Didwell, William Edwardes, Rowland Edwardes, John Owen Edwardes, James Evans Clerk, William Evans, William Evans of Lawhaddon Clerk, William Edwardes of Tenby Clerk, Owen Edwardes Clerk, George Elliott, Francis Edwardes, Richard Edwardes, Edward Evans, Lewis Evans, Benjamin Evans Clerk, Roger Edwardes, John Evan of Vagyrgoth, William Ford, John Herbert Foley, Jenkin Ferrior, Samuel Ferrior, Jenkin Ferrior, John Freeman, John Ferrior of Gloge, John Furlong of Llethergloyn, Arthur Fender, Howell Gwynne, Marmaduke Gwynne of Garth, Marmaduke Gwynne, John Grant, Moſes Grant Clerk, Thomas Gwynne Clerk, Morgan Gwynne Clerk, Robert Goſnell, Edward Goſnell, Thomas Gough of Williamſton, Thomas Gwynne of Llangolman, Thomas Griffiths, John Griffiths of Llanvernach, Griffith Gwynne, Evan Griffiths, John Griffiths, Stephen Griffiths, Peter Gwyther, John Gwynne Clerk, John Griffiths of Lanuner, John George of Yerbeſton, David Griffiths of Llaneyth, Thomas George of Mollaſton, the Honourable William Hamilton, John Harries of Pinkelly, John Harries of Cryglare, George Harries, John Howell, John Zephaniah Holwell, John Howel, Philip Hoare, Thomas Harries, Walter Rice Howel, George Holcombe Clerk, William Holcombe Clerk, George Harries, William Harries of Henllan, James Higgon Clerk, John Higgon Clerk, John Higgon Clerk, William Harries Clerk, Richard Hopkins, William Hopkins, John Hughes, David Hughes, William Hawker, Abel Hicks, John Higgen, Philemon Hicks Clerk, Joſeph Hughes Clerk, Benjamin Hoad of Underdown, John Haſleup, George Hill, William Higgon, John Hughes Clerk, John Higgon of Beaumaris, William Higgon of Pontvane, Thomas Howell of Gilvach, John Howell of Gilvach, William Ford James, John Jones of Brodie, William Jones of Lether, James Jordan, Barrett

Bowen Jordan, John Jordan, James James, Gilbert James, Doctor John Jones, Eſſex Jones, William Jones Clerk, James Jones, Jenkin John of Dolemain, Morgan Jones, Henry John, Lewis James ſenior, Lewis James junior, John Jones, Owen James of Vagwrgoch, Arthur Jones, John James of Dyffryn, John James of Holloway, Thomas James of Gellyvawr, William James ſenior, William James junior of Pentrayſon, Thomas Jones of Wingron, Thomas Kymer, Richard Knethell, William Kymer Clerk, William Knethell of Moor, Thomas Lloyd of Cwmgloyne, Thomas Lloyd of Bronwith, Thomas Lloyd junior of Bronwith, Richard Lehunt, James Lloyd of Kilrhue, John Lort, Rowland Phillipps, Laugharne Watkin Lewis, Doctor Michael Lort, Doctor John Lewis, John Lewis ſenior, John Lewis junior, Henry Leech, Abraham Leach, Abraham Leach junior, Hugh Lord, Samuel Lloyd, William Laugharne, William Laugharne of Lanunwas, John Leach, Roger Lewis, Hugh Lloyd, Rees Llewhelling of Landibree, John Lewis of Henllan, Thomas Lewis of Clen View, James Lloyd of Cartlebith, Peter Lewis of Llwyn Gwithett, Walter Llewhelling, John Francis Meyricke, Francis John Meyricke, George Meares, George Lloyd Meares, Hugh Meares, William Meyler, Sparks Martin, John Mathias, John Mathias junior, William Meares, John Morris of Vach-hendre, Morris Morgan of Wendoven, Griffith Meares, Nicholas Morgan, Richard Meyler the elder, Richard Meyler the younger, Cæſar Mathias the elder, Cæſar Mathias the younger, William Moore, James Morris of Parkytrapp, Wogan Manſell Morgan Meylett, Thomas Matthias of Trejenken, Robert Morgan, John Meares of Eartington, William Morgan of Wern, Nicholas Morgans, Martin Meares, Lewis Mathias of Little Mabus, John Matthias Clerk, Captain William Needham, Hugh Owen of Orielton, Hugh Owen, Arthur Owen of Orielton, General John Owen, Colonel Arthur Owen, Wyrriott Owen, John Owen of Bertlan, David Ormond of Trenarid, Harcourt Powell, Bulkeley Philipps, James Philipps, Thomas Picton, William Philipps of Hill, Charles Philipps of Ricaſton, John Philipps of Lampeter, Philip Philipps, Richard Parry of Haverfordweſt, William Powlett, Richard Philipps of Haverfordweſt, Doctor George Philipps, Doctor James Philipps, Doctor John Philipps, George Philipps Clerk, William Probert Clerk, Delabere Prichard, Jeremiah Philipps of Boſheſton, Edward Philipps Clerk, John Philipps of Tenby, William Price of Llanychlwydog, John

John Poyer, Robert Pruſt, Henry Phelps, Mathew Philipps, Thomas Proport of Llanryan, George Parry, Henry Phelps, George Phelps of Studdah, Richard Phelps, Joſhua Paynter, John Perkins, John Propert, John Parry, Richard Pritchard, John Philipps Clerk, Thomas Philipps, William Philipps of Southfield, John Protheroe, Evan Protheroe, William Bowen Parry, John Prout, Lewis Price of Woodſtock, Thomas Pryſe, John Protheroe of Landre, Edward Price of Killevach, David Pugh Clerk, Iſaac Phillips of Wernole, John Phillips Clerk, Evan Parry, William Phillips of Penalltyrhyny, Arthur Roch, George Roch, George Roch junior, Joſhua Roch, Nicholas Roch of Haverfordweſt, Nicholas Roch of Paſkeſton, Thomas Roch of Butterhill, John Ravenſcroft, William Roch Clerk, John Roch Clerk, Henry Rowe Clerk, William Richards, Captain David Rice, John Rice,

Runwa, William Rees, John Roberts Clerk, Nicholas Roberts Clerk, Theophilus Rice, Peter Roch Clerk, Richard Rowe, George Lewis Roſſant, William Rowland of Roſymeylett, Robert Reed, Stephen Reed, Thomas Rees of Morva, John Symmons, Thomas Skyrme, Francis Skyrme, John Smith of Jefferſton, William Scourfield, Henry Scourfield, John Smith Clerk, Thomas Stokes, Thomas Skone, Richard Summers, John Rees Stokes, Hugh Stokes, Thomas Surman, Simon Surman, William Stephens, Richard Smith, William Summers, William Smith, Charles Symmons, Richard Shortings, Alexander Smith, James Stevens of Glendead, William Twining, Griffith Twining Clerk, William Thomas, Vaughan Thomas, John Tucker, John Thomas of Fenton, William Thomas Clerk, Doctor Hugh Thomas, John Thomas of Manerdivy, Rees Thomas ſenior of Llanvernach, Rees Thomas junior of Eglyſwair, Richard Thomas Clerk, John Evan Thomas of Dinas, Benjamin Twining Clerk, Gwynne Vaughan, Eraſmus Vaughan, Captain John Vaughan, John Wogan of Wiſton, John Wogan of Boulſton, Lewis Wogan, Price Wright Clerk, James Wogan, Counſel Williams, William Williams of Ivy Tar, John Warren, Thomas Williams of Haverfordweſt, Thomas Williams of Tenby, John Williams of Morgans, William Williams of Trevach, Richard Williams, Richard Wright, William Webbe, John Wilkin, George Williams Clerk, George Williams of Eaſtmore, Thomas Whitton, William Richard Wilſon, Evan Williams of Trefline, William Watts, John Williams of Haverfordweſt, George Williams of Treerchoed, John Williams of Villindree, Peter,

ter Williams of Llandiggen, Thomas Williams of Trelethen, John Wilkin of Trevine, William Wilkin of Langam, Thomas Williams of Penalltych, Evan Williams, Thomas Williams of Crunweare Clerk, Richard Willy of Treffgarn, Jeremiah Young of Nevern, and their Succeſſors, to be appointed in the Manner herein after mentioned, ſhall be, and they are hereby appointed Truſtees for putting this Act in Execution.

On Death, &c. of Truſtees, others to be choſen.

And be it further enacted, That as often as any Truſtee by this Act appointed, or their Succeſſors, 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, under their Hands and Seals, to appoint any Perſon a Truſtee in the Room of the Truſtee ſo dying or refuſing to act; and the Perſon ſo appointed ſhall and may act in the Execution of this Act as fully as any Truſtee hereby ſo appointed is impowered to 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 he ſhall, in his own Right, or in the Right of his Wife, be in the actual Poſſeſſion or Enjoyment, or Receipt of the Rents and Profits of Lands, Tenements, and Hereditaments, of the clear yearly Value of Fifty Pounds, or ſhall be Heir-apparent of ſome Perſon having ſuch Eſtate of the clear yearly Value of One hundred Pounds, or poſſeſſed of a perſonal Eſtate to the Amount or Value of One 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 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.

Penalty on acting if not qualified.

And

And be it further enacted, That the said Trustees, or any Five or more of them, shall meet together on the Fifth Day of July, One thousand seven hundred and seventy-one, at a House called The New Inn, in the Town of Pembroke, and shall proceed to the Execution of this Act, and shall and may then adjourn themselves, from Time to Time, and afterwards meet at the same or any other Place or Places near the said Roads, as the said Trustees, or any Two or more of them, shall think proper; and if it shall happen that there shall not appear, at any Meeting appointed to be held by the said Trustees, a sufficient Number of Trustees to act at such Meeting, or to adjourn to any other Time and Place, then the Clerk to the said Trustees shall, by Notice fixed on all the Turnpikes which shall be erected by virtue of this Act, at least Ten Days before the next Meeting, appoint the said Trustees to meet at the same Place on that Day Three Weeks on which such last Meeting was appointed to be held; and the said Trustees, at all their Meetings, shall defray their own Charges and Expences.

First Meeting of the Trustees.

Notice to be given of subsequent Meetings.

Trustees to bear their own Expences.

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

Trustees not to hold any Place of Profit.

And be it further enacted, That any Trustee or Trustees appointed in or by virtue of this Act, who shall be a Justice or Justices of the Peace, may and is and are hereby authorised and impowered to act as a Justice or Justices of the Peace, in the Execution of the Powers and Authorities hereby given to any Justice or Justices of the Peace, notwithstanding his or their being a Trustee or Trustees.

Trustees may act as Justices.

And be it further enacted, That the said Trustees, or any Five or more of them, shall and may cause to be erected One or more Toll-gate or Toll-gates in, upon, or across any Part or Parts of the said Roads, and shall and may erect or provide a Toll-house to each of the said Toll-gates, with suitable Buildings thereto, and shall and may inclose any adjoining Part of the said Roads to be used as a Garden for the Accommodation of the Collectors of the Tolls or Duties, and cause to be demanded and taken, at each and every of the said Toll-gates, the following Tolls or Duties, before any Cattle or Carriage shall be permitted to pass through the same; that is to say,

Turnpike and Toll houses vested in the Trustees.

The Tolls.

For every Coach, Berlin, Landau, Chariot, Chaise, Calash, Chair, Caravan, Hearse, or Litter, drawn by Six Horses, Mares, Geldings, or Mules, the Sum of Two Shillings; and drawn by Four Horses, Mares, Geldings, or Mules, the Sum of One Shilling and Sixpence; and drawn by Two Horses, Mares, Geldings, or Mules, the Sum of One Shilling; and drawn by One Horse, Mare, Gelding, or Mule, the Sum of Sixpence.

For every Horse, Mare, Gelding, Mule, Ass, or other Beast drawing any Waggon, Wain, Cart, or other Carriage, (except as herein after excepted) the Sum of Three-pence.

For every Horse, Mare, Gelding, Mule, or Ass, laden or unladen, and not drawing, (except as herein after is excepted) the Sum of One Penny.

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of Ten-pence per Score, and so in proportion for any less Number.

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

Application of the Tolls.

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 Seven or more of them, shall appoint to collect the same; and the Money so to be raised is hereby vested in the said Trustees, and shall be applied in such Manner as is herein-after mentioned: 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 Toll, and the reasonable Charges of such Seizing and Distraining, shall not be paid within the Space of Four Days, the Person or 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.

And

And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, to 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 Roads or Highways, or across any Lane or Way leading out of the same, and there to cause to be taken and levied such Tolls as are by this Act made payable at any other Toll-gate erected by virtue hereof, so that the same do not extend to a double Charge upon any Person passing through any other Toll-gate erected by virtue of this Act. Trustees may erect Side-gates.

And be it further enacted, That no Person shall be subject to the Payment of any of the said Tolls at more than One Gate or Turnpike on the Road leading from Hubberston to Haverfordwest, or at more than Two Gates or Turnpikes on the Road leading from Hubberston to Tavernspite, or at more than Two Gates or Turnpikes on the Road leading from the Town and County of Haverfordwest to Tavernspite, or at more than Two Gates or Turnpikes on the Road leading from the Town of Pembroke to Tavernspite. Tolls to be paid but at One Gate between certain Places.

And be it further enacted, That no Person shall be exempted from the Payment of Toll at any Gate or Turnpike which shall be erected between the Village of Templeton and the Town of Tenby, for or by reason of having paid Toll at any other Gate or Turnpike erected by virtue of this Act. No Person having paid Toll to be exempted between *Templeton* and *Tenby*.

And be it further enacted, That no Toll-gate shall be erected by virtue of this Act in a certain Lane leading from Lampeter Velfrey, by a Place or Rivulet of Water called Lanread, towards Newhouse. No Toll-gate to be erected in the Lane from *Lampeter Velfrey* towards *Newhouse*.

And be further enacted, That no Toll shall be demanded or taken by virtue of this Act for any Carts or Carriages going for or returning laden with Timber, Bark, Fuel of any Sort, or other Thing, such Carts or Carriages passing only over that Part of the Road by this Act directed to be repaired, which lies between the End of a certain Lane leading from Lawhadden, situate on the West Side of Canistон Bridge, and the Road leading to Canistон Wood, on the East Side of the said Bridge. No Toll for Timber, &c. between *Lawhadden Lane* and *Canistон Wood*.

Provided always, and be it further enacted, That no Toll shall be demanded or taken at any Gate or Turnpike which shall be erected on any Part of the Road by this Act to be repaired, situate between Tavernspite and Robeston Wathan, for the passing No Toll to be taken between *Tavernspite* and *Robeston Wathan* for Coal or Culm.

of

of any Horſe, or other Beaſt, Cart, or other Carriage laden with Coal or Culm only, or returning unladen, having delivered ſuch Coal or Culm, or going empty to fetch Coal or Culm, or returning laden with Coal or Culm.

Gate to be placed Eaſt of *Cartlade-Bridge*.

And be it further enacted, That if any Gate or Turnpike be erected or ſet up near Haverford Weſt, on the Road called the Carmarthen Road, it ſhall be placed on the Eaſt Side of Cartlade Bridge.

The Turnpikes and Toll-houſes, *&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 by their Surveyor or Surveyors, for repairing the ſaid Roads, and all Mile Stones which ſhall be ſet up on the ſaid Roads, ſhall be, and they are hereby veſted in the ſaid Truſtees; and they, or any Five or more of them, are hereby authorized and impowered to bring, or cauſe an Action or Actions to be brought, in the Name of their Treaſurer or Clerk, or to prefer and 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 Materials which ſhall be provided for the Repairing of the ſaid Roads.

Tolls to be paid but Once a Day.

And be it further enacted, That if any Perſon ſhall have paid the Toll by this Act granted for the paſſing of any Cattle or Carriage through any Gate or Turnpike erected by virtue of this Act, the ſame Perſon upon producing a Note or Ticket, denoting ſuch Payment, ſhall be permitted to paſs through the ſame Gate or Turnpike, with the ſame Cattle or Carriage, Toll-free, at any Time or Times during the ſame Day, to be computed from Twelve of the Clock in One Night, to Twelve of the Clock in the next Night; which ſaid Note or Ticket, the Collector of the Tolls is hereby required to give gratis upon the Payment of ſuch Toll.

Perſons paying Tole, unladen, producing a Ticket, may return free.

Provided always, That if any Perſon ſhall have paid the Toll by this Act granted for the paſſing of any Waggon, Cart, or other Carriage, through any Gate or Turnpike erected by virtue of this Act, unladen, going to fetch Coal or Culm, the ſame Perſon, upon producing a Note or Ticket denoting ſuch

Payment, shall be permitted to pass through the same Gate or Turnpike, with the same Waggon, Cart, or Carriage, laden with Coal or Culm Toll free, within the Space of Twenty-four Hours from the Time of such Payment; any Thing before contained to the Contrary notwithstanding.

Application of the Tolls.

And be it further enacted, That out of the first Money arising by the Tolls or Duties which shall be collected by virtue of this Act, or out of the first Money which shall be borrowed on the Credit thereof, the said Trustees, or any Five or more of them, shall, in the First Place, pay and discharge the Expences and Charges of procuring and passing this Act; and shall apply the Remainder of the Money so raised in erecting Gates or Turnpikes and Toll-houses, and repairing and widening the said Roads, and defraying the necessary Costs, Charges, and Expences attending the same, and the Execution of this Act, and to no other Use or Purpose whatsoever.

How the Roads are to be repaired.

And be it further enacted, That the said Trustees, or any Five or more of them, shall and may, and they are hereby required, in the First Place, to cause the great Roads of Communication leading from Tavernspite, by Narberth Mountain, to Hubberston Haking, and from Narberth Mountain aforesaid, to the Town of Pembroke, to be repaired and widened: And all Monies which now are, or which, on or before the First Day of January One thousand seven hundred and seventy-two, shall be subscribed and lent, or agree so to be, on the Credit of this Act, shall, after the Payment of the Expences and Charges of procuring and passing this Act as aforesaid, in the First Place, be applied to and for the repairing and widening the said Roads leading from Tavernspike, by Narberth Mountain, to Hubberston Haking, and from Narberth Mountain aforesaid to the Town of Pembroke, and no other, until the same shall be finished and completed, and shall be so declared to be by the said Trustees, or any Seven or more of them.

Road from *Templeton* to *Tenby* may be repaired, if 600 *l.* be advanced before *Jan.* 1772. 1.

Provided always, That if the Inhabitants of the Town of Tenby, or any other Person or Persons, shall at any Time after the said First Day of January, One thousand seven hundred and seventy-two, advance and lend any further Sum of Money on the Credit of this Act, (not less in the Whole than the

Sum of Six hundred Pounds) towards the repairing and widening the Road leading from Templeton to Tenby, that then and in such Case, and not otherwise, it shall and may be lawful to and for the said Trustees, or any Five or more of them, to cause the said Road leading from Templeton to Tenby to be forthwith repaired and widened; any Thing herein contained to the Contrary notwithstanding.

Trustees impowered to lessen the Tolls.

And be it further enacted, That it shall be lawful for the said Trustees, or any Seven or more of them, by and with the Consent of the Person or Persons intitled to Two-thirds of the Money borrowed on the Credit of the Tolls, to lessen the Tolls hereby granted, or any Part thereof, for such Time as the said Trustees, or any Seven or more of them, shall think proper; and such Tolls so lessened, shall be collected, recovered, and applied, in the same Manner as the Tolls hereby granted are directed to be collected, recovered, and applied.

Trustees may let the Tolls.

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, by Writing under their Hands and Seals, to demise, lease, and to Farm-let the Tolls arising at the respective Toll-gates, to any Person or Persons willing to take or farm the same, for any Term of Years, not exceeding Three Years, for the best Rent or Price which can be got for the same, to be paid Quarterly or otherwise to the said Trustees, or any Five or more of them, or their Treasurer; 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; and Notice of the Time and Place of Meeting for letting the said Tolls, or any Part thereof, shall be given by the Clerk to the Trustees, by affixing the same in Writing on all the Turnpikes which shall be erected by virtue of this Act, at least One Month before any such Meeting.

Lime not to pay Toll.

Provided always, and be it further enacted, That no Toll shall be demanded or taken at any Gate or Turnpike erected by virtue of this Act, for the passing of any Horse or other Beast, Cart, or other Carriage, laden with Lime only, or returning unladen, having delivered such Lime, or going empty to fetch Lime, or returning laden with Lime.

Trustees may Compound for Tolls.

And be it further enacted, That it shall and may be lawful for the said Trustees, or any Seven or more of them

them, from Time to Time, as often as they shall think fit, to compound with any Person or Persons (except common Carriers) using to travel through all or any of the Gates or Turnpikes erected by virtue of this Act, with any Carriage or Cattle, for any Sum of Money for or in lieu of the Payment of the Tolls hereby granted; which Composition-money shall be instantly paid to the said Trustees, or any Seven or more of them, or to such Person as they shall appoint to receive the same.

Exemptions from Toll.

And be it further enacted, That no Toll shall be demanded or taken for any Cattle drawing any Carriage laden with Materials for repairing any Road or Highway, or for Compost of any Nature or Kind whatsoever for manuring of any Garden or other Land or Ground, or Hay, Straw, or Corn in the Straw, not sold or disposed of, but to be laid up in the Houses, Outhouses, Barns, Yards, or Backsides of the Owners thereof; or drawing any Plough, Harrow, or any other Implement of Husbandry, or for any other Thing whatsoever employed in Husbandry, or for manuring or stocking of Land; or drawing any Coaches or other Carriages, or from Passengers on Horseback, going to or returning from any Election of a Knight of the Shire, or Member to serve in Parliament for the County or Town of Pembroke, or Town and County of Haverfordwest, or for any Cattle drawing the Coach or other Carriage of any Person or Persons going on Sundays to or from their Parish Church, or other Place of religious Worship they usually resort to; or attending the Funeral of any Person who shall die and be buried in any Parish through which the said Roads lead; or for any Cattle going to or returning from Pasture or Water; or for any Post-horse or Cattle drawing any Carriage with the Mail; or for the Horses of any Officers and Soldiers on their March, or for any Cattle drawing the Carts or Carriages attending them; or for the Horses of any Officers of the Militia for the County of Pembroke going to or returning from their annual Exercise, or for any Cattle drawing any Carts or Carriages laden with the Arms or Baggage belonging to the said Militia; or for Horses or Cattle drawing Carriages travelling with Vagrants sent by Passes.

No Toll to be paid unless Persons pass 300 Yards on the Roads.

Provided always, and be it further enacted, That no Toll or Duty shall be demanded or taken at any Toll-gate

gate to be erected by virtue of this Act for any Horse, Cattle, or Carriage, unless such Horse, Cattle, or Carriage shall pass the Space of Three hundred Yards upon some Part of the Roads by this Act directed to be repaired.

No Exemption for Carriages, the Wheels of which are shod with Rose-headed Nails, after *Jan.* 1. 1775.

Provided always, That from and after the first Day of January, One thousand seven hundred and seventy-five, no Person shall be intitled to any of the Exemptions by this Act granted for any Carts or Carriages, the Binding of the Wheels whereof shall be fastened or secured by Nails projecting over the Surface of the Iron or Binding; which Nails are commonly known or distinguished by the Name of Rose-headed Nails.

Penalty on claiming Exemptions unduly.

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 Forty Shillings; One Moiety whereof shall be paid to the Informer, and the other Moiety shall be applied in repairing the said Roads.

Penalty on driving into private Passages to evade the Toll.

And be it further enacted, That if any Person occupying any Land near to any Toll-gate erected in pursuance of this Act shall permit or suffer any Person or Persons to pass through any Gate, Passage, or private Way, with any Cattle; 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 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.

Monies may be borrowed on the Credit of the Tolls.

And for the more speedy repairing, widening, turning, and altering the said Roads, be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Seven or more of them, from Time to Time, upon the Credit of the Tolls by this Act granted, to borrow and take up at Interest any such Sum or Sums of Money as they, or any Seven or more of them, shall think needful; and may, and they

they are hereby impowered to mortgage or assign over the said Tolls, or any Part thereof, to any Person or Persons, for any Term or Number of Years, 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 (the Charges of procuring and passing this Act in the Manner aforesaid being thereout first paid) shall be laid out and applied in and for the repairing, widening, turning, and altering the said Roads, and other the Purposes of this Act.

Assignees may transferred.

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, or any Part thereof, 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 Monies that shall be due thereon, to any other Person or Persons.

Trustees to may 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 such Officers and other Persons, and any of them, from Time to Time, may remove, and appoint others, in case of Death or such Removal; and all and every such Officers and other Persons, who shall, at any Time or Times, have, receive, or pay any Sum or Sums of Money on account of or relating to the repairing, widening, turning, altering, and keeping in Repair the said Roads, shall from Time to Time, (when thereunto required by the said Trustees, or any Five or more 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 Five or more of the said Trustees (which Oath Two of the said Trustees are hereby impowered to administer) of all Monies which he, they, and every of them respectively, shall to that Time have received, paid, and disbursed by virtue of 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

Officers receiving Money to account upon Oath, if required.

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 summary Way, as well by 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.

Officers refusing to account, after Conviction, may be committed, &c.

And be it further enacted, That if any Clerk, Collector, or other Person employed by the said Trustees, or any Seven or more of them, shall refuse or neglect to deliver up, within Fourteen Days after being thereunto required, the Books, Papers, and Writings in his or their Custody or Power, relating to the Trusts and Powers hereby granted to the said Trustees, any One or more Justice or Justices of the Peace, for the County wherein any such Clerk, Collector, or other Person, shall reside or be found, shall, upon the Complaint of any Five or more of the said Trustees, make Enquiry of and concerning such Default in a summary Way; and upon Proof thereof made before such Justice or Justices, by the Oath of any One or more credible Witness or Witnesses, or by Confession of the Party complained of, shall commit such Clerk, Collector, or other Person so making Default, by Warrant under his or their Hand and Seal or Hands and Seals, to the common Gaol of such County, there to remain without Bail or Mainprize, until he shall deliver, or cause to be delivered, to the said Trustees, or any

Penalty on Clerks, Collectors, &c. refusing to deliver up Papers and Writings.

any Five or more of them, or to their Order, all and every such Books, Papers, and Writings, or until he shall give such Satisfaction to the said Trustees, or any Five or more of them, as they shall think reasonable, concerning the said Books, Papers, and Writings.

Treasurer to give Security.

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

Victuallers, &c. not to hold any Place of Profit.

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.

Surveyors may take Materials from waste Grounds, without paying for the same,

And be it further enacted, That the Surveyor or Surveyors 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 Roads, in, upon, or out of or from any River or Brook, Waste or Common, in any Parish, Town, or Place in, adjoining to, or lying near the Roads aforesaid, to be used in repairing the said Roads, without paying any Thing for the same, they the said Surveyors or other Persons filling up the Pits and Holes, and levelling the Ground, or making a sufficient Fence, 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 Rivers or Brooks, Wastes or Commons; then, and in such Cases, 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 any Lands or Grounds of any Person or Persons, where the same may be had or found, to be used towards repairing the said Roads, (such Lands and Grounds not being a Yard, Garden, Orchard, Park,

levelling the Pits.

For want of such Materials, may be taken from Private Grounds, making Satisfaction.

Park, Paddock, Avenue, Wood, Coppice, or Nursery) 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: 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 for the County where the said Materials shall be so cut, digged, gathered, taken, and carried away, shall and may, on Fourteen 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.

Justices to determine Differences.

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 are hereby authorised and impowered to make, or cause to be made, Causeways, in or along the the Sides of any Part or Parts of the said Roads, 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 Roads, or any Part or Parts thereof, from being overflowed, and erect Bridges over such Drains or Watercourses where necessary, and also such other Bridges as they shall think 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 Roads hereby intended to be repaired (not being the Scite of 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 Road, whilst the old or ruinous Road is repairing, and till such Time as it shall be convenient and

Surveyors may make Causeways, Bridges, &c.

and safe for Carriages and Cattle to pass 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.

Surveyors may remove Annoyances,

And be it further enacted, That it shall and may be lawful for the said Surveyor or Surveyors, and such Person or Persons as he or they shall appoint, to remove all Annoyances on the said Roads, and to cut down Trees or Bushes growing in the said Roads, the Owners or Occupiers neglecting to cut down such Trees or Bushes, or to remove such Annoyances, for the Space of Fourteen 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 One or more Justice or Justices of the Peace for the said County of Pembroke, 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.

Owners neglecting to remove the same after Notice.

Charges to be reimbursed to the Surveyors,

and may be levied by Distress and Sale.

Penalty on a Second Offence.

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 Roads, shall not, in a proper Manner, cause the same to be scoured or cleansed within the Space of

Owners neglecting to scour their Watercourses,

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 paid by such Surveyor or Surveyors, upon Demand thereof upon him, her, or them respectively made, either in Person, or by Writing to be left at his, her, or their respective Place or Places of Abode, the said Money, and every Part thereof, upon the Proof of the cleansing and scouring the said Ditches, Drains, or Watercourses, and Payment of the said Money, and Demand thereof made, and Non-payment thereof as aforesaid, by the Oath of One or more Witness or Witnesses before any Justice of the Peace for the County or Place where such Person or Persons respectively shall 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.

Surveyors may cleanse the same:

Charges to be levied by Distress.

And be it further enacted, That in case the said Trustees, or any Seven or more of them, shall at any Time or Times during the Continuance of this Act, think proper to widen, turn, or alter, any Part or Parts of the said Roads for the better Accommodation of Passengers, that then the said Trustees, or any Seven 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, Grounds, or Hereditaments, for the Purchase of any such Lands, Grounds, 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 such Roads; and out of the Tolls by this Act granted, or out of any Money to be borrowed on the Credit thereof, to pay for such Lands, Grounds, or Hereditaments, and for such Loss or Damage, such Sum or Sums of Money as shall be agreed upon between

Trustees may purchase Lands for the widening of the Roads.

tween such Owners, Proprietors, Occupiers, and Persons interested as aforesaid, and the said Trustees, or any Seven or more of them, and also the Costs and Charges attending such Agreement and Purchase.

Bodies Politick, &c. may treat for the Sale of Lands, &c.

And whereas it may happen that some Persons, or Bodies Politick, Corporate or Collegiate, Corporations Aggregate or Sole, Feoffees in Trust, or others, are or may be seised or possessed of Lands, Grounds, or Hereditaments, which may by the said Trustees be thought necessary or proper to be taken in and added to the said Roads, or through which the said Roads may be turned, and such Persons, or Bodies Politick, Corporate or Collegiate, Corporations Aggregate or Sole, or Feoffees, may be willing to treat or agree for the Sale of such Lands, Grounds, or Hereditaments, but may be incapable of granting or conveying the same, by reason of Infancy or other Disability; be it therefore 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, Husbands, Guardians, or other Trustees whatsoever, for or on Behalf of any Infants, Femes-covert, or Cestuique Trusts, and for all and every Person and 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 Seven 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 any-wise notwithstanding: And all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, 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.

And

Persons neglecting to treat for the Sale of such Lands,

And be it further enacted, That if any such Owner, Proprietor, Occupier, Bodies Politick Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees, or other Person or Persons interested in any such Lands, Grounds, or Hereditaments, upon Notice to them given or left in Writing at the Dwelling-house or Houses, or Place or Places of Abode of such 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 Roads, or into or through which such Road is to be 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 Five 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 wherein such Lands, Grounds, or Hereditaments shall lie, (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 account of the taking of such Lands, Grounds, or Hereditamens into the said Roads, or of turning such Road into or through any such Lands, Grounds, or Hereditaments; and in order thereto the said Trustees, or any Five 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 and 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 to administer); and they shall order and cause the said Jury to view the said Places in question, if there be Occasion, and use all lawful Ways and Means, as well for their own as for the said Jury's better Information in the Premises, as they

Jury to assess the Recompence on Oath.

the

the said Trustees, or any Five 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 Five or more of them, shall thereupon order, adjudge, and determine the said Sum or Sums of Money so assessed by the said Jury to be paid to the 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 Judgment, Order, or Determination so had and made, shall be final, binding, and conclusive, to all Intents and Purposes against all Person and Persons whatsoever 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 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 Five or more of them, are hereby impowered to issue out their Warrant or Warrants to the Sheriff of the County wherein such Lands, Grounds, or Hereditaments shall lie, thereby commanding and requiring him to impannel, summon, and return an indifferent Jury of Twenty-four Persons to appear before the said Trustees, or any Five 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 impannel, summon, and return such Number accordingly; and out of the Persons so impannelled, summoned, and returned, or out of such of them as shall appear upon such Summons, the said Trustees, or any Two 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

Verdict of the Jury to be final.

Trustees to issue their Warrant to Sheriff to summon a Jury.

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 procured, 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 be sworn: And the said Trustees, or any Five 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 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.

Juries may be challenged.

Trustees may impose a Fine on the Sheriff, &c. making Default.

Fine not to exceed 10 *l.*

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 Monies, 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 such Loss or Damage, than what shall have been agreed to and offered by the said Trustees, or any Seven or more of them, before the summoning or returning such 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 Va-

Expences of Juries how to be borne.

lue

hue of any such Right, Property, or Interest, or Losses or Damages sustained as aforesaid, shall be borne and paid by the said Trustees, or any Five or more of them, 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 Monies than shall have been agreed to and offered by the said Trustees, or any Seven 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.

Monies assessed to be charged on the Tolls.

And be it further enacted, That all and every Sum and Sums of Money so assessed as aforesaid is hereby charged upon the Monies which shall be raised by virtue of this Act, and shall be paid thereout accordingly by the said Trustees, or any Five or more of them, or their Treasurer, to the Persons 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 to the said Trustees for the Use of such Persons, such Lands, Grounds, or Hereditaments shall be laid into and made Part of the said Roads, 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 Roads 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 Road so widened, altered, or turned was and ought to have been kept in Repair: And after such new Road shall be completed, the Lands and Grounds comprised in or constituting the old or former Road shall be vested in the said Trustees, and shall or may be stopped up or left unrepaired, or shall or may be by them, or any Five 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 that can be got for

Lands purchased to be made Part of the Road.

Old Road may be sold.

Application of Money.

for the same; and the Money arising by such Sale shall be applied and disposed of for the repairing the said Roads, and other the Purposes of this Act; and the Sale or Conveyance and Conveyances to be made of such Lands or Grounds being executed by the said Trustees, or any Five or more of them, and inrolled with the Clerk of the Peace for the said County of Pembroke, shall be good and effectual in the Law to all Intents and Purposes whatsoever.

Not to damage any House, &c. in altering the Road.

And be it further enacted, That in widening, turning, altering, or diverting any Part or Parts of the said Roads, nothing shall be done which shall or may in any-wise injure or damage any House or Building, or any Yard, Garden, Orchard, Park, Plantation, or Nursery of Trees, or any Walk of Trees, or Avenue to any House, unless the Owner or Proprietor thereof shall consent thereto.

Persons liable to Repair of Roads to continue so.

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 making of this Act hath or have used or of Right ought, by reason of the Tenure of any Lands or Hereditaments, or on any other Account or Accounts, to repair any Part or Parts of the Roads hereby intended to be repaired, or any Bridge or Bridges, 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 Roads, and such Bridge or Bridges, in the same Manner as they and every of them hath or 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 Roads 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 in 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 Roads 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 any Lands, Tenements, or Hereditaments, as the said Trustees, or any Five or more of them, shall

shall direct or appoint, and at such Time 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 within any such Towns, Parishes, Hamlets, and Places, shall be deemed and taken to keep a Team, and shall do and perform such Work in and towards repairing the Highways of the several Towns, Parishes, Hamlets, and Places in which they respectively live, or shall occupy any Lands, Tenements, and Hereditaments, as Persons keeping Teams are obliged by Law and ought to do; that is to say, For every Fifty Pounds he, she, or they shall so rent, hold, or occupy.

Persons renting 50*l.* *per Annum*, deemed Team-holders.

And, to the End that the said Trustees may know the Inhabitants of, and Occupiers of Lands, Tenements, and Hereditaments, in all the Towns, Parishes, Hamlets, and Places, through which the said Roads lead, who are liable to do Statute-work in their Highways, and what Sort of Duty they ought respectively 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 after the Twenty-fifth Day of March in every Year, or at any other Meeting of the said Trustees, if thereunto required by the said Trustees, or any Five or more of them, during the Continuance of this Act, Ten Days Notice of such Meeting being affixed on all the Toll-gates erected by virtue of this Act, 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-duties in and upon the said Highways; and shall in such Lists, and every of them, distinguish and set forth which of such Inhabitats and Occupiers shall and by this 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.

Parish Surveyors, &c. to deliver in Lists of Persons liable to do Statute-work.

Penalties on Surveyors not giving in such Lists,

And be it further enacted, That if the Surveyor or Surveyors of the several Towns, Parishes, [illegible] lects, or Places through which the said Roads lie, shall not deliver into the said Trustees, Lists of the Inhabitants of, and Occupiers of Lands, Tenements, and Hereditaments, in their said several 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 such Statute-work in and upon the said Highways, shall not do such Statute-work in and upon the said Roads, 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 herein after mentioned; that is to say, Every such Inhabitant or Person who shall keep, or by virtue of this Act shall be deemed to keep a a Team or Teams, for every Day's Work, for each Team, the Sum of Ten Shillings, and every other Inhabitant or 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 Roads 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

and on Persons not performing Statute-work.

Penalty on Persons found idle.

Person

Person or Persons had not come, or sent any Team, Draught, or Cart, to work on the said Roads, and he, she, or they, shall be subject and liable to the said respective Forfeitures as if he, she, or they, had neglected or refused to do or perform the said respective Days Work.

Trustees may compound with Persons and Parishes for Statute-work.

And be it further enacted, That the said Trustees, or any Five or more of them, may, and 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 Roads, 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 said Roads, or any Part or Parts thereof lead, for the several Days Statute-work to be by them respectively done upon the said Roads, at and for such Sum or Sums of Money, by the Year, or otherwise, as they the said Trustees, or any Five 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.

Justices may proportion the Statute-duty.

And be it further enacted, That if the Surveyor or Surveyors of Highways for the Time being of any of the Towns, Parishes, Hamlets, or Places, through which the said Roads lead, 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 Roads, it shall and may be lawful for such Surveyor or Surveyors of the Highways to appeal to the Quarter-sessions of the Peace next after such Direction or Appointment, unless the same shall be made within Eight Days preceding such Quarter-session, and then to the Second Quarter-session next after such Direction or Appointment; and the Justices in their said Quarter-

ſeſſion, are hereby authoriſed and impowered finally to adjuſt and determine what Proportion of the Statute-work in any Town, Pariſh, Hamlet, or Place, ſhall be done on the Roads by this Act directed to be repaired, ſuch Surveyor or Surveyors of the Highways having firſt given Eight Days Notice of ſuch Appeal to the Surveyor or Surveyors appointed by the ſaid Truſtees.

County Bridges to be repaired as formerly.

Provided always, and be it further enacted, That all County Bridges over which any of the ſaid Roads lead, ſhall be repaired, and kept in Repair, in the ſame Manner as they were repaired, and kept in Repair, before the paſſing of this Act.

Act 7 *Geo.* III. recited with reſpect to Wheel-carriages.

And whereas by an Act paſſed in the Seventh Year of the Reign of His preſent Majeſty, intituled, An Act to explain, amend, and reduce into One Act of Parliament the ſeveral Laws now in being for regulating the Turnpike Roads of this Kingdom, and for other Purpoſes therein mentioned, it is, among other Things, enacted, That no Cart, or other Two-wheeled Carriage, having the Fellies of the Wheels of leſs Breadth than Nine Inches, ſhall paſs or be drawn on any Turnpike Road with more than Three Horſes, or Six Oxen or Neat Cattle in Pairs, and One Horſe; or Four Oxen or Neat Cattle in Pairs, and Two Horſes, on Pain of ſuch Forfeitures as are in the ſaid Act mentioned; and it is by the ſame Act further provided, That no Perſon ſhall, by virtue of any Act of Parliament for making and repairing Turnpike Roads, have, claim, or take the Benefit or Advantage of any Exemption from Toll, or Part of Toll, or to pay leſs Toll for or in reſpect of any Waggon, Wain, Cart, or other Carriage, or Horſe drawing the ſame, (except as therein is excepted) unleſs the Sole or Bottom of the Fellies of the Wheels thereof are of the Breadth or Gauge of Nine Inches.

Carts with Two Wheels carrying Lime for manuring of Land, *&c.* may be drawn with more than Three Horſes.

And whereas a great Quantity of Lime for the Manuring and Improvement of Land, and a great Quantity of Coal and Culm for Fuel is raiſed in the County of Pembroke, and is carried in Two-wheel Carts over or upon Part of the Roads by this Act directed to be repaired, and through narrow and bad Roads, not included within this Act, to very diſtant Places, in the the County of Pembroke aforeſaid, and in the adjoining County of Carmarthen; and if the

Regulations

Regulations in the said recited Act, in respect to the Number of Horses to be used in drawing such Two-wheel Carts, and in respect to the Width of the Fellies of the Wheels of such Carts, were to extend to Carts employed in carrying of Lime for manuring of Land, and Coal and Culm for Fuel, as aforesaid, over or upon the Roads by this Act directed to be repaired, it would be of very great Inconvenience and Prejudice to the Inhabitants of the Counties of Pembroke and Carmarthem; be it therefore further enacted, That the said Restrictions and Regulations in the said recited Act contained, with respect to the Number of Horses to be employed in drawing Two-wheel Carts, and the Width of the Wheels of such Carts, shall not extend to affect, or be construed to extend to affect, the carrying of Lime for the Manuring and Improvement of Land, or Coal or Culm for Fuel, over and upon any Part or Parts of the Roads by this Act directed to be repaired, but that it shall and may be lawful for all Two-wheel Carts laden with Lime for the Manuring and Improvement of Land, or Coal or Culm for Fuel, or returning empty (having delivered such Lime, Coal, or Culm) or going empty to fetch such Lime, Coal, or Culm, or returning laden with such Lime, Coal, or Culm, to pass and be drawn upon all and every Part and Parts of the Roads, by this Act directed to be repaired, with a greater Number than Three Horses, and to travel with Wheels of the Construction of those which are in Use at present, though the Fellies are of less Width than Nine Inches, without being subject to any of the Penalties or Forfeitures in the said recited Act contained in respect thereof; any Thing in the said recited Act to the Contrary thereof in any-wise notwithstanding.

Persons drawing Timber, &c. except on Wheel-carriages.

And be it further enacted, That if any Person or Persons shall hale or draw, or cause to be haled or drawn, along any Part of the said Roads, any Tree or Trees, Piece or Pieces of Timber, or any Stone or Stones, (except Mill-stones) otherwise than upon Wheel Carriages or Sledges, every such Person or Persons shall, for every such Offence, forfeit and pay the Sum of Forty Shillings.

Roads to be measured, and Mile-stones erected.

And be it further enacted, That the said Trustees, or any Five or more of them, shall cause the said Roads to be measured, and Mile-stones to be set up

on the Sides of the said Roads, with Inscriptions to be made thereon denoting the Number of Miles and Distances of Places, and also Posts at the several Roads leading out of the Roads hereby directed to be repaired, with Inscriptions to be made thereon denoting to what Place or Places the said Roads respectively lead; and if any Person or Persons shall wilfully or designedly break or pull down, dig up, injure, deface, or destroy any or either of the Stones or Posts that shall be so set up, or erase, obliterate, or deface any of the Inscriptions 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 Stone or Post so wilfully and designedly broken, obliterated, defaced, or pulled down.

Penalty on defacing them.

Penalties and Forfeitures how to be recovered.

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 by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal or Hands and Seals of One or more Justice or Justices of the Peace for the County wherein such Offender shall dwell; 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 their Treasurer, and shall be applied (if not otherwise directed to be applied by this Act) for and towards the amending the said Roads, and other the Purposes of this Act: And in case sufficient Distress cannot be found, and such Penalties or 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 or their Hand and Seal or 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.

And

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-Session of the Peace for the County or Place where the Matter or Thing for or by reason of which such Act, Order, or Judgement shall be so done, made, or awarded, and which shall be holden next after the doing, making, or awarding of such Act, Order, or Judgement, he, she, or they causing Eight Days Notice in Writing of such Appeal, and of the Cause or Matter thereof, to be given to the Person or Persons on whose Oath or Oaths or other Evidence such Act, Order, or Judgement shall be so done, made, or awarded, and to some or One of the Collectors or Receivers of the said Tolls; which said Justices at their Session, 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.

Persons aggrieved may appeal to the Quarter Session.

Order of Justice to be final.

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 removable 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 Trespassers ab initio on account of any Irregularity which shall be afterwards done by the Party or Parties distraining; but the Person or Persons

Distress not to be deemed unlawful for Want of Form.

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 hath been 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 the 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 Monies 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 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 Trustee to act but at a Meeting.

And be it further enacted, That no Persons shall be capable of acting as a Trustee in the Execution of this Act, unless it be at a Meeting to be held in pursuance of the Powers hereby granted.

No Order to be repealed unless Seven Trustees present.

And be it further enacted, That no Order made by the said Trustees, or any Five or more of them, 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 by any subsequent Order of the said Trustees, unless Seven Trustees shall be present, and consent thereto.

And

And be it further enacted, That the Tolls or Duties, and Powers hereby granted, shall commence and have Continuance from and after the passing of this Act, for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament. Commencement and Continuance of this Act.

And be it further enacted, That if any Action or Actions, Suit or Suits, shall be brought against any Person or Persons for any Thing done in pursuance of this Act, or in relation to the Matters herein contained, such Actions and Suits, and every of them, shall be commenced within Six Months next after the doing the Matter or Thing for which such Action or Actions, Suit or Suits, shall be so brought, and not afterwards; and shall be brought, laid, and tried, in the County or Place where such Cause of Action shall arise, or in the next English County, and not in any other County or Place; and that the Defendant or Defendants in such Actions and Suits, and every of them, may plead the General Issue, and give this Act and the Special Matter in Evidence at any Trial or Trials which shall be had thereupon, and that the Matter or Thing for which such Action or Actions, Suit or Suits, shall be so brought, was done in Pursuance and by the Authority of this Act: And if the said Matter or Thing shall appear to have been so done, or if any such Action or Suit shall not have been commenced within the Time before for that Purpose limited, or shall be laid in any other County or Place than as aforesaid, then the Jury or Juries shall find for the Defendant or Defendants therein; and if a Verdict or Verdicts shall be found for such Defendant or Defendants; or if the Plaintiff or Plaintiffs in such Action or Actions, Suit or Suits shall become nonsuit, or suffer a Discontinuance of such Action or Actions, or if upon any Demurrer or Demurrers in such Action or Actions Judgement shall be given for the Defendant or Defendants therein; then, and in either of the Cases aforesaid, such Defendant or Defendants shall have Treble Costs, and shall have such Remedy for the Recovery thereof as any Defendant or Defendants hath or have for his, her, or their Costs in any other Cases by Law. Limitation of Actions. General Issue. Treble Costs.

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

FINIS.