Anno quinto

Georgii III. Regis.

An Act for repairing and widening the Road leading from *Porthaethwy Ferry* to *Holyhead*, in the County of *Angleſey*.



WHEREAS the Road leading from Porthaethwy Ferry to Holyhead, in the County of Angleſey, is in many Places narrow, incommodious, and dangerous, and greatly out of Repair, and cannot be effectually amended, widened, and kept in Repair, by the Laws now in being; 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 Right Honourable Thomas James Lord Viſcount Bulkeley in the Kingdom of Ireland, Sir William Owen, Sir John Thomas Stanley, Sir Hugh Williams, Sir Nicholas Bayly, Sir John Wynn, Baronets; the Honourable Thomas Harvey, Thomas Aſhton, Henry Bayly, James Briſcoe, Hugh Davies, Charles Evans, John Griffith, Hugh Hughes,

Preamble.

Truſtees Names.

Hughes, William Hughes, Richard Hughes of Bodaryn, William Jones, John Jones, Hugh Wynn Jones, Herbert Jones, Thomas Kyffin, John Kyffin, Francis Lloyd, Richard Lloyd, John Lloyd, Robert Lloyd, Lewis Lloyd, William Lewis, John Lewis, Owen Meyrick, Owen Patland Meyrick, Henry Morgan, John Nangle, Robert Owen, Richard Price, Paul Panton, Humphry Roberts, Bodychen Sparrow, Rice Thomas, William Williams, Bennet Williams, Hugh Williams of Tyfry, Hugh Williams of Cromlach, Holland Williams, John Williams, Henry Williams, Hugh Warburton, Thomas Wynn, Glynn Wynn, Owen Wynn, Esquires; the Reverend Doctor Lloyd Rector of Llanbeilan, the Reverend Robert Lewis Rector of Trefdraeth, Thomas Bowles D. D. John Bulkeley, Samuel Bulkeley of Cordana, Richard Evans, Robert Evans of Trego, John Ellis Rector of Llantrisaint, John Evans Rector of Llanvechill, Edward Hughes, John Hughes Rector of Llandisaint, Bulkeley Hughes, Humphry Jones Rector of Llanvaethly, Owen Jones Rector of Newborough, William Griffith Rector of Rhoscollyn, John Lewis Rector of Llangefin, Lewis Owen Rector of Llanalgo, Nicholas Owen Rector of Landrillog, Owen Parry Rector of Llangadwalader, Robert Price of Amboch, Henry Rowlands Vicar of Llanidan, James Vincent, Francis Wynn Rector of Llanfair, Richard Williams, Hugh Williams, the Rector of Llandegvan for the time being, the Curate of Holyhead for the time being, Clerks; Richard Broadhead, Robert Bulkeley, Hugh Davies, William Evans, John Ellis, John Evans of Trefarthin, Thomas Evans, Robert Edwards, William Humphry, Owen Hughes of Hendref, Owen Hughes of Dewis Tyddyn, Peter Hughes, Richard Hughes of Beaumaris, John Hughes of Llandrugan, Hugh Hughes of Rhoscollyn, Hugh Hughes of Whaen, William Hughes of Bringole, Michael Hughes, Thomas Hughes, Robert Hughes, William Hughes of Neuodd, Herbert Jones, William Jones, Hugh Jones, John Jones, Owen Jones of Penhros Brodwen, Ambrose Lewis, Lewis Lloyd, Evan Lloyd of Maes y Porth, Richard Owen, Thomas Parry, Richard Poole, Owen Parry of Pendref, John Prichard, William Prichard, Harry Prichard, Hugh Price, Henry Sparrow, William Thomas of Goedana, Hugh Thomas, William Vickars, Owen Williams of Castelljor, Owen Williams of Tynlwydan, Thomas Williams of Llanidan, William Williams, Bulkeley Williams, Robert Williams of Llannerchymedd, Thomas Williams of Pwllygyna, Hugh Wynn, Gentlemen; shall be, and they are hereby appointed Trustees, for surveying, ordering, widening,

dening, turning, altering, amending, and keeping in Repair the said Road, and for putting in Execution all other the Powers by this Act given.

Qualification of Trustees.

Provided nevertheless, 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 Right of his Wife, in the actual Possession or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments, of the clear yearly Value of Fifty Pounds above Reprizes, or possessed of, or intitled unto, a Personal Estate of the Value of One thousand two hundred Pounds, or shall be Heir Apparent of a Person possessed of an Estate in Lands, Tenements, or Hereditaments, of the clear yearly Value of One hundred Pounds: And if any Person not being so qualified, shall presume to act, contrary to the Intent and Meaning hereof, every such Person shall, for every such Offence, forfeit and pay the Sum of Fifty Pounds, to any Person or Persons who shall sue for the same, to be recovered in any of his Majesty's Courts of Record, by Action of Debt, or on the Case, or by Bill, Suit, or Information, wherein no Essoin, Protection, Wager of Law, or more than One Imparlance shall be allowed; and every Person so prosecuted shall prove that he is qualified as aforesaid, or otherwise shall pay the said Penalty, upon Proof given of his having acted as a Trustee in Execution of this Act.

Penalty on acting if not qualified.

Time and Place of Trustees Meeting.

And be it further enacted by the Authority aforesaid, That the said Trustees, or any Five or more of them, shall meet together at Gwindy, in the said County, on the Day Month next after the passing of this Act, and proceed to the Execution of this Act, and shall then choose a Clerk or Clerks to write their Orders, and take Minutes, and make Entries of their Proceedings, and for other Purposes; and shall then, and from time to time afterwards, adjourn themselves to meet at such Place or Places within or near the said Road, as they the said Trustees, or any Five or more of them, shall, from time to time, think most convenient for putting this Act in Execution; and if at any Meeting appointed to be held by virtue of this Act, there shall not appear a sufficient Number of Trustees to act, and to adjourn to another Day, the Trustee or Trustees then present, or the Clerk or Clerks to the said Trustees, shall from time to time, as often as such Case shall happen, by Notice in Writing to be affixed upon all the Turnpike Gates which shall then be erected upon or across the said Road,

In Default of a sufficient Number to act,

Notice to be given of another Meeting.

at least Ten Days before the next Meeting appoint the Trustees to meet at the Place where the last Meeting was appointed to be held, on the Fourteenth Day after the Day for which such last Meeting was appointed; and the said Trustees at all their Meetings shall defray their own Expences; and that all Orders and Determinations of the said Trustees, in the Execution of this Act, shall be made at Meetings to be held in pursuance of this Act, and not otherwise; and that no such Order or Determination shall be made, unless the Majority of the Trustees present at the Meeting shall concur therein, such Majority not being less than Five of the Trustees by this Act authorized to make any such Order or Determination; nor shall any such Order or Determination be revoked or altered at any subsequent Meeting, unless Nine Trustees shall be present; nor shall any Trustee be capable of acting in the Execution of any of the Powers hereby granted, during the Time he shall hold any Place of Profit under this Act; but all such Trustees as are Justices of the Peace, may act as Justices of the Peace in the Execution of this Act, notwithstanding their being Trustees, except only in such Cases where they shall be personally interested.

No Order to be valid, unless made by the Majority of the Trustees present.

No Trustee to accept a Place of Profit arising from the Tolls.

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

And be it further enacted by the Authority aforesaid, That when and as often as any Trustee shall die, remove, or refuse to act, it shall be lawful for the surviving or remaining Trustees, or any Five or more of them, by Writing under their Hands and Seals, to elect One other Person, qualified as aforesaid, to be a Trustee in the room of such Trustee so deceased, removed, or refusing to act; but Notice in Writing of the Time and Place of Meeting for every such Election shall be given by the Clerk or Clerks to the said Trustees, by affixing the same in Writing upon all the Turnpikes in or upon the said Road, at least Ten Days before every such Meeting; and all Persons who shall be so elected, are hereby vested with the same Powers for putting this Act in Execution, as the Persons in whose Places they shall be respectively chosen were vested with.

On Death, or Removal of Trustees, others to be chosen.

Notice to be given of such Meeting.

And be it further enacted by the Authority aforesaid, That the said Trustees, or any Five or more of them, shall and may, from time to time, cause to be erected a Gate or Gates, Turnpike or Turnpikes, in, upon, or across, any Part or Parts of the said Road, and on the Side or Sides of the said Road, and across any Way leading out of the same; and also a Toll-house or Toll-houses, in, upon, or on the Side or Sides, or across the said Road; and may cause any such Turn-

Trustees may erect Turnpikes and Toll-houses.

pike or Turnpikes, Toll-house or Toll-houses to be taken down, removed, or altered; and that the Tolls following shall be demanded and taken before any Cattle or Carriages shall be permitted to pass through any of the same Toll-gates or Turnpikes respectively; that is to say: and take the following Tolls thereat.

The Tolls.

For every Coach, Machine, Landau, Berlin, Chariot, Chaise, Calash, Hearse, or other Vehicle, and Six Horses, the Sum of Two Shillings.

For every such Carriage and Four Horses, the Sum of One Shilling and Four Pence.

For every such Carriage and Two Horses, the Sum of Eight Pence.

For every Chaise and One Horse, the Sum of Four Pence.

For every Horse, Mare, Gelding, Mule, or other Beast, drawing in any Waggon, Wain, Cart, or other Carriage, the Sum of Four Pence.

For every Horse, Mare, Gelding, Mule, or other Beast, laden or unladen, and not drawing, 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 greater or less Number.

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

Which said respective Sums of Money shall be demanded and taken in the Name of, or as a Toll: 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, or any Part thereof, it shall be lawful for the Person or Persons appointed to collect such Tolls, to seize and distrain any Horse or other Cattle, Beast, or any Goods or Carriage, upon which any such Toll is by this Act imposed, or any of the Goods and Chattles of such Person or Persons so neglecting or refusing to pay the same; and if such Tolls, and the reasonable Charges of such Seizure and Distress, and of detaining and keeping the same, shall not be paid within the Space of Four Days after such Seizure and Distress made, the Person or Persons so distraining shall and may sell the Horse, Cattle, Beast, Carriage, or Goods and Chattles so distrained, returning the Overplus (if any be) upon Demand, to the Owner thereof, after such Tolls and all reasonable Charges shall be deducted;

Tolls may be levied by Distress and Sale.

Distress may be sold in 4 Days.

Tolls vested in the Trustees.

vested; and all the Tolls collected or levied by virtue of this Act shall be and are hereby vested in the said Trustees, and shall be applied, or may be assigned, in such Manner as is herein after-mentioned.

Tolls to be paid but once a Day.

Provided always, and be it further enacted by the Authority aforesaid, That the said respective Tolls shall be paid only once in every Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock in the succeeding Night, through any One Turnpike to be erected by virtue of this Act; but all and every Person and Persons after having paid such Tolls or Toll respectively as aforesaid, shall, upon producing a Note or Ticket, Notes or Tickets, denoting such Payments or Payment, afterwards pass with such Horses, Cattle, Beasts, or Carriage, Toll-free during such Day, to be computed as aforesaid, through the respective Gates or Gate where such Payments or Payment respectively were or was made, which Notes or Tickets the said Collectors of the Tolls are hereby required to give gratis on the Receipt of the Toll.

Coal to pay Half the Toll.

Provided also, and be it further enacted by the Authority aforesaid, That no Cattle or Carriage which shall pass laden only with or going unladen the same Day, to be computed as aforesaid, for Coal, Slack, or Kennel, through all or any of the Turnpikes intended to be erected by virtue of this Act, shall pay but Half of the Tolls hereby granted on Cattle and Carriages.

No Toll for crossing the Road.

Provided always, That no Toll shall be taken for any Horse, Cattle, Beast, or Carriage, which shall only cross the said Road.

Turnpikes, Toll-houses, &c. vested in the Trustees.

And be it further enacted by the Authority aforesaid, That the Right and Property of all the Turnpikes and Toll-houses to be erected or provided by virtue of this Act, and of the Materials of which the same shall consist, and also all Materials which shall be actually got or collected for repairing the said Road, shall be and are hereby vested in the said Trustees; and they or any Five or more of them, are hereby impowered to bring or cause to be brought any Action or Actions in the Name or Names of any One or more of the said Trustees, or of their Treasurer or Treasurers, Clerk or Clerks, or to prefer or order the preferring of Indictments against any Person or Persons who shall injure and disturb them the said Trustees in the Possession thereof.

Application of the Monies.

And be it further enacted by the Authority aforesaid, That out of the Tolls collected and levied at any Gate or Gates, Turnpike or Turnpikes, erected upon the said Road, or the Monies to be borrowed in respect thereof,

of the said Trustees, or any Five or more of them, shall, in the First Place, pay all the Expences incurred in and in relation to the obtaining of this act; and afterwards all the Tolls and Monies to be collected and levied within, upon, or in respect of the said Road hereby directed to be repaired, and the Monies to be borrowed upon the Credit thereof, shall be applied in defraying the Expences of erecting and providing the Turnpikes and Toll-houses, and of repairing, widening, altering, turning, and keeping in Repair, the said Road, and of executing the other Purposes of this Act, in such Manner as the said Trustees, or any Five or more of them, shall from time to time direct.

Trustees may vary the Tolls.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the said Trustees, or any Five or more of them, at their First or any subsequent Meeting or Meetings to be held for that Purpose, to vary, lessen, or reduce all or any of the Tolls hereby granted, and for such Time or Times as they the said Trustees, or any Five or more of them, shall think proper; and may afterwards from time to time advance all or any of the Tolls so lessened and reduced or advanced to be collected, received, taken, and laid out and applied for the Purposes of this Act, in such Manner as they shall think fit; but no such Reduction shall be made at any Time after such First Meeting, unless the Person or Persons who shall be intitled to Two Thirds of the Money which shall have been lent upon the Credit of the Tolls intended to be reduced shall be consenting thereto; and that no such Reduction shall be made unless Twenty Days Notice, at the least, shall be given in Writing, to be affixed upon all the Turnpike Gates which shall be then erected by virtue of this Act, of the Intention to make such Reduction.

Penalty on going through or permitting private Passage, &c.

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall with any Horse, Cattle, Beast, or Carriage, pass through any Land, Ground, or Hereditaments, lying near any Turnpike which shall be erected by virtue of this Act (the same not being a publick Highway) or if any Owner or Occupier of any such Ground, Land, or Hereditaments, shall knowingly permit or suffer any Person or Persons with any Horse, Cattle, Beast, or Carriage whatsoever, to pass through the same; or if any Person or Persons shall give to or receive from any Person or Persons, or forge or counterfeit any Ticket by virtue of this Act to be given, whereby the Payment of any of the said Tolls, or of any Part thereof, shall be avoided; or if

Penalty on giving or receiving Tickets, &c.

any Person or Persons shall pass through any such Turnpike with any Horse or other Cattle, or Beasts, without Payment of Toll; or shall take off, or cause to be taken off, any Horse or other Cattle or Beast, from any Carriage; or shall leave, or cause to be left, upon or near to any Part of the said Road, any Carriage, Horse, Cattle, or Beast, with an Intent to avoid the Payment of any of the said Tolls, or of any Part thereof; or with such Intent shall unload any Goods from any Horse, Cattle, Beast, or Carriage, or secrete any Goods chargeable with any such Toll; every Person so offending in each of the Cases aforesaid, shall, for every such Offence, forfeit the Sum of Forty Shillings, whereof One Moiety shall be paid to the Informer or Informers, and the other Moiety shall be applied in such Manner as the Penalties are herein directed to be applied.

or taking off Horses, &c.

or unloading Goods, &c. to avoid paying the Tolls.

Exemptions from Tolls.

Provided always, and be it further enacted by the Authority aforesaid, That no Toll shall be taken for any Carriage, or any Horse, Cattle, or Beast, laden only with, or going unladen for, or returning unladen on the same Day, having been only laden with Gravel, Stone, or other Materials, for repairing the said Road, or with Hay, Straw, or Corn in the Straw only, or Lime, Sand, Muck, Dung, Compost, or other Materials (Lime or Sand in narrow-wheeled Carts under Six Inches wide only excepted) for the manuring and improving of Land, passing through any of the Turnpikes to be erected by virtue of this Act, to be laid up or placed in the Outhouses, or on the Lands of the Owners thereof, or for any Ploughs, Harrows, or Implements of Husbandry, for manuring, cultivating, or improving of Lands; or for any of the Carriages or Cattle aforesaid, going to or from any Corn Mill or Mills, upon, or contiguous to the said Road; or for Horses or Cattle going to, or coming from being shoed; or to or for any Person or Persons going to or from their proper Parochial Church or Chapel, or attending the Funeral of any Person or Persons that shall die and be buried in the same Parish; or for any Post-horse or Vehicle carrying the Mail or Packet; or for any Cattle going to or from Water or Pasture; or for the Horses of any Soldiers upon their March, or Carriages attending them with their Baggage; or for any Cattle or Carriage employed in the conveying of Vagrants sent by legal Passes; or for any Coach or Landau, Berlin, Chariot, Calash, Chaise, or Chair, or Passenger on Horseback, going to, or returning from, any Election

of

of a Knight of the Shire to serve in Parliament for the said County of Anglesey, during the Time of such Election, or on the Day before or Day after such Election shall begin or be concluded.

Tolls may be assigned for Money borrowed.

And, for the more speedy repairing and widening the said Road, be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, from time to time, upon the Credit of the Tolls hereby made payable, to borrow and take up at Interest any Sum and Sums of Money as they, or any Five or more of them, shall think needful; and may, and they are hereby authorized and impowered, to mortgage or assign over the said Tolls, or any Part or Parts thereof, to any Person or Persons, as a Security or Securities for the several Sums of Money that shall be so borrowed, and the Interest thereof, as aforesaid; which said Sums of Money so to be borrowed (the Costs and Charges of procuring and passing of this Act in the Manner aforesaid being thereout first paid and deducted), shall be applied in and for the repairing and widening the said Road, in such Manner as the said Tolls are hereby directed to be laid out and applied, and to and for no other Use or Purpose whatsoever.

Assignments may be entered in a Book.

And be it further enacted, That Copies of all such Mortgages or Assignments shall be entered in a Book or Books to be kept for that Purpose, by the Clerk or Clerks, Treasurer or Treasurers, to the said Trustees; and that no Money shall be borrowed upon the Credit of the said Tolls, unless Notice be for that Purpose fixed in Writing upon all the Turnpikes in or upon such Road, for which such Monies shall be borrowed, at least Twenty Days before the borrowing thereof.

Notice to be given of borrowing Money.

Assignments may be transferred.

And be it further enacted, That all and every Person or Persons to whom any such Mortgage or Mortgages, Assignment or Assignments of the Tolls shall be made as aforesaid, or who shall be intitled to the Money thereby secured, and his, her, or their Assignee or Assignees, may and is and are hereby impowered, from time to time, to transfer or assign over such Security or Securities, and all the Money that shall be due thereon, to any Person or Persons whatsoever.

Entries to be made of all Assignments.

And be it further enacted, That every such Transfer or Assignment shall be produced and notified to the Clerk or Clerks, Treasurer or Treasurers, to the said Trustees, who shall cause an Entry or Memorial to be made of such Assignment or Transfer, containing the Dates, Names of Parties, and Sums of Money therein and thereby

thereby assigned and transferred, in the said Book or Books to be kept for the entering the said original Mortgages or Assignments, for which the said Clerk or Clerks, Treasurer or Treasurers, shall be paid such Sum as the said Trustees, or any Five or more them, shall appoint, not exceeding the Sum of Two Shillings and Six Pence; and that from and after such Entry made, but not till then, every such Assignment shall intitle such Assignee, his, her, and their Executors, Administrators, and Assigns, to the Benefit thereof, and Payment thereon; and every such Assignee, his, her, or their Executors, Administrators, or Assigns, may in like Manner assign again, and so toties quoties; and it shall not be in the Power of such Person or Persons who shall have made such Assignments respectively, to make void, release, or discharge the same, or any Monies thereby due, or any Part thereof.

Clerk's Fee.

Clause for paying off the Creditors, if the major Part in Number and Value shall signify their Desire for that Purpose.

Provided always, and be it further enacted by the Authority aforesaid, That in case the said Trustees, or their Clerk, or any other Person authorized to act under them for that Purpose, shall at any Time or Times hereafter make Default in Payment to any such Mortgagee or Mortgagees, Assignee or Assignees of the said Tolls, his, her, or their Executors, Administrators, or Assigns, the Tolls, or such Part or Proportion thereof, which he, she, they, or either of them respectively, is, are, or shall be intitled unto by virtue of any Mortgage or Mortgages, Assignment or Assignments of the said Tolls, that then and in such Case such Mortgagee or Mortgagees, Assignee or Assignees, his, her, or their lawful Representative or Representatives, so neglected to be paid, contrary to the Intent and Meaning of this Act, is and are hereby required to give Notice in Writing to the said Trustees, or any Five or more of them, or their Clerk, of such Neglect or Failure in Payment; and if Payment of what shall be then due by virtue of such Mortgage or Mortgages, Assignment or Assignments, be not made within Thirty Days after such Notice given, then it shall and may be lawful for such Mortgagee or Mortgagees, Assignee or Assignees, his, her, or their Executors, Administrators, or Assigns, to enter upon and take Possession of all or any of the said Gates, and receive all the Monies arising by the Tolls of such Gates, or such Part or Proportion thereof as shall be sufficient to discharge what shall be then due on such Mortgage or Mortgages, Assignment or Assignments, and the Interest thereof, according to the Agreement entered into between such Mortgagee or Mortgagees, Assignee

ſignee or Aſſignees, and the ſaid Truſtees, always accountable to the ſaid Truſtees, for what he, ſhe, or they ſhall ſo receive; and when he, ſhe, or they, have received his, her, or their whole principal Money and Intereſt, together with all ſuch Coſts, Charges, and Expences, as he, ſhe, or they, ſhall or may be put to, by reaſon of taking or being in Poſſeſſion of the ſaid Gates, or Receipt of the ſaid Tolls, that then and in ſuch Caſe ſuch Mortgagee or Mortgagees, Aſſignee or Aſſignees ſo in Poſſeſſion, ſhall immediately quit the ſame; and the ſaid Gates, Tolls, and all Money ariſing thereby, and all the Things granted by this Act, ſhall be from thenceforth veſted in the ſaid Truſtees, in the ſame Manner as they were before ſuch Mortgagee or Mortgagees, Aſſignee or Aſſignees, or his, her, or their Executors, Adminiſtrators, or Aſſigns, had been in Poſſeſſion thereof; any thing herein contained to the contrary thereof notwithſtanding.

Truſtees may appoint Officers,

And be it further enacted by the Authority aforeſaid, That the ſaid Truſtees, or any Five or more of them, may from time to time, by Writing under their Hands, appoint One or more Collector or Collectors of the ſaid Tolls, and One or more Clerk or Clerks, Treaſurer or Treaſurers, and Surveyor or Surveyors of the ſaid Road, and ſuch other Officers as the ſaid Truſtees, or any Five or more of them, ſhall think neceſſary; and from time to time to remove any or either of ſuch Officers and other Perſons, and appoint others in the Room of ſuch of them as ſhall be ſo removed, or ſhall die; and out of the Monies to ariſe by virtue of this Act, make ſuch Allowances to the ſaid Officers and Perſons, as to them the ſaid Truſtees, or any Five or more of them, ſhall ſeem reaſonable; and all ſuch Officers and Perſons ſhall under their Hands, at ſuch Time and Times, and in ſuch Manner as the ſaid Truſtees, or any Five or more of them, ſhall direct, deliver to ſuch Truſtees, or ſuch Perſon or Perſons as they, or any Five or more of them, ſhall appoint, true and perfect Accounts in Writing of all the Monies which ſhall have been by ſuch Officer or Officers, and Perſon or Perſons reſpectively received by virtue of this Act, and how much thereof hath been paid and diſburſed, and for what Purpoſes, together with the proper Vouchers for ſuch Payments; and ſhall pay all ſuch Monies as ſhall remain in their reſpective Hands to the ſaid Truſtees, or any Five or more of them, or to ſuch Perſon or Perſons as they ſhall appoint: And all the ſaid Officers and Perſons ſo accounting as aforeſaid, ſhall, upon

and remove them, and appoint others.

Truſtees to allow Officers Salaries.

Officers to account upon Oath.

Oath, if thereunto required by the said Trustees, or any Five or more of them (which Oath the said Trustees, or any Two or more of them, are hereby impowered to administer) verify their said Accounts; and if any such Officer or Person shall not make and render, or refuse to verify upon Oath any such Account, or to produce or deliver up the Vouchers relating to the same, or to make Payment as aforesaid, or shall not deliver to the said Trustees, or any Five or more of them, within Two Days after being thereunto required by any Five or more of such Trustees, all the Books, Papers, and Writings, in his Custody or Power, relating to the Execution of this Act, or shall refuse or neglect to pay such Monies as upon the Balance of any Account or Accounts shall appear to be in their respective Hands, to the said Trustees, or any Five or more of them, or as they shall direct or appoint, then and in either of the Cases aforesaid, such Trustees, or any Five or more of them, may and are hereby authorized and impowered to bring or cause to be brought any Action or Actions in the Name of such Trustees, or in the Name or Names of any One or more of them, against the Officer or Officers, Person or Persons, so neglecting or refusing as aforesaid, in order for the Recovery of the Monies that shall be in the Hands of such Officer or Officers, Person or Persons, respectively; or if Complaint shall be made of any such Refusal or Neglect, as aforesaid, to any One or more of the Justices of the Peace for the County of Anglesey, such Justice or Justices may and are hereby authorized and required, by Warrant or Warrants under his or their Hands and Seals, to cause the Officer or Officers, Person or Persons, so refusing or neglecting, to be brought before him or them, and upon his and their appearing, or not being to be found, to hear and determine the Matter in a summary Way, and to settle the said Account or Accounts in such Manner as the Trustees, or any Five or more of them, by virtue of this Act, might have done; and if upon Confession of the Party or Parties, or by the Testimony of any credible Witness or Witnesses, upon Oath, (which Oath such Justice or Justices is and are hereby impowered and required to administer without any Fee or Reward) it shall appear to such Justice or Justices that any of the Monies, that shall have been collected or raised by virtue of this Act, shall be in the Hands of such Officer or Officers, Person or Persons, such Justice or Justices may and are hereby authorized and required, upon Non-payment thereof, by a Warrant or Warrants, under

Officers refusing to account,

Justices to enquire into the Default,

under his or their Hand and Seal, or Hands and Seals, to cause such Money to be levied by Distress and Sale of the Goods and Chattles of such Officer or Officers, Person or Persons, respectively; and if no Goods or Chattles of such Officer or Officers, Person or Persons, can be found sufficient to answer and satisfy the said Money, and the Charges of levying and raising the same, then and in either of the Cases aforesaid, such Justice or Justices shall commit every such Offender to the common Gaol for such County or Place, there to remain without Bail or Mainprize, until he shall give and make a true and perfect Account and Payment as aforesaid, or until he shall compound with the said Trustees, or any Five or more of them, and shall have paid such Composition in such Manner as they shall appoint (which Composition the said Trustees, or any Five or more of them, are hereby impowered to make) or until he shall have delivered up such Books, Papers, and Writings as aforesaid, and given Satisfaction in respect thereof to the said Trustees, or any Five or more of them.

and commit the Offender, until Payment or Composition made.

And be it further enacted by the Authority aforesaid, That the said Trustees, or any Five or more of them, shall take such Security from their Treasurer or Treasurers, Receiver or Receivers, for the due Execution of his or their Office or Offices, as the said Trustees, or any Five or more of them, shall appoint.

Treasurer to give Security.

Provided also, and be it enacted, That no Victualler or Retailer of Ale, or Spirituous Liquors, or any menial Servant of any Trustee, shall be capable of holding any Place of Profit under this Act.

No Victualler, &c. to hold a Place of Profit.

And be it further enacted by the Authority aforesaid, That the Surveyor or Surveyors of the said Road, or such other Person and Persons as shall be employed by such Surveyor or Surveyors, or by the said Trustees, or any Five or more of them, is and are hereby impowered to cut, dig, gather, take, and carry away, any Furze, Heath, Stone, Gravel, Sand, or other Materials, proper for the repairing of the said Road, out of, and from, any Waste Grounds, or Commons, Rivers, or Brooks, in any Parish, Town, or Place, in which any Part of the said Road lies, or in any neighbouring Parish, Town, or Place, without paying any thing for the same, such Surveyors or other Persons filling up the Pits, and levelling the Ground from whence such Materials shall be taken, or railing or fencing of such Pits, so that the same may not be dangerous to Passengers or Cattle; and if such

Surveyors may dig Gravel, &c. without paying for the same; levelling the Pits.

Quantities

If sufficient Materials cannot be had there, they may be taken from private Grounds;

Quantities of Furze, Heath, Stones, or other Materials proper and sufficient for that Purpose cannot be had or found in or upon such Waste Grounds or Commons, Rivers or Brooks contiguous to that Part of the said Road intended therewith to be repaired; then and in such Case the said Surveyor or Surveyors, or other Person, as aforesaid, may, by Order of the said Trustees, or any Five or more of them, dig, gather, take, and carry away, any such Materials as aforesaid, in, upon, or out of, from, and over the Lands of any Person or Persons (not being a Yard, Garden, Orchard, Park, Paddock, planted Walk, or Avenue to any House, or any inclosed Ground planted and set apart as a Nursery for Trees)

making Satisfaction to the Owners.

paying or tendering Payment of such Rates for such Materials, and for the Damage done to such private Lands, over which any Materials gotten in any Waste Ground, Common, River, or Brook, or private Grounds, shall be conveyed, as the said Trustees, or any Five or more of them, shall adjudge reasonable.

Surveyors may remove Annoyances, &c.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the said Trustees, or any Five or more of them, or the said Surveyor or Surveyors, and such Person and Persons as he or they shall appoint from time to time, (such Surveyor or Surveyors having an Order for that Purpose from the said Trustees, or any Five or more of them,) to remove and prevent all Annoyances on any Part of the said Road by Filth, Dung, Ashes, Rubbish, Straw, or otherwise, and convert the same to his and their own Use and Uses; and to turn any Watercourses, or Ditches, adjoining thereto, and make the same as deep and large

and cut down Trees,

as he or they shall think necessary; and to cut down, lop, or top, any Trees, Shrubs, or Bushes, growing in the said Road, or in the Hedges or Banks adjacent thereto,

the Owners neglecting to remove the same after Notice;

and to take and carry away the same, in case the Owners or Occupiers of the Premisses shall neglect to lop or top, cut down and remove such Trees, Shrubs, or Bushes, or to open, scour, cleanse, widen, or deepen, such Watercourses or Ditches, or remove such other Annoyances, in such Manner as the said Trustees, or any Five or more of them, or the Surveyor or Surveyors shall require, for the Space of Ten Days next after Notice in Writing given for that Purpose under the Hand or Hands of such Surveyor or Surveyors, the

the Charges to be reimbursed the Surveyor

Charges whereof (to be settled by the said Trustees, or any Five or more of them) shall be reimbursed to such Surveyor or Surveyors, by such Owners or Occupiers, and be recovered and applied in such Manner as the

Penalties and Forfeitures are herein after directed to be recovered and applied: And if, after Removal of any of the said Annoyances, any Person shall again offend in the like Kind, every such Person shall, for every such Offence, forfeit the Sum of Twenty Shillings. Penalty on a Second Offence.

And be it further enacted by the Authority aforesaid, That it shall be lawful for the said Surveyor or Surveyors for the said Road, or such Person or Persons as he or they shall appoint (such Surveyor or Surveyors having an Order for that Purpose from the said Trustees, or any Five or more of them) to make Causeways, and also Ditches or Drains in and upon the said Road, and also through any Ground lying contiguous thereto; and also to widen any of the narrow Parts of the said Road, by opening, clearing, and laying into the same any Grounds of any Person or Persons lying contiguous thereto, so as to make such Parts of the said Road Forty Feet in Width; and also to make a Road through the Grounds adjoining or lying near to any hollow Way, narrow or ruinous Part of the said Road (such Grounds respectively not being the Ground whereon any House stands, or a Yard, Garden, Orchard, Park, Paddock, planted Walk, or Avenue to any House, or any inclosed Ground planted and set apart as a Nursery for Trees) to be made use of as a publick Highway, whilst the old Road is repairing or widening; and also, by Order of any Five or more of the said Trustees, to build, erect, repair, and keep in Repair, any Bridge or Bridges, Arch or Arches, upon any Part or Parts of the said Road, and cross any Stream, Brook, Water, Ditch, or Drain therein, or contiguous thereto, making such Recompence to the Owners and Occupiers of the private Grounds respectively for the Damages they shall or may sustain, as shall be judged reasonable by the said Trustees, or any Five or more of them; but that no Satisfaction shall be made for doing or performing any of the Works aforesaid upon or through any Wood or Waste Ground. Surveyors may make Causeways, &c. making Satisfaction to the Owners.

And be it further enacted by the Authority aforesaid, That the said Trustees, or any Five or more of them, shall be and are hereby fully impowered to divert, turn, or alter the Course or Path of any Part or Parts of the said Road through any Wood or Waste Ground, without making any Satisfaction for the same; and also through any private Grounds or Hereditaments, first making Satisfaction to the Owners thereof, and Persons interested therein, for the Damage they may thereby sustain: And for that Purpose it shall be lawful for the said Trustees, or any Five or more of them, to contract and Trustees may contract for the Purchase of Lands to be taken into the Road.

agree with the Owners of, and Persons interested in, any Lands or Hereditaments for the Purchase thereof, or for the Loss or Damage such Owners or Persons may sustain by the diverting, turning, or altering the Course or Path of any Part or Parts of such Road through such Lands or Hereditaments: And it shall be lawful for all Bodies Politick, Corporate, or Collegiate, Aggregate or Sole, Husbands, Guardians, Trustees, and Feoffees in Trust, Committees, Executors, Administrators, and all other Trustees, not only for and on Behalf of themselves, their Heirs and Successors, but also for and on Behalf of their Cestuique Trusts, Femes Covert, Infants, Lunaticks, Idiots, or other Person or Persons whatsoever, and to and for all Femes Covert who are or shall be seised or interested in their own Right, and to and for all and every Person and Persons whomsoever, who are or shall be possessed of, or interested in, any such Lands or Hereditaments, to contract with the said Trustees, or any Five or more of them, for the Satisfaction to be made for such Damages as aforesaid, or to sell and convey unto them, or any Five or more of them, all or any of such Lands or Hereditaments, or any Part thereof, for the Purpose aforesaid; and all Contracts, Sales, and Conveyances, which shall be so made, shall be valid to all Intents and Purposes; any Law, Statute, Usage, or other Matter whatsoever to contrary notwithstanding: And all such Bodies Politick, Corporate, or Collegiate, Corporation Aggregate or Sole, Husbands, Guardians, Trustees, Feoffees, Committees, Executors, Administrators, and all other Persons, shall be and are hereby indemnified for what they shall do by virtue of this Act: And if any such Bodies Politick, Corporate, or Collegiate, Corporation Aggregate or Sole, Husbands, Guardians, Trustees, Feoffees, Committees, Executors, Administrators, or any other Person or Persons interested in any such Lands or Hereditaments, upon Notice to him, her, or them given, or left in Writing at the Dwelling-house or Houses, or Place or Places of Abode, of such Person or Persons, or of the Principal Officer or Officers of any such Body Politick, Corporate, or Collegiate, Corporation Aggregate or Sole, or at the House of the Tenant in Possession of the Lands or Hereditaments through which any Part of such Road is intended to be diverted, turned, or altered, shall, for the Space of Two Months next after such Notice given or left, neglect or refuse to treat, or shall not agree in the Premisses, or, by reason of Absence, shall be prevented from treating; then,

Bodies Politick, &c. to contract for the Sale of such Lands.

Persons, &c. neglecting to treat,

then, and in every such Case, the said Trustees, or any Five or more of them, shall cause such Damage and Recompence to be enquired into and ascertained by a Jury of Twelve indifferent Men of the County of Anglesey: 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 require, to summon and call before such Jury, and examine upon Oath, all and every such Person and Persons whomsoever, who shall be thought necessary or proper to be examined concerning the Premisses (which Oath any Two or more of the said Trustees are hereby impowered to administer) and such Trustees, or any Five or more of them, shall, by ordering a View, or otherwise, use all Ways and Means, as well for their own as for the said Jury's Information in the Premisses; and after the said Jury shall have enquired of and assessed such Damage and Recompence, they the said Trustees, or any Five or more of them, shall thereupon order, adjudge, and determine, the Sum or Sums of Money so assessed by the said Jury, to be paid to the said Owners and other Persons interested in the said Lands or Hereditaments, according to the Verdict or Inquisition of such Jury; which said Verdict or Inquisition, and Judgement, Order, and Determination thereupon, shall be final, binding, and conclusive, to all Intents and Purposes, against all Parties and Persons whomsoever, claiming, or to claim, in Possession, Reversion, or otherwise, their Heirs and Successors, as well absent as present, Infants, Femes Covert, Lunaticks, Ideots, and Persons under any other Disability whatsoever, Bodies Politick, Corporate, and Collegiate, Corporations Aggregate or Sole; as well as all other Person or Persons whomsoever: And, for summoning and returning such Juries, the said Trustees, or any Five or more of them, are hereby impowered to issue their Warrant or Warrants to the Sheriff of the County wherein such Lands or Hereditaments do lie, commanding him to impanel, summon, and return an indifferent Jury of Twenty four Persons, qualified to serve upon Juries, to appear before such Trustees, or any Five or more of them, at such Time and Place as in such Warrant or Warrants shall be appointed; and such Sheriff, or his Deputy or Deputies, is and are hereby required to impanel, summon, and return such Number of Persons accordingly: And out of the Persons so summoned, impanelled, and returned, or out of such of them as shall appear upon such Summons, the said

Jury to settle the Damage and Recompence.

Verdict of the Jury to be final.

Trustees,

Trustees, or any Two or more of them, shall, and they are hereby impowered and required to swear, or cause to be sworn, Twelve Men, who shall be the Jury for the Purpose aforesaid: And, in Default of a sufficient Number of Jurymen, the said Sheriff, or his Deputy or Deputies, shall return other honest and indifferent Men of the Standers-by, or that can speedily be 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 Premisses, shall have Power, from time to time, to impose any reasonable Fine or Fines upon such Sheriff, his Deputy or Deputies, Bailiffs, or Agents, making Default in the Premisses, and on any of the Persons that shall be summoned and returned on such Jury, and who shall not appear, or refuse to be sworn on the said Jury; or, being so sworn, shall refuse to give, or not giving, their Verdict, or in any other Manner wilfully neglect 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, shall refuse or neglect to appear, or, appearing, shall refuse to be examined, or to give Evidence; and which Fine or Fines shall be levied and applied in such Manner as the Penalties and Forfeitures are herein after directed to be levied and applied; so that no such Fine be more than Five Pounds, nor less than Twenty Shillings, on any One Person for One Offence.

Jurors may be challenged.

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

Fine not to exceed 5 *l.*

And be it further enacted by the Authority aforesaid, That every Sum of Money or Recompence to be agreed for or assessed as aforesaid, shall be paid out of the Tolls arising within or upon account of the Road so intended to be diverted, varied, or altered, or out of the Monies to be borrowed upon the Credit of such Tolls, to the Parties or Persons respectively intitled to such Monies, or to their Agents; and upon Payment, or in case of Refusal to accept the same, upon leaving the same in the Hands of the Clerk or Clerks to the said Trustees for the Use of such Parties or Persons, it shall be lawful for any Person or Persons authorized by Writing under the Hands of the said Trustees, or any Five or more of them, to divert or turn such Road through such Lands and Hereditaments, and to do all and every such Act, Matter, or Thing, with relation to such Lands or Hereditaments, as the said Trustees, or any Five or more of them, shall think fit; and the said Trustees,

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

Lands, &c. purchased to be laid into the Road,

or

or any Five or more of them, shall cause such Parts of the said Road as shall be diverted or turned through any private Grounds to be ditched and fenced from the adjoining Lands; and all Lands and Hereditaments which shall be made a Part or Parts of the said Road by virtue of this Act, shall be for ever to all Intents and Purposes a common Highway, and shall be repaired and kept in Repair in such Manner as the Road hereby appointed to be repaired is by this or any other Law to be amended; and from thenceforth all Parties and Persons whatsoever shall be divested of all Right and Title to such Lands and Hereditaments; and after any such new Road shall be completed, the Lands constituting the former Road, unless leading over some Moor or Waste Ground, or to some Village, Town, or Place to which such new Road doth not lead, shall be vested in, and shall and may be sold and conveyed by, the said Trustees, or any Five or more of them, for the best Price that can be gotten for the same; and the Money arising by such Sale shall be applied to the Repair of that Part of the said Road so diverted and turned; but this Act shall not extend to the taking down any Dwelling-house or other Building, or to take in any Garden, Orchard, Yard, Park, planted Walk, or Avenue to a House, without the Consent of the Owner or Proprietor thereof; any thing herein contained to the contrary notwithstanding.

and esteemed a publick Highway,

and kept in Repair as such.

Old Road may be sold.

Buildings, &c. not to be injured.

Provided always, That no Person shall act as a Trustee in any Case relating to the contracting for or purchasing of any Lands or Hereditaments wherein he shall be particularly concerned or interested.

Trustees not to act where interested.

And be it further enacted by the Authority aforesaid, That all the Owners, Occupiers, Grantees, Feoffees, and Committees of any Lands, Tenements, Rents, and Annuities, or any Sum or Sums of Money which have been given, or are liable to the amending or maintaining any Part or Parts of the said Road, or any Bridge or Bridges therein, shall still remain liable and chargeable to the Repair thereof, in such Manner as they were before the making of this Act; and that all the Inhabitants of the Townships, Parishes, and Places in which any Part of the said Road lies, and all other Persons liable to perform the Works commonly called Statute-work, upon the said Road, shall remain subject to the Performance of such Work; and every Person who shall rent, hold, or occupy any Lands, Tenements, or Hereditaments, of the yearly Value of Fifty Pounds or upwards, shall be deemed to keep a Team for every Fifty Pounds per Annum so held and occupied,

Persons liable to do Statute-work to continue so.

Persons renting 50 *l. per Ann.* deemed Team-holders.

occupied, and shall be liable to perform such Statute-work as Persons keeping Teams are obliged by Law to do; and that the respective Surveyor or Surveyors of the Highways for the respective Townships, Parishes, and Places in which any Part of the said Road doth lie, or, in case no such Surveyor is or shall be appointed, the Churchwardens or Overseers of the Poor of such Townships, Parishes, and Places, shall yearly and every Year, within Seven Days after Demand made to him or them respectively in Writing by any Surveyor or Surveyors to be appointed by virtue of this Act, deliver to such Turnpike Surveyor an exact Account in Writing, under his or their Hand or Hands, of the Christian and Surname of every Person who within such respective Townships, Parishes, and Places, are liable to do Statute-work, and shall distinguish in such Lists which of such Persons shall or by this Act shall be deemed to keep a Team or Teams, and which of them are Labourers only, or do not or by this Act are not deemed to keep a Team or Teams; and the Statute-work shall be done by all such Persons on such Parts of the said Road hereby intended to be repaired as lie within the said respective Townships, Parishes, and Places, in such Manner and at such Times as the said Trustees, or any Five or more of them, or the said Turnpike Surveyor or Surveyors, shall from time to time direct and appoint, so that no more than Three Days Work shall be done by any One Person or Team on the said Road in any One Year: And the said Surveyor or Surveyors of the Highways, Churchwardens, or Overseers of the Poor for such Townships, Parishes, or Places respectively, within Seven Days after Notice shall be given to him or them by such Turnpike Surveyor or Surveyors of the Time or Times when and where and how many of such Persons are to do such Work upon any Part or Parts of the said Road, shall give publick Notice thereof to such Persons: And if any Surveyor, Churchwarden, or Overseer of the Poor for any such Township, Parish, or Place aforesaid, shall neglect or refuse to do as he is hereby directed and required, every such Surveyor, Churchwarden, or Overseer shall for every such Neglect or Refusal forfeit and pay the Sum of Five Pounds; and every Person who shall neglect or refuse to do such Work at such Times and Places, and in such Manner, as shall be appointed by the said Trustees, or any Five or more of them, or by such Turnpike Surveyor or Surveyors, every such Person shall forfeit and pay the respective Sums herein after-mentioned; that is to say, Every Person who shall keep,

Surveyors of the Highways to give in Lists of Persons who are chargeable to do Statute-work.

Trustees with Consent of Justices may compound for Statute-work.

keep, or by virtue of this Act shall be deemed to keep, a Team or Teams, for every Day's Default for each Team the Sum of Ten Shillings; and every other Inhabitant or Person not keeping, or being by virtue of this Act not deemed to keep, a Team, for every Day's Default the Sum of One Shilling and Six Pence; and every Person who shall, according to such Publick Notice as aforesaid, come as a Labourer or with a Team, to work on the said Road, and be found idle or negligent by the said Turnpike Surveyor or Surveyors where the Work is to be done, such Surveyor or Surveyors may and are hereby required to discharge such Person, and it shall be deemed as if such Person or such Team had not come or been sent to do such Work; and every such Labourer or Person, or the Owner of such Team, Draught, or Cart, shall be liable to the said respective Forfeitures before-mentioned; and all Persons doing such Days Work on the said Road shall not be liable to do any other Statute-work thereon.

and on Persons not performing Statute-work.

Persons found idle to be turned off.

Provided always, and be it enacted by the Authority aforesaid, That it shall be lawful for the said Trustees, or any Five or more of them, to compound or agree, by the Year or otherwise, with the Possessors, Occupiers, Grantees, Trustees, Feoffees, and Committees of Lands, Tenements, or Hereditaments, which are or shall be liable to or chargeable with the Repair of any Part of the said Road, or with any Person or Persons for the Performance of his, her, or their Statute-work therein; and also that it shall be lawful for the Surveyor or Surveyors of the Highways of any of the said Townships, Parishes, or Places, or such Churchwardens or Overseers of the Poor respectively as aforesaid, by and with the Consent of the Majority of the Inhabitants of such Townships, Parishes, or Places, first had at a Vestry or other publick Meeting of such Inhabitants, to compound and agree, by the Year or otherwise, with the said Trustees, or any Five or more of them, for and in lieu of the Statute-work to be performed by such Inhabitants upon any Part of the said Road; all which Composition-monies shall be from time to time paid in Advance, and shall be applied in the Repair of the said Road in respect whereof such Composition-monies are paid; and all such Surveyors, Churchwardens, or Overseers of the Poor, shall be reimbursed the Monies so by them paid, in such Manner as Surveyors of the Highways are, by the Laws now in being, to be reimbursed the Monies by them expended in buying Materials for repairing the Highways.

Trustees, with Consent of Inhabitants, may compound for Statute-work.

Surveyors, &c. paying the Composition-money, how to be reimbursed.

Penalty on hauling Timber, &c. otherwise than on Wheel Carriages.

And be it further enacted by the Authority aforesaid, That if any Person shall haul or draw, or cause to be hauled or drawn, upon any Part of the said Road, any Tree or Piece of Timber, or any Stone (Mill-stone excepted) otherwise than upon Wheel Carriages, or shall suffer any Part of any Tree or Piece of Timber or Stone, which shall be conveyed upon Wheel Carriages to drag upon any Part of such Road, to the Prejudice thereof, or shall wilfully drive any loaded Waggon, Wain, or Cart, along any Foot or Horse Causeway, being Part of, or lying near, or adjoining to the said Road, or shall shovel up, take, or carry away, any Stone, Gravel, Sand, or Soil, from off or on the Sides of the said Road, or such Causeway as aforesaid, or shall wilfully lay any Timber, Stone, Hay, Straw, Dung, Manure, Soil, Rubbish, or other Matter or Thing whatsoever on the said Road or Causeway, every such Person shall, for every such Offence, forfeit the Sum of Forty Shillings.

Road to be measured, and Mile-stones erected.

And be it further enacted by the Authority aforesaid, That the said Trustees, or any Five or more of them, may and they are hereby impowered and required to cause the said Road to be measured, and Stones or Posts to be set up in, upon, or near the Sides thereof, at the Distance of One Mile from each other, with Inscriptions thereon, denoting the Distance of every such Stone or Post from any Town or Place as they shall think fit; and also to erect Guide or Direction Posts, with such Inscriptions thereon, as the said Trustees, or any Five or more of them, shall think proper; and if any Person or Persons shall wilfully pull down, break, or damage any such Stone, or shall cause or procure the same to be done, and be thereof convicted upon Oath by One or more credible Witness or Witnesses, or by his or her own Confession, before any Justice of the Peace for the County of Anglesey (which Oath such Justice is hereby impowered and required to administer without any Fee or Reward) every such Person so offending, shall forfeit the Sum of Forty Shillings, for every such Stone or Post so pulled down, broke, or damaged, or Inscription so obliterated; whereof One Moiety shall be paid to the Informer, and the other Moiety shall be applied in such Manner as the Penalties are herein after directed to be applied; and in case such Penalties shall not be forthwith paid, such Justice of the Peace shall commit such Person or Persons to the Common Gaol or House of Correction, there to remain without Bail or Mainprize for any Space of Time not exceeding

Penalty on defacing Mile-stones, &c.

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ing Two Months, nor less than One Month, unless such Forfeiture and all reasonable Charges shall be sooner paid; and every such Offender in either of the said Cases shall and may, by the Authority of this Act, and without any other Warrant, be apprehended by any Person or Persons who shall see any such Offence committed, and shall be immediately delivered to a Constable or other Peace Officer, who shall convey such Offender to be dealt with according to the Directions of this Act.

Penalties and Forfeitures how to be recovered and applied.

And be it further enacted by the Authority aforesaid, That all the Penalties, Forfeitures, and Fines hereby inflicted or authorized to be imposed, if the Manner of levying and Recovery thereof is not herein otherwise directed, shall, upon Proof of the Offences respectively before any Justice of the Peace for the County of Anglesey, or any One Justice of the Peace for the County or Place wherein the Offender shall be and reside, either by the Confession of the Party or Parties offending, or by the Oath of One or more Witness or Witnesses (which Oath such Justice is hereby impowered and required to administer without Fee or Reward) be levied by Distress and Sale of the Goods and Chattles of the Party or Parties offending, by Warrant under the Hand and Seal of such Justice (which Warrant or Warrants such Justice is hereby impowered and required to grant for that Purpose) and the Overplus, after such Penalties, Forfeitures, and Fines, and the Charges of such Distress and Sale are recovered and deducted, shall be returned upon Demand, unto the Owner or Owners of such Goods and Chattles; and the Penalties, Forfeitures, and Fines, when paid or levied, shall be, if not otherwise directed to be applied by this Act, from time to time paid to any Five or more of the said Trustees, or to their Treasurer or Treasurers, and applied in the Repair of that Part of the Road in relation whereunto or in respect whereof such Offence shall be committed; and in case sufficient Distress shall not be found, or such Penalties, Forfeitures, and Fines, shall not be forthwith paid, it shall be lawful for any One Justice of the Peace as aforesaid, and he is hereby authorized and required, by Warrant or Warrants under his Hand and Seal, to cause such Offender or Offenders to be committed to the common Gaol or House of Correction, there to remain without Bail or Mainprize, for any Time not exceeding Two Months, unless such Penalties, Forfeitures, and Fines, and all reasonable Charges, shall be sooner paid and satisfied.

Do Provided

Persons aggrieved may appeal to the Quarter Sessions.

Provided always, and be it further enacted by the Authority aforesaid, That if any Person shall think himself or herself aggrieved by any thing done in pursuance of this Act, and for which no particular Method of Relief hath been already appointed, such Person may appeal to the Justices of the Peace at any General Quarter Sessions of the Peace to be held for the County of Anglesey, and within Four Calendar Months after the Cause of such Complaint shall have arisen, such Appellant first giving or causing to be given Ten intire Days Notice at the least, in Writing, of his or her Intention to bring such Appeal, and of the Matter thereof, to the Clerk or Treasurer to the said Trustees, and within Four Days after such Notice enter into a Recognizance before some Justice of the Peace for the County of Anglesey, with sufficient Sureties, conditioned to try such Appeal at, and abide the Order of, and to pay such Costs as shall be awarded by the Justices at such Quarter Sessions; and the said Justices at such Session, upon due Proof of such Notice being given as aforesaid, and of the entering into such Recognizance, shall hear and finally determine the Causes and Matters of such Appeal in a summary Way, and award such Costs to the Parties appealing or appealed against as they the said Justices shall think proper; and the Determination of such Quarter Sessions shall be final, binding, and conclusive, to all Intents and Purposes.

Notice of Appeal to be given.

Recognizance to be entered into.

Distress not to be deem'd unlawful for want of Form;

And be it further enacted by the Authority aforesaid, That when any such 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 Default or Want of Form in the Summons, Conviction, Notice, Warrant of Distress, or other Proceedings thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers ab initio, or on account of any Irregularity which shall be afterwards done by the Party or Parties distraining; but the Person or Persons aggrieved by such Irregularity may recover full Satisfaction for the Special Damage in an Action upon the Case.

nor the Party distraining be deemed a Trespasser *ab initio*.

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 or Trespass, if Tender of sufficient Amends shall be made by or on the Behalf of the Party or Parties who shall have committed or caused to be committed any such Irregularity or Trespass, before such Action brought; And

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in case no such Tender shall have been made, it shall and may be lawful for the Defendant or Defendants in any such Action, by Leave of the Court where such Action shall depend, at any Time before Issue joined, to pay into Court such Sum of Money as he or they shall see fit, whereupon such Proceedings, Orders, and Judgements shall be had, made, and given in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Writings to be without Stamps.

Provided always, and be it enacted by the Authority aforesaid, That no Mortgage, Assignment, Transfer, or other Security for borrowing Money, or any Nomination, Contract, Bond, Warrant, Judgement, or other Writing whatsoever, under the Hand and Seal or Hands and Seals of, or only signed by, any Trustee or Trustees, or Justice or Justices of the Peace, or exhibited before them, or under the Hands and Seals, or Hand and Seal of, or only signed by, any other Person or Persons whatsoever, relating to the Execution of this Act, shall be chargeable with any Stamp-duty whatsoever.

Proceedings, &c. to be entered in a Book.

Provided also, and it is hereby further enacted by the Authority aforesaid, That all Orders and Proceedings of the said Trustees, at their Meetings, shall be entered in a Book or Books to be kept for that Purpose, and such Orders and Proceedings so entered shall be signed by the Clerk or Clerks at any Meeting of Five or more of the said Trustees assembled, as the Case shall require; and such Orders shall be deemed and taken to be original Orders: Which said Book or Books, and also the said Book directed to be kept for registering the said Mortgages, Assignments, and Transfers, shall and may be produced and read in Evidence in all Courts whatsoever.

Books may be read in Evidence.

Commencement and Continuance of this Act.

And be it further enacted by the Authority aforesaid, That this Act shall commence and have Continuance from the Day of the Passing thereof, for and during the Term of Twenty one Years, and from thence to the End of the then next Session of Parliament.

Proceedings not to be quash'd for want of Form,

And be it further enacted by the Authority aforesaid, That no Proceeding to be had touching the Conviction of any Offender or Offenders against this Act, or any Order made, or other Matter or Thing to be done or transacted in or relating to the Execution of this Act, shall be vacated or quashed for Want of Form only, or be removed by Certiorari, or any other Writ or Process whatsoever, into any of his Majesty's Courts of Record at Westminster; any Law or Statute to the contrary notwithstanding.

nor removeable by *Certiorari*.

Provided

Limitation of Actions.

Provided always, and be it further enacted by the Authority aforesaid, That no Action or Suit shall be commenced against any Person or Persons for any thing done in pursuance of this Act, until Twenty one Days Notice shall be thereof given to the Clerk or Clerks to the said Trustees, or after sufficient Satisfaction or Tender thereof hath been made to the Party or Parties aggrieved, or after Six Calendar Months next after the Fact committed; and every such Action or Suit shall be laid or brought in the County of Anglesey, and not elsewhere; and the Defendant and Defendants in every such Action or Suit shall and may

General Issue.

at his Election plead specially, or the General Issue, Not Guilty; 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 be so done, or that such Action or Suit shall be brought before Twenty one Days Notice shall be thereof given as aforesaid, or after a sufficient Satisfaction made or tendered as aforesaid, or after the Time limited for bringing the same as aforesaid, or shall be brought in any other County, then the Jury shall find for the Defendant or Defendants; and, upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgement shall be given against the Plaintiff or Plaintiffs;

Treble Costs.

then the Defendant or Defendants shall recover Treble Costs, and have such other Remedy for the same as any Defendant or Defendants hath or have in 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.