Anno quinto

Georgii III. Regis.

An Act for repairing, widening, and keeping in Repair, ſeveral Roads leading from *Kidwelly*, in the County of *Carmarthen*; and alſo ſeveral Roads leading from *Llandilo*, in the ſaid County.



WHEREAS the Roads leading from Pont-ar-ddylais, being the Borders of the County of Glamorgan, to and through the Towns of Llanelly and Kidwelly, to Carmarthen Bridge; and from the Town of Kidwelly aforeſaid, to the Ferry of Llanſtephan, and from thence through the Town of Llaugharne to Tavern Spite, in the Pariſh of Kiffig, and from the ſaid Town of Llaugharne to Saint Clear's Bridge, and from the ſaid Town of Llaugharne, through a Lane called the Long Lane, to the upper Ford or Ferry of Llaugharne; and alſo the Road leading from the Red Lion, in the Town of Llandilo-vawr, over Llandilo Bridge, through or by the Village of Llandebye, to a certain Place on the Mountain of Bettus, where the Counties of Carmarthen and Glamorgan join, near a Place called Penllyr Caſtell, and from the ſaid Town of Llandilo-vawr to Golden Grove Park Gate, and from the ſaid Town of Landilo-vawr, Two Miles on the Road leading Preamble.

leading by Pen-coed, towards Wenallt and the Great Mountain, and from a Place called Fairfach, lying on the Road leading from Llandilo-vawr aforesaid, to the Village of Llandebye aforesaid, by Tregib Mill and Manorabon, to the Borders of the Parish of Llangadock, being the Road leading to the Market Town of Llangadock, and from Tregib Mill aforesaid, by Tregib House, to a certain Place called Tavern y Trap, in the Parish of Llandilo-vawr aforesaid, and from the said Village of Llandebye, by a Place called Pentre-gwenles, to the Borders of the Parish of Llanvihangel Aberbythyck, and from the said Village of Llandebye, through the River Lash, to the Great Mountain Gate, being the Road leading to the Market Town of Llanelly, and from Pont-ar-ddylais over the Forest, and a certain Common called Mynydd Ferws, to join the Road leading from Llandebye Village to Bettus Mountain, between a certain Place on the said Road called Pont Llwynffol and the River Amman, and from a Place on the said Road leading from Llandebye Village aforesaid, to Pont Llwynffol aforesaid, called Cause Garw, for Half a Mile towards Pen y Llan Barn, being the high Road leading by Llanllwchwr over the Black Mountain, towards the Market Town of Brecon, are in a very ruinous Condition, narrow in many Places, 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 for the more effectual repairing, widening, altering, and keeping in Repair, the said Roads, the same shall be Two separate Districts, and that the Roads leading from Pont-ar-ddwlais, being the Borders of the County of Glamorgan, to and through the Towns of Llanelly and Kidwelly to Carmarthen Bridge, and from the Town of Kidwelly aforesaid, to the Ferry of Llanstephan, and from thence through the Town of Llaugharne to Tavern Spite, in the Parish of Kiffig, and from the said Town of Llaugharne to Saint Clear's Bridge, and from the said Town of Llaugharne, through a Lane called the Long Lane, to the upper Ford or Ferry of Llaugharne, shall be and be called the Kidwelly District of the said Roads; and that the Right Honourable John Manners Esquire, commonly called Marquis of Granby; Sir William Man-

ſell Baronet, Sir Thomas Stepney Baronet, Sir Edward Vaughan Manſell Baronet, Sir John Cope Baronet, John Stepney Eſquire, George Rice Eſquire, John Vaughan Eſquire, Richard Vaughan Eſquire, Thomas Kymer Eſquire, Chauncey Townſhend Eſquire, John Jennings Eſquire, Owen Brigſtocke Eſquire, Griffith Price Eſquire, Carey Jones Eſquire, Lewis Rogers Eſquire, Edward Rees of Killymantlyd Eſquire, Bulkeley Phillips Eſquire, George Dawkins Eſquire, Robert Brigſtocke Eſquire, Eugene Vaughan Eſquire, John Vernon Vaughan Eſquire, Manſell Manſell Eſquire, Robert Morgan Eſquire, Charles Owen Eſquire, John Brown Eſquire, Edward Brown Eſquire, Thomas C. Hayton Eſquire, John Hoſkins Eſquire, William Clayton Eſquire, Jeremy Pemberton Clerk, John Manſell Clerk, David Williams Clerk, John Harries Clerk, Edward Dalton Eſquire, David Williams Gentleman, Thomas Griffiths Gentleman, Richard Phillipps of Kidwelly Gentleman, John Bevan of Pengay Gentleman, Thomas Davies of Cwm Gentleman, Evan Jones of Kidwelly Gentleman, Morris Davies Gentleman, Theophilus Davies of Lanelly Clerk, James Edwards of Landeveilog Clerk, John Collins of Swanſea Gentleman, John Davies of Trawſe Mawr Gentleman, David Bowen of Pibar Eſquire, Hector Morris of Tewyn Gentleman, John Thomas of Panthowell Gentleman, George Roberts of Penlan Gentleman, Owen Roberts of Kidwelly Gentleman, Richard Bonnell Gentleman, John Bowen of Pembrey Gentleman, John Bonnell of Moat Gentleman, Richard Bonnell Gentleman, William Bowen of Kidwelly Gentleman, John Thomas of Goodwick Gentleman, John Morris of Gelly Vaughan Gentleman, James Price Gentleman, John Davies of Tuy Newydd Gentleman, Philip Howells of Glamnorleſs Gentleman, John Price of Wern Gentleman, David Davies of Bryncock Gentleman, William Davies of Lechtenny Gentleman, Thomas Bowen of Lanelly Gentleman, William Thomas of Kidwelly Gentleman, David Thomas of Langan Clerk, Anthony Jones Gentleman, Howell Gwynne Eſquire, Cornwallis Maude Eſquire, Robert Banks Hodgkinſon Eſquire, Gwynne Davies Eſquire, Rowland Edwardes Eſquire, George Lloyd Meares Eſquire, John Ravenſcroft Eſquire, Daniel Lloyd Eſquire, John Adams Eſquire, George Bowen Eſquire, Walter Lloyd Eſquire, Penoyre Watkins Eſquire, Thomas Skyrm Eſquire, Thomas Evans Eſquire, William Bevan Eſquire, George Bevan Eſquire, John Vaughan of Dolegwim Eſquire, John Harries of Cryglaſſe Eſquire, William Rees Eſquire, Thomas Beynon Gentleman,

David Hughes Gentleman, John Phillips Williams Esquire, Thomas Williams Gentleman, Edmond Sanford Clerk, William Harries Clerk, Thomas Williams Clerk, John Phillipps Clerk, David Scurlock Clerk, Phillip Saunders Clerk, Thomas Alban Clerk, Thomas Morris Esquire, Benjamin Jones Gentleman, Rees Lewelin Gentleman, John Palmer Gentleman, John Howell of Lincoln's Inn Esquire, Evan Griffiths Esquire, Walter Williams Gentleman, Walter Rice Howells Esquire, Richard Davies Gentleman, William Thomas Esquire, George Dawken Esquire, David Thomas, Griffiths, Richard Pryce Esquire of Plasenewidd, David Thomas, Griffith Pryce Esquire, Joseph Pryce Esquire, Albert Davids Esquire, David Edwardes Esquire, George Phillips Esquire, and their Successors, to be appointed as herein after mentioned, shall be and they are hereby appointed Trustees for putting this Act in Execution, so far only as it relates to the said Kidwelly District of the said Roads; and that the Road leading from the Red Lion, in the Town of Llandilo-vawr, over Llandilo Bridge, through or by the Village of Llandebye, to a certain Place on the Mountain of Bettus, where the Counties of Carmarthen and Glamorgan join, near a Place called Penllyr Castell, and from the said Town of Llandilo-vawr to Golden Grove Park Gate, and from the said Town of Landilo-vawr, Two Miles on the Road leading by Pen-coed, towards Wenallt and the Great Mountain, and from a Place called Fairfach, lying on the Road leading from Llandilo-vawr aforesaid, to the Village of Llandebye aforesaid, by Tregib Mill and Manorabon, to the Borders of the Parish of Llangadock, being the Road leading to the Market Town of Llangadock, and from Tregib Mill aforesaid, by Tregib House, to a certain Place called Tavern y Trap, in the Parish of Llandilo-vawr aforesaid, and from the said Village of Llandebye, by a Place called Pentre-gwenles, to the Borders of the Parish of Llanvihangel Aberbythyck, and from the said Village of Llandebye, through the River Lash, to the Great Mountain Gate, being the Road leading to the Market Town of Llanelly, and from Ponty-ar-ddylais over the Forest, and a certain Common called Mynydd Ferws, to join the Road leading from Llandebye Village to Bettus Mountain, between a certain Place on the said Road called Pont Llwynffol and the River Amman, and from a Place on the said Road leading from Llandebye Village aforesaid, to Pont Llwynffol aforesaid, called Cause Garw, for Half a Mile towards Pen y Llan Barn, being the High Road leading

by Llanllwchwr over the Black Mountain, towards the Market Town of Brecon, shall be and be called the Llandilo District of the said Roads; and that Richard Vaughan Esquire, Charles Phillipps Esquire, Gwynn Davies Esquire, Thomas Price Esquire, William Jones Esquire, Thomas Kymer Esquire, Richard Powell Esquire, David Edwards Esquire, Mr. Thomas Evans, Thomas Jones Esquire, Mr. Thomas Davies, Mr. James Davies, John Owens, the Reverend Walter Owens, David Jones Gwynne of Taliaris Esquire, Morgan Gwynne of Trigibb Esquire, the Reverend Thomas Lloyd, Richard Gwyn of Middleton Hall Esquire, Francis Edward Gwyn of ditto, Arthur Davies, William Thomas of Pentre Esquire, Thomas Thomas of Manerabon Esquire, George Rice Esquire, Thomas Williams, Lankennor, Samuel Jones of Erwastad, Richard Price of Plasenewidd, Griffith Bowen, the Reverend Thomas Lewis, Thomas Jones, Waingron, William Clayton Esquire, Charles Davies, Morris Davies, Mr. John Edwards, Thomas Evans junior, John Howells, Griffith White Havard, Philip Lloyd, Jeremiah Pemberton Clerk, Richard Pryce of Rhyderwon, Griffith Price, Owen Rees Esquire, Oakley Rees Clerk, Sir Thomas Stepney, John Stepney Esquire, Charles Owen of Glassat Esquire, Robert Banks Hodgkinson Esquire, Evan Davies Esquire, David Llwyd of Berllandowl, Morgan Lloyd Esquire of Mandinam, Edward Price Lloyd of Glansevin, Matthew Griffiths Esquire of Llewenybrain, Lewis Price of Glanyrannell, John Jones of Dolycothy, Thomas Johnes of Llanvawr Esquire, Rees Pryterch of Manerdilo, Henry Jones of Glanyravonddy, Philip Pugh Esquire, Robert Archer Dyer Esquire, Francis Dyer Esquire, John Bowen of Gurrey, Lodowick Powell, David Thomas of Landilo, Vaughan Horton Esquire, Edward Jekyll Esquire, Henry Thomas, William Williams, James Nicholas, David Jones of Cwmygigvran, Howell Williams of Pant glas, Cornwallis Maude Esquire, Albert Davids Esquire, David Edwardes Esquire, Sir Herbert Lloyd Baronet, Rees Prytherck junior of Cwmdeilog, Roderick Gwynne Esquire, Rees Jones, Rees Thomas, and David Thomas, and their Successors, to be appointed as herein after mentioned, shall be and they are hereby appointed Trustees for putting this Act in Execution, so far only as it relates to the said Llandilo District of the said Roads. Trustees for the Second District.

And be it further enacted, That as often as any Trustee by this Act appointed, or their Successors, shall happen to die, or refuse to act in the Execution of the Powers hereby granted, it shall be lawful for the surviving On Death, &c. of Trustees, others to be chosen.

viving or remaining Truſtees, or any Seven or more of them, within their reſpective Diſtricts, 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 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 Forty Pounds, or ſhall be Heir Apparent of ſome Perſon having ſuch Eſtate of the clear yearly Value of Eighty Pounds, or poſſeſſed of a Perſonal Eſtate to the Amount or Value of Eight hundred 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, not being qualified.

And be it further enacted, That the ſaid Truſtees for the ſaid Kidwelly Diſtrict, or any Five or more of them, ſhall meet together on the Monday Fortnight next after the Day of the paſſing of this Act, at a Houſe called The New Inn in the Town of Llaugharne; and that the ſaid Truſtees for the ſaid Llandilo Diſtrict, or any Five or more of them, ſhall meet together on the Fifteenth Day of July, One thouſand ſeven hundred and ſixty five, at a Houſe known by the Sign of the Red Lion in the Town of Landilo vawr, and ſhall proceed to the Execution of this Act, ſo far as the ſame relates to the ſaid reſpective Diſtricts, 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 within the ſaid reſpective Diſtricts, as the ſaid reſpective Truſtees, or any Two or more of them, ſhall think proper; and if it ſhall happen there ſhall not appear at any Meeting appointed to be held by the ſaid Truſtees, a ſufficient

Time and Place of Truſtees Meeting.

In Default of a ſufficient Number to act,

sufficient Number of Trustees to act at such Meeting, or to adjourn to any other Day, then the Clerk to the said Trustees for the District where the same shall happen shall, by Notice fixed on all the Turnpikes which shall be erected by virtue of this Act within such District, at least Ten Days before the next Meeting, appoint the said Trustees to meet at the same or some other convenient Place on that Day Three Weeks on which such last Meeting was appointed to be held; and the said Trustees at their First and all their subsequent Meetings shall defray their own Charges and Expences.

Notice to be given of another Meeting.

Trustees to defray 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.

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

And be it further enacted, That a 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 authorized 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 who are in the Commission of the Peace to act as Justices.

And be it further enacted, That the said Trustees, or any Five or more of them, shall and may, within their respective Districts, cause to be erected One or more Toll-gates and Toll-houses, in, upon, or across, any Part or Parts of the said Roads; and cause to be demanded and taken, at each and every of the said Toll-gates within the said respective Districts, the following Tolls or Duties, before any Cattle or Carriage shall be permitted to pass through the same; that is to say,

Trustees may erect Turnpikes and Toll-houses, &c.

and take the following Tolls thereat.

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 One Shilling and Six Pence; and drawn by Four Horses, Mares, Geldings, or Mules, the Sum of One Shilling; and drawn by Two Horses, Mares, Geldings, or Mules, the Sum of Nine Pence; and drawn by One Horse, Mare, Gelding, or Mule, the Sum of Three Pence.

For every Horse, Mare, Gelding, Mule, Ass, or other Beast, drawing any Waggon, Wain, Cart, or other Carriage, except as herein after is 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.

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 respective Trustees, or any Seven or more of them, shall appoint to collect the same; and the Money so to be raised within each respective District is hereby vested in the Trustees for such District, 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 as aforesaid to collect the said respective 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 Chattles 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.

Tolls vested in the Trustees.

Tolls may be levied by Distress and Sale.

Distress may be sold after 4 Days.

Provided always, and be it further enacted, That only One Moiety of the Tolls hereby granted 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 Coal only, or returning unladen having delivered such Coal, or going empty to fetch Coal, or returning laden with Coal, Charcoal excepted.

A Moiety to be paid for Coal.

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, within their respective Districts, 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

Trustees may erect Side-gates.

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 within the same District.

and take Tolls thereat, so as the same do not extend to a Double Charge.

And be it further enacted, That no Person shall be subject to the Payment of the said Tolls at more than One Toll-gate the same Day, within the Llandilo District of the said Roads, or at more than Two Toll-gates within the Kidwelly District of the said Roads.

Particular Tolls.

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 between Tavern Spite and Kidwelly, or between Kidwelly and Pont-ar-ddylais, or between Kidwelly and Carmarthen.

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 respective Trustees, or by their Surveyor or Surveyors for repairing the said Roads, and all Milestones set up and to be set up on the said respective Roads, shall be, and they are hereby vested in the said respective Trustees; and they, or any Five or more of them, are hereby authorized and impowered to bring, or cause any Action or Actions to be brought, in the Name of their respective 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 respective Roads.

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

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.

Tolls to be paid but Once a Day.

And be it further enacted, That out of the First Money arising by the Tolls or Duties which shall be collected

Application of the Monies.

ed by virtue of this Act within the said respective Districts, or out of the Money which shall be borrowed on the Credit thereof, the said Trustees, or any Five or more of them, for each of the said Districts, shall, in the First Place, pay and discharge One half-part of 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 within their respective Districts, 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 *Pont-ar-ddylais* Road shall be repaired.

And be it further enacted, That the Road leading from Pont-ar-ddylais, to the Place where the Roads in the said respective Districts divide, shall be repaired and kept in Repair, at the joint Expence of the Trustees for the said respective Districts.

Roads and Bridges to be first repaired.

And be it further enacted, That the said Trustees for the Llandilo District, or any Five or more, shall and may, and they are hereby required, in the First Place, to cause the great Road of Communication leading from the Towns of Llandilo-vawr, to the Confines of the County of Glamorgan, at or near Penllyr Castell, to be repaired; and also to cause to be erected or built a Bridge over the River Amman, and also such other Bridges in and upon the said Road as the said Trustees, or any Five or more of them, shall think necessary; and also to repair so much of any other of the said Road, directed to be repaired by this Act, from the Place where they join the said Road of Communication, for any Length they shall think necessary, not exceeding Five hundred Yards.

Proviso.

Provided always, and be it further enacted, That no Toll-gate shall be erected, or Toll demanded or taken by virtue of this Act, between Carmarthen Bridge, and a certain Place at or near Pensarn Village, where the Road leading from Kidwelly falls into the great Road leading from Llangendeirn to Carmarthen.

Proviso.

Provided always, and be it further enacted, That no Gate or Turnpike shall be erected by virtue of this Act, upon the Road leading from Pont-ar-ddylais, to the Place where the Roads in the said respective Districts divide.

Trustees, with Consent of Creditors, may lessen the Tolls.

And be it further enacted, That it shall be lawful for the said respective 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 respective

ſpective 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 leaſe, &c. the Tolls.

And be it further enacted, That it ſhall and may be lawful to and for the ſaid reſpective 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 within their reſpective Diſtricts, 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 reſpective Truſtees, or any Five or more of them, or their reſpective Treaſurers; which Money ſo to be paid, ſhall be applied and diſpoſed of, as the Tolls granted by this Act are directed to be applied and diſpoſed of, and to no other Uſe or Purpoſe whatſoever; 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 excepted.

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 with Travellers.

And be it further enacted, That it ſhall and may be lawful for the ſaid reſpective Truſtees, or any Seven or more of 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 reſpective Truſtees, or any Seven or more of them, or to ſuch Perſon whom they ſhall appoint to receive the ſame.

Perſons and Things exempted from Tolls.

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 Lime or 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 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 County Borough of Carmarthen; 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 Road leads; 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 Carmarthen 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 to be erected by virtue of this Act, for any Horse, Carriage, or Cattle, unless such Horse, Cattle, or Carriage, passing through any such Gate or Turnpike shall pass the Space of Three hundred Yards upon some Part of the Roads by this Act directed to be repaired; save and except at any Toll-gate which shall be erected between the Town of Llaugharne and the Ford or Ferries of Llaugharne; and also except at any Turnpike which shall be erected at or near the said Town of Llaugharne upon the Road which leads to Tavern Spite, upon the Borders of the County of Pembroke.

Exceptions.

Penalty on Persons making illegal Claims.

Provided always, 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

ing the said respective Roads where the same shall be so claimed and taken.

Penalty on passing thro' private Passage, &c.

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.

Trustees may borrow Money upon the Credit of the Tolls.

And, for the more speedy repairing and widening the said Roads, be it further enacted, That it shall and may be lawful to and for the said respective Trustees, or any Seven or more of them, from time to time, upon the Credit of the Tolls by this Act made applicable to the repairing, widening, and keeping in Repair, the said respective Roads, 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 are hereby impowered, to mortgage or assign over the Tolls arising within their respective Districts, 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 and widening the said respective Roads, and to and for no other Use or Purpose whatsoever.

Assignments may be 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 respective Tolls granted by this Act shall be made, or who shall be intitled to the Money thereby secured, and his, her, and their Assignee or Assignees, may, and is and are hereby impowered, from time to time, to transfer or assign over such Security or Securities, and all the Monies that shall be due thereon, to any other Person or Persons.

Trustees may appoint Officers;

And be it further enacted, That the said respective Trustees,

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, to remove, and to 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, altering, and keeping in Repair, the said respective Roads, shall, from time to time (when thereunto required by the said respective Trustees, or any Five or more of them) make and render to the said Trustees, or any Five or more of them, a true, exact, and perfect Account in Writing under their respective Hands, upon Oath to be taken before Five or more of the said respective 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 respective Trustees, or any Five or more of them, or to such Person as they shall respectively 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 respective Trustees, or any Five or more of them, and shall have paid such Composition to the said respective Trustees, or any Five or more of them, or to such Person or Persons as they shall appoint to receive the same; (which Composition

and remove them, and appoint others.

Officers to account upon Oath.

Officers refusing to account,

Justices to enquire into the Default,

and commit the Offender,

until Payment or Composition made.

the

the ſaid reſpective Truſtees, or any Five or more of them, are hereby impowered to make.

Treaſurer to give Security.

And it is further enacted, That the ſaid reſpective Truſtees, or any Five or more of them, are hereby authorized 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 reſpective Truſtees, or any Five or more of them, ſhall ſeem meet.

No Victualler, &c. to hold a 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 dig Gravel, &c.

And it is further enacted, That the Surveyor or Surveyors appointed by the ſaid reſpective 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 authorized 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, Paddock, Avenue, Wood, Coppice, or Nurſery) they the ſaid 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

without paying for the ſame; levelling the Pits.

Materials may be taken from private Grounds;

making Satisfaction to the Owners.

carrying the same over their Grounds, as the said respective Trustees, or any Seven or more of them, shall think reasonable: And in case any Difference between the said respective Trustees, Surveyors, or Person or Persons by them appointed as aforesaid, and the said Owners and Occupiers, or any or either of them, concerning the said Damages, any Two or more Justices of the Peace of the County where the said Materials shall be so cut, digged, gathered, taken, and carried away, shall and may, on 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 respective Trustees, or any Five or more of them, or the said Surveyor or Surveyors, or any Person or Persons by them or either of them appointed or employed, may, and is and are hereby authorized and impowered to make, or cause to be made, Causeways in or along 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, if 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 ruinous Road is repairing, and till such Time as it shall be convenient 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 respective Trustees, or any Seven or more of them, shall seem reasonable.

Surveyors may make Causeways, &c.

and erect Bridges, &c.

and make a temporary Road;

making Satisfaction to the Owners.

And be it further enacted, That it shall and may be lawful for the said Surveyor or Surveyors, and such Person

Surveyors may remove Annoyances, &c.

Perſon or Perſons as he or they ſhall appoint, to remove all Annoyances on the ſaid reſpective 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 Carmarthen, from time to time to levy the Charges thereof upon ſuch Owners or Occupiers, by Diſtreſs and Sale of his and their Goods and Chattles, 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 reſpective Truſtees, or any Five or more of them, the Sum of Forty Shillings, to be levied and recovered in Manner aforeſaid.

Owners neglecting the ſame after Notice.

Penalty of 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 reſpective Roads, ſhall not in a proper Manner cauſe the ſame to be ſcoured and cleanſed within the Space of Ten Days next after Notice in Writing ſhall for that Purpoſe be given to him, her, or them reſpectively, or ſhall be left at his, her, or their, reſpective Place or Places of Abode by the ſaid Surveyor or Surveyors, then the ſaid Surveyor or Surveyors may cauſe ſuch Ditches, Drains, and Watercourſes, to be ſcoured and cleanſed, and pay for the ſcouring and cleanſing the ſame; and if the ſaid Perſon or Perſons ſhall not repay the Money 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,

Owners of Watercourſes, &c. neglecting to ſcour the ſame,

after Notice given for that Purpoſe,

Surveyors may cleanſe them,

and levy the Charges by Diſtreſs and Sale.

and

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 of 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 Chattles of such Person or Persons, rendering the Overplus (if any be) to the Owner or Owners thereof, upon Demand, after all Charges paid.

Trustees may contract for the Purchase of Lands to be laid into the Roads.

And be it further enacted, That in case the said respective 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 within their respective Districts, for the better accommodating of Passengers, that then the said respective 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 such Owners, Proprietors, Occupiers, and Persons interested, as aforesaid, and the said respective Trustees, or any Seven or more of them, and also the Costs and Charges attending such Agreement and Purchase.

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 respective 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 Here-

ditaments, but may be incapable of granting or conveying the same, by reason of Infancy, or other Disability, be it further enacted, That it shall and may be lawful to and for all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, 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 respective 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 or 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.

Bodies Politick, &c. impowered to treat.

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 Premisses, or, by reason of Absence, shall be prevented from treating; then, and in every or any such Case, the said respective Trustees, or any Five or more of them, shall cause it to be enquired 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

Persons neglecting to treat, &c.

Damages to be assessed by a Jury.

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 Hereditaments, into the said Roads, or of turning such Road into or through any such Lands, Grounds, or Hereditaments: And in order thereto, the said respective 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 or proper to be examined as a Witness or Witnesses, touching or concerning the Premisses (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 Premisses, as they the said respective Trustees, or any Five or more of them, shall think fit: And after the said Jury shall have enquired 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 said Owners, Proprietors, or Occupiers of, or other Persons interested in the said Lands, Grounds, or Hereditaments, according to such Verdict or Inquisition of the said Jury; which said Verdict or Inquisition, and Judgement, Order, or Determination, so had and made, shall be final, binding, and conclusive, 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

Witnesses to be summoned, and examined upon Oath.

Verdict of the Jury to be final.

Property of, in, to, or out of the same: And for the summoning and returning such Jury or Juries, the said respective 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 impanel, 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 impanel, summon, and return, such Number accordingly; and out of the Persons so impanelled, summoned, and returned, or out of such of them as shall appear upon such Summons, the said Trustees, or any 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 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 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 Premisses, 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 Premisses, 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.

Trustees may issue their Warrant to the Sheriff for impanelling a Jury.

Jurors may be challenged.

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

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 Au-

Expences of the Jury how to be borne.

thority 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 the said Jury or Juries, as a Recompence or Satisfaction for any such Right, Interest, or Property, in any such Lands, Grounds, or Hereditaments, or Loss or Damage as aforesaid, that then and in such Case the Costs and Expences of summoning and maintaining the Jury and Witnesses concerning the ascertaining and determining the Value of any such Right, Property, or Interest, 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.

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

And be it further enacted, That all and every Sum and Sums of Money so assessed as aforesaid is hereby charged upon the Monies which shall be raised by virtue of this Act, and shall be paid thereout accordingly, by the said respective Trustees, or any Five or more of them, or their respective 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 respective 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 respective Roads for ever after, and shall be repaired and

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

and deemed a publick Highway.

kept

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 compleated, the Lands and Grounds comprized in or constituting the old or former Road, shall be vested in the said respective 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 gotten 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 Carmarthen, shall be good and effectual in the Law, to all Intents and Purposes whatsoever. Old Road may be sold.

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. Buildings not to be injured.

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 Persons liable to do Statute-work to continue so.

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 respective Trustees, or any Five or more of them, shall direct or appoint, and at such Time and in such Manner as the Surveyor or Surveyors by them authorized 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 Ann.* deemed Team-holders.

And, to the End that the said respective Trustees may know the Inhabitants of and Occupiers of Lands, Tenements, and Hereditaments, in all the Towns, Parishes, Hamlets, and Places, wherein the Roads, by this Act directed to be repaired, do lie, 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 respective 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 respective 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-gate or Toll-gates erected by virtue of this Act within the District wherein such Work is to be performed, to deliver in to the said respective 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

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

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 Inhabitants and Occupiers shall and 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.

Penalty on Surveyors neglecting to deliver in such Lists,

And be it further enacted, That if the Surveyor or Surveyors of the several Towns, Parishes, Hamlets, or Places, through which the said Roads lead, shall not deliver in to the said respective 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 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 respective 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 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 as if such 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 respective Forfeitures as if he, she, or they, had neglected or refused

and on Persons not performing Statute-work.

Persons found idle to be turned off.

refuſed to do or perform the ſaid reſpective Day's Work.

Truſtees may compound with Pariſhes, &c. for Statute-work.

And be it further enacted, That the ſaid reſpective Truſtees, or any Five or more of them, may and are hereby authorized 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 Roads hereby intended to be repaired, or any Part or Parts thereof, do or doth lie, for the ſeveral Days Statute-work to be by them reſpectively done upon the ſaid Roads, at and for ſuch Sum or Sums of Money, by the Year or otherwiſe, as they the ſaid reſpective 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 reſpective Truſtees, or any Five or more of them, or to their Appointment.

Surveyors may appeal to the Quarter Seſſions to proportion the Statute-work.

And be it further enacted, That if the Surveyor or Surveyors of the Highways for the time being of any of the Towns, Pariſhes, Hamlets, or Places, wherein the ſaid Roads directed by this Act to be repaired do lie, ſhall think the ſaid reſpective 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 reſpective Roads, it ſhall and may be lawful for ſuch Surveyor or Surveyors of the Highways to appeal to the Quarter Seſſion 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 authorized 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 reſpective 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 reſpective Truſtees.

Proviſo.

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.

And

And be it further enacted, That if any Person shall haile or draw, or cause to be haled or drawn, along any Part of the said Road, any Tree or Trees, Piece or Pieces of Timber, or any Stone or Stones, other than and 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 Twenty Shillings.

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

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 Road, with Inscriptions to be made thereon, denoting the Number of Miles and Distance of Places, and also Posts at the several Roads leading out of the Road 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, 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.

Roads to be measured, and Mile stones erected.

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 Chattles, 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 Chattles shall be so distrained and sold, the Charges of such Distress and Sale being first deducted, shall be paid to the said respective 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 Pur-

Penalties and Forfeitures how to be recovered.

poſes 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 authorized 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.

Perſons aggrieved may appeal to the Quarter Seſſions.

And be it further enacted, That if any Perſon or Perſons ſhall think him, her, or themſelves aggrieved by any Act, Order, or Judgement, of any Juſtice or Juſtices of the Peace, which ſhall by him or them be done, made, or awarded, by virtue of this Act, or in the Execution of any of the Powers hereby to him or them given, ſuch Perſon or Perſons may appeal to the Juſtices of the Peace at the next General Quarter-Seſſion of the Peace for the County or Place where the Matter or Thing for or by reaſon of which ſuch Act, Order, or Judgment, 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 reſpective 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.

Notice of Appeal to be given.

Proceedings not to be quaſhed for want of Form,

And be it further enacted, That no Order made touching or concerning any of the Matters aforeſaid, or any other Proceedings to be had touching the Conviction or Convictions of any Offender or Offenders againſt this Act, ſhall be removed or 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

nor removable by *Certiorari*.

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

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

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

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. Plaintiff not to recover, if Tender of Amends hath been made.

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 respective 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. Proceedings to be enter'd in a Book.

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. Writings to be without Stamps.

And be it further enacted, That no Order made by the said respective 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. No Order made to be revoked, unless 7 Trustees consent thereto.

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

Limitation of Actions.

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, 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 appear not to 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.

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.