Anno octavo

Georgii III. Regis.

An Act for enlarging and continuing the Term and Powers granted by an Act passed in the Twentieth Year of the Reign of His late Majesty, for repairing the Road from *Sunderland* near the Sea, to the City of *Durham*, in the County of *Durham*.



WHEREAS by an Act passed in the Twentieth Year of the Reign of His late Majesty King George the Second, intituled, An Act for repairing the Road from *Sunderland* near the Sea, to the City of *Durham*, in the County of *Durham*, several Tolls or Duties and Powers are granted to certain Trustees in the said Act named for putting the same into Execution, which Act was to take Place and be in Force for the Term of Twenty one Years, from and after the First Day of May, in the Year of our Lord One thousand seven hundred and forty seven, and from thence to the End of the then next Session of Parliament: And whereas the Trustees appointed to put the said Act in Execution, or a sufficient Number of them, did, in pursuance of the Powers thereby to them given, borrow several Sums of Money upon the Credit of the said Act, to the Amount of Two Preamble.

thouſand Pounds, and which Money is now due and owing upon the Credit thereof; and notwithſtanding the Tolls collected and received in purſuance of the ſaid Act, and the Money ſo borrowed on the Credit thereof, have been duly applied in repairing the ſaid Road, yet, by reaſon of the many Carriages paſſing and repaſſing thereupon, at all Seaſons of the Year (many of which Carriages are by the ſaid Act exempt from the Payment of Tolls) the Tolls or Duties granted by ſuch Act are inſufficient to pay the Principal Money ſo borrowed, and the Intereſt thereof, and to amend and keep in Repair the ſaid Road, unleſs the Term of the ſaid Act be further continued, ſome further Tolls granted, and the ſaid Act in other Reſpects made more effectual: May it therefore please Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Act, and all and every the Clauſes, Powers, Rules, Penalties, Forfeitures, Proviſoes, Matters, and Things, whatſoever therein contained (except ſuch Clauſes, Matters, and Things, as are or ſhall be by any ſubſequent Act or Acts of Parliament, repealed, altered, or varied) ſhall continue and be in full Force and Effect, and be executed from and after the Expiration of the Term by the ſaid former Act granted, for and during the further Term of Twenty one Years, and from thence to the End of the then next Seſſion of Parliament, ſubject to the Amendments, Alterations, Variations, and Additions, herein after contained.

The recited Act further continued for 21 Years.

And be it further enacted by the Authority aforeſaid, That William Huddleſton, Williamſon Hedworth, Williamſon and Thomas Williamſon, Sons of Sir Hedworth Williamſon Baronet, William Williamſon of Wickham, John Harriſon of Whitburn, Edward Dale, George Wingfield, John Stafford, William Chapman, William Chapman the younger, John Chapman, Aaron Chapman, Francis Clapham, John Maude and Thomas Maude, Sons of Warren Maude, Thomas Stamp, John Brown the younger, Hugh Awdos, Joſeph Maude, William Maude, George Trotter, Thomas Bird, Robert Davidſon, John Haddock, Jacob Spenceley, John Maude of Sunderland, William Ruſſell, George Allan, Robert Allan, George Watſon, Chipchaſe Grey, Robert Bell, Ralph Robinſon, Marſhall Robinſon and Chriſtopher Robinſon, Sons of Marſhall Robinſon, Captain Robinſon of Eaſt Renton, William Ettricke the younger, Thomas Hugall, Philip

Truſtees Names.

Philip Jackſon, John Jackſon, Philip Jackſon the younger, James Jackſon, John Goodchild the younger, James Galley, John Morriſon, John Nicholſon, Thomas Smith, George Story, Hedworth Story, Anthony Story the younger, Elias Thornhill, James Smithſon Taylor, and John Pemberton, ſhall, from and immediately after the paſſing of this preſent Act, be added to, and joined with, the Truſtees appointed or to be appointed, to put the ſaid former Act in Execution; and that the Truſtees hereby appointed, and the Survivors of them, being duly qualified according to the Directions of the ſaid former Act, together with the Truſtees appointed by or in purſuance of the ſaid former Act, ſhall be, and they are hereby authorized and impowered to put the ſaid former Act, and this preſent Act, in Execution.

Additional Tolls.

And be it further enacted by the Authority aforeſaid, That the ſaid Truſtees, or ſuch Perſon or Perſons as they, or any Nine or more of them, ſhall by Writing under their Hands authorize and appoint, ſhall and may, from and after the paſſing of this Act, demand, receive, and take, in any One Day, for the Paſſage of Horſes, Mares, Geldings, Cattle, Mules, Beaſts, Aſſes, Coaches, Berlins, Landaus, Chariots, Chaiſes, Calaſhes, Waggons, Wains, Carts, or other Carriages, Oxen, Cows, or Neat Cattle, Calves, Hogs, Sheep, or Lambs, through the ſeveral Turnpike Gates erected, or to be erected upon the ſaid Road, inſtead and in lieu of the Tolls authorized and directed by the ſaid former Act to be therein taken or levied, One Half more Toll than the Toll granted by the ſaid former Act.

Toll to be taken at a particular Seaſon.

And whereas the ſaid Road is much injured by the Uſe of Waggons, Wains, Carts, and other Carriages, in the Winter Seaſon, laden with Corn or Grain in the Straw, Hay Fodder, Coals, Lime, Dung, Mould, Compoſt, Sand, or other Manure for the Improvement of Land, which Purpoſes might be fully anſwered without any particular Inconvenience, at other Seaſons of the Year leſs injurious to the ſaid Road; be it therefore further enacted by the Authority aforeſaid, That the ſaid Truſtees, or ſuch Perſon or Perſons as they, or any Nine or more of them, ſhall by Writing under their Hands authorize and appoint, ſhall and may, from and after the paſſing this preſent Act, demand, receive, and take, at all the Turnpike Gates erected or to be erected, upon the ſaid Road, for every Waggon, Wain, Cart, or other Carriage, laden with, or carrying Corn or Grain in the Straw, Hay, Fodder, Coals, Lime, Dung, Mould, Compoſt, Sand, or other Manure, for the Improvement

provement of Land, passing through the same, and drawn by Two or more Horses or Oxen, or other Beasts of Draught, at any Time after the Eleventh Day of November, and before the First Day of March, in each and every Year during the Continuance of the said former Act, or this present Act, the further Toll or Duty herein after mentioned; that is to say, Double the Toll imposed upon any Waggon, Wain, or Cart, drawn by Two or more Horses or Oxen, or other Beasts of Draught, by the said former Act, and this present Act; any thing in the said former Act, or any subsequent Act of Parliament to the contrary notwithstanding.

Tolls vested in Trustees.

And it is hereby further enacted by the Authority aforesaid, That the Tolls above-mentioned and hereby directed to be taken as aforesaid, are hereby vested in the said Trustees; and the same, and every Part thereof, shall and may be demanded, taken, levied, and recovered, and assigned, and by the Assignee or Assignees thereof shall be transferred; and the Monies arising therefrom, or to be borrowed upon the Credit thereof, shall be paid, applied, and disposed of, in the same Manner, and to and for the same Uses, Intents, and Purposes, as in and by the said former Act is mentioned and declared with respect to the Tolls thereby granted.

Charges of passing this Act, to be first paid.

Provided nevertheless, and it is hereby further enacted by the Authority aforesaid, That the said additional Term hereby granted, and the Tolls or Monies hereafter to be collected, raised, or borrowed, by virtue of the said former Act, or this Act, shall, in the First Place, be subject to the Payment of the Charges of procuring and passing this Act; and, in the next Place, subject to the Payment of all the Monies due and owing at the Time of passing this Act upon the Credit of the said former Act, and the Interest due and to grow due upon the same, according to the Priority, Purport, and true Meaning of the several Securities given for such Monies.

Trustees may lessen the Tolls.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the said Trustees, or any Nine or more of them, from time to time, at any Meeting or Meetings to be held for that Purpose, to lessen or reduce all or any of the Tolls hereby granted, and for such Time or Times as they the said Trustees, or any Nine or more of them, shall think proper; and may afterwards, from time to time, advance all or any of the Tolls so lessened to any Sum or Sums of Money not exceeding the Tolls hereby allowed to be taken; and to order and direct such Tolls so lessened and reduced, or advanced, to be collected, received, taken, and

laid out and applied, for the Purposes of the said former Act, and this Act: But no such Reduction shall be made, at any Time or Times, of all or any such Tolls lower than the Tolls of the former Act, unless the Person or Persons intitled to Five Sixths of the Money then remaining due upon the Credit thereof shall be consenting thereto; and that no such Reduction shall be made, unless Three Calendar Months previous Notice shall be given in all the Newcastle News Papers, of the Intention to make such Reduction.

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

FINIS.