Anno octavo

Georgii III. Regis.

An Act to continue and render more effectual, ſeveral Acts paſſed for repairing the Road leading from *The Stones End*, in the Pariſh of *Saint Leonard Shoreditch*, in the County of *Middleſex*, to the farthermoſt Part of the Northern Road, in the Pariſh of *Enfield*, in the ſame County, next to the Pariſh of *Cheſhunt*, in the County of *Hertford*; and for amending the Road from *The Watch Houſe* in *Edmonton*, to *The Market Place* in *Enfield*.



WHEREAS by ſeveral Acts of Parliament made in the Twelfth Year of the Reign of Queen Anne, and in the Firſt and Seventh Years of the Reign of King George the Firſt, and in the Second and Seventeenth Years of the Reign of His late Majeſty King George the Second, ſeveral Tolls, Duties, and Powers, were granted and given for the ſeveral Terms of Years in the ſaid Acts mentioned, to Truſtees thereby appointed, for repairing the Road leading from The Stones End, in the Pariſh of Saint Leonard Shoreditch, in the County of Middleſex, to the furthermoſt Part of

Preamble, reciting Acts of 12 *Anne*, 1 and 7 *Geo.* I. and 2 and 17 *Geo.* II.

the Northern Road in the Parish of Enfield, in the same County, next to the Parish of Cheshunt, in the County of Hertford; and for amending the Road from The Watch House in Edmonton, to The Market Place in Enfield: And whereas the Trustees appointed to put the said recited Acts in Execution, have been at great Expences in building Bridges on the said Roads, and in other Works, to prevent any Obstruction to Passengers travelling on the said Roads in Times of Flood, and in the Repairs of the said Roads, and have borrowed a considerable Sum of Money, at Interest, on the Credit of the said Tolls, which, together with the Tolls collected, have been duly applied according to the Directions of the said Acts, and great Progress hath been made in repairing the said Roads; but the same cannot be effectually repaired, nor the Monies now due and owing on the Credit of the said Acts, amounting to the Sum of Nine thousand Pounds, and upwards, cannot be repaid, unless the Tolls and Duties, Terms and Powers, granted by the said Acts, be further increased, altered, continued, and enlarged, the present Tolls and Duties not being sufficient to pay the Interest of the said Principal Sum now due and owing thereon, and to defray the annual Expences of the Repairs of the said Roads, being Fourteen Miles, or thereabouts, in Length: May it therefore please Your Majesty, that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Acts, and all and every the Clauses, Powers, Authorities, Provisions, Penalties, Forfeitures, Exemptions, Matters, and Things whatsoever therein contained (other than and except such as are hereby altered or varied) shall be and continue in full Force, and be executed from and after the Expiration of the Terms granted by the said recited Acts, and also of the additional Term granted by an Act made in the Twenty eighth Year of the Reign of His late Majesty King George the Second, intituled, An Act to amend an Act made in the Twenty sixth Year of His present Majesty, intituled, *An Act for the Amendment and Preservation of the Publick Highways and Turnpike Roads of this Kingdom, and for the more effectual Execution of the Laws relating thereto,* for and during the further Term of Twenty one Years, and from thence to the End of the then next Session of Parliament, as fully and effectually, to all Intents and Purposes, as

The recited Acts further continued for 21 Years.

if the same were herein again repeated and re-enacted in the Body of this present Act; which said additional Term hereby granted, shall be subject and liable to the Payment of all Sums of Money now due and owing upon the Credit of the said recited Acts, or either of them, and the Interest due or to grow thereon, and of such other Sums of Money as shall be borrowed for the Purposes of the said recited Acts, and this present Act, and the Interest to grow due on the same; and that the Trustees appointed, or hereafter to be appointed, in pursuance of the said recited Acts, or this present Act, together with Thomas Rous, Jasper Mauduit, Hennage Robinson, James Fremaux, Richard Nicholas, Benjamin Rosewell, John Whithers, Thomas Jones, John Batchelor, Thomas Boddington, Laurence Cole, Robert Purnell, Daniel Stacey, Richard Chiswell, William Clarke, the Reverend Doctor Cook Rector of Newington, Michael Harvey Breton, Bradshaw Galliard, the Reverend Richard Newbon, the Reverend William Pinckney, George Prescott, George Prescott junior, Lawrence Sullivan, Andrew Kinross Clerk, Thomas Redhead, James Tierney, John Shaw, Joseph Tatom, John Ashfordby, William Bayntun, [illegible] Shubrick, Thomas Wilkinson, Richard Ayton, William Tudman, William Steers, Francis Bowyer, James Eyres, Anthony Keck, the Reverend William Dowding, John Saville, Henry Kent, Phipps, John Burney, Henry Newcome, Graham, shall be, and are hereby appointed Trustees for putting the said recited Acts, and this present Act, in Execution, and all the Powers and Authorities therein and herein contained. Additional Trustees Names.

And be it further enacted by the Authority aforesaid, That from and after the passing of this Act, it shall and may be lawful to and for the Trustees appointed, or to be appointed, to put the said recited Acts, and this present Act, in Execution, or any Five or more of them, or such Person or Persons as they, or any Five or more of them, shall authorize and appoint, to demand and take the Tolls and Duties herein aftermentioned (instead of the Tolls and Duties granted and made payable by the said recited Acts) before any Coach, Berlin, Landau, Hearse, Chaise Marine, Chariot, Calash, Curricle, Chaise, Chair, Waggon, Wain, Cart, Dray, or other Carriage, Horse, Mare, Gelding, Mule, Ass, or other Cattle whatsoever, shall be permitted to pass through any Gate or Turnpike erected, or to be erected, by virtue of the said recited Acts, or this present Act; that is to say, The Tolls following to be taken instead of those granted by the former Acts.

The Tolls.

For every Coach, Berlin, Landau, Hearse, Chaise Marine, Chariot, Calash, Curricle, Chaise, or Chair, drawn by Six Horses, or other Cattle, the Sum of One Shilling and Six Pence; and drawn by Three or Four Horses, or other Cattle, the Sum of One Shilling; and drawn by Two Horses, or other Cattle, the Sum of Six Pence.

For every Chaise or Chair with Two Wheels, drawn by One Horse, or other Beast, the Sum of Four Pence; and for every Chaise or Chair with Three or Four Wheels, by One or Two Horses, or other Cattle, the Sum of Six Pence.

For every Waggon loaden with Hay or Straw, the Sum of Three Pence; and for every Waggon not loaden with Hay or Straw, the Sum of Eight Pence.

For every Cart loaden with Hay or Straw, the Sum of Three Pence; and for every Cart not loaden with Hay or Straw, drawn by Five Horses, or other Beasts, the Sum of Six Pence, and drawn by Four Horses, or other Beasts, the Sum of Five Pence; and drawn by Three Horses, or other Beasts, the Sum of Four Pence; and drawn by One or Two Horses, or other Beasts, the Sum of Three Pence.

For every Horse, Mare, Gelding, Mule, or Ass, laden or unladen, and not drawing, the Sum of One Penny.

For every Drove of Oxen or Neat Cattle, the Sum of Ten Pence per Score; and so in Proportion for any greater or less Number.

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.

Tolls may be levied by Distress and Sale.

And the said Trustees, or any Five or more of them, or such Person or Persons as they, or any Five or more of them, shall authorize and appoint, shall have the same Powers, Authorities, and Remedies, for demanding, collecting, recovering, and levying, the Tolls and Duties hereby made payable, as are in and by the said recited Acts, or either of them, given and prescribed, for demanding, collecting, recovering, and levying, the Tolls thereby granted and given; and the said Tolls and Duties, and every Part thereof, shall be paid, applied, and disposed of, or assigned to or for such Uses, Intents, and Purposes, as are by the said former Acts, and this present Act, directed and appointed, and to and for no other Use, Intent, or Purpose whatsoever.

And, in order to prevent evading the Payment of the Tolls granted by this Act, be it enacted by the Authority

thority aforesaid, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, to continue the Gate or Turnpike already erected, or to erect, or cause to be erected, One or more Gate or Gates, Turnpike or Turnpikes, in or upon such Part or Parts, Place or Places, of certain Ways, Lanes, or Places, called The Green Lanes, leading from a Place called Bowes Farm, in the Parish of Edmonton, to Newington Green, in the Parish of Saint Mary Newington, in the said County of Middlesex, and on either Side of the said Green Lanes, as the said Trustees, or any Five or more of them, shall see convenient; and there to demand, receive, and take, such and the like Tolls and Duties for the Passage of every Coach, Berlin, Landau, Hearse, Chaise Marine, Chariot, Calash, Curricle, Chaise, Chair, Waggon, Wain, Cart, Dray, or other Carriage, Horse, Mare, Gelding, Mule, Ass, or other Cattle whatsoever, through the said Gate or Gates, not having paid and producing a Note or Ticket of his and their having paid the said Toll or Duty hereby imposed, the same Day, as are by this Act directed to be taken for the Passage of Cattle and Carriages at all or any other of the Turnpikes by the said former Acts, and this present Act, directed and authorized to be erected and set up; and the said Trustees, or any Five or more of them, shall have the same Powers, Authorities, and Remedies, for recovering and levying the Tolls directed to be taken at the said Gate or Gates, Turnpike or Turnpikes, erected and to be erected in the said Green Lanes, as are by the said former Acts, and this present Act, given and granted for recovering and levying the Tolls thereby and hereby granted.

Trustees may erect Turnpikes and Toll-houses, and take Tolls thereat.

Provided nevertheless, That nothing herein contained shall extend, or be construed to extend, to charge any Person or Persons with the Payment of the Tolls directed to be taken at the said Gate or Gates, Turnpike or Turnpikes, erected or to be erected in the said Green Lanes, who shall have passed through all or either of the Gates or Turnpikes erected or to be erected between the Parish of Saint Leonard Shoreditch, in the County of Middlesex, and the Parish of Chesthunt, in the County of Hertford; and shall produce a Note or Ticket denoting the Payment of such Toll on that Day, at any of the said Gates or Turnpikes.

Proviso.

Provided always, and it is hereby enacted, That no Tolls shall be taken by virtue of this Act at any Gate or Turnpike erected or to be erected in the Green Lanes aforesaid, for any Horse, Cattle, or Beasts, drawing or not drawing, employed only in the Conveyance or Carriage

Particular Exemptions.

riage of any Dung, Soil, or Compost, of any Kind, for manuring of any Garden, or other Land or Ground in any of the Parishes through or into which any Part of the said Road shall lead or lie; nor for any Horse, or Cattle or Beast, drawing or not drawing, employed only in the Conveyance or Carriage of any Stones, Gravel, or other Materials for repairing the said Road, or for repairing any of the Highways in any of the Parishes in which any Part of the said Road is situated, or employed in the plowing, sowing, tilling, cultivating, or stocking, of any Land or Ground in any such Parishes, or in the Carriage or Conveyance of any Hay or Straw not bound up, or Corn in the Straw, not sold or disposed of, but passing to be laid up in the Houses, Out-houses, or Grounds, of the Owner or Owners thereof, in any of the said Parishes, or drawing or conveying any Plough, Harrow, or other Implements of Husbandry, or for any Horse, or other Cattle or Beast going to or from Water or Pasture: And if any Person shall claim and take the Benefit of any of the Exemptions aforesaid, not being intitled to the same, every such Person shall, for every such Offence, forfeit the Sum of Forty Shillings.

Penalty on making illegal Claims.

Exemptions from Toll.

Provided always, and it is hereby enacted, That no Tolls shall be taken by virtue of this Act, for any Horses, Cattle, or Beast, drawing or not drawing, employed only in the Conveyance or Carriage of any Dung, Soil, or Compost, of any Kind, for manuring of any Garden, or other Land or Ground, in any of the Parishes through or into which any Part of the said Road shall lead or lie; nor for any Horse, or Cattle or Beast, drawing or not drawing, employed only in the Conveyance or Carriage of any Stones, Gravel, or other Materials for repairing the said Road, or for repairing any of the Highways in any of the Parishes in which any Part of the said Road is situated, or employed in the plowing, sowing, tilling, cultivating, or stocking of any Land or Ground in any such Parishes, or in the Carriage or Conveyance of any Hay or Straw not bound up, or Corn in the Straw, not sold or disposed of, but passing to be laid up in the Houses, Out-houses, or Grounds, of the Owner or Owners thereof, in any of the said Parishes, or drawing or conveying any Plough, Harrow, or other Implements of Husbandry, or for any Horse, or other Cattle or Beast, going to or from Water or Pasture: And if any Person shall claim and take the Benefit of any of the Exemptions aforesaid, not being intitled to the same, every such Person shall, for every such Offence, forfeit the Sum of Forty Shillings.

Penalty on making illegal Claims.

And

And whereas by the said Act made in the Second Year of the Reign of His late Majesty King George the Second, it is, amongst other Things, enacted, That Fifteen Days Work of a Team living nearest to the Roads thereby intended to be repaired, and to consist of a Cart and Four able Horses, which was to work Eight Hours each Day, should, during the Continuance of that and the said former Acts, be done and performed by the Inhabitants of Hornsey, on or before the Twenty ninth Day of September, in every Year, in such Parts of the said Roads as the said Trustees, or any Five or more of them, should appoint; and the Service of such Team should be accepted in lieu and full Satisfaction of all such Statute Labour and Work as the said Inhabitants of the Parish of Hornsey aforesaid were by that or any of the said former Acts, or by any of the Laws then in Force, obliged to do and perform on such Part of the said Roads as lie within the said Parish of Hornsey; and in case any Neglect or Default should happen to be made by the said Inhabitants of Hornsey, in performing the said Fifteen Days Work of such Team yearly so to be done, that the Surveyors and Surveyor for the time being, and their Successors, for every Neglect or Default, should yearly forfeit and pay to the said Trustees, and their Successors, the Sum of Ten Shillings for each Day that such Team should neglect or refuse to do and perform such Work, to be recovered in Manner in the said recited Act mentioned: And whereas the Inhabitants of the Parish of Tottenham have been usually charged with One hundred and fifty Days Work with a Team and Four Horses, in repairing the said Road: And whereas the Inhabitants of the Parish of Saint Mary Newington do now compound with the said Trustees, for the annual Sum of Nine Pounds, to be paid to the said Trustees, in lieu of Statute-work to be done on the said Road: And whereas the said Green Lanes leading from the Northermost Part of the Parish of Tottenham, next Bowes Farm, to Newington Green, run parallel with the said Road, and are repaired and maintained by the Inhabitants of the said several Parishes of Hornsey, Tottenham, and Saint Mary Newington, and it would be a particular Hardship to such Inhabitants, if they were to pay the Tolls at the Gates or Turnpikes erected, or to be erected, in the said Green Lanes, or on the Sides thereof, unless some Compensation is made to such Inhabitants out of the Money received at such Gates or Turnpikes so erected, or to be erected, or some other Money in lieu thereof be applied

Act of 2 Geo. II. recited.

in amending the said Green Lanes from the Northernmost Part of the Parish of Tottenham, next to Bowes Farm aforesaid, to Newington Green aforesaid; be it therefore enacted by the Authority aforesaid, That from and after the passing of this Act, the said Statute-work or Composition-money, or such other Statute-work or Composition-money, as shall hereafter be ascertained, compounded, or agreed, by virtue of the said former Act, or this Act, shall be by the said Trustees, or any Five or more of them, yearly, and every Year, demanded, compelled, performed, laid out, and expended, for and towards the amending of the said Green Lanes, and to and for no other Purpose whatsoever; any thing in the said former Act, or this Act, contained to the contrary in any wise notwithstanding.

Statute-work to be performed in the Green Lanes.

Tolls to be taken at *Kingsland* Turnpike.

Provided always, and be it further enacted by the Authority aforesaid, That no greater Toll shall be taken at the Side Gate at Kingsland for Persons or Carriages crossing the said Road only, than the present Tolls granted by the said recited or any former Acts; and that the said Gate shall be taken down, and the Passage remain free, after the Expiration of the Term of Sixteen Years from the Commencement of this present Act; any thing in this Act contained to the contrary notwithstanding.

And whereas several Waggons, Carts, and other Carriages, laden with Bricks, Tiles, Coals, Stone, Breeze, Soil, and Ashes, (for making or burning of Bricks or Tiles,) or Timber, pass and repass through the Gate or Gates, Turnpike or Turnpikes, erected by virtue of the said recited Acts, many Times in the same Day within the Hours mentioned in the said recited Acts, and, under and by virtue of the said recited Acts, are not compellable to pay the said Tolls or Duties for such their passing and repassing more than Once in the same Day: And whereas such Waggons, Carts, and Carriages, laden with Bricks, Tiles, Coals, Stone, Breeze, Soil, and Ashes, or Timber, by their frequent passing, do great Damage to the said Roads and Highways; be it therefore enacted by the Authority aforesaid, That all and every such Waggons, Carts, or other Carriages, laden with Bricks, Tiles, Coals, Stone, Breeze, Soil, and Ashes, (for making or burning of Bricks or Tiles,) or Timber, shall be charged with the Payment of the said Tolls or Duties hereby laid and imposed, every Time, and as often as they shall in the same Day, within the Hours aforesaid, pass so loaden as aforesaid through the said Gate or Gates, Turnpike or Turnpikes, erected, or to be erected, or Place where such Tolls and

Carts laden with Bricks, &c. to pay Toll every Time they pass.

Duties are to be received; any thing in the said former Act, or this present Act, to the contrary notwithstanding.

And be it further enacted by the Authority aforesaid, That it shall be lawful for the Surveyor or Surveyors appointed, or to be appointed, by the said former Acts, or this present Act, and such 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, Watering-troughs, Signs, Sign Posts, or otherwise; and to turn any Watercourses, Sinks, or Drains, running into, along, or out of, the said Road to the Prejudice thereof; and to open, scour, cleanse, widen, or make deeper, any Watercourses, Ditches, or Drains, running into, or out of, the said Road to or from the River Lee to the Prejudice thereof, and make the same as deep and large as he or they shall think necessary, making Satisfaction to the Owner or Owners of such Lands, wherein such Drains or Watercourses shall be widened, for all Damages to be occasioned thereby; such Damages to be ascertained in the same Manner as by the said former Acts other Damages are directed to be ascertained; and to cut, trim, or prune, right up from the Root, all Trees, Shrubs, or Bushes, growing in the said Road, or in the Hedges or Banks adjacent thereto; and to take and carry away the same, so as that no Tree, Bush, or Shrub, shall stand or grow in, nor any Bough or Branch of any Tree be suffered to hang over the said Roads, or any Part thereof, in case the Owners or Occupiers of the Premisses shall neglect to trim, cut, or prune, up such Trees, Shrubs, or Bushes, or to open, scour, or cleanse such Watercourses, Ditches, or Drains, or remove such other Annoyances, in such Manner as the said Surveyor or Surveyors shall require, for the Space of Fourteen Days next after Notice in Writing given for that Purpose, under the Hand or Hands of such Surveyor or Surveyors; the 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 and Occupiers, or other Person or Persons, and be recovered and applied in such Manner as the Penalties and Forfeitures are by the former Acts 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

Surveyors may remove Annoyances in the Road, &c.

and cut down Trees;

such Person shall, for every such Offence, forfeit the Sum of Forty Shillings over and above the Charges and Expences to be occasioned in removing the same.

Surveyors may dig Gravel, &c. in Waste Grounds.

And be it further enacted by the Authority aforesaid, That the Surveyor or Surveyors for the said Road, or any of them, and such other Person or 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 dig, take, and carry away, any Stone, Gravel, Sand, or other Materials, proper for repairing the said Green Lanes leading from the Northernmost Part of the Parish of Tottenham, next Bowes Farm aforesaid, to Newington Green aforesaid, out of and from any Waste Ground or Common, River or Brook, in any Parish or Place in which any Part of the said Green Lanes before described lie, or in any neighbouring Parish or Place, without paying any thing for the same; such Surveyor or Surveyors, or other Person or Persons, filling up the Pits or Places, levelling the Ground, or sloping down the Banks from whence such Materials shall be taken, or raising or fencing off such Pits or Places, so that the same may not be dangerous to Passengers or Cattle: And if such Quantities of Stone, Gravel, Sand, or other Materials, proper and sufficient for the Purpose aforesaid, cannot be had or found in or upon such Waste Grounds or Commons, Rivers or Brooks, contiguous to the said Green Lanes before described; then, and in such Case, the said Surveyor or Surveyors, or other Person or Persons as aforesaid, may, by Order of the said Trustees, or any Five or more of them, dig, take, and carry away, any such Materials as aforesaid, in, upon, or out of, from and over, the Lands of any Person or Persons lying contiguous to that Part of the Green Lanes before described (not being a Yard, Garden, Park, Paddock, planted Walk, or Avenue to any House, or any inclosed Ground, planted or set apart as a Nursery for Trees) paying or tendering Payment for such Materials, and the Damage done to such private Lands from which such Materials are dug, taken, and carried away, as also for any Damage done to any private Lands over which any Materials gotten in any Waste Ground, Common, River, or Brook, or private Land or Ground, shall be conveyed, as the said Trustees, or any Five or more of them, shall adjudge reasonable; and in case of any Difference between the said Trustees, Surveyor or Surveyors, or other Person or Persons, appointed and employed as aforesaid, and the

without paying for the same; levelling the Pits, &c.

Materials may be taken from private Grounds;

making Satisfaction to the Owners.

Trustees to determine Differences.

Owners

Owners or Occupiers of such Lands or Ground, or any or either of them, concerning the Payment for such Materials and Damages as aforesaid, the Justices of the Peace, at their next General Quarter Sessions to be holden in and for the said County of Middlesex, on Fourteen Days Notice thereof being given in Writing by the said Surveyor or Surveyors to the said Owner or Occupier, Owners or Occupiers, of such Lands or Ground, or by the said Owner or Occupier, Owners 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, shall hear, settle, and determine, the Matter in Dispute concerning such Materials; and the Judgement or Order of the said Justices therein shall be final and conclusive to all Parties.

Qualification of Trustees.

And be it further enacted by the Authority aforesaid, That every Person or Persons appointed, or to be appointed, a Trustee or Trustees for putting the said recited Acts, and this present Act, in Execution, shall be capable of acting as a Trustee in any Case in the Execution of the said former Acts, or of this Act, if 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 Forty Pounds above Reprizes, or possessed of a Personal Estate to the Amount of Eight hundred Pounds, and shall have ascertained, or shall ascertain, such Qualification upon his Oath, or his Affirmation, if One of the People called Quakers; which Oath or Affirmation the Trustees, or any Five or more of them, are hereby impowered to administer: And if any Person, not being so qualified, or shall refuse to take such Oath or Affirmation if required so to do by any Five or more of the Trustees, shall presume to act in the Execution of the said recited Act, or this present Act, and contrary to the Intent and Meaning hereof, every such Person shall, for every such Offence, forfeit the Sum of Fifty Pounds to any Person or Persons who shall inform or sue for the same; to be recovered by Action of Debt, or on the Case, or by Bill, Plaint, or Information, in any of his Majesty's Courts of Record at Westminster, wherein no Essoin, Protection, or Wager of Law, or more than One Imparlance, shall be allowed; and every Person so prosecuted shall prove that he is 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 the said former Acts, or

Penalty on acting, if not qualified.

of this Act; any thing in the said former Acts contained to the contrary notwithstanding.

Treasurer to give Security.

And be it further enacted by the Authority aforesaid, That the said Trustees, or any Five or more of them, shall, and they are hereby required to take such Security from the Treasurer or Treasurers, as the said Trustees, or any Five or more of them, shall think fit.

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

And be it further enacted by the Authority aforesaid, That no Victualler or Retailer of Ale, Beer, or Spirituous Liquors, shall be capable of being a Trustee, or of holding any Place of Profit under the said former Acts, or either of them, or this Act.

Charges of passing this Act to be first paid.

And be it further enacted by the Authority aforesaid, That all the Costs, Charges, and Expences, attending the obtaining and passing of this present Act, shall be paid and discharged out of the Money collected, or to be collected or borrowed, by virtue of the said recited Acts, or this present Act.

Limitation of Actions.

And be it further enacted by the Authority aforesaid, That if any Action or Suit shall be commenced against any Person or Persons for any Thing done, or to be done, in pursuance of the said former Acts, and of this Act, every such Action or Suit shall be brought within Six Calendar Months next after the Fact committed, and not afterwards; and shall be laid and brought in the County of Middlesex, and not elsewhere; and the Defendant and Defendants in such Action or Suit shall

General Issue.

and may plead the General Issue, and give the said former Acts, and this Act, and the Special Matter, in Evidence, at any Trial to be had thereupon, and that the same was done in pursuance of, and by the Authority of, the said former Acts, or this present Act; and if the same shall appear so to be done, or if such Action or Suit shall be brought after the Time before limited for bringing the same, or shall be brought in any other County or Place, that then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall become Nonsuited, or discontinue his Action after the Defendant or Defendants shall have appeared, or if, upon Demurrer, Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover

Treble Costs.

Treble Costs, and have such Remedy for the same as any Defendant or Defendants hath or have in any other Cases by Law.

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. Publick Act.

FINIS.