Anno octavo

Georgii III. Regis.

An Act for repairing, widening, turning, and altering, the Road leading from *Reading*, in the County of *Berks*, through *Henley*, in the County of *Oxford*, and *Great Marlow*, *Chipping Wycombe*, *Agmondeſham*, and *Cheynes*, in the County of *Bucks*, and *Rickmanſworth*, *Watford*, and *Saint Albans*, to *Hatfield*, in the County of *Hertford*; and alſo the Road leading out of the ſaid Road, at *Marlow*, over *Great Marlow Bridge*, through *Byſham*, to or near the Thirty Mile Stone, in the Turnpike Road leading from *Maidenhead* to *Reading*.

WHEREAS the High Road leading from the Town of Reading, in the County of Berks, over Caverſham Bridge, by the South Side of Lord Cadogan's Park, through Play-hatch, and to and through the Town of Henley upon Thames, in the County of Oxford, and by Greenland Farm, Mill End, and Medmenham, and to and through the Town of Great Marlow, in the County of Bucks, and by Handy Croſs, and to and through the Town of Chipping Wycombe, and over Wycombe Heath, through Wilden Lane, and to and through the Town of Agmon- Preamble.

desham, and over Agmondesham Common, to Cheynes, in the said County of Bucks; and from thence over Choleywood Common, and by the Park of Henry Fotherley Whitfield Esquire; and to and through the Town of Rickmansworth, in the County of Hertford, and by the Park of the Earl of Essex; and to and through the Town of Watford, and by the Ley Farm, and a House known by the Sign of The Black Boy; and to and through the Town of Saint Albans, and through Cock Lane, and by Burnt Oak, Popefield, and Puttock's Oak, to the Town of Hatfield, in the said County of Hertford; and also the High Road leading out of the Road aforesaid, in the Town of Great Marlow, over Great Marlow Bridge, through Bysham Street, to or near the Thirty Mile Stone, in the Turnpike Road leading from the Town of Maidenhead, to the said Town of Reading, are in a ruinous Condition, narrow in many Places, and incommodious to Passengers, and cannot be effectually repaired, widened, turned, altered, and kept in Repair, without the Aid of Parliament: 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

Trustees Names.

Charles Ambler, Samuel Auld, Henry Allnutt senior, William Applegarth, Benjamin Armstrong, Francis Annesley, Thomas Addams M. D. Martin Annesley, Thomas Aldridge, the Reverend Mr. John Alexander, Ashby, Ambrose Austin, the Right Honourable Isaac Barré, John Bates, William Baillie M. D. the Reverend Henry Berners, James Brooks, Richard Beacham, John Birch, Edward Ball, John Bates at the Marsh, John Bates at Four Ashes, James Batting senior, James Batting junior, Harry St. John Bell, Thomas Brand, Thomas Brand junior, Thomas Plumer Byde, John Atkell Bucknall, George Poigner Bysse, Thomas Browne, Barnes of Essenden, Bulkley, Edward Bouchier senior, Edward Bouchier junior, John Birch, Bulkley, Fitz Williams Barrington, Sir William Baker, William Baker, Michael Blount, Michael Blount junior, John Bindley, John Blagrave, William Mathew Burt, John Bagnall, George Blagrave, James Buy, Ralph Barlow Clerk, Nathaniel Blackman, Bellmore, David Blissett, John Barrett, Solomon Bay, Peter Birt, William Blackall, William Blaney, Sir John Browne Baronet, Robert Bacon, Samuel Blackman, Robert Baskerfield, Bennworth, Bennet of Rothamstead,

ſtead, Jaſper Aris Borradale, George Borradale, the Reverend John Boys Clerk, James Bridges, Eliſha Biſcoe, William Brown, Bradſhaw, Captain Blodwell, Balderick, John Bovingdon, John Body, James Baldwin, John Barton, Thomas Batcheldor, Baker of Pen, the Right Honourable Charles Sloan Cadogan, the Honourable Edward Cornwallis, the Honourable and Reverend Mr. Cholmondley, Sir Kenrick Clayton Baronet, William Clayton, Robert Clayton, Giſſingham Cooper, Thomas Cawley, the Reverend Cooper D. D. the Reverend John Cleobury D. D. Richard Coombes, Samuel Carnal, Curtis, Howard Channing, Joſeph Reynerdſon Coppin, John Crouch, John Calvert, William Cowper, Nathaniel Cliſſold, William Clement, Aſheton Curzon, George Carpenter, Nathaniel Cotton M. D. Richard Capper, John Coates, James Clitherow, Vincent Loa Gyles Crump, Thomas Clutterbuck, Maſter and Fellows of Caius College in Cambridge, Richard Cavendiſh, Thomas Dawſon, John Dean, Charles Dalait, Thomas Dimſdale M. D. Henry Dunſter, John Dredge, John Deane Haberdaſher, Thomas Deane, John Deane Brewer, Joſeph Dunce, William Deagle, Henry Deane, the Honourable Mr. Dormer, William Drake, William Drake junior, Thomas Drake, the Reverend Doctor Drake, Sir Laurence Dundaſs Baronet, Dundaſs, Sandilands Drinkwater, Charles Donvill, John Donvill, Thomas Deacon, John Dyſon, John Dagnal, John Davis, John Lamb Davis, Davis, Thomas Dell, John Dodd, George Dodd, William Dodwell D. D. Thomas Septimius Dalley, Sir Henry Englefield Baronet, Sir William Eaſt Baronet, Thomas Elliſon, William Etwall Clerk, Thomas Edmonds, John Everett, Humphry Edwin, Timothy Earle, Timothy Earle junior, Thomas Emmot, Iſaac Eles, the Honourable Thomas Fitzmaurice, Sir John Filmer Baronet, the Honourable George Finch, Forbes, Simon Faniſhaw, Sambroke Freeman Eſquire, Thomas Flewell, Peter French, Thomas Flory, Awbery Flory, Stephen Flory, Benjamin Fouratce, John Cope Freeman, Cope Freeman junior, Henry Finch, Robert Finch, the Right Honourable James Lord Viſcount Grimſton of the Kingdom of Ireland, the Honourable James Grimſton, the Honourable William Grimſton, the Honourable Harbottle Grimſton, the Honourable George Grimſton, the Honourable Henry Grimſton, the Reverend Stephen Gage, Richard Glover, Henry Grange, William Goodenough, Samuel Grover, Charles Gardiner, Robert

Goſwell, the Reverend John Gabriel Clerk, John Glover, Henry Golduzer, Richard Green, Thomas Gill, Thomas Graham, Joſeph Gape, William Gape, Thomas Groom, James Greenhill, William Gates, James Gayer D. D. Sir Chandois Hoſkins Baronet, Mills Hoby, James Harman, John Hammond, Anthony Hodges, Thomas Hall, John Haws, John Healy junior, John Heartley, Juſtus Hutchinſon, Samuel Hare, William Hawes, Buckle Hawes, John Haydow, Daniel Haydow, William Hale, William Hale junior, Richard Hale, Thomas Hutchinſon, Hooke, Newgate-Street; Sir Charles Hardy Knight, Robert Hanſon, John Harriſon, John Harris, Thomas Halifax, John Hooper, Joſeph Handley D. D. Benjamin Hanbury, Daniel Harding, Thomas Halſey, William Hawſon, William Hucks, John Hadley, William Hallet, Simeon Howard, Daniel Howard, William Higinſon, William Harding, Joſeph Howard, the Reverend Mr. Hare, James Hanot, John Jackſon, Henry Jenings, Thomas Jackman, Richard Iles, John Jones, Joſeph Jacques, the Reverend Mr. Jones, Mathew Iremonger, the Reverend James Ibbetſon, Jenings of Harefield, Gayer James D. D. the Reverend George Jubb D. D. Iſaac King, Robert Kent, George Kent, Knott, John Knott, Thomas Knapp ſenior, William Knapp, Thomas Kinder, Thomas Kinder, John Knight Knowlton, Robert Kentiſh, John Kentiſh, Thomas Kentiſh, John Kingſton, Samuel Loftin, Lane, Richard Lane, Jeremiah Lambe, the Reverend John Smithſon, Richard Lanſdale, Coote Liſter ſenior, Coote Liſter junior, the Reverend Richard Lluellyn, Pennyſton Lamb, Thomas Langley, Jeremiah Lambe, Richard Lanſdale, Richard Levett, Lewis of Little Berkhamſtead, John Loveday ſenior, John Loveday junior, William Line, Thomas Lovegrove, John Lamb, Charles Lowndes, Sir Mathew Lamb Baronet, Caleb Lomax, John Langford, Jonathan Cock Lovet, Samuel Leighton-houſe, John Lawrence, Richard Looſely, John Loveday, John Lee, Edmund Lewen D. D. John Morton, the Reverend Thomas Maſham, Thomas Morgan, Thomas Michaelſon D. D. Joſeph Morris, Edwin Martin, James Merrick Clerk, Edward Micklem, Robert Micklem, William Marratt, John Maſon, George Maſon, Samuel Moody, Thomas Munn, Mathews, Maſon, Robert Miles of Amerſtam Woodſide, Moody, William Michell, Samuel Norman, John Norris, Ferdinando Norton, Thomas Buckridge Noyes, Thomas Newbery, Jeremiah Nicolſon D. D. Zachary Neal, Zachary Neal, junior,

junior, Travers Carter Nicholls, Thomas Herbert Noyes, Thomas Newell, William Newell, Thomas Nichol of Watford, Ferdinando Norton, Richard Neville Neville, John Osborn, Henry Overton, John Overton, Owen, Sir Charles Price Knight, the Reverend Price D. D. Newdigate Poyntz, Thomas Pownall, the Reverend Powys, the Reverend James Price, Philip Powys, Philip Lybbe Powys, John Plumsted, Thomas Powell, Joshua Paine, John Potinger, James Patey, David Parr, F. Plaistowe, Thomas Parker, George Pembroke, the Reverend Benjamin Preedy, William Pembroke, Joseph Pembroke, Benjamin Preedy, Richard Phrip, Daniel Parrot, James Patten, Joshua Pickergill, the Reverend James Price, Henry Prat, Thomas Plum, Robert Palmer, George Preston, William Plumer, George Prescot, Stephen Remnant, Nathaniel Rider, John Radcliffe, Samuel Rotton, Richard Reacham, Daniel Reach, Read, Richard Russell, John Richards, John Richardson, Thomas Rickett junior, Robinson, Thomas Rose senior, Thomas Rose junior, Captain Reynolds, Sir John Seabright, Sir Thomas Stapleton, Baronets; Charles Stonor, Sir Thomas Salusbury, Joseph Stevens, John Seranck, the Reverend Stockwood, the Reverend John Smithson, William Sneath, Adam Smith, Richard Simeon, Thomas Shrimpton senior, Thomas Shrimpton junior, Joseph Shrimpton, Joseph Steel, Daniel Squire, John Sumner, the Reverend Richard Samborne, James Seranck, Henry Southby, William Shepherd, the Reverend Charles Sturges Clerk, Adam Smith, Richard Smith, Thomas Spicer, Edward Savage senior, Edward Savage junior, William Henry Sharp, John Spicer Clerk, Richard Simeon senior, Richard Simeon junior, John Spicer senior, Charles Smither, Hugh Smith, William Simmonds, Conlson Scottowe, Richard Sutton, Thomas Shields, Hervey Stone, Henry Taubes Smith, John Iremonger Steene, William Snel, Ralph Smith, William Smith, Charles Stewart, Mathew Skinner, John Skey, William Swannel, Samuel Smith, Stephen Salter, Joseph Skidmore, John Shipton, Isaac Shipton, James Smith, Scurry, Josiah Simson, Anthony Sawyer, Searle of Hurley, John Tilson, Joseph Townshend, William Turner, Charles Truss, Thomas Taylor, Richard Tilliard, William Tilleard, Sir Benjamin Trueman, Thomas Tower, John Edlyn Tuach, James Theobald, Arthur Vansittart, Henry Vansittart, William Vanderstegen, Frederick Vandermuelen, William Venables, James Warren, Henry Waller, John

Welch, Edmund Waller, Samuel Willes, Robert Waller, Wilmot, John Whistler, Thomas Willatts, Henry Benwell, Robert Woodroffe, the Reverend James Warren, Richard Wheble, John Wagstaff, William Watlington, Abraham Watlington, John Wilcox, Richard Westbrook, Wakeland, Richard Welles, George Wingrove, John Widmer, Henry Walker, John Welch, Richard Wills, Edmund Waller, Samuel Welles, Robert Waller, Anthony Webster, Samuel Whitbread, Benfield Willis, Francis Whitchurch, Edward Streate White, John Wild, Thomas White, Richard Whitchurch, the Reverend Doctor Weedon, James West, John Walthoe, Samuel Wood, the Reverend Mr. Edward Woodcock, the Reverend Sir Gilbert Williams Baronet, David Williams, the Reverend Mr. Williams, John Whitfield, Henry Fotherley Whitfield, Wilson of Garston, Henry Wankford of Rickmansworth, Henry Wankford of Bushey Lodge, Captain Wilson, John Willis, Samuel Weedon, Thomas Willatts, James Weedon, Charles Ware, Francis Wightwick, John Westbrook, Robert Young, Frederick Young, the Honourable and Reverend James Yorke, the Honourable Charles Yorke, Peter Zieuzah D. D. and their Successors, to be appointed in Manner herein after-mentioned, shall be, and they are hereby appointed Trustees for putting this Act in Execution.

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 be in his own Right, or in the Right of his Wife, in the actual Possession and Enjoyment, or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments, of the clear yearly Value of Fifty Pounds; or shall be Heir Apparent to some Person having such Estate of the clear yearly Value of One hundred Pounds; or possessed of, or intitled unto, a Personal Estate, to the Amount or Value of One thousand five 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 or 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

Penalty on acting if not qualified.

the

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.

Roads to be divided into Three separate Districts.

And be it further enacted, That the Roads hereby intended to be repaired shall be divided into Three separate Districts or Divisions; and that the Road leading from the Town of Reading, in the County of Berks, to the Crown Inn, in the Town of Great Marlow, in the County of Bucks, and from the Town of Great Marlow, over Marlow Bridge, to the Thirty Mile Stone in the Turnpike Road leading from Maidenhead to the said Town of Reading, shall be and be called the First District of the said Roads; and that the Road leading from the Crown Inn in the said Town of Great Marlow, to the Swan Inn in the said Town of Rickmansworth, in the County of Hertford, shall be and be called the Second District of the said Roads; and that the Road leading from the Swan Inn in the said Town of Rickmansworth, to the Turnpike Road at the North End of the Town of Hatfield, in the County of Hertford, shall be and be called the Third District of the said Roads.

Time and Place of Trustees Meeting.

And be it further enacted, That the said Trustees, or any Five or more of them, shall hold their First General Meeting at the House of Mistress Warwicker, known by the Sign of The Red Lion, in the Borough of Chipping Wycombe, in the County of Bucks, on the Second Day of May next after the Day of the passing of this Act, and shall proceed to the Execution of this Act, so far as it relates to the Matters and Things to be done at General Meetings; and shall then adjourn the said General Meeting, from time to time, to such Times and Places as the said Trustees, or any Five or more of them, shall think necessary for the Execution of this Act: And the said Trustees, or so many of them as shall be present at such First General Meeting, or the major Part of them, shall subdivide themselves, and the other Trustees not then present, and shall set down in Writing the Names of the Trustees who shall act in the said separate Districts or Divisions of the said Roads; and shall also appoint a Time and Place of Meeting of the said Trustees within the said respective Districts or Divisions: And the said Trustees so appointed to act in each District or Division, or any Five or more of them, shall meet in pursuance of such Appointment, and proceed in the Execution of this Act in all such Matters and Things as are not herein directed to be done at General Meetings;

ings; and shall then adjourn themselves, from time to time, to such Times and Places within their respective Districts, as the said Trustees, or any Five or more of them, shall think necessary for the Execution of this Act: and if it shall happen that there shall not appear at any such General or Subdivision Meeting, a sufficient Number of Trustees to act or to adjourn, then the Clerk to the Trustees where such Default shall happen, shall adjourn the said Meeting to, and appoint the Trustees to meet at, the Place where the last Meeting was appointed to be held, on that Day Three Weeks next after the Day on which such last Meeting was appointed to be held, and shall cause Notice thereof to be affixed on all the Turnpikes then erected by virtue of this Act in case such Default of a General Meeting shall happen: And if such Default of a Subdivision Meeting shall happen, then on all the Turnpikes erected within the Subdivision where such Default shall happen; and the said Trustees, at all their Meetings, shall defray their own Charges and Expences; and Two Trustees present at any Meeting shall be sufficient for the Purpose of Adjournment only; and any Trustee may act in any of the said Districts or Subdivisions.

In Default of a sufficient Number to act,

Clerk to give Notice of another Meeting.

Trustees to defray their own Expences.

Provided always, That the said Trustees shall, and they are hereby required to, hold Two General Meetings in every Year; that is to say, One on the Second Tuesday in the Month of May, and the other on the Second Tuesday in the Month of October: And the said Trustees, or any Five or more of them, at their First or any other General Meeting, shall declare in Writing what Sum or Sums of Money shall be annually or otherwise laid out and expended in the repairing the Roads within the said respective Districts or Divisions, and other the Purposes relating thereto; and the said Trustees, or any Five or more of them, shall order and cause the said Sum or Sums of Money to be paid by their Treasurer or Treasurers to the respective Treasurer or Treasurers for the District or Division where the same is to be laid out and expended; and the said Trustees of the said respective Districts or Divisions, or any Five or more of them, shall order and direct in what Manner the same shall, from time to time, be laid out and applied.

Two General Meetings to be held in every Year.

And be it further enacted, That in case any of the said Trustees shall think it necessary that a Meeting of the Trustees should be held at any Time between the said Times of Adjournment, it shall and may be lawful

Meetings may be called upon an Emergency.

for

for the said Trustees, or any Five or more of them, by Writing under their Hands, to appoint a General or Subdivision Meeting of the said Trustees, as the Case shall happen; Notice of the Time and Place of such Meeting being affixed on all the Turnpikes which shall be erected by virtue of this Act, at least Ten Days before every such Meeting; and the Proceedings of the Trustees, at all such Meetings, shall be as valid and effectual, to all Intents and Purposes, as if the said Trustees had, at their last Meeting, adjourned to the said Time and Place.

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

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

Trustees in Commission of the Peace may act as Justices.

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

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

And be it further enacted, That as often as any of the said Trustees shall die or refuse to act, it shall be lawful for the surviving or remaining Trustees, or any Seven or more of them, under their Hands and Seals, to appoint another Trustee in the Room of such Trustee so dying or refusing to act; and Notice of the Time and Place of meeting for the Election of such Trustee 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 Ten Days before the Meeting for such Election; 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 do.

Notice thereof to be given.

Trustees may erect Turnpikes and Toll-houses,

and take Tolls thereat.

And be it further enacted, That the said Trustees, or any Five or more of them, at any General Meeting, shall and may cause One or more Gate or Gates, Turnpike or Turnpikes, to be erected in, upon, or across, such Part and Parts of the said Roads as the said Trustees shall think proper, and shall and may erect or provide a Toll-house to each of the said Gates or Turnpikes with suitable Buildings thereto, and shall and may inclose any adjoining Part of the said Road or Highway, to be used as a Garden for the Accommodation of the Collectors of the Tolls or Duties; and shall and may cause to be demanded and taken at each of the said

said Gates or Turnpikes the following Tolls or Duties before any Cattle or Carriage shall be permitted to pass through the same; that is to say,

The Tolls.

For every Horse or other Beast drawing any Coach, Chariot, Landau, Berlin, Chaise, Calash, Chair, Hearse, or Litter, the Sum of Four Pence.

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other Carriage, 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, Cows, or other Neat Cattle, the Sum of Ten Pence per Score; and so in Proportion for any greater or less Number.

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

Tolls vested in Trustees.

Which said respective Sum or Sums of Money shall be demanded and taken in the Name of or as a Toll, and shall be paid to such Person or Persons as the said Trustees, or any Seven or more of them, in their respective Subdivisions shall appoint to collect the same: And the Money so to be raised is hereby vested in the said Trustees, and shall be applied in such Manner as is herein after-mentioned; and if any Person or Persons subject to the Payment of any of the said Tolls shall, after Demand thereof made, neglect or refuse to pay the same, it shall be lawful for the Person or Persons appointed to collect the said Tolls to seize and distrain any Horse or Horses, or other Cattle or Beast, upon which such Toll is by this Act imposed, or any of the Goods or 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 to be levied by Distress and Sale.

Distress may be sold after 4 Days.

Trustees may erect Sidegates,

And be it further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, at any General Meeting, to cause to be erected One or more Bar or Bars, Fence or Fences, Gate or Gates, Turnpike or Turnpikes, on the Side or Sides of the said Roads, or

or upon, in, or across, any Lane or Way leading into the same, and to erect or provide a Toll-house to each of the said Bars, Fences, Gates, or Turnpikes, with suitable Buildings thereto; and shall and may inclose any adjoining Part of the said Road or Highway to be used as a Garden for the Accommodation of the Collectors of the said Tolls or Duties; and there to cause to be taken and levied such Tolls as are by this Act made payable at any Gate or Turnpike erected by virtue hereof, so as the same do not extend to a Double Charge upon any Person or Persons passing the same Day through any other of the Gates or Turnpikes to be erected by virtue of this Act.

and take Toll thereat,

so as the same do not extend to a Double Charge.

And be it further enacted, That the said Gates or Turnpikes and Toll-houses, and the Materials of which the same shall consist, and all Materials which shall be provided by the said Trustees, or by their Surveyor or Surveyors, for repairing the said Roads, shall be and they are hereby vested in the said Trustees; and they, or any Five or more of them, are hereby authorized and impowered to bring or cause any Action or Actions to be brought in the Name of their Treasurer, or Clerk, or to prefer and order, and direct the preferring of, Indictments against any Person or Persons who shall dig up, break, or pull down, steal, take, or carry away, spoil, injure, or destroy, any Gate, Turnpike, or Toll-house, which shall be erected by virtue of this Act, or any Part thereof, or any of the Materials of which the same shall be built or consist, or any of the Materials which shall be provided for the repairing of the said Roads.

Property of Turnpikes, &c. vested in the Trustees.

Trustees

Provided always, That nothing herein contained shall extend to impower the said Trustees to erect or set up any Gate or Turnpike within Three Miles of the said Town of Reading, or on or across Sonning Bridge.

Proviso.

And be it further enacted, That out of the First Money arising by the Tolls hereby granted, or out of such Money as shall be borrowed on the Credit thereof, the said Trustees, or any Five or more of them, at any General Meeting, shall, in the First Place, pay and discharge all the Expences and Costs 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, widening, and amending, the said Roads, and defraying the necessary Costs, Charges, and Expences, attending the same, and the Execution of this Act, and to no other Use or Purpose whatsoever.

Application of the Tolls.

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

And be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees, or any Seven or more of them, at their Firſt Meeting, and from time to time aſſembled at any ſubſequent General Meeting or Meetings to be held for that Purpoſe, to leſſen or reduce all or any of the Tolls by this Act granted, and for ſuch Time or Times as they the ſaid Truſtees, or any Seven 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 reſpective Rates herein before-mentioned; and the ſaid Truſtees, or any Seven or more of them, at any General Meeting, may, from time to time, direct the Tolls hereby granted, or ſo leſſened or reduced as aforeſaid, to be collected and taken in ſuch Parts and Proportions at the reſpective Turnpikes, Bars, and Gates, as they the ſaid Truſtees, or any Seven or more of them, ſhall think fit; and ſuch leſſened or reduced Tolls, and alſo ſuch Parts and Proportions as aforeſaid, ſhall and may be collected, levied, and applied, in ſuch and the ſame Manner as the ſaid Tolls are directed to be levied, collected, and applied; but no ſuch Reduction ſhall be made at any Time after the ſaid Firſt Meeting, unleſs the Perſon or Perſons who ſhall be intitled to Two Thirds of the Money which ſhall have been lent upon the Credit of the Tolls intended to be reduced ſhall be conſenting thereto; and that no ſuch ſubſequent Meeting ſhall be held for the Purpoſes aforeſaid, unleſs Fourteen Days previous Notice at the leaſt ſhall be given thereof in Writing, to be affixed upon all the Turnpikes which ſhall be then erected by virtue of this Act.

and raiſe them again.

Tolls to be paid but Once a Day.

And be it further enacted, That if any Perſon ſhall have paid the Toll by this Act granted for the paſſing of any Cattle or Beaſt 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 Beaſt 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.

Truſtees may leaſe, &c. the Tolls.

And be it further enacted, That the ſaid Truſtees, or any Seven or more of them, at any General Meeting,

ing, upon One Month's Notice to be given in Writing under the Hand of the Clerk to the said Trustees, to be affixed on all the Turnpikes to be erected by virtue of this Act, may, at any Time during the Continuance of this Act, let the Tolls hereby granted, or any Part thereof, on Lease to any Person or Persons, for any Term not exceeding Three Years, for such Sum or Sums of Money as the said Trustees, or any Seven or more of them, shall think reasonable; which Sum or Sums of Money shall be paid to the said Trustees, or any Five or more of them, at any General Meeting, or to such Person or Persons as they shall appoint to receive the same, and shall be applied as the Tolls hereby granted are to be applied, and to no other Use or Purpose whatsoever.

Trustees may compound with Travellers.

And be it further enacted, That the said Trustees, or any Seven or more of them, at any General Meeting, shall and may, and they are hereby authorized and impowered to compound or agree, by the Year or otherwise, with any Person or Persons using to travel through the said Turnpikes to be erected by virtue of this Act, or any of them, with any Beast of Draught or Burden, for any Sum or Sums of Money as they shall think fit, for and in lieu of Payment of any of the said Tolls or Duties; and such Composition-money shall be instantly paid to the said Trustees, or any Five or more of them, or to their Appointment.

Exemptions from Toll.

And be it further enacted, That no Person shall be charged with any of the Tolls or Duties aforesaid, for any Cattle drawing any Carriage laden with Materials for repairing any Road or Highway in any Parish or Place through which the said Roads lead, or with any Hay or Corn in Time of Harvest, carrying to the Barns of the Proprietors, or with any Corn in Straw, Hay or Straw, to be laid up or housed in any Barns or Outhouses, or upon the Lands and Premisses of and belonging to any of the Inhabitants of the respective Parishes in which the said Roads do lie (except such Corn, Hay, or Straw, be sold or for Sale;) or drawing any Ploughs, Harrows, or other Implements of Husbandry; or drawing any Carriage laden with Dung, Mould, Marl, Compost, or other Materials, to be used in amending or manuring of Land (Chalk and Lime excepted;) nor shall any of the Tolls or Duties hereby laid be demanded or taken from any Person or Persons residing in the said Parishes in which the said Roads lie, who shall pass through any of the said Turn-

Turnpikes to and from Church, Chapel, or other their proper Parochial or usual Places of religious Worship on Sundays, or attending the Funeral of any Person or Persons who shall die and be buried in any of the said Parishes; nor for any Person or Persons riding any Horse, Mare, Gelding, or other Beast, to and from any Lands in their own Occupation only; nor for any Horses, Mares, Geldings, or other Cattle or Beasts, going to or returning from Water or Pasture, belonging to any of the Inhabitants of the Parishes in which the said Roads lie; nor for any Post-horse carrying the Mail or Packquet; nor for the Horses of Soldiers passing who are upon their March, or for Carts, Carriages, or Waggons, attending them, or laden with their Arms or Baggage; nor for Horses travelling with Vagrants sent by Passes; nor for Felons committed or sent to Gaol.

No Toll on Election Days.

Provided always, That all Passengers on Horseback or in Carriages shall pass and repass Toll-free on the Day or Days on which there shall be an Election of a Knight or Knights of the Shire to serve in Parliament for the Counties of Berks, Oxford, Bucks, and Hertford, or on the Day before or on the Day after such Election; any thing herein contained to the contrary notwithstanding.

Penalty on making illegal Claims.

Provided also, That if any Person shall claim and take the Benefit of any of the Exemptions aforesaid, not being intitled to the same, such Person shall, for every such Offence, forfeit and pay the Sum of Forty Shillings; One Moiety whereof shall be paid to the Informer, and the other Moiety shall be applied in repairing the said Roads.

Penalty on permitting, &c. private Passage;

And be it further enacted, That if any Person occupying any Land near to any Gate or Turnpike 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 Beast; or if any Person shall, with any Cattle or Carriage, pass through any such Gate, Passage, or private Way, in order to avoid the Payment of any Tolls hereby granted; or if any Person shall give to, or receive from, any Person any Note or Ticket by this Act directed to be given, or shall forge or counterfeit any such Ticket; or if any Person shall forcibly pass through any such Gate or Turnpike with any Cattle or Beast, whereby the Payment of any of the Tolls by this Act granted shall be

or on giving or receiving Tickets, &c.

avoided;

avoided; every Person so offending in each of the Cases aforesaid shall, for every such Offence, forfeit and pay the Sum of Forty Shillings.

And whereas the Surveyors of the Highways within the Parish of Watford, in the County of Hertford, have laid out and expended a considerable Sum of Money in making and repairing Part of the Road by this Act intended to be repaired; be it therefore further enacted, That the said Trustees, or any Five or more of them, at any General Meeting, shall, and they are hereby required, as soon as conveniently may be after the passing of this Act, out of the Tolls or Duties hereby granted, or out of any Money to be borrowed upon the Credit thereof, to pay, or cause to be paid, to the Surveyors of the Highways of the said Parish of Watford for the time being, as a Recompence and Satisfaction for such Sum of Money having been laid out upon the said Road, the Sum of One hundred and sixteen Pounds; which Sum shall be by them and their Successors laid out and applied in repairing the Highways within the said Parish. 116*l.* to be paid to the Surveyors of *Watford* Parish.

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 Trustees, or any Seven or more of them, at any General Meeting, from time to time, upon the Credit of the Tolls hereby made payable, to borrow and take up at Interest any such Sum or Sums of Money as they, or any Seven or more of them, shall at any General Meeting, think needful; and may, and they are hereby authorized and impowered, to mortgage or assign over the said Tolls, or any Part or Parts thereof, to any Person or Persons, as a Security or Securities for the several Sums of Money which shall be so borrowed, and the Interest thereof; which Sums of Money, so borrowed (the Charges of procuring and passing of this Act being thereout first paid) shall be laid out and applied in such Manner as the said Tolls are hereby directed to be laid out and applied. Tolls may be assigned for Money borrowed.

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

Notice to be given of borrowing Money.

Provided always, That no Money shall be borrowed upon the Credit of the said Tolls by the said Trustees after their First Meeting, unless Notice in Writing, under the Hand of the Clerk to the said Trustees, be by Order of the said Trustees, or any Five or more of them, at any General Meeting, fixed upon all the Turnpikes erected by virtue of this Act at least Ten Days before the Borrowing of such Money.

Trustees may appoint Officers;

And be it further enacted, That the said Trustees, or any Seven or more of them, at any General Meeting, may appoint such Officers and other Persons as they shall think necessary to employ in the Execution of this Act, so far as the same relates to the Powers and Authorities hereby granted, and to be exercised and performed by the Order and Direction of the said Trustees, or any Five or more of them, at any General Meeting; and that the said Trustees, or any Seven or more of them, at any of the Subdivision Meetings, may appoint such Officers and other Persons as they shall think necessary to employ in the Execution of all the other Powers and Authorities hereby granted; and such Officers and other Persons, or any or either of them, from time to time, to remove, and to appoint others in case of Death or such Removal; and may, out of the Monies which shall arise by the Tolls aforesaid, make such Allowances to such Officers and other Persons, for their Services, as to the said Trustees, or any Five or more of them, shall seem reasonable: And all and every such Officers and other Persons shall, from time to time (when thereunto required by the said Trustees, or any Seven 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 Two or more of the said Trustees, (which Oath Two 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 reason of their respective Offices; and in case any Money so received shall remain in their or any of their Hands, the same shall be paid to the said Trustees, or any Five or more of them, or to such Person as they shall appoint to receive the same; And in case any such Officer or other Person shall not make and render, or shall refuse to verify upon Oath, such Account, or to make such Payment as aforesaid; then any One or more Justice or Justices of the Peace for

and remove them, and appoint others.

Trustees to allow Officers Salaries.

Officers to account upon Oath.

Officers refusing to account,

for the County or Place where such Officer or other Person shall reside, shall make Inquiry concerning such Default in a summary Way, as well by Confession of the Parties themselves, as by the Testimony of 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;) 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 such Officer or Person shall reside, there to remain without Bail or Mainprize until he or they shall make and render a full, true, and perfect Account and Payment as aforesaid, or until he or they shall have compounded and agreed with the said Trustees, or any Five or more of them, and shall have paid such Composition to the said Trustees, or any Five or more of them, or to such Person or Persons as they shall appoint to receive the same; which Composition the said Trustees, or any Five or more of them, are hereby impowered to make.

to be committed,

until Payment or Composition made.

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

Treasurer, &c. to give Security.

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 Retale, shall be capable of holding any Place of Trust or Profit under this Act.

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

And be it further enacted, That the Surveyor or Surveyors appointed by the said Trustees, or any Seven or more of them, or any Person or Persons appointed by such Surveyor or Surveyors, may and is and are hereby authorized and impowered, at proper and seasonable Times, with Carts and other Carriages, to enter into, and pick up, gather, and carry away, any Stones lying dispersed upon any Lands or Grounds being or lying near or adjacent to the said Roads, without paying any Thing for the same (such Lands or Grounds not being then sown with any Sort of Corn, and such Stones not being before then picked and laid up by the Owner or Occupier for his own private Use) for the repairing and amending

Surveyors may dig Gravel, &c.

amending the said Roads without Licence, Controul, or Interruption, of or by the Owner or Owners, Occupier or Occupiers, of such Lands or Grounds, and without incurring or being liable to any Trespass or Action for or by reason thereof, and to enter into any Gravel Pit lying near the said Roads, and there to dig, cast, and scry, Gravel, to be carried on and used for repairing and keeping in Repair the Roads aforesaid; and that it shall and may be lawful for the said Surveyor or Surveyors, or any Person or Persons appointed by such Surveyor or Surveyors, 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, 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 or from the Pits or Holes from whence such Materials shall be taken, or causing the same to be done: And if a Quantity of Materials proper and sufficient for that Purpose cannot be found in or upon such Rivers or Brooks, Wastes or Commons; then, and in such Case, 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 River or Brook, or the 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 or Grounds not being a Yard, Garden, Orchard, Park, Paddock, Nursery, planted Walk or Walks, or Avenue to a House) 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 Damages for getting the said Materials, and for carrying the same over their Grounds, as the said Trustees, or any Seven or more of them, shall think reasonable: And in case of any Difference between the said Trustees, Surveyors, or Person or Persons by them appointed as aforesaid, and the said Owners or Occupiers, or any or either of them, concerning the said Damages, any Two or more Justices of the Peace of

without paying for the same;

levelling the Pits.

Materials may be taken from private Grounds;

making Satisfaction to the Owners.

Justices to determine Differences.

the

the County or Place where the same shall happen 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.

Surveyors may make Causeways, &c. and erect Bridges,

And be it further enacted, That the said Trustees, or any Five or more of them, or the said Surveyor or Surveyors, or any Person or Persons by them or either of them appointed or employed, may, and is and are 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 shall and may build, or cause to be built, any Bridge or Bridges upon, in, or across, the said Roads, or any Part thereof; and to cut, or cause to be cut, any Watercourses in, through, or across, any Lands or Grounds, to 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 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 a House) to be made use of by all Passengers with Carriages and Cattle, or otherwise, as a publick Highway, whilst the old, narrow, or 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 Trustees, or any Five or more of them, shall seem reasonable; but no Satisfaction shall be made for doing or performing any of the Works aforesaid upon or through any Wood, Waste Ground, or Common.

and make a temporary Road,

making Satisfaction to the Owners.

Surveyors may remove Annoyances in the Road, &c.

And be it further enacted, That it shall be lawful for the said Surveyor or Surveyors, and such Person or Persons as he or they shall appoint, to remove all Annoyances on the said Roads; and to cut down, lop, top, or shrove, any Trees or Bushes growing in the said

the Owners neglecting to remove the same after Notice.

Roads, or in the Hedges or Banks adjacent thereto, the Owners or Occupiers neglecting to cut down, lop, top, and shrove such Trees or Bushes, or to remove such Annoyances, for the Space of Fourteen Days after Notice in Writing given 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, lop, top, or shrove, 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 or Warrants under the Hand and Seal, or Hands and Seals, of One or more Justice or Justices of the Peace for the County or Place where the Offence shall be committed, 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, after 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 One or more Justice or Justices of the Peace for the County or Place where the same shall happen, shall, for every such Offence, forfeit and pay, to the said Trustees, or any Five or more of them, the Sum of Forty Shillings, to be levied and recovered in Manner aforesaid.

Penalty on a Second Offence.

Owners neglecting to scour their Watercourses, after Notice,

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 lead into, or out of, any Part or Parts of the said Roads, shall not in a proper Manner, cause the same to be scoured 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,

Surveyors may cleanse the same,

made,

made, either in Person, or by Writing to be left at his, her, or their, respective Place or Places of Abode, the said Money, and every Part thereof, upon 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 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.

and levy the Charge by Distress and Sale.

And be it further enacted, That in case the said Trustees, or any Seven or more of them, at any General Meeting, shall, at any Time or Times during the Continuance of this Act, think proper to widen, turn, divert, change, or alter any Part or Parts of the said Roads, or the Course thereof, for the better Accommodation of Passengers; that then the said Trustees, or any Seven or more of them, at any General Meeting, 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, diverting, changing, or altering, any Part of such Roads, or the Course thereof; 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 Trustees, or any Seven or more of them, and also the Costs and Charges attending such Agreement and Purchase.

Trustees may contract for the Purchase of Lands, &c. to be laid into the Road.

And whereas it may happen that some Persons, or Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Feoffees in Trust, or others, are or may be seised or possessed of Lands, Grounds, or Hereditaments, which may by the said Trustees be thought

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 and agree for the Sale of such Lands, Grounds, or Hereditaments, but may be incapable of granting or conveying the same by reason of Infancy or other Disability; be it therefore further enacted, That it shall and may be lawful to and for all Bodies Politick, Corporate, Collegiate, Corporations Aggregate or Sole, and Trustees for Charities, Executors, Administrators, Husbands, Guardians, or other Trustees whatsoever, for or on behalf of Infants, Femes-covert, or Cestuique Trusts, and for all and every Person or Persons whomsoever, who are or shall be seised, possessed of, or interested in any such Lands, Grounds, or Hereditaments, to treat, contract and agree, with the said Trustees, or any Seven or more of them, at any General Meeting, 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; any Law, Statute, Usage, or any other Matter or Thing whatsoever 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. may contract for the Sale of such Lands.

And be it further enacted, That if any such Owner, Proprietor, Occupier, Bodies Politick, Corporate, Collegiate, Corporations Aggregate or Sole, Husbands, Guardians, 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 Clerk, Steward, or Officers of such Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, or of the Agent of the Tenant in Possession of such Lands, Grounds, or Hereditaments, so to be taken in, and added to the said Roads, or through which such Roads are to be turned

Owners, &c. neglecting to treat,

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 Trustees, or any Five or more of them, at any General Meeting, 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 Two or more of the 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 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 Trustees, or any Five or more of them, at any General Meeting, 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 also 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 Trustees, or any Five or more of them, shall think fit; and after the said Jury shall have so inquired of, ascertained, and settled, such Damage and Recompence, they the said Trustees, or any Five or more of them, shall thereupon order, adjudge, and determine, the 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 Parties and Persons whomsoever, claiming in Possession, Reversion, Remainder, or otherwise, their Heirs and Successors, as

Trustees may issue a Warrant to the Sheriff, &c. to impanel a Jury.

Witnesses may be summoned, and examined upon Oath, &c.

Verdict of the Jury to be final.

their 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 any ways interested in such Lands, Grounds, or Hereditaments, shall, upon Payment or Tender of the Sum or Sums of Money, so assessed as aforesaid, be thereby, from thenceforth, to all Intents and Purposes, divested of all Right, Title, Claim, Interest, and Property, of, in, to, or out of, the same: And, for the summoning and returning such Jury or Juries, the said Trustees, or any Five or more of them, are hereby impowered to issue out their Warrant or Warrants to the Sheriff of the County wherein such Lands, Grounds, or Hereditaments, shall lie, thereby commanding and requiring him to 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 at such Place within such County, 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 but 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

Fines not to exceed [illegible]

Lands, &c. purchased to be deemed Part of the Road.

and esteemed a Publick Highway.

Old Road may be sold.

Jurors may be challenged.

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

tent 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.

Fines not to exceed 10 *l.*

And be it further enacted, That all and every Sum and Sums of Money so assessed as aforesaid, is hereby charged upon the Monies which shall be raised by virtue of this Act, and shall be paid thereout accordingly by the said Trustees, or any Five or more of them, at any General Meeting, or their Treasurer, to the Persons respectively intitled thereto, or to their Agents; and that upon Payment thereof 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 said Treasurer for the Use of such Persons, such Lands, Grounds, or Hereditaments, shall be laid into and made Part of the said Roads, and shall, to all Intents and Purposes whatsoever, become and be, and be deemed and taken to be, a publick and common Highway, and be from thenceforth Part of the said Roads for ever after, and shall be repaired and kept in Repair by such Ways and Methods, and in all Respects in such Manner, as the old Road so widened, altered, or turned, was and ought to have been kept in Repair; and after such new Road shall be completed, the Lands and Grounds comprized in or constituting the old or former Road shall be vested in, and shall and may be sold by, the said Trustees, or any Five or more of them, at any General Meeting, 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 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

Lands, &c. purchased to be deemed Part of the Road,

and esteemed a Publick Highway.

Old Road may be sold.

the

the County wherein such Lands, Grounds, or Hereditaments, shall lie, shall be good and effectual in the Law to all Intents and Purposes whatsoever; or it shall be lawful for the said Trustees, or any Five or more of them, at any General Meeting, to exchange all or any of such Lands or Grounds for any Land or Ground which the said Trustees shall think necessary to become possessed of for the widening, turning, or altering, the said Roads.

Buildings not to be injured, &c.

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.

Road to be made from *Henley* Town's End to *John Dorrall's* Farm House.

And whereas it would be more convenient for the Publick if a Road or Highway was opened and made from Henley Town's End to a Farm House belonging to Sambroke Freeman Esquire, in the Occupation of John Dorrall, than to widen and repair the present Road from the said Town of Henley to the said Farm House; be it therefore further enacted, That the said Trustees, or any Seven or more of them, at any General Meeting, shall and may, and they are hereby authorized and impowered to open and make, or cause to be opened and made, a Road or Highway, for the Use of the Publick, from Henley Town's End, to a Farm House belonging to Sambroke Freeman Esquire, in the Occupation of John Dorral, in as strait a Line as the same can be conveniently done; and for that Purpose to purchase any Lands, Tenements, or Hereditaments, of any Person or Persons, Bodies Politick or Corporate, and to pay for such Purchase or Purchases such Sum or Sums of Money as shall be agreed upon between the said Trustees, or any Seven or more of them, at any General Meeting, and such Person or Persons, Bodies Politick or Corporate, and also for such Damages as may be occasioned by the opening and making such Road or Highway, out of the Tolls or Duties hereby granted, or out of any Money to be borrowed upon the Credit thereof: And in case the said Trustees, or any Seven or more of them, and such Person or Persons, Bodies Politick or Corporate, cannot agree for such Purchase or Purchases, or upon a Re-

a Recompence to be made for such Damages, the same shall be ascertained by a Jury, in the same Manner as is herein before prescribed for the ascertaining the Value of the Lands to be purchased, and the Recompences to be made for Damages in the widening, turning, or altering, any other Part or Parts of the Roads by this Act directed to be repaired.

Expences of Jurors how to be borne.

And be it further enacted, That in case any Jury or Juries to be summoned and sworn pursuant to the Authority of this Act, shall give in and deliver a Verdict or Assessment for more Monies as a Recompence or Satisfaction for the Right, Interest, or Property, of any Person or Persons in any such Lands, Grounds, or Hereditaments, or for any such Loss or Damage, than what shall have been agreed to and offered by the said Trustees, or any Seven or more of them, before the summoning and returning the said Jury or Juries; 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, in any such Lands, Grounds, or Hereditaments, 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 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 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.

Persons, &c. chargeable to the Highways, to continue so.

And be it further enacted, That all and every Person and Persons, Towns, Parishes, Hamlets, and Places, and the Inhabitants thereof, Bodies Politick and Corporate, and the Members thereof, 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, 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, in the same Manner as they, or every of them, hath or have heretofore usually done or ought to do; and that the Inhabitants of and Occupiers of Lands, Tenements, or Hereditaments, in the several Towns, Parishes, Hamlets, and Places, through which the Roads hereby intended to be repaired do lie, who, by the Laws and Statutes of this Realm, are or shall be obliged or liable to perform the Work in the Highways for the repairing thereof, commonly called Statute-work, shall still be subject and liable to do and perform the same Work, and shall, and are hereby required to do and perform such and so many Days Work in such Parts of the said Roads by this Act directed to be repaired, and lying within the said Towns, Parishes, Hamlets, or Places, in which such Inhabitants or Persons respectively shall live, or shall occupy such Lands, Tenements, or Hereditaments, as the said Trustees, or any Five or more of them, in their respective Subdivisions, shall direct or appoint, and at such Times, 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, shall be deemed and taken to keep a Team for every such yearly Value of Fifty Pounds he or they shall so rent, hold, or occupy, and shall do and perform such Work in and towards the repairing the Highways of the several Towns, Parishes, Hamlets, and Places, in which they respectively live, as Persons keeping Teams are obliged by Law and ought to do.

Inhabitants to do Statute-work.

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

And, to the End that the said Trustees may know the Inhabitants of and Occupiers of Lands, Tenements, and Hereditaments, in all the Towns, Parishes, Hamlets, and Places, 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

urther enacted, That the Surveyors of the High-ways of and for every of the said Towns, Parishes, Hamlets, and Places, shall, and they are hereby required, at the First Meeting of the said Trustees, within their respective Subdivisions, after the Twenty fifth Day of March in every Year, or oftener, if thereunto required by the said Trustees, or any Five or more of them (Ten Days Notice of such Meeting being fixed on all the Turnpikes erected by virtue of this Act within such Subdivisions where the same shall be required) to deliver in to the said Trustees, or any Five or more of them, true and perfect Lists, in Writing under their respective Hands, of the Names of all the Inhabitants of and Occupiers of Lands, Tenements, and Hereditaments, in such Towns, Parishes, Hamlets, and Places respectively, who are liable to do their Statute-duties in and upon the said Highways; and shall, in such Lists, and every of them, distinguish and set forth which of such Inhabitants or 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.

Surveyors of the Highways to deliver in Lists of Persons liable to do Statute-work.

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 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 directed and required 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 Highways, shall not do such Statute-work in and upon the said Roads, at such Times and Places, and in such Manner, as they shall, by the Surveyor or Surveyors appointed by the said Trustees, be directed or appointed to do; such Inhabitants and Occupiers, and every of them, shall, for every such Neglect or Default, forfeit and pay the several Sums herein after mentioned; that is to say, Every such Inhabitant

Penalty on Surveyors, &c. neglecting to deliver in Lists.

Penalty on Persons not performing Statute-work.

bitant 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, or being by virtue of this Act not 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, are found idle and negligent, or shall not properly perform such Statute-work, the Turnpike Surveyor or Surveyors may, and is and are hereby impowered and required to remove and discharge such Person or Persons, and it shall be deemed and taken as if such 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 to do or perform the said respective Days Work.

Persons found idle, to be turned off.

Trustees may compound for Statute-work.

And be it further enacted, That the said Trustees, or any Seven 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 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 Trustees, or any Seven or more of them, in their respective Subdivisions, and such Person or Persons, Bodies Politick or Corporate, or Inhabitants or Occupiers respectively, shall agree upon; which said Money shall be instantly paid to the said Trustees, or any Five or more of them, or to their Appointment.

Surveyor 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

paired do lie, shall think the said Trustees have directed or appointed too large a Proportion of the Statute-work, in any Town, Parish, Hamlet, or Place, to be done on the said Roads; it shall and may be lawful for such Surveyor or Surveyors of the Highways to appeal to the Quarter Session of the Peace for the County or Place wherein such Town, Parish, Hamlet, or Place, shall lie, next after such Direction or Appointment, unless the same shall be made within Ten 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 Roads by this Act directed to be repaired; such Surveyor or Surveyors of the Highways having first given Eight Days Notice of such Appeal to the Surveyor or Surveyors appointed by the said Trustees.

Penalty on drawing Timber otherwise than upon Wheel-carriages.

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

Roads to be measured, and Mile-stones erected.

And be it further enacted, That the said Trustees, or any Five or more of them, at any General Meeting, shall cause the said Roads to be measured, and Mile-stones to be set up on the Sides of the said Roads with Inscriptions to be made thereon, denoting the Number of Miles and Distance of Places: And if any Person shall wilfully or designedly break, pull down, dig up, injure, or destroy, any or either of the Stones 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 so wilfully or designedly broken, obliterated, defaced, or pulled down.

Penalty on defacing Mile-stones, &c.

Penalties and Forfeitures how to be recovered and applied.

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 and recovered 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 or Place wherein the Offence shall be committed; which Warrant the said Justice or Justices is and are hereby impowered and required to grant, upon the Information of 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 Trustees, or any Five or more of them, at any of their Subdivision Meetings, or their Treasurer or Treasurers, and shall be applied, (if not otherwise directed to be applied by this Act) for and towards the amending the said Roads, and other the Purposes of this Act; and in case sufficient Distress cannot be found, and such Penalties or Forfeitures shall not be paid, it shall and may be lawful for such Justice or Justices, and he and they is and are hereby authorized and required, by Warrant under his or their Hand and Seal, or Hands and Seals, to commit such Offender or Offenders to the House of Correction 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 Judgement, shall be so done, made, or awarded, and which shall be holden next after the doing, making, or awarding, of such Act, Order, or Judgement, he, she, or they, causing

Notice of Appeal to be given.

reasonable Notice in Writing of such Appeal, or of the Cause or Matter thereof, to be given to the Person or Persons on whose Oath or Oaths, or Evidence, such

such Act, Order, or Judgement, shall be so done, made or awarded, and to some or One of the Collectors or Receivers of the said Tolls; which said Justices at their said 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.

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

nor removeable by *Certiorari*.

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 removeable 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 thereunto; nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers ab initio, on account of any Irregularity which shall be afterwards done by the Party or Parties distraining; but the Person or Persons aggrieved by such Irregularity shall and may recover Full Satisfaction for the Special Damage in any Action upon the Case.

Parties making Distresses, not deemed Trespassers for want of Form.

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

Provided always, That no Plaintiff or Plaintiffs shall recover in any Action for any such Irregularity as aforesaid, if Tender of Amends hath been made by or on Behalf of the Party distraining before such Action brought.

Proceedings to be entered in a Book.

And be it further enacted, That full, true, and fair Accounts and Entries of all the Monies which shall be collected and received, laid out, expended, and paid, by virtue of this Act, and of all Orders, Acts, Matters, Proceedings, and Things, which shall be done by the said Trustees in the Execution of the Powers hereby to them given, shall, from time to time, be duly and regularly entered in Books, which shall be kept for those Purposes.

Clerk to deliver up Books and Papers, &c.

And be it further enacted and declared, That the respective Treasurers and Clerks appointed in and for the said separate Districts or Divisions, shall, and they are hereby required to, produce to the said Trustees, or any Five or more of them, at the Two General Annual Meetings herein before appointed, all the Books, Papers, and Writings, in his or their Custody, of the Proceedings of the said Trustees within their respective Districts or Divisions.

Writings to be without Stamps.

And be it further enacted, That no Nomination, Appointment, Information, Order, Judgement, Conviction, Warrant, Mortgage, or Assignment, Transfer, or other Security for the borrowing of Money, or other Writing whatsoever, under the Hand and Seal, or Hands and Seals of, or only signed by, any Trustee or Trustees, for putting this Act in Execution, or by any Justice or Justices of the Peace, or exhibited before them, or any of them, touching, or 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.

No Order to be repealed, unless a Majority shall concur therein.

And be it further enacted, That no Order made by the said Trustees 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 Trustees, unless the Number of Trustees then present shall be equal to the Number of Trustees who made such Order, and shall be consenting thereto.

Turnpike Roads how to be repaired.

And be it further enacted, That such Parts of the said Roads, as have been directed to be repaired by any particular Act or Acts of Parliament, shall continue to be repaired under the Direction of such particular Act or Acts of Parliament; any thing herein contained to the contrary notwithstanding.

Commencement and Continuance of this Act.

And be it further enacted, That this Act, and the several Authorities, Powers, and Tolls, hereby granted and made payable, shall commence and have Continuance

tinuance from and after the passing hereof for and during the Term of Twenty one Years, and from thence to the End of the then next Session of Parliament.

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 Matter herein contained, such Actions and Suits, and every of them, shall be commenced within Six Calendar 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 Matters and Things respectively shall be committed or done, and not in any other County or Place: And the Defendant or Defendants, in such Actions and Suits, and every of them, may plead the General Issue, and give this Act, and the Special Matter, in Evidence, at any Trial or Trials which shall be had thereupon, and that the Matter or Thing for which such Action or Actions, Suit or Suits, shall be so brought, was done in pursuance and by the Authority of this Act; and if the said Matter or Thing shall appear to have been so done, or if any such Action or Suit shall not be 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 Demur-~~ rers 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 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 by the Authority aforesaid, 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.