Anno nono

Georgii III. Regis.

An Act for repairing and widening ſeveral Roads in the Counties of *Montgomery*, *Merioneth*, and *Salop*.

WHEREAS the Road leading from the Vicarage Houſe in the Town of Pool, in the County of Montgomery, through the River Rhiew, and through the Village of Berriew, to Bryn Derwen Bridge; and from thence on both Sides of the River Severn to Newtown, Penſtrowed, and Llanddynam, by Berthdû, to the Town of Llanidloes; and from thence through Llangerrig to 'Steddfagerrig, in the ſaid County; and from Newtown aforeſaid through Aberhaveſp to Machynlleth; and from Newtown aforeſaid through Kerry to the Biſhop's Moat, near Biſhop's Caſtle, in the County of Salop; and from Pool aforeſaid through Llanfair and Llanerfyl to Can Office, otherwiſe Canons Office, over Bwlch y Fedwen, through Mallwyd, Cemmes, and Machynlleth, to the River Llyfnant, in the ſaid County of Montgomery; and from Mallwyd aforeſaid through Aberangell, in the County of Merioneth and Llanwryn, over Dovy Bridge, to Machynlleth aforeſaid, and from thence to the ſaid Town of Llanidloes; and from the Town of Llanfyllin, over Coed Oer le Common, by Ty-coch, over Llanſantffraid Bridge, and to the new Bridge on the Turnpike Road leading from Pool Preamble.

Pool to Oſweſtry; and alſo the Road leading from the ſaid Turnpike Road, in the Townſhip of Garth, through Croeſlwyd Brook to Ponteſcowrhyd Bridge, over Bwlch y Kibbe, through Llanfyllin aforeſaid, by Pen y Garnedd, through Llangynnog to Milltirgerrig, in the ſaid County of Montgomery; and alſo the Road from the Turnpike Road (at Mardu) leading from Pool to Oſweſtry, through Llandrinio, over a Bridge intended to be built over the River Severn, through the Townſhips of Criggion, Bauſley, and Alderbury, to the Turnpike Road leading from Shrewſbury to the ſaid Town of Pool; and alſo the Road leading from Llanfair through Llangyniew, Myfod, Llanſantffraid, and Rhyd Meredydd, to Porth y Waen, and over Llan y Blodwel Bridge to Bryn y Groes, in the Pariſh of Llan y Blodwel aforeſaid, are ſeverally in a ruinous Condition, narrow and incommodious in many Places for Wheel-carriages, and cannot be ſufficiently repaired, widened, and kept in Repair, by the ordinary Courſe of Law: May it therefore please Your Majeſty, that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That John Amler, Sir Henry Bridgeman Baronet, John Ball, Vaughan Barrett, John Harris Barrington of the Foreſt, the Reverend George Baxter, James Baxter, John Baxter of the Rock, Mathew Brickdale, John Biſhop, Arthur Blaney of Gregynog, Thomas Bowen of Tyddyn, Thomas Bowen of Tyddyn junior, Thomas Browne of Lymore, Thomas Browne of Mellington, Price Buckley of Glanhafren, Mellington Buckley of Dolfor, William Baxter, Evan Bowen, the Reverend Joſeph Careleſs of Kerry, the Right Honourable Robert Earl of Catherlogh in the Kingdom of Ireland; William Chambers, William Chambers the younger, Sir Gervaſe Clifton Baronet, Richard Clive, the Reverend Shirley Cotes, Sir Richard Corbett Baronet, William Coupland, John Cheeſe, Arthur Davies of Tŷ yn y Coed, Thomas Davies of Cadnant, Pryce Davies of Maeſmawr, the Honourable George Devereux, John Davies of Aberbiga, George Devereux, Pryce Devereux, Robert Devereux, Edward Devereux, John Edwards of Clochfan, John Edwards of Garth, the Reverend Samuel D'Elbeuf Edwards of Pentre, the Reverend Jukes Egerton of Trelydan, Evan Evans of Neuadd, the Reverend William Evance of Newtown, Thomas Eyton of Criggion, Robert Eyton of the ſame, Thomas Eyton of the Mount, the Reverend Thomas Edwards of Llanwrin, Richard

Truſtees for the Firſt Diſtrict.

Richard Evans of Llanwnnog, Ambroſe Gethin, Edward Glynne of Glynn, Richard Hamer of Glanhafren, Richard Hamer the younger, John Herbert of Park, William Howell of Llanidloes, William Humffreys of Llwyn, William Humffreys the younger of the ſame, Charles Humphreys of Pennant, Humphrey Humphreys of the ſame, the Reverend John Humffreys of Trefeglwŷs, Jonathan Humphreys, Thomas Hudſon, Rice Hughes, the Reverend John Biſhop Humphreys, Robert Ingram, Gilbert Jodrell, Pryce Jones, Humphrey Jones of Garthmill, Jones the younger of the ſame, Robert Jones, Charles Jones of Fronfraith, Charles Thomas Jones the younger, John Jones of Black Hall, John Jones the younger of the ſame, Richard Jones of the ſame Purſer in the Navy, Thomas Jones, John Humphrey Jones, Lieutenant Colonel Valentine Jones, Evan Jones, Jones, Wytham Jones, Lewis Jones Clerk, Richard Jones of Maeſmawr, the Reverend Roderick Jones of Llanwnnog, the Reverend Roderick Jones of Llanidloes, John Daſhwood King, Thomas Kitchen, Edward Kynaſton of Hardwick, Bell Lloyd of Bodfach, Edward Lloyd of the ſame, Robert Lloyd, Robert Lloyd the younger, Thomas Lloyd of Trefnant, Thomas Lloyd of Llwŷnrhyddod, Edward Lloyd of Berth Lwyd, John Lloyd of Glynbiogan, Thomas Lloyd of Trawſcoed, Thomas Marſh of Penrhydlan, Thomas Marſh the younger, George Meares, Hugh Meares, Giles Meddins, John Meredith, George Morris, William Morris, Thomas Morris of Pentrenant, William Moſtyn, William Moſtyn the younger, Humphrey Moſtyn, Robert Moxon, Richard Myddelton, John Mytton, the Reverend Henry Newcombe Rector of Caſtle, David Owen of Glandulasucha, Richard Owen of the ſame, Owen Owen of Glangynwydd, Owen Owens of Glan y Rhiew, Valentine Owen of Newtown, the Reverend Daniel Owen Clerk, John Owen of Penrhôs, John Owen of Trawſcoed, Owen Owens, Doctor Price Owen, Sir John Powell Pryce Baronet, Edward Manley Pryce, Edward Pemberton, Robert Piggot, William Powell of Nanteos Doctor in Divinity, Thomas Powell of the ſame, Thomas Powis, Thomas Powell of Pennant, Nathaniel Powell of Clôchfan-iſaf, Edward Price, Jenkin Parry, Robert Parry of Maen, Edmund Price of Tŷcoch, Richard Price of Gunley, Thomas Price of the Redhouſe, Thomas Price of the Hall at Llanfyllin, Mathew Price, John Price of Caer Howell, John Price of Pant Drain, the Reverend Saluſbury Pryce Rector of Montgomery, the Reverend John Pryce of the Hall, the Reverend Edward Pryce of Berriew, the Reverend Edmund Price

of Llangerrig, Edward Price of Llangerrig, Thomas Price, William Price of the Hall, John Pugh, John Pughe Pryse, Richard Pugh, William Pugh, William Pulteney, Clopton Prhŷs, Bagot Read, Bagot Read the younger, John Richards of Cwm, John Robinson, George Robinson, Richard Rogers of Cefnyberren, Edward Rowlands of Rhiewfelen, Thomas Richards, David Rogers, John Savage, John Severn, Henry Shales, Thomas Staunton, Morris Stephens of Llanidloes, Morris Stephens of Berthdu, Richard Swancote of Llanwnnog, Richard Swain, the Reverend William Tilsley of Llandynam, John Tilsley of the same junior, the Reverend John Thornes of Aberhavesp, John Topp, Edward Turner of Gwernygôf, Edward Turner of Cilgwrgan, John Vaughan of Guilsfield, John Vaughan of the Quay, Sir Watkin Williams Wynn Baronet, Watkin Williams, Richard Whittington of Llanwnnog, Richard Whiting, Mattock Wilcox, Evan Woosnam, William Woosnam, Henry Wynne of Dolarddyn, Wynne the younger of the same, Richard Wynne of Plâs ucha, Mattock Willcocks senior of Cwmberllan, Mattock Willcocks junior, John Wheeler of the Quay, and their Successors, to be elected in Manner herein after mentioned, shall be, and they are hereby appointed Trustees for repairing and widening the Road leading from the said Vicarage House in Pool, through the River Rhiew, and the Village of Berriew, to Bryn Derwen Bridge; and from thence on both Sides the River Severn to Newtown, Penstrowed, and Llanddynam, by Berthdû, to the said Town of Llanidloes; and from thence through Llangerrig to 'Steddfagerrig; and from Newtown through Aberhavesp to Machynlleth; and from Newtown through Kerry to the Bishop's Moat, near Bishop's Castle aforesaid, and for putting all the Powers of this Act in Execution in relation to the said Roads, which shall be and is herein after called The First District of the Roads hereby intended to be repaired: And that John Anwyl of Machynlleth, Maurice Anwyl of Fronwen, John Ball, Arthur Blaney, the Reverend Richard Blaney Rector of Cemmes, John Campbell, William Chambers of Dôlycorsllwyn, Charles Chambers of the same, Henry Arthur Corbett, James Cross of Gelly Dowyll, John Chapman of Penylan Doctor in Divinity, Morgan David of Pantglâs, the Reverend Davies Rector of Llanwyddelan, Pryce Davies of Maesmawr, the Reverend Davies Rector of Manafon, the Reverend David Davies Vicar of Llanbrynmair, George Devereux, Pryce Devereux, Robert Devereux, Humphrey Edwards of Pant y Fedw, Lewis Edwards of the same, Edward Edwards Doctor in Divinity, Robert Edwards

Second District.

Edwards Doctor in Divinity, John Evans of Llwyn y Groes, John Evans the younger of the ſame, Hugh Evans of Eſgyrgeiliog, John Edwards of Machynlleth, Lewis Edwards, the Reverend Thomas Edwards Rector of Llanwrin, Richard Edmunds of Pool, Richard Edmunds the younger, Hugh Evans of Dôlguog, Edward Evans, the Reverend David Evans Rector of Llanerfyl, Gibſon Rector of Llanbrynmair, the Reverend Thomas Griffiths Rector of Penegos, the Reverend Robert Griffith Vicar of Darowen, John Griffiths of Cocdcae, David Griffiths of Dolgadfan, Jenkin Griffiths of Cwmrhaidr, Lewis Gwynn of Gwaſtadcoed, David Humphreys of Argoed, Samuel Home, John Herbert, Bulkley Hatchett, William Humffreys of Llwyn, William Humffreys the younger of the ſame, John Humphreys of Nantymeichied, Charles Humphreys, Humphrey Humphreys, Hugh Humphreys Clerk, Rice Hughes of Cemmes, John Biſhop Humphreys Clerk, Edward Hughes of Cwmcarnedd, the Reverend Lewis Jones Rector of Llanymowddy, John Jones of Cwmbychanmawr, John Jones of Cwmbychan bâch, Humphrey Jones of Bryn Aur, John Jones of Black Hall ſenior, John Jones junior, John Jones of Cawg, William Jones of Machynlleth, Richard Jones of Machynlleth, Thomas Jones of Eſgyr Ifan, John Jones of Tŷmawr, Robert Jones of Blaen y Plwy, Humphrey Jones of Craig, John Jones of Eſgyr, Morgan Jones, Richard Jones Purſer in the Navy, John Daſhwood King, Eward Kynaſton of Hardwick, Edward Lloyd of Berth Lwŷd, Thomas Lloyd of Trefnant, Bell Lloyd of Bodfach, Edward Lloyd of the ſame, John Lloyd of Eynant, John Lloyd of Caeadyfelin, the Reverend Samuel Lloyd Rector of Llanymynech, Pryce Maurice, Pryce Maurice junior, Edward Maurice, Robert Morgan of Cwm Llegodig, Lewis Nanney of Llwyn, the Reverend Henry Newcombe Rector of Caſtle, Newcombe Rector of Darowen, Daniel Owen Clerk, John Owen of Cemmes Bychan, Valentine Owen, Humphrey Owen of Eſgyr Lwŷd, the Reverend Anthony Pool Rector of Mallwyd, William Powell of Nanteos D. D. Thomas Powell of the ſame, Thomas Powell of Pennant, Hugh Price of Machynlleth, Jenkin Parry, Robert Parry, Saluſbury Pryce of Myfod D. D. Edward Pritchard of Morben, Edward Pritchard of Tŷ yn y Plâs, Rowland Pritchard, John Pughe Pryſe, the Reverend Edward Vaughan Pugh of Croft, Hugh Pugh of Machynlleth, Richard Pugh of Pwll Iwrch, Henry Shales of Carno, Morris Stephens of Berthdu, Morris Stephens of Llanidloes, Richard Tudor, Richard Tibbotts of Machynlleth, Griffith Tudor Clerk, Sir Watkin Williams

Williams Wynn Baronet, Watkin Williams, Edward Williams, Henry Williams of Rorrey, the Reverend John Williames of Llangadfan, the Reverend Henry Williames, the Reverend William Williams of Caſtle, Henry Wynne of Dolarddyn, Wynne the younger of the ſame, Roger Wynne of Llanfechan, John Williams of Dolanog, Richard Wynne of Plas Ucha, the Reverend Thomas Wynn Vicar of Llanfair, William Worthington D. D. Thomas Yates, and their Succeſſors, to be elected in Manner herein after mentioned, ſhall be and they are hereby appointed Truſtees for repairing and widening the Road leading from Pool aforeſaid, through Llanfair and Llanerfyl, to Can Office, otherwiſe Canons Office, over Bwlch y Fedwen, through Mallwyd, Cemmes, and Machynlleth aforeſaid, to the River Llyfnant; and from Mallwyd, through Aberangell and Llanwryn, over Dovy Bridge, to Machynlleth aforeſaid, and from thence to the ſaid Town of Llanidloes, and for putting all the Powers of this Act in Execution in relation to the ſaid Roads, which ſhall be and is herein after called The Second Diſtrict of the Roads hereby intended to be repaired:

Third Diſtrict. And that Griffith Allen, Sir Henry Bridgeman Baronet, Arthur Blaney, John Bratton, Vaughan Barrett, John Bill, Thomas Bill, Botvylle, the Right Honourable Robert Earl of Catherlough in the Kingdom of Ireland, Sir Francis Charlton Baronet, Francis Chambre, Thomas Cadman of Llanfyllin, John Chidlaw, Thomas Congreve of Pentreheylin, Congreve the younger, Henry Arthur Corbett, John Croft, John Davies of Trewylan, Thomas Davies of the ſame, David Davies Clerk Rector of Llanfyllin, William Davies of Aſton Clerk, David Davies Vicar of Llanbrynmair, George Devereux, Price Devereux, Robert Devereux, Edward Devereux of the Park, John Dovaſton Attorney at Law, Thomas Downes, the Reverend Jukes Egerton of Trelydan, the Reverend Samuel D'Elbeuf Edwards, David Evans Clerk, David Evans of Llanfyllin, John Evans of Llwŷn y Groes, John Evans the younger of the ſame, Edward Evans of Llanfrogan, Edward Evans the younger of the ſame, Eraſmus Evans, Evan Evans of Cil Eos, Thomas Evans of Plâs Du, David Evans of the ſame, Stephen Evans, Evan Evans of Peniarth, Thomas Eyton of Criggion, Robert Eyton, Thomas Felton, Richard Foulkes, Thomas Foulks, William Foulks, John Gardiner, Richard Griffiths of Bodyddon, Richard Griffiths of Bacheie, Ralph Griffith of Brongain, Captain Walter Griffith, William Heighway, Edward Hayward,

Hayward, Hollings, Samuel Home, Evan Humphreys Rector of Llanfihangel, Evan Humphreys the younger Clerk, John Humphreys of Nantymeichied, Charles Humphreys of Pennant, Humphrey Humphreys, the Reverend John Bishop Humphreys, Humphrey Humphreys of Llwydiarthfach, Robert Vaughan Humphreys, William Humffreys of Llwyn, William Humffreys the younger of the same, Richard Hughes, William Hughes, Rice Hughes, Sir Thomas Jones, Edward Jones of Rusnant, John Humffrey Jones, John Jones of Rhôsfawr, the Reverend Lewis Jones of Llanymowthy, Lloyd Jones of Fynnant, John Jones of Blackhall senior, John Jones junior, Richard Jones Purser in the Navy, John Lloyd Jones, Mathew Jones, Maurice Jones of Dyffryn, Roger Jones of Cwmmwr, Thomas Jones Vicar of Pennant, Edward Kynaston of Hardwick, Edward Kynaston of Trewylan, Henry Kyffin, William Kyffin, Baldwin Leighton, Sir Charlton Leighton Baronet, Charlton Leighton, General Leighton, the Reverend Lister, Richard Lister of London, Richard Lister the younger, Charles Lloyd, David Lloyd of Rhiewhiriaeth, John Lloyd of Eynant, the Reverend John Lloyd of Osbaston, Robert Lloyd of Bryn, Robert Lloyd the younger, Samuel Lloyd Rector of Llanymynech, John Lloyd of Talwrn, Thomas Lloyd of Osbaston, Thomas Lloyd, Clopton Lloyd, Edward Lloyd of Glanafon, Francis Lloyd, Bell Lloyd of Bodfach, Edward Lloyd of the same, William Lloyd of Plâs Power, Griffith Lewis, Jonathan Lewis, John Lewis Rector of Hirnant, Richard Mytton of Garth, Richard Mytton the younger, Devereux Mytton, Richard Maurice of Llangedwyn Clerk, Edward Maurice of Pen y Bont, Pryce Maurice of Lloran, Pryce Maurice the younger, Edward Maurice of Abercynlleth, Thomas Maurice of Brynygwalie, William Mostyn of Bryngwyn, William Mostyn the younger, Humphrey Mostyn, John Newport, William Nicholls, Evan Nightingale, John Owen of Penrhôs, John Owen of Trawscoed, Robert Owen, Valentine Owen, Robert Godolphin Owen of Porkington, Francis Owen of the same, the Reverend Daniel Owen, Sir John Powell Pryce Baronet, Edward Payne of Pentreheylin, Jenkin Parry, Robert Parry, Humphrey Parry, Randolph Parry Clerk, Salisbury Pryce D. D. the Reverend Edward Price, Edward Price of Purdegin, John Pryce of Caer Howell, Richard Price, Rice Price, Arthur Pierce, Richard Price of Oswestry, William Price, Clopton Prhŷs, William Pulteney, John Richards, John Rocke of Trefnanney, Richard Rocke of the same, Owen Roberts, George Robinson,

binſon, Thomas Roe, Edward Rogers of Purgedin, Edward Rogers of Ceunant, William Rogers of Maeſbrook, Samuel Simcocks, Thomas Simcocks, John Skye Vicar of Llanſantffraid, Thomas Skye, John Smyth of Dyſerth, William Tannatt of Gelly, Humphrey Tamberlain Rector of Llangyniew, John Thomas of Rhyſgog, Thomas Thomas of Llechweddgarth, Thomas Thomas of Gallt y Gelynnen Fawr, David Thomas of the ſame, John Vaughan of Guilsfield, John Vaughan of the Quay, Robert Pugh Vaughan of Yſtymcolwyn, Sir Watkin Williams Wynn Baronet, Watkin Williams, David Williams of Rhiewlas, Edward Williams of Pentre, John Williams of Dolanog, William Williams of Caſtle Clerk, Thomas Wingfield, Thomas Wingfield the younger, Mathew Worthington Clerk, William Worthington D. D. Henry Wynne of Dolarddyn, Wynne the younger of the ſame, Roger Wynne of Trefedrhyd, Thomas Wynn Clerk Vicar of Llanfair, William Wynne of Llanfechan D. D. John Wheeler of the Quay, Thomas Browne, Thomas Browne the younger, Richard Bryan, John Harris Barrington, the Reverend Joſeph Careleſs of Kerry, William Davies, William Downes, John Downes, Middleton Downes, William Davies of Fordon, John Davies of Walcot, George Ellis, Arthur Edwards, Shadrach Edwards, Edward Farmer of Duddeſton, Richard Farmer of the ſame, Robert Flint, William Griffiths, Charles Gardiner Humphreys, Edward Humphreys, Charles Jones, Charles Jones the younger, Edward Jeffreys, Thomas Kitchen, William Lloyd, Maurice Lloyd, John Lloyd, John Lloyd the younger, Biby Lake, George Lloyd, William Maurice, George Morris, George Pembury, William Pugh, Edward Parry, Richard Rogers, Thomas Roberts, George Roberts, David Stephens, John Stephens, Richard Syer, Charles Tucker, Richard Thomas, William Thomas, Richard Wynn, Mattock Wilcocks, and their Succeſſors, to be elected in Manner herein after mentioned, ſhall be, and they are hereby appointed Truſtees for repairing and widening the Road leading from the ſaid Town of Llanfyllin, over Coed Oer le Common, by Tycoch, over Llanſantffraid Bridge, and to the new Bridge on the Turnpike Road leading from Pool to Oſweſtry; and alſo the Road leading from the ſaid Turnpike Road, in the Townſhip of Garth, through Croeſlwyd Brook, to Pontcſcownhyd Bridge, over Bwlch y Kibbe, through Llanfyllin aforeſaid, by Pen y Garnedd, through Llangynnog, to Mil-tirgerrig; and alſo the Road from the Turnpike Road at Mardu, leading from Pool to Oſweſtry, through Llandrinio, over a Bridge intended to be built over the

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the Rivern Severn, through the Township of Criggion, Bansley, and Alberbury, to the Turnpike Road leading from Shrewsbury, to Pool aforesaid; and also the Road leading from Llanfair, through Llangyniew, Myfod, Llansantffraid, and Rhyd. Meredydd, to Porth y Waen, and over Llan y Blodwel Bridge, to Bryn y Groes, in the Parish of Llan y Blodwel aforesaid; and for putting all the Powers of this Act in Execution in relation to the said Roads; which shall be and is herein after called The Third District of the Roads hereby intended to be repaired.

Time and Place of Trustees Meeting.

And be it further enacted, That the Trustees for the said First District, or any Five or more of them, shall meet at the House of Margaret Williams, known by the Sign of The Bear's Head, in New Town, on that Day Month next after the passing of this Act; and the Trustees for the said Second District, or any Five or more of them, shall meet at the House of Wynn, known by the Name of Can Office, on that Day Month next after the passing of this Act; and the Trustees for the said Third District, or any Five or more of them, shall meet at the House of John Morris, known by the Sign of The Goat at Llanfyllin, on that Day Month next after the passing of this Act, and respectively proceed to the Execution of this Act; and shall then, and from time to time afterwards, adjourn themselves to meet at such Place or Places within or near such respective Districts, as they the said respective Trustees, or any Five or more of them, shall think most convenient for putting this Act in Execution: And if at any Meeting appointed to be held by virtue of this Act, there shall not appear a sufficient Number of Trustees to act, or to adjourn to another Day, the Trustee or Trustees then present, or the Clerk or Clerks to the said respective Trustees, shall, from time to time, as often as it shall so happen, by Notice in Writing to be affixed upon all the Turnpikes within the District where such Default shall be, at least Ten Days before the next Meeting, appoint such Trustees to meet at the Place where the last Meeting was appointed to be held on the Fourteenth Day after the Day for which such last Meeting was appointed; and that the said Trustees, at all their Meetings, shall defray their own Expences: And that all Orders and Determinations of the said respective Trustees in Execution of this Act shall be made at Meetings to be held in pursuance thereof, and not otherwise; and that no such Order or Determination shall be made, unless the Majority of the

In Default of a sufficient Number to act,

may adjourn to another Meeting.

Trustees to defray their own Expences.

No Order to be revoked, unless Nine Trustees be present, and concur therein.

the Trustees present shall concur therein; nor shall any such Order or Determination be revoked or altered at any subsequent Meeting, unless Nine Trustees be present and consenting thereto; nor shall any Trustee be capable of acting in the Execution of the Powers hereby granted during the Time he shall hold any Place of Profit under this Act; but all such Trustees as are Justices of the Peace may act as Justices in the Execution of this Act, notwithstanding their being Trustees.

Trustee not to accept of a Place of Profit.

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

And be it further enacted, That upon the Death or Refusal to act of any Trustee hereby appointed, or hereafter to be chosen, it shall be lawful for the surviving or remaining Trustees for the said respective Districts, or any Five or more of them, from time to time, to elect One other Person to be a Trustee in the Room of every Trustee so deceased or refusing to act; but Notice in Writing of the Time and Place of Meeting for every such Election shall be affixed upon all the Turnpikes within such respective District, at least Ten Days before every such Meeting: And all Persons who shall be so elected are hereby vested with the same Powers for putting this Act in Execution, as the Persons in whose Places they shall be respectively chosen were vested with.

Qualification of Trustees.

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

Penalty on acting if not qualified.

And be it further enacted, That the said respective Trustees, or any Nine or more of them, or such Person or Persons as they shall appoint, shall and may erect One or more Gate or Gates, Turnpike or Turnpikes, and Toll-house or Toll-houses, with suitable Out-buildings and Garden-spots thereto, upon, in, or across, any Part or Parts of the said Roads within their respective Districts, and pull down and remove the same, as they the said respective Trustees, or any Nine or more of them, shall judge proper; and the Tolls following shall be demanded and taken by such Person or Persons as the said respective Trustees, or any Nine or more of them, shall, from time to time, appoint to receive the same, at each of the said Turnpikes, before any Horse, Cattle, Beast, or Carriage, shall be permitted to pass through the same; that is to say, Trustees may erect Turnpikes and Toll-houses, and take Tolls thereat,

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

For every Horse, or other Beast, drawing any Waggon, Wain, Wheel-car, Cart, Tumbrel, Car, Drag, or Sledge, the Sum of Two Pence.

For every Horse, or other Beast, laden or unladen, and not drawing, the Sum of One Penny.

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

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

And that in demanding and receiving such Tolls, One Pair or Yoke of Oxen drawing in any Carriage, shall be deemed but as equivalent to One Horse. Which said respective Sums of Money shall be demanded and taken in the Name of, or as a Toll; and if any Person or Persons subject to the Payment of any of the said Tolls shall, after Demand thereof made, neglect or refuse to pay the same, or any Part thereof, it shall be lawful for the Person or Persons appointed to collect such Tolls, to seize and distrain any Horse, Cattle, or Beast, or any Goods or Carriage, upon which any such Toll is by this Act imposed, or any of the Goods and Chattles of such Person or Persons, so neglecting or refusing to pay the same; and if such Tolls, and the reasonable Charges of such Seizure and Distress, and of detaining and keeping the same, shall not Tolls to be levied by Distress and Sale. Distress may be sold after 4 Days.

be paid within the Space of Four Days after such Seizure and Distress made, the Person or Persons so distraining shall and may sell the Horse, Cattle, Beast, Carriage, or Goods and Chattles so distrained, returning the Overplus (if any be) upon Demand, to the Owner thereof, after such Tolls and all reasonable Charges shall be deducted; and all the Tolls collected or levied by virtue of this Act, shall be and are hereby vested in the said respective Trustees, and shall be applied or may be assigned in such Manner as is herein after-mentioned.

Trustees may erect Turnpikes and Toll-houses,

And be it further enacted, That it shall and may be lawful to and for the said respective Trustees, or any Nine or more of them, within each of the said Districts, to erect, or cause to be erected, any Gate or Gates, Turnpike or Turnpikes, on the Side or Sides of the said Roads, and upon, in, or across, any Lane or Bye-way that does or shall lead into the same, and thereat to take such Tolls as are by this Act granted and made payable at any Turnpike or Turnpikes to be erected by virtue thereof within such District, 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 upon the same District of Road on which such Side Gate or Gates shall be erected.

and take Tolls thereat.

Clause in Act 8 *Geo.* III. repealed.

And whereas by an Act passed in the Eighth Year of the Reign of His present Majesty, intituled, An Act for amending and widening the several Roads leading from the Town of *Bishop's Castle*, and from *Montgomery* to the Turnpike Road at *Westbury*, and from *Brocton* to the Turnpike Road at *Minsterley*, in the several Counties of *Salop*, *Radnor*, and *Montgomery*; Power is given to the Trustees therein named to erect a Turnpike or Toll-house on any Part of the Road leading from Pool to the Division of the Two Roads in the Township of Tyddyn Pridd, leading from Pool to Montgomery, and from Pool to Newtown aforesaid, by which great Inconveniencies may arise to the Inhabitants of the several Parishes situated between the Towns aforesaid, and the remote Parts of the said County of Montgomery; be it therefore enacted, That so much of the said recited Act as relates to the erecting a Turnpike or Toll-house upon the before-mentioned Roads shall be and the same is hereby repealed.

No Turnpike to be erected between *Pool* and where *Berriew* Road joins with that leading to *Kilkewydd Bridge*.

Provided always, and be it enacted, That nothing herein contained shall extend to impower the Trustees for putting this Act in Execution to erect any Turnpike or Toll-

Toll-house between the Town of Pool and the Junction of Berriew Road with the Road leading to Kilkewidd Bridge.

A certain Lane and Road to be stopped up.

And be further enacted, That it shall and may be lawful for the Trustees of the said Second District, or any Five or more of them, to stop up, or cause to be stopped up and discontinued, a certain Lane or Way leading under Pen yr Allt Hill, by Pistill Gwyn, into the Road from Machynlleth aforesaid to Dolguog; and also a Road or Way leading up the Brook Lledan, behind the said Town of Pool, to Stondart, in such Manner as they the said Trustees, or any Five or more of them, shall think fit, so as to prevent the Passage of Horses, Cattle, and Carriages, through the said respective Roads; and that it shall not be lawful for any Person or Persons whomsoever, during the Continuance of this Act, with any Horses, Cattle, or Carriages, to make Use of the same as publick Highways.

Property of Turnpikes and Toll-houses vested in Trustees.

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

No Gate to be erected till 400*l.* be borrowed in each District.

Provided nevertheless, and be it enacted, That no Gate or Turnpike shall be erected upon any Part of the Roads hereby intended to be repaired, until the Sum of Four hundred Pounds shall be borrowed in each and every of the Districts of Roads upon the Credit of the Tolls hereby granted.

Application of the Tolls.

And be it further enacted, That the Tolls collected and levied within the said respective Districts, and the Money to be borrowed on the Credit thereof, shall, by the said respective Trustees, or any Five or more of them, be applied in defraying the Expences of erecting and providing the Turnpikes and Toll-houses; and of repairing, widening, altering, turning, and keeping in Repair the respective Roads in the District wherein or on account whereof such Tolls are collected or levied,

and for which such Money is borrowed, and of executing the other Purposes of this Act within and in relation to such Districts respectively, and to no other Use whatsoever.

Trustees may lessen the Tolls,

And be it further enacted, That the said respective Trustees, or any Nine or more of them, shall, if they think necessary, at their First Meeting, and from time to time assembled at any subsequent Meeting or Meetings, lessen or reduce, within such respective Districts, all or any of the Tolls by this Act granted, and for such Time as they the said respective Trustees, or any Nine or more of them, shall think proper; and may afterwards from time to time advance all or any of the Tolls so lessened to any Sum, not exceeding the respective Rates herein before mentioned; and the said respective Trustees, or any Nine or more of them, may from time to time direct the Tolls hereby granted, or so reduced as aforesaid, to be collected in such Parts and Proportions at the Turnpikes in such Districts respectively as they the said respective Trustees, or any Nine or more of them, shall think fit; and such reduced Tolls, and also such Parts and Proportions as aforesaid, shall and may be collected, levied, and applied in such Manner as the said respective Tolls are directed to be collected, levied, and applied; but no such Reduction shall be made at any Time after the said First Meeting for such District respectively, unless the Person or Persons who shall be intitled to Two Thirds of the Money borrowed upon the Credit of the Tolls intended to be reduced, shall be consenting thereto; and that no such subsequent Meeting shall be held for any of the Purposes aforesaid, unless Twenty Days previous Notice at the least shall be given thereof in Writing, to be affixed upon all the Turnpikes within such District respectively.

and raise them again.

Limitation of the Tolls payable in any of the Districts in One Day.

Provided always, and be it enacted, That no Person shall be subject to the Payment of any of the Tolls hereby made payable more than Three Times in any One Day (to be computed from Twelve of the Clock at Night to Twelve of the Clock in the succeeding Night) for passing and repassing with the same Beast, Cattle, and Carriage, through all the Turnpikes to be erected on such Part of the First District of Roads as lies between the Town of Pool and Llanidloes, or 'Steddfagerigg, and Twice on such Part of the Road as lies between Newton and the Bishops Moat, near Bishops Castle, and Twice on such Part of the Road as lies between Newtown and Machynlleth in the same District,

ſtrict; nor more than Three Times in any One Day, to be computed as aforeſaid, for paſſing and repaſſing with the ſame Beaſt, Cattle, and Carriage through all the Turnpikes to be erected on ſuch Part of the Second Diſtrict of Roads as lies between Pool and Machynlleth, or the River Llyſnant, and Twice on ſuch Part of the Road as lies between Machynlleth and Llanidloes in the ſame Diſtrict; nor more than Twice in any One Day, to be computed as aforeſaid, for paſſing and repaſſing with the ſame Beaſt, Cattle, and Carriage, through all the Turnpikes to be erected on ſuch Part of the Third Diſtrict of Roads as lies between the Road leading from the Turnpike Road from Shrewſbury to Pool, over the River Severn, to Llanfyllin, and Once from Llanfyllin to the Turnpike Road in the Townſhip of Garth, and Once from Llanfyllin to Mill-tirgerrig, and Twice between Porth y Waen and Llanfair, and likewiſe Twice between Bryn y Groes and Llanfair in the ſame Diſtrict; ſuch Perſon producing a Note or Ticket denoting the Payment of the ſaid Toll, which Note or Ticket the reſpective Collectors of the Tolls are hereby required to give gratis on Receipt of ſuch Toll.

Limitation of Exemptions from Toll with reſpect to Coals, &c.

Provided nevertheleſs, That no Perſon with any Beaſt, Cattle, or Carriage, laden with Coals, Lime, or Lime Stones, or any Goods or Merchandize whatſoever, to or from any Wharf or other Place, ſhall be permitted to paſs Toll-free through any Gate or Turnpike erected in either of the ſaid reſpective Diſtricts, more than Twice, with different Burthens or Ladings, in any One Day, to be computed as aforeſaid.

Truſtees may compound with Travellers.

And be it further enacted, That the ſaid reſpective Truſtees, or any Nine or more of them, from time to time, as they ſhall ſee convenient, may compound and agree, for any Term not exceeding Two Years at any One Time, with any Perſon or Perſons, for any Carriages, Horſes, Cattle, or Beaſts, travelling upon the ſaid reſpective Roads, or any Part thereof, for all or any of the Tolls to be paid for or in reſpect of ſuch Carriages, Horſes, Cattle, or Beaſts; and all ſuch Compoſition ſhall be paid Quarterly in Advance; and in Default thereof, the Compoſition or Agreement with the Perſon or Perſons making ſuch Default ſhall from thenceforth be void; and all ſuch Compoſition-money ſhall be applied in ſuch Manner as the Tolls, in reſpect whereof ſuch Compoſition is made, are directed to be applied.

Trustees may lease the Tolls, &c.

And be it further enacted, That it shall be lawful for the said Trustees, or any Nine or more of them, from time to time, by Writing under their Hands and Seals, to lease the Tolls arising within or in relation to such respective Districts, or any Part or Parts of such Tolls, unto any Person or Persons, from Year to Year, or for any Term not exceeding Three Years, for the best Rent that can be got for the same, payable at such Times, under such Covenants, and to such Person or Persons, as they the said respective Trustees, or any Nine or more of them, shall direct or appoint; and the Money arising thereby shall be applied in such Manner as the Tolls so leased are directed to be applied.

Penalty on permitting, or going thro' private Passage, &c.

And be it further enacted, That if any Person or Persons shall, with any Horse, Cattle, Beast, or Carriage, pass through any Land, Ground, or Hereditament, lying near any Turnpike which shall be erected by virtue of this Act (the same not being a publick Highway), or if the Owner or Occupier of such Land, Ground, or Hereditament, shall knowingly permit or suffer any Person or Persons with any Horse, Cattle, Beast, or Carriage whatsoever, to pass through the same; or if any Person or Persons shall give to, or

or on giving or receiving Tickets, &c.

receive from, any Person, or forge or counterfeit any Ticket by this Act directed to be given, whereby the Payment of any of the said Tolls, or of any Part thereof, shall be avoided; or if any Person or Persons shall forcibly pass through any such Turnpike with any

or taking off Horses, &c.

Horse, or other Cattle or Beast; or shall take off any Horse, or other Cattle from any Carriage, or shall leave upon or near to any Part of the said respective Roads, any Carriage, Horse, Cattle, or Beast, with Intent to avoid the Payment of any of the said Tolls, or of any Part thereof, or with such Intent shall unload any Goods from any Horse, Cattle, Beast, or Carriage, or secrete any Goods chargeable with such Toll; or shall strike or use any Violence against the Person or Persons appointed to collect the said Tolls (being in the Execution of his Office) every Person, offending in any of the Cases aforesaid, shall, for every such Offence, forfeit any Sum not exceeding Five Pounds, nor less than Fifty Shillings; whereof One Moiety shall be paid to the Informer or Informers, and the other Moiety shall be applied in such Manner as the Penalties and Forfeitures are herein after directed to be applied.

Exemption from Toll.

Provided always, and be it further enacted, That no Toll shall be taken for any Carriage, or any Horse, Cattle, or Beast, laden only with, or going unladen for,

for, or returning unladen, having been laden only with on the same Day, Gravel, Stone, or other Materials for repairing any of the said Roads, or any of the Roads in the Townships in which such Road doth lie, or any of the Bridges or Causeways within the same; or Corn in the Straw, or Hay or Straw only, not sold or disposed of, but passing to be laid up in the Out-houses, or on the Lands of the Owners thereof; or for any Cattle or Carriage carrying Corn to be ground in any Mill, or returning empty, having delivered such Loading, or going unladen to fetch such Corn ground, or returning laden therewith, provided such Corn be for the sole Use and Consumption of the Owner, and that the same shall not be carried or conveyed above the Distance of One Mile on any Part of the Roads hereby intended to be repaired to or from any such Mill; or for any Ploughs, Harrows, or Implements of Husbandry; or Mould, Dung, Compost, or Manure (Lime and Lime-Stones excepted) used in Husbandry, for manuring or improving of Lands; or from any Person residing in any Parish or Township in which either of the said respective Roads doth lie, going to or from their proper parochial Church, Chapel, or other Place of religious Worship on Sundays, or attending the Funeral of any Person that shall die and be buried in any of the said Parishes; or for any Post-horse carrying the Mail or Packet; or for any Cattle going to or from Water or Pasture, or in order to be shod or carried; or for the Horses of any Soldiers upon their March, or Carriages attending them with their Baggage; or for any Cattle or Carriage employed in the Conveyance of Vagrants sent by legal Passes; or for any Coach, Chariot, Landau, Berlin, Calash, Chaise, or Chair, or Passenger on Horseback, going to, or returning from, any Election of a Knight or Knights of the Shire to serve in Parliament for the County of Salop, Montgomery, or Merioneth, during the Time of such Election, or on the Day before or Day after such Election shall begin or be concluded: And if any Person shall claim and take the Benefit of any of the Exemptions aforesaid, not being entitled to the same, such Person shall, for every such Offence, forfeit the Sum of Forty Shillings.

Penalty on making illegal Claims.

And be it further enacted, That it shall be lawful for the said respective Trustees, or any Five or more of them, at their First or any subsequent Meeting, upon the Credit of the Tolls arising within, or in relation to, the said respective Districts, in such Manner as they shall

Tolls may be assigned for Money borrowed.

shall think proper, to borrow, and take up at legal or less Interest, such Sum and Sums of Money as they, or any Five or more of them, shall think fit; and by any Writing or Writings under their Hands and Seals, to mortgage or assign over the said Tolls, or any Part or Parts thereof (the Charge of such Mortgages or Assignments to be paid out of such Tolls) to any Person or Persons, for any Term during the Continuance of this Act, as a Security or Securities for the Repayment of the several Sums that shall be so borrowed, with the Interest thereof; and Copies of all such Mortgages and Assignments shall be entered in a Book or Books to be kept for that Purpose by the Clerk or Treasurer to the said respective Trustees; but no Money shall be borrowed after such First Meeting, unless Notice be, for that Purpose, affixed in Writing upon all the Turnpikes within the District for or on account of which such Money is intended to be borrowed, at least Twenty Days before the borrowing thereof; and all and every Person or Persons to whom any such Mortgage or Assignment shall be made, or who shall be intitled to the Money thereby secured, is and are hereby impowered, from time to time, by Assignment under his, her, or their Hand or Hands, to be indorsed on the Back of his, her, or their Security, or by any other Writing or Writings under his, her, or their Hand and Seal, or Hands and Seals, executed in the Presence of Two credible Witnesses, to assign or transfer his, her, or their Right to the Principal and Interest Money thereby secured: And all and every Person and Persons to whom any such Mortgage or Assignment shall be made as aforesaid, or who shall be intitled to the Money thereby secured, shall be, in Proportion to the Sum or Sums therein mentioned, Creditors on such respective Tolls in equal Degree one with another, and shall have no Preference in respect to the Priority of advancing any such Money.

Assignments to be entered in a Book.

Notice to be given of borrowing Money.

Assignments may be transferred.

All Creditors deemed equal in Degree.

Trustees may appoint Officers;

and remove them, and appoint others.

And be it further enacted, That the said Trustees for the said respective Districts, or any Five or more of them, may, from time to time, appoint such Officers and other Persons as they shall think necessary to employ in the Execution of this Act; and, from time to time, remove such Officers and other Persons, and appoint others in their stead; and out of the Money to arise by virtue of this Act, make such Allowances to the said Officers and Persons as to them the said respective Trustees, or any Five or more of them, shall seem reasonable; and all such Officers and Persons shall, under

their

their Hands, at such Time and Times, and in such Manner, as the said respective Trustees, or any Five or more of them, shall direct, deliver to such Trustees, or such Person or Persons as they shall appoint, true and perfect Accounts in Writing of all the Money which shall have been, by such Officers and Persons respectively, received by virtue of this Act, and how much thereof hath been paid and applied, and for what Purposes, together with proper Vouchers for such Payments; and shall pay all such Money as shall remain in their respective Hands to the said Trustees, or any Five or more of them, or to such Person or Persons as they shall appoint; and all the said Officers and Persons, so accounting as aforesaid, shall, upon Oath, if thereunto required by the said Trustees, or any Five or more of them (which Oath the said Trustees, or any Two of them, are hereby impowered to administer) verify their said Accounts; and if any such Officer or Person shall not make and render, or refuse to verify upon Oath any such Account, or to produce or deliver up the Vouchers relating to the same, or to make Payment as aforesaid, or shall not deliver to the said respective Trustees, or any Five or more of them, within Ten Days after having been thereunto required by any Five or more of such Trustees, all the Books, Papers, and Writings in his Custody or Power, relating to the Execution of this Act; in each, any, or either of the Cases aforesaid, any One Justice of the Peace for the County or Place wherein such Officer or Person shall be or reside, shall make Enquiry concerning such Default, either by the Confession of the Party, or by the Testimony of any credible Witness or Witnesses upon Oath (which Oath such Justice is hereby required to administer without Fee or Reward); and if any such Officer or Person shall be convicted of any or either of the Offences aforesaid, such Justice shall commit every such Offender to the Common Gaol or House of Correction for such County or Place, there to remain without Bail or Mainprize, until he shall give in and make a true and perfect Account and Payment as aforesaid, or until he shall have compounded with the said respective Trustees, or any Five or more of them, and shall have paid such Composition, in such Manner as they shall appoint, or until he shall have delivered up such Books, Papers, and Writings, as aforesaid, or given Satisfaction in respect thereof, to the said Trustees, or any Five or more of them.

Officers to account upon Oath.

Officers refusing to account;

Justice may enquire into the Default,

and commit the Offender until he conform.

Treasurer to give Security.

And be it further enacted, That the said respective Trustees, or any Five or more of them, in each of the said Districts, shall take such Security from their Treasurer or Treasurers, Receiver or Receivers, for the due Execution of his or their Office or Offices, as the said Trustees, or any Five or more of them, shall think proper.

Trustees may appoint Collectors though not at a publick Meeting.

Provided always, That when any Collector of the Tolls shall die, or be incapable of performing his Duty, it shall be lawful for any Five or more of the Trustees for such respective Districts, though not assembled at a Meeting in pursuance of this Act, by any Writing under their Hands, to appoint any other Person to collect such Tolls; and the Person so appointed shall have the same Power and Authority for Recovery thereof as the Person he shall succeed was vested with, until the Trustees for such District, or any Five or more of them, shall, at a Meeting to be held by virtue of this Act, appoint a Collector of such Tolls.

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

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

Surveyors may dig Gravel, &c.

And be it further enacted, That the Surveyor or Surveyors appointed by any Five or more of the said Trustees respectively, and such Persons as shall be employed by such Surveyor or Surveyors, is and are hereby empowered to cut, dig, gather, take, and carry away, any Gorse or Furze, Heath, Stones, Chalk, Flint, Gravel, Sand, or other Materials proper for repairing the said respective Roads, out of and from any Waste Grounds or Commons, Rivers or Brooks, in any Parish, Town, or Place, in which any Part of the said respective Roads doth lie, or in any neighbouring Parish, Town, or Place, without paying any thing for the same; such Surveyors or other Persons filling up the Pits and levelling the Ground from whence such Materials shall be taken, or railing or fencing off such Pits, so that the same may not be dangerous to Passengers or Cattle: And also, by Order of the said respective Trustees, or any Five or more of them, to dig, gather, take, and carry away, any such Materials as aforesaid, in, upon, or out of, from, and over the Lands of any Person or Persons (not being a Yard, Garden, Orchard, Park, Paddock, planted Walk, or Avenue to a House, or any inclosed Ground planted or set apart as a Nursery for Trees) paying or tendering Payment of such Rates, for such Materials, and for the Damage done to the

without paying for the same;

levelling the Pits.

Materials may be taken from private Grounds;

making Satisfaction to the Owners.

the Owners or Occupiers of such Lands and Grounds, where and from whence the same shall be digged, drawn, gathered, taken, and carried away, or over which the same, or any other Materials gotten in any Waste Ground, or Common, River, or Brook, or private Grounds, shall be conveyed, as the said respective Trustees or any Five or more of them, shall adjudge reasonable.

Surveyors may remove Annoyances, &c.

And be it further enacted, That it shall be lawful for the said Surveyor or Surveyors, 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 respective Trustees, or any Five or more of them) to remove and prevent all Annoyances on any Part of the said respective Roads, by Filth, Dung, Ashes, Straw, Fern, Rubbish, or otherwise; and to turn any Watercourses, Sinks, or Drains, running into, along, or out of, the said respective Roads, to the Prejudice thereof; and to open, scour, cleanse, widen, or make deeper, any Watercourses or Ditches adjoining thereto, and to make the same as deep and large as he or they shall think necessary; and to cut down, lop, or top, any Trees, Shrubs, or Bushes, growing in the said respective Roads, or in the Hedges or Banks adjacent thereto, and to take and carry away the same, in case the Owners or Occupiers of the Premises shall neglect to lop and top, cut down, and remove, such Trees, Shrubs, or Bushes, or to open, scour, cleanse, widen, or deepen, such Watercourses or Ditches, or remove such other Annoyances, in such Manner as the said respective Surveyor or Surveyors shall require, for the Space of Ten Days next after Notice in Writing given for that Purpose under the Hand or Hands of such Surveyor or Surveyors; the Charges whereof, (being settled by the said respective Trustees, or any Five or more of them) shall be reimbursed to such Surveyor or Surveyors by such Owners or Occupiers, and be recovered and applied in such Manner as the Penalties and Forfeitures are herein after directed to be recovered and applied; and if, after Removal of any of the said Annoyances, any Person shall again offend in the like Kind, every such Person shall, for every such Offence, forfeit the Sum of Forty Shillings.

and cut down Trees, &c.

Owners neglecting to remove the same, after Notice.

Charges to be reimbursed to the Surveyors.

Penalty on a Second Offence.

And be it further enacted, That it shall be lawful for the said respective Trustees, or any Five or more of them, or the said respective Surveyor or Surveyors, and such Person or Persons as he or they shall appoint (such Surveyor or Surveyors having an Order for that Purpose

Surveyors may make Causeways, &c.

pose from the said respective Trustees, or any Five or more of them) to make Causeways, and also Ditches or Drains, in and upon the said respective Roads, and also through any Ground lying contiguous thereto; and to erect, rebuild, and keep in Repair, Bridges and Arches upon the said respective Roads, or cross any River or Brook running into, along, or out of, the same, or cross any such Ditch or Drain where necessary; and also to widen any of the narrow Parts of the said Roads, by opening, clearing, and laying into the same, any Grounds of any Person or Persons lying contiguous thereto, so as to make such Parts of the said Roads Forty Feet in Width; and also to make a Road through the Grounds adjoining, or lying near to any hollow Way, narrow or ruinous Part of the said Roads (such Grounds respectively not being the Ground whereon any House stands, or a Yard, Garden, Orchard, Park, Paddock, planted Walk, or Avenue to any House, or any inclosed Ground planted and set apart as a Nursery for Trees) to be made use of as a publick Highway, whilst the old Road is repairing or widening, or whilst such Bridges or Arches are erecting or repairing; making such Recompence to the Owners and Occupiers of the private Grounds respectively for the Damages they shall or may thereby sustain, as shall be judged reasonable by the said respective Trustees, or any Five or more of them; but no Satisfaction shall be made for doing any of the Works aforesaid upon or through any Moor, Common, or Waste Ground.

and erect Bridges,

making Satisfaction to the Owners, &c.

Trustees of *Llandrinio* Bridge may erect a Turnpike thereon, and take Tolls thereat.

And whereas the Sum of Eight hundred Pounds hath been already voluntarily subscribed for and towards building a Bridge over the River Severn, at or near Llandrinio aforesaid, but unless some Provision be made for repairing the said Bridge, the same may in Process of Time become a great Burden upon the Tolls arising upon the Third District of Roads hereby intended to be repaired; be it therefore further enacted, That such Persons who have subscribed and paid, or shall subscribe and pay, the Sum of Ten Guineas each for and towards erecting the said Bridge, and their and every of their Heirs, shall be and are hereby impowered to act as Trustees in the Execution of this Act with relation to such Bridge; and they the said subscribing Trustees, or the major Part of them, assembled at any Meeting to be held by virtue of this Act (of which, and of every subsequent Meeting, Ten Days previous Notice at the least shall be publickly given, specifying the Time and Place of Meeting, in the Parish Church of Llandrinio,

on the Lord's Day immediately after Divine Service) shall and may erect, or cause to be erected, upon or near the said Bridge a Turnpike and Toll-house, and thereat demand and take, or cause to be demanded and taken, the Tolls following, before any Carriage, Horse, or other Cattle, shall be permitted to pass over the same; that is to say,

The Tolls.

For every Carriage with Four Wheels, the Sum of Four Pence.

For every Carriage with Two Wheels, Two Pence.

For every Horse, Mare, Gelding, Mule, or Ass, laden or unladen, One Halfpenny.

For every Ox, Cow, or Neat Cattle, One Farthing.

For every Drove of Calves, Swine, Sheep, Lambs, or Goats, Three Pence per Score; and so in Proportion for any less Number.

For the collecting and levying whereof they shall have the like Power and Authority, and shall be subject to such Exemptions, Limitations, Rules, Matters, and Things, as are by this Act given and granted to the Trustees herein before named; and the Money arising thereby shall be applied and disposed of for and towards maintaining and keeping the said Bridge in good and sufficient Repair, and also for laying out Roads, and keeping in Repair Three hundred Yards of the Road at each End of the said Bridge, in such Manner as the said subscribing Trustees, or their Heirs, or the major Part of them, assembled as aforesaid, shall judge necessary and direct; and the Overplus (if any be) shall be applied to the Repair of so much of the Roads hereby intended to be repaired as lie in the several Townships of Llandrinio and Criggion, and to no other Use, Intent, or Purpose whatsoever.

Roads may be turned thro' Moors, &c.

And be it further enacted, That the said respective Trustees, or any Five or more of them, shall be and are hereby fully impowered to divert, turn, or alter, the Course or Path of any Part or Parts of the Roads within their respective Districts through any Moor, Common, or Waste Ground, without making any Satisfaction for the same; and also through any private Grounds or Hereditaments, first making Satisfaction to the Owners thereof and Persons interested therein for the Damage they may thereby sustain; and for that Purpose the said Trustees, or any Five or more of them, shall contract and agree with the

or thro' private Grounds.

Owners of and Persons interested in any Lands or Hereditaments for the Purchase thereof, or for the Loss or Damage such Owners or Persons may sustain by the diverting, turning, or altering, the Course or Path of any Part or Parts of such Roads through such Lands or Hereditaments; and it shall be lawful for all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Husbands, Guardians, Trustees, and Feoffees in Trust, Committees, Executors, Administrators, and all other Trustees whatsoever, not only for and on Behalf of themselves, but also for and on Behalf of their Cestuique Trusts, whether Infants, or Issue unborn, Lunaticks, Ideots, Femes Covert, or other Person or Persons whatsoever, and to and for all Femes Covert who are or shall be seised or interested in their own Right, and to and for all and every Person and Persons whomsoever who shall be possessed of or interested in any such Lands or Hereditaments, to contract with the said respective Trustees, or any Five or more of them, for the Satisfaction to be made for such Damages as aforesaid; or to sell and convey unto them, or any Five or more of them, all or any of such Lands or Hereditaments, or any Part thereof, for the Purposes aforesaid; and all Contracts, Sales, and Conveyances, which shall be so made, shall be valid to all Intents and Purposes; any Law, Statute, Usage, or other Matter whatsoever, to the contrary notwithstanding; and all such Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Husbands, Guardians, Trustees, Feoffees, Committees, Executors, Administrators, and all other Persons, shall be and are hereby indemnified for what they shall do by virtue of this Act;

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

And if any such Body Politick, Corporate, or Collegiate, Corporation Aggregate or Sole, Husbands, Guardians, Trustees, Feoffees, Committees, Executors, or Administrators, or any other Person or Persons, interested in any such Lands or Hereditaments, upon Notice to him, her, or them, given, or left in Writing at the Dwelling-house or Houses, or Place or Places of Abode of such Person or Persons, or of the principal Officer or Officers of any such Body Politick, Corporate, or Collegiate, Corporation Aggregate or Sole, or at the House of the Tenant in Possession of the Lands or Hereditaments through which any Part of such Road is intended to be diverted, turned, or altered, shall, for the Space of Thirty Days next after such Notice given or left, neglect or refuse to treat, or shall not agree in the Premisses, or by reason of Absence shall be prevented from treating; then, and in every such Case, the said Trustees,

Persons neglecting to treat for the Sale of Lands;

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

Jury to ſettle the Damage and Recompence.

Witneſſes may be ſummoned, and examined upon Oath.

Verdict of the Jury to be final.

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

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 disinterested 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, from time to time, impose any reasonable Fine or Fines upon such Sheriff, his Deputy or Deputies, Bailiffs or Agents, making Default in the Premisses, and on any of the Persons who shall be summoned and returned on such Jury and shall not appear, or that shall refuse to be sworn on the said Jury, or being so sworn shall refuse to give, or not giving their Verdict, or in any other Manner wilfully neglecting their Duty therein, contrary to the true Intent and Meaning of this Act; and on any of the Persons who, being required to give Evidence before the said Jury, shall refuse or neglect to appear, or appearing shall refuse to be examined, or to give Evidence; and which Fine or Fines shall be levied and applied in such Manner as the Penalties and Forfeitures are herein before directed to be levied and applied, so that no such Fine be more than Five Pounds, nor less than Forty Shillings, on any One Person for One Offence.

Jurors may be challenged.

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

Fine not.

Charges of Jury, &c. how to be defrayed.

Provided always, That in case any Jury, summoned and sworn pursuant to the Directions of this Act, shall give in or deliver a Verdict or Assessment for more Money, as a Recompence for the Right, Interest, or Property, of any Person or Persons in any such Lands or Hereditaments, or for any Loss or Damage, than what shall have been agreed to and offered by the said respective Trustees, or any Five or more of them, before the summoning and returning such Jury, then the Costs and Expences attending the summoning of the Jury and Witnesses, and all other Expences incident thereto, shall be paid by the said Trustees, or any Five or more of them, out of the Tolls arising within the respective District where such Lands or Hereditaments do lie, or out of any Money to be borrowed on the Credit thereof; but in case the Verdict or Assessment of such Jury shall be for no more or for less Money than shall have been agreed to and offered by the said Trustees as aforesaid, the Costs and Expences attending the summoning of the Jury and Witnesses, and all other Expences incident thereto, shall be paid by the Person or

Persons

Persons with whom the said Trustees shall have such Controversy or Dispute.

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

And be it further enacted, That every Sum of Money or Recompence, to be agreed for or assessed as aforesaid, shall be paid out of the Tolls arising within or upon account of the respective District wherein such Road is intended to be diverted, turned, or altered, or out of the Money to be borrowed on the Credit of such respective Tolls, to the Parties or Persons respectively intitled to such Money, or to their Agents; and upon Payment thereof, or, in case of Refusal to accept the same, upon leaving the same in the Hands of the Clerk or Treasurer to the said respective Trustees, for the Use of such Parties or Persons, it shall be lawful for any Person or Persons, authorized by Writing under the Hands of the said Trustees, or any Five or more of them, to divert or turn such Road through such Lands or Hereditaments, and to do all and every such Act, Matter, or Thing, with relation to such Lands or Hereditaments, as the said Trustees, or any Five or more of them, shall think fit; and the said Trustees, or any Five or more of them, shall cause such Parts of the said Roads, as shall be diverted or turned through any private Grounds, to be ditched and fenced from the adjoining Lands; and all Lands and Hereditaments which shall be made a Part or Parts of the said Roads by virtue of this Act, shall be for ever thereafter, to all Intents and Purposes, a common Highway, and shall be repaired, and kept in Repair, in such Manner as the Roads hereby appointed to be repaired within such respective District is by this or any other Law to be amended; and from thenceforth all Parties and Persons whatsoever shall be divested of all Right and Title to such Lands and Hereditaments; and after any such new Road shall be compleated, the Lands constituting the former Road, unless leading over some Moor, Common, or Waste Ground, or to some Village, Town, or Place, to which such new Road doth not lead, shall be vested in, and shall and may be sold and conveyed by, the said Trustees, or any Five or more of them, for the best Price that can be gotten for the same; and the Money arising by such Sale shall be applied to the Repair of the Road within such respective District; but this Act shall not extend to the taking down any Dwelling-house or other Building, or to take in any Garden, Orchard, Park, Paddock, planted Walk, or Avenue to a House, without the Consent of the Owner or Occupier thereof;

Lands, &c. purchased to be made Part of the Road, and esteemed a publick Highway.

Old Road may be sold.

Buildings, &c. not to be injured.

thereof; any thing herein contained to the contrary notwithstanding.

Trustees not to act where interested.

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

Where a new Road is made over any Moor, &c. old Road not liable to be repaired by the Inhabitants.

Provided also, That if any new Road shall be made as aforesaid, instead of any former Road, over any Wast, Common, or Waste Ground, such new Road shall be made full Forty Feet wide, and the Inhabitants of the Parish or Place shall not be obliged to repair such former Road, unless the same doth lead to some Town or Place with which such new Road doth not communicate.

Owners, &c. of Lands, &c. liable to the Repair of the Roads to continue so.

And be it further enacted, That all the Owners, Occupiers, Grantees, Trustees, Feoffees, and Committees, of any Lands, Tenements, Rents, and Annuities, or any Sum or Sums of Money which hath or have been given, as are liable to the amending or maintaining any Part or Parts of the said Roads, or any Bridge or Bridges therein, and all Inhabitants of any Towns, Villages, or other Places, with respect to the Streets within the same through which any Part of the Roads hereby intended to be repaired doth lead, shall still remain liable and chargeable to the Repair thereof, in such Manner as they were before the making of this Act; and that all the Inhabitants of the Townships, Parishes, and Places, in which any Part of the said Road lies, and all other Persons liable to perform the Work, commonly called Statute-work, upon the said Roads, shall remain subject to the Performance of such Work; and every Person who shall rent, hold, or occupy any Lands, Tenements, or Hereditaments, of the yearly Value of Fifty Pounds, or upwards, shall be deemed to keep a Team for every Fifty Pounds per Annum so held and occupied, and shall be liable to perform such Statute-Work as Persons keeping Teams are obliged by Law to do; and that the respective Surveyor or Surveyors of the Highways for the respective Townships, Parishes, and Places, in which any Part of the said Roads doth lie, or, in case no such Surveyor is or shall be appointed, the Churchwardens or Overseers of the Poor of such Townships, Parishes, and Places, shall yearly and every Year, within Ten Days after Demand made to him or them respectively in Writing, by any Surveyor or Surveyors to be appointed by virtue of this Act for such respective Districts, deliver to such Turnpike Surveyor or Surveyors an exact Account

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

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

count in Writing, under his or their Hand or Hands, of the Christian and Surname of every Person, who, within such respective Townships, Parishes, and Places, are liable to do Statute-work, and shall distinguish in such Lists which of such Persons shall, or by this Act shall be deemed to keep a Team or Teams, and which of them are Labourers only, or do not, or by this Act are not deemed to keep a Team or Teams; and the Statute-work shall be done by all such Persons on such Parts of the Roads, hereby intended to be repaired, as lie within the said respective Townships, Parishes, and Places, in such Manner, and at such Times, as the Trustees for such respective Districts, or any Five or more of them, or the Surveyor or Surveyors for such District, shall from time to time direct and appoint, so that no more than Three Days Work shall be done by any One Person or Team in One Year; and the said Surveyor or Surveyors of the Highways, Churchwardens or Overseers of the Poor, for such Townships, Parishes, and Places respectively, within Seven Days after such Notice shall be given to him or them by such Turnpike Surveyor or Surveyors, of the Time or Times when, and how many of such Persons are to do such Work upon any Part or Parts of the Road within such District respectively, shall give Notice thereof to such Persons; and if any Surveyor, Churchwarden, or Overseer of the Poor, for any such Township, Parish, or Place aforesaid, shall neglect or refuse to do as he is hereby required and directed, every such Surveyor, Churchwarden, or Overseer, shall, for every such Neglect or Refusal, forfeit and pay the Sum of Five Pounds; and every Person who shall neglect or refuse to do such Work, at such Times and Places, and in such Manner, as shall be appointed by the said respective Trustees, or any Five or more of them, or by such Turnpike Surveyor or Surveyors, every such Person shall forfeit and pay the respective Sums herein after mentioned; that is to say, Every Person who shall keep, or by virtue of this Act shall be deemed to keep, a Team or Teams, for every Day's Default for each Team, the Sum of Ten Shillings; and every other Inhabitant or Person not keeping, or being by virtue of this Act not deemed to keep a Team, for every Day's Default, the Sum of One Shilling and Six Pence; and every Person who shall, according to such publick Notice, as aforesaid, come as a Labourer, or with any Team, to work on the said Roads, and be found idle or negligent, by the said Turnpike

Inhabitants to do Statute-work.

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

Penalty on Persons not performing Statute-work.

Persons found idle to be turned off.

Turnpike Surveyor or Surveyors, such Surveyor or Surveyors is and are hereby required to discharge such Person, and it shall be deemed as if such Person, or such Team, had not come or been sent to do such Work; and every such Labourer or Person, or the Owner of such Team, Draught, or Cart, shall be liable to the Forfeitures before-mentioned; and all Persons doing such Days Work on the said Road as aforesaid, shall not be liable to do any other Statute-work thereon.

Trustees may compound for Statute-work.

Provided always, and be it enacted, That all Persons who are by this Act liable to perform Statute-work with Teams upon the Roads hereby intended to be repaired, may, if they think fit, in lieu of such Work, pay such Sums of Money as the said respective Trustees, or any Five or more of them, shall judge reasonable, not exceeding Six Shillings, nor less than Three Shillings for each Day's Work; and all Persons liable to send Labourers, and occupying Lands, Tenements, or Hereditaments, of or above the yearly Value of Ten Pounds, the Sum of Eight Pence for every Ten Pounds so occupied and each Day's Work, and for every Three Pounds and not exceeding Ten Pounds per Annum, the Sum of Six Pence for each Day's Work; and every other Inhabitant liable to perform such Statute-work, the Sum of Four Pence for each Day's Work; which said several Sums of Money or Composition shall be paid into the Hands of the Surveyor to the said respective Trustees, at least Two Days before the first Day on which such Statute-work shall be required to be performed, and shall be accounted for and applied in such Manner as the said respective Trustees, or any Five or more of them, shall direct and appoint.

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

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, upon any Part of the said Roads, any Tree or Piece of Timber, or any Stone (Mill Stones excepted) otherwise than upon a Wheel Carriage, or shall suffer any Part of any Tree or Piece of Timber, which shall be conveyed upon such Carriage, to drag upon any Part of such Roads, to the Prejudice thereof; every such Person shall, for every such Offence, forfeit and pay the Sum of Forty Shillings.

Roads to be measured, and Mile-stones erected.

And be it further enacted, That the said respective Trustees, or any Five or more of them, shall cause the said Roads to be measured, and Stones or Posts to be set up in, upon, or near, the Sides thereof, at the Distance of One Mile from each other, with Inscriptions thereon, denoting the Distance of every such Stone from any

any Town or Place, as they shall think fit: And if any Person or Persons shall wilfully pull down, break, or damage, any such Stone or Post, or obliterate any Inscription which shall have been made thereon, or shall cause or procure the same to be done, and be thereof convicted upon Oath by any credible Witness, or by his or her own Confession, before any Justice of the Peace for the County or Place wherein such Offence shall be committed (which Oath such Justice is hereby required to administer without Fee or Reward) every Person so offending, shall forfeit and pay the Sum of Forty Shillings for every Stone or Post so pulled down, broke, or damaged, or Inscription so obliterated; whereof One Moiety shall be paid to the Informer, and the other Moiety shall be applied in such Manner as the Penalties are herein after directed to be applied; and in case such Penalty shall not be forthwith paid, such Justice of the Peace shall commit the Offender to the Common Gaol or House of Correction, there to remain without Bail or Mainprize for any Time not exceeding Two Months, nor less than One Month, unless such Forfeiture and all reasonable Charges shall be sooner paid; and every such Offender, in either of the said Cases, shall and may, by Authority of this Act, and without any other Warrant, be apprehended by any Person or Persons who shall see any such Offence committed, and shall be immediately delivered to a Constable, or other Peace Officer, who shall convey such Offender before any Justice of the Peace, to be dealt with according to Law, and the Directions of this Act.

Penalty on defacing Milestone.

And be it further enacted, That all the Penalties, Forfeitures, and Fines, hereby inflicted or authorized to be imposed, (the Manner of levying and Recovery whereof is not otherwise hereby particularly directed) shall upon Proof of the Offence respectively before any One Justice of the Peace for the County or Place wherein the Offender shall be or reside, either by the Confession of the Party, or by the Oath of One credible Witness (which Oath such Justice of the Peace is hereby required to administer, without Fee or Reward) be levied by Distress and Sale of the Goods and Chattles of the Party offending, by Warrant or Warrants under the Hand and Seal of such Justice; and the Overplus, after such Penalties, Forfeitures, and Fines, and the Charges of such Distress and Sale are recovered and deducted, shall be returned upon Demand to the Owner or Owners of such Goods and Chattles; and the Penalties, Forfeitures, or Fines, when paid or levied, shall be (if

Penalties and Forfeitures how to be recovered and applied.

not

not otherwise directed to be applied by this Act) from time to time paid to any Five or more of the said Trustees for such respective District, or to their Treasurer, and applied in the Repair of the Road within such District; and in case sufficient Distress cannot be found, or such Penalties, Forfeitures, and Fines, shall not be forthwith paid, it shall be lawful for such Justice of the Peace, by Warrant or Warrants under his Hand and Seal, to cause the Offender or Offenders to be committed to the Common Gaol or House of Correction, there to remain without Bail or Mainprize for any Time not exceeding Two Calendar Months, nor less than One Month, unless such Penalties and Forfeitures, and all reasonable Charges, shall be sooner paid.

Persons aggrieved may appeal to the Quarter Sessions.

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

Notice of Appeal to be given.

Distress not unlawful for want of Form.

And be it further enacted, 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 unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account

account of any Defect or Want of Form in the Summons, Conviction, Notice, Warrant of Distress, or other Proceedings relating thereto; 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 may recover full Satisfaction for the Special Damage in an Action upon the Case. nor the Parties distraining deemed Trespassers *ab initio*.

Provided always, and be it enacted, That no Mortgage, Assignment, Transfer, or other Security, for the borrowing of Money, or any Nomination, Information, Contract, Warrant, Judgement, or other Writing whatsoever, under the Hand and Seal, or Hands and Seals of, or only signed by, any Trustee or Trustees, or Justice or Justices of the Peace, or exhibited before them, relating to the Execution of this Act, shall be chargeable with any Stamp Duty whatsoever. Writings to be without Stamps.

And be it further enacted, That all Orders and Proceedings of the said respective Trustees, or any Five or more of them, shall be entered in a Book or Books to be kept for that Purpose; and such Orders and Proceedings so entered, shall be signed by the Clerk or Clerks, at any Meeting of Five or more of the said Trustees assembled, as the Case shall require; and such Orders shall be deemed and taken to be Original Orders; which said Book or Books, and also the said Book directed to be kept for registering the said Mortgages, Assignments, or Transfers, shall and may be produced and read in Evidence in all Courts whatsoever. Proceedings to be entered in a Book.

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

And be it further enacted, That no Proceeding to be had touching the Conviction of any Offender or Offenders against this Act, or any Order made, or other Matter or Thing to be done or transacted in or relating to the Execution of this Act, shall be quashed or vacated for want of Form, or be liable to be removed by Certiorari, or any other Writ or Process whatsoever, into any of his Majesty's Courts of Record at Westminster; any Law or Statute to the contrary notwithstanding. Proceedings not to be quashed for want of Form, nor removeable by *Certiorari*.

And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any Thing done in Pursuance of this Act, until Twenty Days Notice shall be thereof given to the Clerk or Limitation of Actions.

Clerks

Clerks to the said respective Trustees; or after a sufficient Satisfaction or a Tender thereof hath been made to the Party or Parties aggrieved, or after Six Calendar Months next after the Fact committed; and every such Action or Suit shall be laid or brought in the County where the Offence shall be committed, and not elsewhere; and the Defendant and Defendants, in every such Action or Suit, shall and may plead specially, or the General Issue, Not Guilty, and give this Act and the special Matter in Evidence, at any Trial to be had thereupon, and that the same was done in Pursuance and by the Authority of this Act; and if the same shall appear to be so done, or that such Action or Suit shall be brought before Twenty Days Notice shall be thereof given as aforesaid, or after a sufficient Satisfaction made or tendered as aforesaid, or after the Time limited for bringing the same as aforesaid, or shall be brought in any other County, then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit, after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgement shall be given against the Plaintiff or Plaintiffs, then the Defendant or Defendants shall recover Treble Costs, and have such other Remedy for the same, as any Defendant or Defendants hath or have in other Cases by Law.

General Issue.

Treble Costs.

Publick Act. And be it further enacted, 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 whomsoever, without specially pleading the same.

FINIS.