Anno nono

Georgii III. Regis.

An Act for repairing the Roads leading from the Turnpike Road in *Tring*, in the County of *Hertford*, through *Dunſtable*, *Hitchin*, *Baldock*, and *Royſton*, to the Turnpike Road at or near *Bourn Bridge*; and from the Weſt End of *Wellbury* to the Turnpike Road at the South End of *Barton*, in the Counties of *Hertford*, *Bucks*, *Bedford*, and *Cambridge*.

WHEREAS the high Roads leading from the Turnpike Road in the Town of Tring, in the County of Hertford, through the Town of Dunſtable, and over the North End of Lilley Hoo, to the Turnpike Road in the Town of Hitchin; and from the Turnpike Road in the ſaid Town to the Turnpike Road in the Town of Baldock; and from the Turnpike Road in the ſaid Town to the Turnpike Road in the Town of Royſton; and from the Turnpike Road in the ſaid Town to the Turnpike Road at or near Bourn Bridge; and from the Turning out of the ſaid Road between Dunſtable and Hitchin, at or near the Weſt End of a Lane called Wellbury Lane, through a Place called Pegſdon, and the Pariſh of Hexton, to the Turnpike Road at the Preamble.

South End of the Town of Barton, in the Counties of Hertford, Bucks, Bedford, and Cambridge, are in a ruinous Condition, narrow in some Places, and incommodious to Passengers, and cannot be effectually repaired, widened, turned, or altered, 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 for the more effectual repairing, widening, turning, and altering, the said Roads, the same shall be divided into separate Districts; and the Roads leading from the Turnpike Road in the Town of Tring, through the Town of Dunstable, to the Turnpike Road in the Town of Hitchin; and from the Turnpike Road in the said Town to the Turnpike Road in the Town of Baldock; and from the Turning out of the said Road between Dunstable and Hitchin, at or near the West End of a Lane called Wellbury Lane, through a Place called Pegsdon, and the Parish of Hexton, to the Turnpike Road at the South End of the Town of Barton aforesaid, shall be and be called The Dunstable District of the said Roads; and that

Trustees for the *Dunstable* District.

Sir Anthony Thomas Abdy, Sir Thomas Alston, Baronets; Christopher Anstey, Richard Astell, Edward Ashwell, Richard Ashcroft, John Ashfordby, Henry Allington Clerk, John Atkinson, Sir John Barrington, Sir Roger Burgoyne, Baronets; the Honourable John Byng, Sir William Baker Knight, Thomas Brand, William Baker, John Askell Bucknall, Brand junior, Thomas Browne, Thomas Plumer Byde, Robert Baskerville, Fitz William Barrington, David Brodie, Daniel Burton D. D. Thomas Benniworth, Charles Barnett, William Beckford, George Poyner Bisse, Edmund Boehm, Roger Boehm, Edmund Boehm the younger, William Bogdani, John Boteler, Edward Bourcher Clerk, William Maurice Bogdani, Archibald Buchanan, John Bosworth, Robert Butcher, Blackmore, Thomas Bland Clerk, Henry Bellfield, William Baldock, Michael Baldock, Charles Bewley, John Bentley, Joseph Baldwin, William Barber, Samuel Baldwin, Abraham Barber, Thomas Burton, John Baron, Calvert Bowyer, John Baron the younger, John Bury, Richard Brugis, the Right Honourable James Earl of Clanbrassil in the Kingdom of Ireland, the Right Honourable James Cecil, commonly called Lord Viscount Cranborne; Sir John Chapman Baronet, Sir Richard Chase Knight, John Calvert,

Nicholſon Calvert, Thomas Calvert, William Cowper, George Carpenter, Peter Calvert, Peter Calvert LL. D. Richard Cox, the Honourable and Reverend Robert Cholmondely Clerk, John Crawley, John Cheſhyre, Henry Carter, Timothy Caſwell, Richard Capper, Windmills Crompton, Nicholas Cholwell Clerk, Samuel Jubb Collins Clerk, Cox Clerk, James Cheſhyre Clerk, William Calvert Clerk, Henry Cock, John Chettoe, Joſeph Reynardſon Coppin, Bernard Chapman, Robert Cheſter, Henry Cooper, Henry Churchill, Hamerton Crookall, John Crabb, Peter Capriole, James Clearſon, John Colliſon, Joſeph Cole, Sir James Daſhwood Baronet, Sir Laurence Dundas Baronet, Thomas Dimſdale M. D. Thomas Dundas, John Marſhe Dickinſon, Charles Demoill, John Demoill, Arnold Duncombe, Robert Darell, Edward Darell, Joſeph Dimſdale, John Dorrien, William Drake, William Drake the younger, Thomas Drake LL. D. Iſaac Davies Clerk, Thomas Dove Clerk, John Dimſdale, John Deere, William Duncombe, Thomas Docura, Thomas Duncombe, John Dixon, Sandclands Drinkwater, Drinkwater, John Dermer, Thomas Dermer, George Edwards, Richard Edwards, John Emmerton, Weſcomb Emmerton, Peter Ellice Clerk, John Everitt, William Ellerd, William Eayres, George Ellis, Thomas Eames, Egerton, Ralph Freeman D. D. Robert Fowler D. D. John Freeman, John Cope Freeman, William Farrer, John Franklin, Paul Fielde, Charles Ventris Field, Philip Field, Thomas Frewen Clerk, Richard Foreſter Clerk, Robert Fenn, John Franklin, George Fitz John, John Fitz John, George Fitz John the younger, Thomas Fitz John, Edward Foſſey, Thomas Foſſey, Daniel Foſſey, John Forſter, Thomas Flint, Mathew Foſter, Iſaac Field, John Folbigg of Willian, the Right Honourable James Lord Viſcount Grimſtone, in the Kingdom of Ireland; the Honourable George Grimſtone, Charles Orlando Gore, James Grimſtone, William Grimſtone, Harbottle Grimſtone, Henry Grimſtone, Joſeph Gape, Thomas Gape, William Gape, Thomas Gilpin, Richard Gulſton, John Gawler, Thomas Gore, Thomas Gore, Thomas Gooſtry, Stephen Gore, Thomas Gilbert Eſquire, Henry Green, Edward Gardiner, Charles Gardiner, Francis Gulſton Clerk, Thomas Grelt Clerk, Gutteridge, Iſaac Gray, Edward Ginger, William Ginger, John Garrell, Thomas Gardner, John Gwilt, Thomas Halſey, Richard Bard Harcourt,

court, John Harding, William Hale, Thomas Howard, Richard Hale, John Harvey, Jacob Houblon, Jacob Houblon **the younger**, John Houblon, James Harvey, John Harvey **the younger**, James Hutton, Richard Haſſell, Richard Haſſell **the younger**, John Hagar, Thomas Hill, Peter Hamond, Richard Highway, Charles Heathcote, Thomas Harwood, Benjamin Hanbury, Abraham Hume, Hume, Robert Thornton Heyſham, Robert Hynde, John Howard, John Hill, Gravely Hurſt, Robert Hagar **Clerk**, Thomas Holden **Clerk**, Francis Hawkins **Clerk**, John Hawkins **Clerk**, John Huitſon **Clerk**, Chriſtopher Hatton **Clerk**, William Honour, Nicholas Honour, William Hanſcombe, James Hallifax **D. D.** William Hampſon, Edward Horwood, Samuel Herbert, William Hayton, **Sir** Conyers Jocelyn **Baronet**, George Jennings, John Jennings, Jennings, Gilbert Jodrell, David James, Arthur Jennings, William Jennings **Clerk**, Gervas Jones **Clerk**, David Jenks **Clerk**, John Jefferys **Clerk**, William Jarman, Robert Jermyn, Robert Jermyn **the younger**, Henry Jermyn, **Honourable** William Keppel, Richard Keene, Frederick Keller **Clerk**, Samuel Kent, John Kimpton, John Knight, Knowlton, John Daſhwood King, **Sir** William Lee **Baronet**, **Sir** Peniſton Lamb **Baronet**, Lee **of** Totteridge, Thomas Lee, Richard Lowndes, Wharburton Lytton, John Lawſon, Gerard Lake, Warwick Lake, Richard Lowndes, John Lee, Lyonel Lyde, William Lowndes **of** Winſlow, Charles Lowndes, Bibye Lake, Caleb Lomax, Peter Leheup **the younger**, Robert Lowndes, William Lowndes **of** Cheſham, Lewin, John Lord **Clerk**, John Lockman **Clerk**, Edward Lucy **Clerk**, William Lees, Thomas Lewinton, Edward Lewinton, Thomas Liſter, John Lucas, John Lovett, **the Right Honourable** John Manners, **commonly called the Marquis of Granby**; **the Right Honourable** Robert Manners, **commonly called Lord** Robert Manners, **the Right Honourable** Henry Steuart, **commonly called Lord** Mountſteuart, **Sir** Philip Monoux **Baronet**, Adolphus Meetkerke, Joſeph Melliſh, Samuel Moody, William Melliſh, Joſeph Muſgrave, William Minſhall, George Muſgrave, Thomas Morgan, Thomas Morgan **the younger**, Charles Morgan, John Miller, Miller **the younger**, John Pilkington Morgan **Clerk**, Henry Maſon, William Maſon, John Midwinter, William Malein, Edward Moore, Lewis Monoux **Clerk**, John Nicoll, Thomas Herbert Noyes, John Neſbitt, George Nodes, **the Honourable and Reverend** William Neville **Clerk**, William Neale **Clerk**, William Neale **the younger** **Clerk**,

Clerk, William Nelson Clerk, George North Clerk, Francis Nedham Clerk, the Right Honourable the Earl of Upper Ossory in the Kingdom of Ireland, Sir George Osborne Baronet, Robert Henry Onley, John Osborne, Thomas Osborne LL. D. William Plumer, William Pym, Thomas Parker, Newdigate Poyntz, George Pearce, Robert Palmer, Joseph Paine, George Pembroke, William Pembroke, Thomas Parry, William Pugh Clerk of Tatternhoe, John Pettman Clerk, Richard Pierce, Benjamin Palmer, Richard Phripp, [illegible] Pugh Clerk of Eaton Bray, David Price Clerk, Richard Penn Clerk, John Pryor, Robert Pryor, Theed Pearse, Humphry Paine, William Phillips, Edward Price, Joseph Margetts Pierson, George Prescott, Sir John Russell Baronet, Sir Benjamin Rawling Knight, John Radcliffe, Jenkyn Reading, William Westbrooke Richardson, Ambrose Reddall, Godolphin Rooper, Richard Ray, John Rooke Clerk, Edward Robinson Clerk, John Rainsay Clerk, Joseph Ransom, William Rudd, Robert Ralphs, Sir Peter Soame Baronet, the Honourable Sir William Stanhope Knight of the Bath, Sir John Saunders Sebright Baronet, Sir Thomas Salusbury Knight, the Honourable James Steuart, John Shutz, John Seare, John Shaw, James Smith, Richard Sutton, Lawndey Sparhauke, Edward Sparhauke, Thomas Sheppard, Luke Spence, John Spence, Samuel Salt, John Stephens D. D. William Smith D. D. Francis Stanley Clerk, Matthew Spry Clerk, John Sparhauke Clerk, Thelival Salusbury Clerk, William Smith Clerk, Lawrence Smyth Clerk, James Smyth Clerk, Henry Stone, William Squire, William Shephard, Thomas Smyth, Isaac Sharpless, Kidgell Sandon, Edmund Stubb, John Smyth, Thomas Smart, Ralph Smith, William Smith, Samuel Smith, the Honourable Henry Frederick Thynne, John Bigge Thornton, Henry Tompkins, Robert Thurgood, John Thompson of Pitstow, George Jarvis Taps, Anthony Trollope Clerk, John Tatham Clerk, John Thompson of [illegible] Abjohn Taylor, John Thurgood, Richard Taylor, Richard Taylor the younger, Richard Tristram, Thomas Taylor, William Thomas, the Right Honourable Ralph Earl Verney in the Kingdom of Ireland, Thomas Vaux, Frederick Vandermulin, Sir David Williams Baronet, William Wickham, Samuel Whitbread, John Wilkes, Nicholas Westcomb, Jacob Whitbread, Charles Weston Clerk, Hall Wortham, Thomas Whitehurst Clerk, William Wade Clerk, Stephen Walsh Clerk, John Woodham, Isaac Wilkinson, John Williamson, John Ward, Henry Whittingstall, Rudd Wheeler, William Wilshire, Henry Whittingstall the younger,

younger, Thomas Webb, Henry Weſton the younger, George Wright, John Whildon, the Honourable Charles Yorke, Thomas Patrick Young D.D. Frederick Young, Philip Yorke, and their Succeſſors, to be appointed in the Manner herein after mentioned, ſhall be, and they are hereby appointed Truſtees for putting this Act in Execution, ſo far only as it relates to the ſaid Dunſtable Diſtrict of the ſaid Roads: And that the Roads leading from the Turnpike Road in the Town of Baldock to the Turnpike Road in the Town of Royſton, and from the Turnpike Road in the ſaid Town to the Turnpike Road at or near Bourn Bridge, ſhall be, and be called the Royſton Diſtrict of the ſaid Roads; and that Sir Anthony Thomas Abdy, Sir Thomas Alſton, Baronets; Chriſtopher Anſtey, Richard Aſtell, Dingley Askham, Richard Aſhcroft, Henry Allington Clerk, John Atkinſon, John Aſhwell, John Aſhfordby, Sir Roger Burgoyne Baronet, Sir John Barrington Baronet, Sir William Baker, the Honourable John Byng, George Byng, Thomas Brand, Brand junior, William Baker, Thomas Browne, Thomas Plumer Byde, John Boteler, Edward Bourcher Clerk, Fitz Williams Barrington, William Beckford, Charles Barnett, John Askell Bucknall, George Poyner Byſſe, William Bogdani, William Maurice Bogdani, Archibald Buchanan, Robert Butcher, Blackmore, William Baldock, Thomas Barnard Clerk, Michael Baldock, Jonathan Burr, William Barber, Abraham Barbar, Thomas Burton, John Baron, Calvert Bowyer, Charles Baron, John Baron the younger, John Bury, Joſeph Beldam, Valentine Beldam, Robert Bunyan, Richard Blows, Richard Burling, Simon Brown, William Benning Clerk, John Burford, John Burgoyn, the Right Honourable James Cecil, commonly called Lord Viſcount Cranborne; Sir John Hynde Cotton Baronet, Sir John Chapman Baronet, John Calvert, Sir Richard Chaſe Knight, Nicholſon Calvert, William Calvert Clerk, Timothy Caſwell, Thomas Calvert, William Cowper, Peter Calvert, Peter Calvert LL.D. Richard Cox, John Crawley, John Cheſhype, Henry Carter, Richard Crop, Nicholas Cholwell Clerk, Cox Clerk, James Cheſhyre Clerk, Robert Cheſter, Henry Cooper, Henry Churchill, the Honourable Charles Sloane Cadogan, Hamerton Crookall, John Crabb, Peter Capriole, James Clearſon, John Colliſon, Daniel Corney, William Coxall, Daniel Corney the younger, Jonathan Dickman, John Clark, Joſeph Cole, Sir James Daſhwood Baronet, Sir Laurence Dundas Baronet, Thomas Dimſdale M.D. John Marſh Dickinſon,

Truſtees for *Royſton* Diſtrict.

ſon, Arnold Duncomb, Joſeph Dimſdale, Iſaac Davies Clerk, Thomas Dove Clerk, John Dimſdale, Thomas Docura, Edward Day, John Dixon, John Dermer, Thomas Dermer, Richard Dickinſon, George Edwards, Richard Edwards, Peter Ellice Clerk, John Everitt, William Ellerd, George Ellis, Ralph Freeman D. D. Robert Fowler D. D. William Farren, John Franklyn, Paul Fielde, Charles Ventris Field, Philip Field, Richard Foreſter Clerk, Robert Fenn, George Fitzjohn, John Fitzjohn, George Fitzjohn the younger, Thomas Fitzjohn, Thomas Ferris Clerk, Edmund Fiſher Clerk, Joſeph Foſter, William Fairchild, John Fordham, Edward Fordham, George Fordham, Edward Foſſey, Thomas Foſſey, Daniel Foſſey, John Foſter, Thomas Flint, Matthew Foſter, Iſaac Field, John Folbigg of Willian, the Right Honourable James Lord Viſcount Grimſtone in the Kingdom of Ireland, the Honourable George Grimſtone, James Grimſtone, William Grimſtone, Harbottle Grimſtone, Henry Grimſtone, Sir John Griffin Griffin Knight of the Bath, Thomas Gape, Joſeph Gape, Charles Orlando Gore, William George, Thomas Gilpin, Richard Gulſton, John Gawler, Francis Gulſton Clerk, Edward Gardiner, Charles Gardiner, Iſaac Gray, Francis Gunning Clerk, Richard Grain, Thomas Gardner, Sir Thomas Hatton Baronet, Thomas Halſey, Richard Bard Harcourt, William Hale, Ferdinando Huddleſtone, Ebenezer Hollick, Richard Hale, John Harvey, Jacob Houblon, Jacob Houblon the younger, John Houblon, James Harvey, John Harvey the younger, James Hutton, John Hagar, Thomas Rumball Hale, Richard Highway, Thomas Harwood, Robert Thornton Heyſham, Robert Hynde, Richard Haſſell, Richard Haſſell junior, John Hitch, John Hanchett, Jeremiah Rayment Hadley, John Howard, John Hill, Abraham Hume, Hume, Gravely Hurſt, Robert Hagar Clerk, Thomas Holden Clerk, Francis Hawkins Clerk, Thomas Hirſt Clerk, John Huiſon Clerk, William Honour, Nicholas Honour, William Hanſcombe, Henry Hanchett, Edward Haylock, William Headley, William Hurrell, John Hancking, Solomon Horton, William Hurrell the younger, William Hampſon, Sir Conyers Jocelyn Baronet, George Jennings, John Jennings, Soame Jenyns, Gilbert Jodrell, Arthur Jennings, William Jennings Clerk, Jervas Jones Clerk, David Jenks Clerk, Robert Jermyn, Robert Jermyn the younger, Henry Jermyn, William Jordan, Frederick Keller Clerk, Samuel Kent, John Kimpton, Thomas Keith, Edward Kimpton, Sir Peniſton Lambe Baronet, Lee, Thomas Lee, Warburton

Lytton, John Lawſon, John Lee, Peter Leheup junior, Henry Lyell, Lewin, John Littlebridge, John Lord Clerk, John Lee Clerk, Edward Lunn Clerk, William Lees, Thomas Lewinton, Edward Lewinton, Thomas Liſter, John Lucas, Samuel Luke, Jeremiah Lagdon, Simeon Leite, Simeon Leite the younger, Lyonel Lyde, Bibye Lake, the Right Honourable John Manners, commonly called Marquis of Granby, Sir William Maynard Baronet, Adolphus Meetkerke, Sir Philip Monoux Baronet, Joſeph Muſgrave, Thomas Morgan, Thomas Morgan junior, Charles Morgan, George Muſgrave, John March, John Miller, Charles Marſhall, Knight Mitchell, John Pilkington Morgan Clerk, Thomas Metcalf Clerk, Henry Maſon, Lewis Monoux Clerk, William Maſon, John Midwinter, William Malein, Edward Moore, Robert Miller, John Nicoll, Thomas Herbert Noyes, John Neſbitt, George Nodes, Edward Nightingale, Geoffrey Nightingale, Robert Nightingale, William Neale Clerk, William Neale the younger Clerk, George North Clerk, Francis Nedham Clerk, the Right Honourable the Earl of Upper Oſſory in the Kingdom of Ireland, Sir George Oſborne Baronet, Robert Henley Ongley, John Oſborne, Thomas Oſborne LL. D. William Plumer, William Pym, George Preſcot, Newdigate Poyntz, Thomas Parker, George Pochin, Robert Palmer, Granado Pigott, Chriſtopher Pemberton, Thomas Parry, Robert Plumptree D. D. Beſt Pearce, Benjamin Palmer, Jeremy Pemberton Clerk, Timothy Perkins Clerk, Andrew Pern Clerk, John Pryor, Robert Phipps Clerk, John Pittman Clerk, Robert Pryor, William Phillips, Joſeph Porter, Joſeph Porter, Joſeph Margetts Pierſon, Thomas Potterell, Grey Perdue, John Phillips, Sir Benjamin Rawlinge Knight, John Radcliffe, Jenkyn Reading, Richard Ray, Thomas Rutherforth D. D. John Rooke Clerk, Edward Robinſon Clerk, Richardſon Clerk, Joſeph Ramſom, William Rayner, William Rudd, Thomas Rickett, John Rickett, Robert Ralphs, James Rayner, Thomas Reynolds, Richard Robinſon, John Robinett, Thomas Richards, Sir Peter Soame Baronet, Sir John Saunders Sebright Baronet, Sir Thomas Saluſbury Knight, John Shutz, John Seare, John Shaw, Richard Sutton, Samuel Salt, James Smyth, Lawndey Sparhauke, Edward Sparhauke, Francis Stanley Clerk, Robert Stevenſon, Luke Spence, John Spence, Mathew Spry Clerk, John Sparhauke Clerk, Thelwall Saluſbury Clerk, William Smith Clerk, William Stevenſon Clerk, Anthony Stevenſon Clerk, Lawrence Smyth Clerk, James Salt Clerk, Francis Say Clerk, James Smyth

Smyth Clerk, George Samms, William Squire, William Smith D. D. William Shephard, Thomas Shephard, Thomas Smyth, Isaac Sharpless, Edmund Salusbury, Joseph Shepherd, Charles Shepherd, Stephen Simperingham of Pampisford, Stephen Simperingham of Sarston, John Swan, John Smerit, the Right honourable Percy Wyndham Obrien Earl of Thomond in the Kingdom of Ireland, the honourable Henry Frederick Thynne, John Bigge Thornton, Robert Thurgood, Anthony Trollope Clerk, John Thompson, Thorp Clerk, William Trant Clerk, Abjohn Taylor, John Thurgood, Richard Taylor, Richard Taylor the younger, Samuel Taylor the younger, Richard Tristram, Thomas Taylor, William Thomas, Richard Trott, Thomas Thurnall, William Tassell, Thomas Trigg, Henry Turberville, John Talwin, John Trigg, Thomas Vaux, William Vachell, Gregory Way, Samuel Whitbread, Thomas Western, Thomas Wall, Thomas Wale, Hale Wortham, Charles Weston Clerk, Thomas Whitehurst Clerk, William Wade Clerk, Adam Wall Clerk, John Woodham, William Woodham, Isaac Wilkinson, John Williamson, John Wand, Henry Whittingstall, Rudd Wheeler, William Wilshire, Henry Whittingstall the younger, Thomas Webb, Robert Wills, Henry Weston the younger, Thomas Wortham, Nathaniel Wedd, Richard Wallice, the honourable Charles Yorke, Frederick Young, John Young husband, Philip Yorke, and their Successors, to be appointed in the Manner herein after mentioned, shall be, and they are hereby appointed Trustees for putting this Act in Execution, so far only as it relates to the said Royston District of the said Roads.

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

And be it further enacted, That when any Trustee by this Act appointed, or their Successors, shall die, or refuse to act in the Execution of the Powers hereby granted, it shall be lawful for the surviving or remaining Trustees, or any Seven or more of them, within their respective Districts, under their Hands and Seals, to appoint a Trustee in the Room of the Trustee so dying or refusing to act; Fourteen Days Notice having been given on all the Toll-gates erected within such District before the Meeting for such Election, mentioning the Name and Place of Abode of the Person deceased or refusing to act; and the Person so appointed shall and may act in the Execution of this Act as fully as any Trustee hereby appointed is impowered to act.

Qualification of Trustees.

And be it further enacted, That no Person shall be capable of acting as a Trustee in the Execution of this Act, unless he shall, in his own Right, or in the Right

of

of his Wife, be in the actual Poſſeſſion or Enjoyment or Receipt of the Rents and Profits of Lands, Tenements, and Hereditaments, of the clear yearly Value of Fifty Pounds, or ſhall be Heir Apparent of ſome Perſon having a like Eſtate of the clear yearly Value of Two hundred Pounds, or poſſeſſed of 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 and ſue for the ſame, to be recovered in any of his Majeſty's Courts of Record at Weſtminſter, by Action of Debt, or on the Caſe, wherein no Eſſoin, Protection, or Wager of Law, or more than One Imparlance, ſhall be allowed; and the Perſon ſo proſecuted ſhall prove that he is ſo qualified, or otherwiſe ſhall pay the ſaid Penalty, without any other Proof or Evidence on the Part of the Proſecutor than that ſuch Perſon hath acted as a Truſtee in the Execution of this Act.

Penalty on acting if not qualified.

Time and Place of Truſtees Meeting.

And be it further enacted, That the ſaid Truſtees for the ſaid Dunſtable Diſtrict, or any Five or more of them, ſhall meet together on the Firſt Monday in June One thouſand ſeven hundred and ſixty nine, at the Houſe of Serjeant, known by the Sign of the Bull in Dunſtable; and that the Truſtees for the ſaid Royſton Diſtrict, or any Five or more of them, ſhall meet together on the Second Monday in June One thouſand ſeven hundred and ſixty nine, at the Houſe of Littlemore, known by the Sign of the Red Lyon in Royſton; and ſhall proceed to the Execution of this Act, ſo far as the ſame relates to the ſaid reſpective Diſtricts, and ſhall and may then adjourn themſelves from time to time, and afterwards meet at the ſame or any other Place or Places near the ſaid Roads within the ſaid reſpective Diſtricts, as the ſaid reſpective Truſtees, or any Five or more of them, ſhall think proper; and if it ſhall happen that there ſhall not appear at any Meeting appointed to be held a ſufficient Number of Truſtees to act at ſuch Meeting, or to adjourn to any other Day, then the Clerk to the ſaid Truſtees for the Diſtrict where the ſame ſhall happen, ſhall, by Notice fixed on all the Toll-gates which ſhall be erected by virtue of this Act within ſuch Diſtrict, at leaſt Ten Days before the next Meeting, appoint the ſaid Truſtees to meet at the ſame Place on that Day Three Weeks on which ſuch laſt Meeting was appointed to be held; and

Notice to be given of another Meeting.

the said Trustees at all their Meetings shall defray their own Charges and Expences. Trustees to defray their own Expences.

Provided always, That the said Trustees for the said Dunstable District shall hold an Annual Meeting at Dunstable upon the First Monday in June; and that the said Trustees for the said Royston District shall hold an Annual Meeting at Royston upon the Second Monday in June. Annual Meetings.

And be it further enacted, That no Person shall be capable of acting as a Trustee under the Authority of this Act, who shall hold any Place of Profit arising out of the Tolls hereby granted. Trustee not to accept of a Place of Profit.

And be it further enacted, That a Trustee appointed in or by virtue of this Act, who shall be a Justice of the Peace, may and is hereby 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. Trustees in Commission of the Peace to act as Justices.

And be it further enacted, That the said Trustees, or any Thirteen or more of them, shall and may within their respective Districts cause to be erected One or more Toll-gate or Toll-gates in, upon, or across, any Part or Parts of the said Roads; and shall and may erect or provide a Toll-house to each of the said Toll-gates, with suitable Buildings thereto; and shall and may inclose any adjoining Part of the said Roads or Highways, 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 and every of the said Toll-gates within the said respective Districts, the following Tolls or Duties, before any Cattle or Carriage shall be permitted to pass through the same; that is to say, Trustees may erect Turnpikes and Toll-houses, and take Tolls thereat.

The Tolls.

For every Horse, Mare, Gelding, Mule, Ass, or other Beast, drawing any Carriage, the Sum of Three Pence.

For every Horse, Mare, Gelding, Mule, or Ass, loaden or unloaden, and not drawing, the Sum of Three Halfpence.

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, or Lambs, the Sum of Five Pence per Score; and so in proportion for any less Number.

Which said respective Sums of Money shall be demanded and taken in the Name of or as a Toll; and shall be paid to such Person or Persons as the said respective Trustees, or any Seven or more of them, shall appoint to collect the same; and the Money so to be raised within each respective District is hereby vested in the Trustees for such District, and shall be applied in such Manner as herein after mentioned: And if any Person or Persons, subject to the Payment of any of the said Tolls, shall, after Demand thereof made, neglect or refuse to pay the same, it shall be lawful for the Person or Persons appointed as aforesaid to collect the said respective Tolls, to seize and distrain any Horse or Horses, or other Cattle or Beast, upon which such Toll is by this Act imposed; 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, or Beasts, so seized and distrained, returning the Overplus (if any) upon Demand, to the Owner or Owners thereof, after such Tolls and reasonable Charges shall be deducted.

Tolls vested in Trustees.

On Non-payment, &c. Distress may be made.

Distress to be sold after 4 Days.

And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Thirteen or more of them, within their respective Districts, to cause to be erected a Toll-gate or Toll-gates, and Toll-house or Toll-houses, on the Side or Sides of any Part or Parts of the said Roads or Highways, or across any Lane or Way leading out of the same; and there to cause to be taken and levied such Tolls as are by this Act made payable at any other Toll-gate erected by virtue hereof, so that the same do not extend to a double Charge upon any Person passing through any other Toll-gate erected by virtue of this Act within the same District.

Trustees may erect Side-gates, &c. and take Tolls thereat.

so as the same does not extend to a double Charge.

Provided always, and be it further enacted, That no Toll-gate shall be erected in, upon, or across, or on the Sides of the Road between the Towns of Hitchin and Dunstable, nearer to the Town of Hitchin, than at or near the West End of Wellbury Lane.

No Toll-gate to be erected nearer *Hitchin* than the West End of *Wellbury Lane*.

Provided also, and be it further enacted, That if the said Trustees shall think proper to erect any Toll-gate or Side-gate between the Towns of Baldock and Hitchin, the same shall be erected as near as may be at an equal Distance between the said Towns.

Toll-gate to be at an equal Distance between *Hitchin* and *Baldock*.

Provided also, and be it further enacted, That any Toll-gate or Side-gate to be erected between Baldock and

Toll-gate between *Baldock* and *Royston* to be at or near *Sandon Cat*.

and Royston shall be erected as near a certain Place called Sandon Cat as conveniently may be.

Toll gate between *Royston* and *Bourn Bridge* to be at or near *Whittlesford Bridge*.

Provided also, and be it further enacted, That any Toll-gate to be erected between Royston and the Turnpike Road at or near Bourn Bridge shall be erected as near a Place called Whittlesford Bridge as conveniently may be.

Persons liable to pay Toll but at One Toll-gate between certain Places.

Provided always, and be it further enacted, That no Person shall be subject or liable to the Payment of the Tolls hereby granted at more than One Toll-gate between the Turnpike Road in the Town of Tring and the Town of Dunstable, or at more than One Toll-gate between the Town of Dunstable and the Turnpike Road in the Town of Hitchin, or at more than One Toll-gate between the Turnpike Road in the said Town of Hitchin and the Turnpike Road in the Town of Baldock, or at more than One Toll-gate between the Turnpike Road in the said Town of Baldock and the Turnpike Road in the Town of Royston, or at more than One Toll-gate between the Turnpike Road in the said Town of Royston and the Turnpike Road at or near Bourn Bridge.

Trustees may erect Fences to prevent evading the Tolls.

And be further enacted, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, within their respective Districts, to cause to be made and erected such Fences as they shall think proper on each Side of any Gate or Turnpike to be erected by virtue of this Act, or at any other Place or Places, to prevent Persons evading the Payment of the Tolls hereby granted; And if any Person or Persons shall damage or destroy any such Fence, every such Person shall pay the Expence of repairing or restoring such Fence, to be ascertained by the said Trustees, or any Five or more of them; and shall also forfeit and pay for every such Offence the Sum of Five Pounds; which said Expences and Penalty shall and may be levied and recovered in the same Manner as any other Penalty or Forfeiture is by this Act directed to be levied and recovered; and One Moiety of such Penalty shall be paid to the Informer, and the other Moiety shall be applied in repairing the said Roads within the District where such Offence shall be committed.

Penalty for destroying such Fences.

Property of Turnpikes and Toll-houses vested in Trustees.

And be it further enacted, That the said Toll-gates and Toll-houses, and the Materials of which the same shall consist, and all Materials which shall be provided by the said respective Trustees, or by their Surveyor or Surveyors, for repairing the said Roads, and all Mile-stones and Direction Posts set up on the said respective Roads within each District, shall be and they are hereby vested

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

Toll to be paid but Once in 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 Carriage through any Toll-gate 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 Toll-gate with the same Cattle or Carriage Toll-free at any Time or Times during the same Day, to be computed from Twelve of the Clock in One Night to Twelve of the Clock in the next Night; which said Note or Ticket the Collector of the Tolls is hereby required to give gratis upon the Payment of such Toll.

Application of the Tolls.

And be it further enacted, That out of the First Money arising by the Tolls or Duties which shall be collected by virtue of this Act within the said respective Districts, or out of the Money which shall be borrowed on the Credit thereof, the said Trustees, or any Five or more of them, for each of the said Districts, shall, in the First Place, pay and discharge One Half Part of the Expences and Charges of procuring and passing this Act; and shall apply the Remainder of the Money so raised in erecting Toll-gates and Toll-houses, and repairing and widening the said Roads within their respective Districts, and defraying the necessary Costs, Charges, and Expences attending the same, and the Execution of this Act, and to no other Use or Purpose whatsoever.

Trustees may lessen the Tolls.

And be it further enacted, That it shall be lawful for the said respective Trustees, or any Thirteen or more of them, by and with the Consent of the then Person or Persons intitled to the greater Part of the Money borrowed on the Credit of the Tolls, to lessen the Tolls hereby granted, or any Part thereof, for such Time as the said respective Trustees, or any Thirteen or more of them, shall think proper; and such Tolls so lessened shall

shall be collected, recovered, and applied, in the same Manner as the Tolls hereby granted are directed to be collected, recovered, and applied.

Trustees may let the Tolls.

And be it further enacted, That it shall and may be lawful to and for the said respective Trustees, or any Thirteen or more of them, by Writing under their Hands and Seals, to demise, lease, and to Farm-let the Tolls arising at the respective Toll-gates within their respective Districts, to any Person or Persons willing to take or farm the same for any Term of Years not exceeding Three Years, for the best Rent or Price which can be got for the same; to be paid Quarterly or otherwise to the said respective Trustees, or any Thirteen or more of them, or their respective Treasurers; which Money so to be paid shall be applied and disposed of as the Tolls granted by this Act are directed to be applied and disposed of, and to no other Use or Purpose whatsoever; and Notice of the Time and Place of Meeting for letting the said Tolls, or any Part thereof, shall be given by the Clerk to the Trustees, by setting the same in Writing on the Turnpikes which shall be erected by virtue of this Act, at least One Month before any such Meeting.

Exemptions from Toll.

And be it further enacted, That no Toll shall be demanded or taken for any Cattle drawing any Carriage laden with any Materials for repairing any Road or Highway, or for Lime or Compost of any Nature or Kind whatsoever, for manuring of any Garden or other Land or Ground, or Hay, Straw, or Corn in the Straw, not sold or disposed of, but to be laid up in the Houses, Out-houses, Barns, Yards, or Backsides, of the Owners thereof; or drawing any Plough, Harrow, or other Implement of Husbandry, or for any other Thing whatsoever employed in Husbandry; or drawing any Coaches or other Carriages, or from Passengers on Horseback going to, or returning from, any Election of a Knight or Knights of the Shire to serve in Parliament for the Counties of Hertford, Bedford, Bucks, or Cambridge; or for any Cattle drawing the Coach or other Carriage of any Person or Persons going on Sundays to or from their Parish Church, or other Place of religious Worship they usually resort to; or for any Cattle going to or returning from Pasture or Water; or for any Post-horse with the Mail; or for the Horses of Officers or Soldiers on their March, or for any Cattle drawing the Carts or Carriages attending them; or for Horses or Cattle travelling with Vagrants sent by

Pales, or for any Carriage or Cattle which shall cross any of the said Roads only.

Penalty on making illegal Claims.

Provided nevertheless, 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 respective Roads where the same shall be so claimed and taken.

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

And be it further enacted, That if any Person occupying any Land near to any Toll-gate erected in pursuance of this Act, shall permit or suffer any Person or Persons to pass through any Gate, Passage, or Private Way, with any Cattle; or if any Person shall with any Cattle pass through any such Gate, Passage, or Private Way; or if any Person shall take off, or cause to be taken off, any Horse or Beast from any Carriage, on either Side of any Toll-gate erected by virtue of this Act, in order to avoid the Payment of any of the Tolls hereby granted; or if any Person shall forcibly pass through any such Toll gate with any Cattle whereby the Payment of any of the Tolls by this Act granted shall be avoided; every Person so offending in each of the Cases aforesaid, shall for every such Offence forfeit and pay the Sum of Forty Shillings.

Proviso.

Provided always, That neither John Radcliffe Esquire, nor any of his Family or Servants, nor any Person or Persons going to or from the House of the said John Radcliffe at Highdown, shall be subject or liable to the Penalty aforesaid for going through the Grounds of the said John Radcliffe on the North Side of Wellbury Lane.

For exempting the Inhabitants of *Duxford* and *Whittlesford* from Toll at *Whittlesford* Bridge.

Provided always, and be it further enacted, That no Inhabitant of the Parishes of Duxford or Whittlesford shall be subject or liable to the Payment of any of the Tolls or Duties by this Act granted for the passing of any Carriage or Cattle through any Toll-gate erected at or near Whittlesford Bridge, unless such Carriage or Cattle shall travel on the Road hereby directed to be repaired more than half a Mile from Whittlesford Bridge.

Penalty on making illegal Claims.

Provided nevertheless, That if any Person shall claim or take the Benefit of this Exemption not being intitled to the same, such Person shall for every such Offence forfeit and pay the Sum of Ten Pounds; One Moiety whereof shall be paid to the Informer, and the other

other Moiety shall be applied in repairing the said Road leading from Baldock to Bourn Bridge.

Tolls may be assigned for Money borrowed.

And, for the more speedy repairing and widening the said Roads, be it further enacted, That it shall and may be lawful to and for the said respective Trustees, or any Nine or more of them, from time to time, upon the Credit of the Tolls by this Act granted, to borrow and take up at Interest any such Sum or Sums of Money as they, or any Nine or more of them, shall think needful; and may and they are hereby impowered to mortgage or assign over the Tolls arising within their respective Districts, to any Person or Persons, for any Term or Number of Years, as a Security or Securities for the several Sums of Money that shall be so borrowed, and the Interest thereof; which said Sums of Money so to be borrowed (the Charges of procuring and passing this Act in the Manner aforesaid being thereout first paid) shall be laid out and applied in and for the repairing, widening, turning, and altering, the said respective Roads, and to and for no other Use or Purpose whatsoever; and all Persons lending Money on the Credit of this Act, shall be Creditors in an equal Degree, One with another.

Assignments may be transferred.

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

Notice to be given of borrowing Money.

Provided always, and be it further enacted, That no Money shall be borrowed on the Credit of this Act by the said respective Trustees, except at their First Meeting, unless Notice in Writing under the Hand of the Clerk to the said Trustees be, by Order of such Trustees, or any Five or more of them, for that Purpose, fixed upon all the Turnpikes erected by virtue of this Act within their respective Districts, at least Fourteen Days before the borrowing of such Money.

Trustees may appoint Officers;

and remove them, and appoint others.

And be it further enacted, That the said respective Trustees, or any Seven or more of them, may appoint such Officers and other Persons as they shall think necessary to employ in the Execution of this Act; and such Officers and other Persons, and any of them, from time to time to remove, and to appoint others in case of Death or Removal; Notice of the Time and

Place

Place of Meeting for such Purpose being fixed on all the Toll-gates erected within the District wherein such Appointment is to be made, at least Fourteen Days before such Appointment, and all and every such Officers and other Persons who shall at any Time or Times have, receive, or pay any Sum or Sums of Money, on account of or relating to the repairing, widening, turning, altering, and keeping in Repair the said respective Roads, shall from time to time (when thereunto required by the said respective Trustees, or any Seven or more of them) make and render to the said Trustees, or any Seven 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 respective Trustees (which Oath Two of the said Trustees are hereby impowered to administer) of all the Monies which he, they, and every of them respectively, shall to that Time have received, paid, and disbursed, by virtue of this Act, or by reason of their respective Offices: And in case any Money so received shall remain in their or any of their Hands, the same shall be paid to the said respective Trustees, or any Five or more of them, or to such Person as they shall respectively appoint to receive the same; And in case any such Officer or other Person shall not make and render, or shall refuse to verify upon Oath, such Account, or to make such Payment as aforesaid; then any One or more Justice or Justices of the Peace for the County where such Officer or other Person shall reside, shall make Inquiry concerning such Default in a summary Way, as well by Confession of the Parties themselves, as by the Testimony of One or more Witness or Witnesses upon Oath (which Oath the said Justice or Justices is and are hereby impowered and required to administer) and if any such Officer or other Person shall be convicted of all or any of the Offences aforesaid, such Justice or Justices shall commit the Offender to the Common Gaol of the County, there to remain without Bail or Mainprize, until he or they shall make and render a full, true, and perfect Account and Payment as aforesaid, or until he or they shall have compounded and agreed with the said respective Trustees, or any Seven or more of them, and shall have paid such Composition to the said respective Trustees, or any Five or more of them, or to such Person or Persons as they shall appoint to receive the same; which Composition the said respective Trustees, or any Seven or more of them, are hereby impowered to make.

Officers to account upon Oath.

Officers refusing to account,

Justices may enquire into Default.

Justice may commit the Offender,

until Payment or Composition made.

And

And be it further enacted, That the said respective Trustees, or any Seven or more of them, are hereby authorized and required to take such Security from the Treasurer or Treasurers, and Collectors or Receivers of the Tolls, to be appointed for the Purposes of this Act, for the due Execution of his and their said Office and Offices, as to the respective Trustees, or any Seven 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 Retail, shall be capable of holding any Place of Trust or Profit under this Act. Victuallers not to hold any Place of Profit, &c.

And be it further enacted, That if any Person or Persons who shall have been or shall be appointed a Clerk or Clerks, or other Officer or Officers, to the said Trustees within their respective Districts, shall refuse or neglect to deliver up to the said Trustees, or any Five or more of them, within Fourteen Days after being thereunto required by the said Trustees, or any Five or more of them, all the Books, Papers, and Writings, in his or their Custody or Power, relating to the Trusts and Powers hereby granted to the said Trustees within their respective Districts; it shall and may be lawful for any One or more Justice or Justices of the Peace for the County or Place where any such Person or Officer shall reside, upon Complaint thereof made by any Five or more of the said Trustees, to enquire into such Default in a summary Way; and if they shall see Cause, shall and may commit such Person or Officer to the Common Gaol of such County or Place, there to remain without Bail or Mainprize, until he shall have delivered to the said Trustees, or any Five or more of them, or to their Order, all and every the said Books, Papers, and Writings, or until he shall give such Satisfaction to the said Trustees, or any Five or more of them, as they shall think reasonable, concerning the said Books, Papers, and Writings. Clerk to deliver up Books, &c. when required so to do by the Trustees.

And be it further enacted, That the Surveyor or Surveyors appointed by the said respective Trustees, or any Seven or more of them, or any Person or Persons appointed by such Surveyor or Surveyors, may, and is and are hereby authorized and impowered to cut, dig, gather, take, and carry away, or cause to be cut, digged, gathered, taken, and carried away, any Materials proper for repairing of Roads, in, upon, or out of or from, any River or Brook, Waste, or Common, in any Parish, Town, or Place, in, adjoining to, or lying Surveyors may dig Gravel, &c. in Waste Grounds,

near, the Roads aforesaid, to be used in repairing the said Roads, without paying any thing for the same, they the said Surveyors or other Persons filling up the Pits and Holes, and levelling the Ground, or making a sufficient Fence, to prevent any Misfortune or Accident happening in the Pits or Holes from whence such Materials shall be taken, or causing the same to be done; and if a Quantity of Materials sufficient for that Purpose cannot be found in or upon such Rivers or Brooks, Wastes or Commons, then, and in such Cases, to cut, dig, gather, take, and carry away, or cause to be cut, digged, gathered, taken, and carried away, any Quantity or Quantities of Materials proper and sufficient for that Purpose, in, upon, or out of and from, any Lands or Grounds of any Person or Persons where the same may be had or found, to be used towards repairing the said Roads (such Lands and Grounds not being a Yard, Garden, Orchard, Park, Paddock, Avenue, Wood, Coppice, or Nursery) they the said Surveyors or other Person or Persons paying, or offering to pay, to the respective Owners or Occupiers of such Lands or Grounds, such Damage for getting and carrying away the said Materials, and for carrying the same over their Grounds, as the said respective Trustees, or any Seven or more of them, shall think reasonable: And in case of any Difference between the said respective Trustees, Surveyors, or Person or Persons by them appointed as aforesaid, and the said Owners and Occupiers, or any or either of them, concerning the said Damages, any Two or more Justices of the Peace of the County where the said Materials shall be so cut, digged, gathered, taken, and carried away, shall and may, on Fourteen Days Notice thereof to be given by the said Surveyor or Surveyors to the said Owner or Owners, Occupier or Occupiers, or by them the said Owner or Owners, Occupier or Occupiers, to the said Surveyor or Surveyors, to be left at their respective Places of Abode with some or One of their respective Families, hear, settle, and determine, the Matters of the said Damages; and the Judgement or Order of the Justices therein shall be final and conclusive to all Parties.

without paying for the same.

levelling the Pits.

Materials may be taken from private Grounds;

making Satisfaction to the Owners.

Justices to determine Differences.

And be it further enacted, That the said respective Trustees, or any Five or more of them, or the said Surveyor or Surveyors, or any Person or Persons by them or either of them appointed or employed, may and is and are hereby authorized and impowered to make, or cause to be made, Causeways, in or along the Sides

Surveyors may make Causeways, &c.

of any Part or Parts of the said Roads; and to cut, or cause to be cut, any Watercourses, in, through, or across, any Lands or Grounds, in order to prevent the said Roads, or any Part or Parts thereof, from being overflowed; and to erect Bridges over such Drains or Watercourses, and also to erect such other Bridges as they shall think necessary for the Accommodation of Passengers; and also to make, or cause to be made, a Road or Way by, through, or over, the adjoining Grounds of any narrow or ruinous Parts of the said Roads hereby intended to be repaired (not being the Scite of or Ground whereon any House or Houses stand, or planted Walk, Yard, Park, Paddock, or Avenue to any House) to be made use of by all Passengers with Carriages and Cattle, or otherwise, as a publick Road, whilst the old or ruinous Road is repaired, and till such Time as it shall be convenient and safe for Carriages and Cattle to pass the same; making such reasonable Satisfaction to the Owners or Occupiers of such Lands or Grounds for the Damages they shall thereby sustain, as to the said respective Trustees, or any Five or more of them, shall seem reasonable.

erect Bridges, &c.

and make a temporary Road;

making Satisfaction to the Owners.

And be it further enacted, That it shall and may be lawful for the said Surveyor or Surveyors, and such Person or Persons as he or they shall appoint, to remove all Annoyances on the said respective Roads, and to cut down Trees or Bushes growing in the said Roads, the Owners or Occupiers neglecting to cut down such Trees or Bushes, or to remove such Annoyances, for the Space of Fourteen Days after Notice given in Writing for that Purpose under the Hand or Hands of the said Surveyor or Surveyors (the Charges whereof shall be reimbursed to the said Surveyor or Surveyors by such Owners or Occupiers neglecting to cut down such Trees or Bushes, or to remove such Annoyances as aforesaid); and in case such Owners or Occupiers shall not upon Demand pay and reimburse to the Surveyor or Surveyors such Charges as aforesaid, it shall and may be lawful for such Surveyor or Surveyors, by Warrant under the Hand and Seal, or Hands and Seals, of One or more Justice or Justices of the Peace for the County or Place where the same shall happen, from time to time to levy the Charges thereof upon such Owners or Occupiers, by Distress and Sale of his and their Goods and Chattles, rendering the Overplus (if any be) to the Owners or Occupiers thereof, upon Demand, after all Charges paid: And if, upon the Removal of any of the said Annoyances, any Person or Persons shall again offend in

Surveyors may remove Annoyances in the Road, &c.

the Owners neglecting to remove the same after Notice;

Charges to be reimbursed the Surveyor.

On Non-payment,

to be levied by Distress and Sale.

Penalty of a Second Offence.

the

the like Manner, every such Person so offending, and being thereof convicted upon Oath before Two or more 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 respective Trustees, or any Five or more of them, the Sum of Forty Shillings, to be levied and recovered in Manner aforesaid.

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 adjoin to, or lead into or out of, any Part or Parts of the said respective Roads, shall not in a proper Manner cause the same to be scoured and cleansed within the Space of Ten Days next after Notice in Writing shall for that Purpose be given to him, her, or them respectively, or shall be left at his, her, or their, respective Place or Places of Abode by the said Surveyor or Surveyors; then the said Surveyor or Surveyors may cause such Ditches, Drains, and Watercourses, to be scoured and cleansed, and pay for the scouring and cleansing the same: And if the said Person or Persons shall not repay the Money paid by such Surveyor or Surveyors upon Demand thereof upon him, her, or them, respectively made, either in Person, or by Writing to be left at his, her, or their, respective Place or Places of Abode; the said Money, and every Part thereof, upon the Proof of the cleansing and scouring the said Ditches, Drains, or Watercourses, and Payment of the said Money, and Demand thereof made, and Nonpayment thereof as aforesaid, by the Oath of One or more Witness or Witnesses, before any Justice of the Peace of the County or Place where such Person or Persons respectively shall live, shall and may, by Warrant or Warrants under the Hand and Seal of such Justice, be levied by Distress and Sale of the Goods and Chattles of such Person or Persons, rendering the Overplus (if any be) to the Owner or Owners thereof, upon Demand, after all Charges paid.

Surveyors may cleanse the same,

and levy the Charges by Distress and Sale.

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

And be it further enacted, That in case the said respective Trustees, or any Seven or more of them, shall at any Time or Times during the Continuance of this Act, think proper to widen, turn, or alter, any Part or Parts of the said Roads within their respective Districts, for the better accommodating of Passengers; that then the said respective Trustees, or any Seven or more of them, shall have full Power and Authority to treat, contract, and agree, with the several Owners, Proprietors, Occupiers of, and Persons interested in, any Lands, Grounds, or Hereditaments,

taments, for the Purchase of any such Lands, Grounds, or Hereditaments, or for the Loss or Damage such Owners, Proprietors, Occupiers, and Persons interested, or any of them, shall or may any ways sustain by such widening, turning, or altering, any Part of such Roads; and out of the respective Tolls by this Act granted, or out of any Money to be borrowed on the Credit thereof, to pay for such Lands, Grounds, or Hereditaments, and for such Loss or Damage such Sum or Sums of Money as shall be agreed upon between such Owners, Proprietors, Occupiers, and Persons interested as aforesaid, and the said respective Trustees, or any Seven or more of them, and also the Costs and Charges attending such Agreement and Purchase.

And whereas it may happen that some Persons, or Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Feoffees in Trust, or others, are or may be seised or possessed of Lands, Grounds, or Hereditaments, which may by the said respective Trustees be thought necessary or proper to be taken in and added to the said Roads, or through which the said Roads may be turned; and such Persons, or Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, or Feoffees, may be willing to treat or agree for the Sale of such Lands, Grounds, or Hereditaments, but may be incapable of granting or conveying the same, by reason of Infancy or other Disability: Be it further enacted, That it shall and may be lawful to and for all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, or other Trustees whatsoever, for or on Behalf of any Infants, Femes Covert, or Cestuique Trusts, and for all and every Person and Persons whomsoever, who are or shall be seised, possessed of, or interested in, any such Lands, Grounds, or Hereditaments, to treat, contract, and agree, with the said respective Trustees, or any Seven or more of them, for the Purchase of such Lands, Grounds, or Hereditaments, or for their Interest therein, for the Purposes aforesaid, and to sell and convey the same, as Occasion shall be and require: And all Contracts, Agreements, Sales, and Conveyances, which shall be so made, shall be valid to all Intents and Purposes whatsoever; any Law, Statute, Usage, or any other Matter or Thing, to the contrary thereof in any wise notwithstanding: And all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators,

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

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.

Where Persons refuse to treat, &c.

And be it further enacted, That if any such Owner, Proprietor, Occupier, Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees, or other Person or Persons interested in any such Lands, Grounds, or Hereditaments, upon Notice to them given or left in Writing at the Dwelling-house or Houses, or Place or Places of Abode, of such Person or Persons, or of the Head Officer or Officers of such Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, or at the House of the Tenant in Possession of the Lands, Grounds, or Hereditaments, so to be taken in and added to the said Roads, or into or through which such Road is to be turned or altered as aforesaid, shall, by the Space of Twenty one Days after such Notice given or left as aforesaid, neglect or refuse to treat, or shall not agree in the Premisses, or, by reason of Absence, shall be prevented from treating; then, and in every or any such Case, the said respective Trustees, or any Seven or more of them, shall cause it to be enquired into and ascertained by and upon the Oaths of a Jury of Twelve indifferent Men of the County wherein such Lands, Grounds, or Hereditaments, shall lie, (which Oath any Two or more of the said Trustees are hereby impowered and required to administer) what Damages will be sustained by, and what Recompence and Satisfaction shall be made to, such Owners, Proprietors, Occupiers, or other Person or Persons interested for or upon account of the taking of such Lands, Grounds, or Hereditaments, into the said Roads, or of turning such Road into or through any such Lands, Grounds, or Hereditaments; and in order thereto, the said respective Trustees, or any Seven or more of them, are hereby impowered and required from time to time, as Occasion shall be or require, to summon and call before the said Jury, and examine upon Oath, all and every Person and Persons whomsoever who shall be thought necessary and proper to be examined as a Witness or Witnesses touching or concerning the Premisses (which Oath any Two or more of the said Trustees are hereby impowered to administer); and they shall order and cause the said Jury to view the said Places in Question, if there be Occasion, and use all lawful Ways and Means, as well for their own as for the said Jury's better Information in the Premisses, as they the said respective Trustees, or any Seven or more of them, shall think fit;

Jury to settle the Damage and Recompence.

Witnesses may be summoned and examined upon Oath.

fit; and after the said Jury shall have inquired of, ascertained, and settled, such Damage and Recompence, they the said Trustees, or any Seven or more of them, shall thereupon order, adjudge, and determine, the said Sum or Sums of Money so assessed by the said Jury to be paid to the said Owners, Proprietors, or Occupiers of, or other Persons interested in, the said Lands, Grounds, or Hereditaments, according to such Verdict or Inquisition of the said Jury; which said Verdict or Inquisition, and Judgement, Order, or Determination, so had and made, shall be final, binding, and conclusive, to all Intents and Purposes, against all Person and Persons whatsoever claiming in Possession, Reversion, Remainder, or otherwise, their Heirs and Successors, as well absent as present, Infants, Femes Covert, and Persons under any other Disability whatsoever, Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, as well as all other Person and Persons whomsoever; and all and every such Owners, Proprietors, and Occupiers, and all and every Person and Persons interested in such Lands, Grounds, or Hereditaments, shall, upon Payment or Tender of the Sum or Sums of Money so assessed as aforesaid, be thereby from thenceforth to all Intents and Purposes divested of all Right, Title, Claim, Interest, and Property, of, in, to, or out of, the same: And, for the summoning and returning such Jury or Juries, the said respective Trustees, or any Seven 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 said Trustees, or any Seven or more of them, at such Time and Place as in such Warrant shall be appointed; and the said Sheriff, or his Deputy or Deputies, is and are hereby required to impanel, summon, and return, such Number accordingly; and out of the Persons so impanelled, summoned, and returned, or out of such of them as shall appear upon such Summons, the said Trustees, or any Two or more of them, shall swear, or cause to be sworn, Twelve, who shall be the Jury for the Purposes aforesaid: And in Default of a sufficient Number of Jurymen, the said Sheriff, or his Deputy or Deputies, shall return other honest and indifferent Men of the Standers-by, or that can speedily be procured to attend that Service,

Jury to assess the Recompence on Oath.

Verdict of the Jury to be final.

Trustees to issue their Warrant to the Sheriff to impanel a Jury.

Jury may be challenged.

vice, to the Number of Twelve; and all Persons concerned shall have their lawful Challenges against any of

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

the said Jurymen when they come to be sworn: And the said Trustees, or any Seven or more of them, acting in the Premisses, shall have full Power, from time to time to impose any reasonable Fine or Fines on such Sheriff, his Deputy or Deputies, Bailiffs or Agents, making Default in the Premisses, and on any of the Persons who shall be summoned and returned on such Jury and shall not appear, or who shall refuse to be sworn on the said Jury, or being so sworn refusing to give or not giving their Verdict, or in any other Manner wilfully neglecting their Duty therein, contrary to the true Intent and Meaning of this Act, and on any of the Persons who being required to give Evidence before the said Jury touching the Premisses shall refuse or neglect to appear, or appearing shall refuse to be sworn and give Evidence; and from time to time to levy such Fine or Fines in the same Manner as any other Forfeiture or Penalty herein before-mentioned is

Fine not to exceed 10 l.

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.

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 or returning the said Jury or Juries, as a Recompence or Satisfaction for any such Right, Interest, or Property, in any such Lands, Grounds, or Hereditaments, or Losses or Damages as aforesaid; that then, and in such Case, the Costs and Expences of summoning and maintaining the Jury and Witnesses, concerning the ascertaining and determining the Value of any such Right, Property, or Interest, or Losses or Damages sustained as aforesaid, shall be borne and paid by the said Trustees, or any Seven or more of them, out of the Tolls or Duties hereby granted, or out of any Money to be borrowed upon the Credit thereof: But if any Jury or Juries, so to be summoned and sworn as aforesaid, shall give in and deliver a

Verdict

Verdict or Assessment for no more or for less Monies than shall have been agreed to and offered by the said Trustees, or any Seven or more of them, before the summoning and returning the said Jury or Juries, as a Recompence or Satisfaction for any such Right, Interest, or Property, in any such Lands, Grounds, or Hereditaments, or Losses or Damages as aforesaid; that then the Costs and Expences of summoning and maintaining the said Jury and Witnesses shall be borne and paid by the Person or Persons with whom the said Trustees shall have such Controversy or Dispute.

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

And be it further enacted, That all and every Sum and Sums of Money so assessed as aforesaid, is hereby charged upon the Monies which shall be raised by virtue of this Act, and shall be paid thereout accordingly by the said respective Trustees, or any Seven or more of them, or their respective Treasurer, to the Persons respectively intitled thereto, or to their Agents; and that upon Payment or Tender thereof to such Persons or their Agents, and in case of Refusal to accept the same, then upon leaving the same in the Hands of the Treasurer to the said respective Trustees for the Use of such Persons whose Lands, Grounds, or Hereditaments, shall be laid into and made Part of the said Roads, and shall, to all Intents and Purposes whatsoever, become and be, and be deemed and taken to be, a publick and common Highway, and be from thenceforth Part of the said respective Roads for ever after; and shall be repaired and kept in Repair by such Ways and Methods, and in all Respects in such Manner, as the old Road so widened, altered, or turned, was and ought to have been kept in Repair; and after such new Road shall be compleated, the Lands and Grounds comprised in or constituting the old or former Road shall be vested in the said respective Trustees, and shall or may be stopped up or left unrepaired, or shall or may be by them, or any Seven or more of them, sold and disposed of to such Person or Persons as shall be willing to become the Purchaser or Purchasers thereof, for the best Price that can be gotten for the same; and the Money arising by such Sale shall be applied and disposed of for the repairing the said Roads, and other the Purposes of this Act; and the Sale or Conveyance and Conveyances to be made of such Lands or Grounds, being executed by the said Trustees, or any Seven or more of them, and inrolled with the Clerk of the Peace for the County wherein such Lands or Grounds shall lie

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

and esteemed a publick Highway.

Old Road may be sold.

or be situate, shall be good and effectual in the Law to all Intents and Purposes whatsoever.

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 for Trees, or any Walk of Trees, or Avenue to any House, unless the Owner or Proprietor thereof shall consent thereto.

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, or any Bridge or Bridges, shall, notwithstanding this Act, be subject and liable to, and charged and chargeable with, the repairing and keeping in Repair the same Parts of the same Roads, and such Bridge or Bridges, in the same Manner as they, and every of them, hath or have heretofore usually done or ought to do; and that the Inhabitants of and Occupiers of Lands, Tenements, and Hereditaments, in the several Towns, Parishes, Hamlets, and Places, through which the Roads hereby intended to be repaired do lie, who, by the Laws and Statutes of this Realm, are or shall be obliged or liable to perform the Work in the Highways for the repairing thereof, commonly called Statute-work, shall still be subject and liable to do and perform the same Work; and shall and are hereby required to do and perform such and so many Days Work in such Parts of the Roads by this Act directed to be repaired, and lying within the said Towns, Parishes, Hamlets, or Places, in which such Inhabitants respectively shall live, or shall occupy any Lands, Tenements, or Hereditaments, as the said respective Trustees, or any Seven or more of them, shall direct or appoint, and at such Time, and in such Manner, as the Surveyor or Surveyors by them authorized shall direct or appoint; and that every Inhabitant of and Occupier of Lands, Tenements, and Hereditaments, in the said Towns, Parishes, Hamlets, and Places respectively, who shall rent, hold, or occupy, any Lands, Tenements, or Hereditaments, of the yearly Value of Fifty Pounds within any such Towns,

Parishes,

Parishes, Hamlets, and Places, shall be deemed and taken to keep a Team, and shall do and perform such Work in and towards repairing the Highways of the several Towns, Parishes, Hamlets, and Places, in which they respectively live, or shall occupy any Lands, Tenements, and Hereditaments, as Persons keeping Teams are obliged by Law and ought to do.

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

And, to the End that the said respective Trustees may know the Inhabitants of and Occupiers of Lands, Tenements, and Hereditaments, in all the Towns, Parishes, Hamlets, and Places, wherein the Roads by this Act directed to be repaired do lie, who are liable to do Statute-work in their Highways, and what Sort of Duty they ought respectively to do; be it further enacted, That the Surveyors of the Highways of and for every of the said Towns, Parishes, Hamlets, and Places, shall and they are hereby required, at the First Meeting of the said respective Trustees after the Twenty fifth Day of March in every Year, or at any other Meeting of the said Trustees, if thereunto required by the said respective Trustees, or any Seven or more of them, during the Continuance of this Act, Ten Days Notice of such Meeting being affixed on all the Toll-gates erected by virtue of this Act within the District wherein such Work is to be performed, and also given to the respective Surveyors of each Town, Parish, or Hamlet and Places, wherein the respective Roads lie, to deliver in to the said respective Trustees true and perfect Lists in Writing, under their respective Hands, of the Names of all the Inhabitants of and Occupiers of Lands, Tenements, and Hereditaments, in such Towns, Parishes, Hamlets, and Places respectively, who are liable to do their Statute-duties in and upon the said Highways; and shall in such Lists, and every of them, distinguish and set forth which of such Inhabitants and Occupiers shall, and by this Act shall be deemed to keep a Team or Teams, and which of them are Labourers only, or do not or by this Act are not deemed to keep a Team or Teams.

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

And be it further enacted, That if the Surveyor or Surveyors of the several Towns, Parishes, Hamlets, or Places, through which the said Roads lead, shall not deliver in to the said respective Trustees Lists of the Inhabitants of, and Occupiers of Lands, Tenements, and Hereditaments, in their said several Towns, Parishes, Hamlets, or Places, at such Times and in such Manner as by this Act is required and directed to be delivered, such Surveyor or Surveyors, and every of them,

them, shall forfeit and pay for every such Default the Sum of Ten 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 by Law to do Statute-work in and upon the said Highways, shall not do such Statute-work in and upon the said Roads, at such Times and Places, and in such Manner, as they shall by the Surveyor or Surveyors appointed by the said respective Trustees be directed or appointed to do; such Inhabitants and Occupiers, and every of them, shall for every such Neglect or Default forfeit and pay the several Sums herein after mentioned; that is to say, Every such Inhabitant or Person who shall keep, or by virtue of this Act shall be deemed to keep a Team or Teams, for every Day's Work for each Team the Sum of Ten Shillings; and every other Inhabitant or Person not keeping, and not being by virtue of this Act deemed to keep a Team, for every Day's Work the Sum of One Shilling; And if any Person or Persons who shall come to work as a Labourer or Labourers, or be sent with any Team, Draught, or Cart, to work on the said Roads for the Repairs thereof, commonly called Statute-work, is or are found idle or negligent, or shall not properly perform such Statute-work; the Turnpike Surveyor or Surveyors may, and is and are hereby impowered and required to remove and discharge such Person or Persons, and it shall be deemed 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.

Pena'ty on Persons not perform ng Statute-work.

Persons found idle to be turned off.

And be it further enacted, That the said respective Trustees, or any Nine or more of them, may and are hereby authorized and impowered to compound with any Person or Persons, Bodies Politick or Corporate, for the Repairs to be by them done upon the said Roads, and also with the several Inhabitants of and Occupiers of Lands, Tenements, and Hereditaments, in the several Towns, Parishes, Hamlets, and Places, through which the Roads hereby intended to be repaired, or any Part or Parts thereof, do or doth lie, for the several Days Statute-work to be by them respectively done upon the said Roads, at and for such Sum or Sums of Money, by the Year or otherwise, as they the said respective Trustees, or any Nine or more of them,

Trustees may compound for Statute-work.

to

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

Justices to proportion the Statute work.

And be it further enacted, That if the Surveyor or Surveyors of the Highways for the time being of any of the Towns, Parishes, Hamlets, or Places, wherein the said Roads directed by this Act to be repaired do lie, shall think the said respective Trustees have directed or appointed too large a Proportion of the Statute-work in any Town, Parish, Hamlet, or Place, to be done on the said respective Roads; it shall and may be lawful for such Surveyor or Surveyors of the Highways to appeal to the Quarter Session of the Peace next after such Direction or Appointment, unless the same shall be made within Eight Days preceding such Quarter Session, and then to the Second Quarter Session next after such Direction or Appointment; and the Justices in their said Quarter Session are hereby authorized and impowered finally to adjust and determine what Proportion of the Statute-work in any Town, Parish, Hamlet, or Place, shall be done on the respective Roads by this Act directed to be repaired; such Surveyor or Surveyors of the Highways having first given Eight Days Notice of such Appeal to the Surveyor or Surveyors appointed by the said respective Trustees.

Penalty on drawing Timber, &c. otherwise than on 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 Road, any Tree or Trees, Piece or Pieces of Timber, or any Stone or Stones (other than and except Mill Stones) otherwise than upon Wheel Carriages or Sledges; every such Person or Persons shall, for every such Offence, forfeit and pay the Sum of Twenty Shillings.

Roads to be measured, and Mile-stones erected.

And be it further enacted, That the said Trustees, or any Seven or more of them, shall cause the said Roads to be measured, and Mile-stones or Posts to be set up on the Sides of the said Road, with Inscriptions to be made thereon, denoting the Number of Miles and Distance of Places; and also Posts at the several Roads leading out of the Road hereby directed to be repaired, with Inscriptions to be made thereon, denoting to what Town or Towns, Place or Places, the said Roads respectively lead: And if any Person or Persons shall wilfully or designedly break or pull down, dig up, injure, or destroy, any or either of the Stones or Posts that shall be so set up, or erase, obliterate, or deface, any

Penalty on defacing Mile-stones.

of the Inscriptions which shall by made thereon, or cause the same to be done; every such Person so offending shall forfeit and pay the Sum of Forty Shillings for each Stone or Post so wilfully and designedly broken, obliterated, defaced, or pulled down.

Penalties and Forfeitures how to be recovered.

And be it further enacted, That all Penalties and Forfeitures by this Act imposed (the Manner of levying and recovering whereof is not otherwise particularly directed) shall be levied by Distress and Sale of the Offender's Goods and Chattles, by Warrant under the Hand and Seal, or Hands and Seals of One or more Justice or Justices of the Peace for the County wherein such Offender shall dwell; which Warrant the said Justice or Justices is and are hereby impowered and required to grant, upon Information of any One or more credible Witness or Witnesses upon Oath (which Oath the said Justice or Justices is and are hereby impowered and required to administer without Fee or Reward); and the Penalties and Forfeitures, when recovered, after rendering the Overplus (if any be) when demanded, to the Party or Parties whose Goods and Chattles shall be so distrained and sold (the Charges of such Distress and Sale being first deducted) shall be paid to the said respective Trustees, or any Five or more of them, or their Treasurer, and shall be applied (if not otherwise directed to be applied by this Act) for and towards the amending the said Roads, and other the Purposes of this Act: And in case sufficient Distress cannot be found, and such Penalties and Forfeitures shall not be paid, it shall and may be lawful for such Justice or Justices; and he and they is and are hereby authorized and required, by Warrant under his or their Hand and Seal, or Hands and Seals, to commit such Offender or Offenders to the Common Gaol of the County or Place for any Time not exceeding Two Months.

Persons aggrieved may appeal to the Quarter Sessions.

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

or they, causing Eight Days Notice in Writing of such Appeal, and of the Cause or Matter thereof, to be given to the Person or Persons on whose Oath or Oaths, or other Evidence, such Act, Order, or Judgement, shall be so done, made, or awarded, and to some or One of the Collectors or Receivers of the said respective Tolls; which said Justices at their Session, upon due Proof of such Notice being given, shall proceed in and hear and determine the Causes and Matters of the said Appeals, and every of them; and the Orders and Judgements of the said Justices shall be final and conclusive to all Parties concerned or interested therein.

Notice of Appeal to be given.

And be it further enacted, That no Order made touching or concerning any of the Matters aforesaid, or any other Proceedings to be had touching the Conviction or Convictions of any Offender or Offenders against this Act, shall be removed or removable by Certiorari, or any other Writ or Process whatsoever, into any of his Majesty's Courts of Record at Westminster; and that where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed to be unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceeding 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 Person aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damage in an Action upon the Case.

No Order, &c. removable by *Certiorari*.

Distress not unlawful for want of Form,

nor the Parties distraining deemed Trespassers *ab initio*.

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

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

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

Proceedings to be entered in Books.

and

and perused at any seasonable Time by any of the said Trustees, or any Person who shall have advanced any Money upon the Credit of this Act.

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, concerning, or in Execution of any of the Powers or Authorities hereby vested in such Trustee or Trustees, Justice or Justices of the Peace, or any of them, or Transfer or Assignment of any of the Securities aforesaid, made by any Person or Persons, shall be charged or chargeable with any Stamp Duty whatsoever; any Law to the contrary notwithstanding.

No Order made to be revoked, unless a greater Number of Trustees shall be present and concur therein.

And be it further enacted, That no Order made by the said respective Trustees, or any Seven or more of them, in, for, or concerning the executing the Trusts, Powers, and Authorities of this Act, or any of them, shall be revoked, repealed, or set aside, by any subsequent Order of the said Trustees, unless a greater Number of the Trustees shall be present and consent thereto.

And whereas Richard Crop Esquire is, by virtue of a Lease granted to him by the Mayor, Bailiffs, and Burgesses, of the Town of Cambridge, in the County of Cambridge, intitled to a certain Bridge in the said County of Cambridge called Whittlesford Bridge, and to take and receive at the said Bridge certain Tolls, Customs, and Commodities thereunto appertaining, or in any wise belonging, except on Tuesday in every Week, yielding and paying yearly and every Year to the said Mayor, Bailiffs, and Burgesses, at the Times in the said Lease, mentioned, the Sum of Five Pounds Five Shillings; and the said Richard Crop is, by virtue of the said Lease bound to repair and keep in Repair the said Bridge: And whereas it is reasonable that Satisfaction should be made to the said Richard Crop, his Executors, Administrators, and Assigns, during the Term of such Lease, for his Interest therein; and afterwards, to the said Mayor, Bailiffs, and Burgesses, and their Successors, for their Interest therein; be it therefore further enacted, That from and after any Toll-gate shall be erected by virtue of this Act at or near Whittlesford Bridge

Whittlesford Bridge vested in Trustees upon Satisfaction being made to the Owners.

Bridge aforesaid, all Tolls, Customs, and Commodities, now payable at the said Bridge, shall cease, determine, and be no longer paid during the Continuance of this Act: And from thenceforth the said Trustees, or any Five or more of them, shall pay or cause to be paid to the said Richard Crop, his Executors, Administrators, and Assigns, during the Term of his Lease; and, from and after the Expiration thereof, then to the said Mayor, Bailiffs, and Burgesses, and their Successors, or to their Lessee or Lessees for the time being, out of the Tolls or Duties to be taken at such Toll-gate, the yearly Sum of Five Pounds Five Shillings, and shall also from time to time keep the said Bridge in Repair.

Satisfaction to be made to Persons interested in *Whittlesford Bridge*, for whom Provision is not made in this Act.

And be it further enacted, That if it shall appear to the said Trustees, or any Seven or more of them, that any Person or Persons shall have a Right to take and receive any Toll at the said Bridge, called Whittlesford Bridge, or to have any other Interest therein other than for which Provision is made in this Act; it shall and may be lawful for the said Trustees, or any Seven or more of them, to make such Satisfaction to such Person or Persons for such Tolls and Interests, as to the said Trustees, or any Seven or more of them, shall appear just and reasonable.

Commencement and Continuance of this Act.

And be it further enacted, That the Tolls or Duties and Powers hereby granted shall commence and have Continuance from and after the passing of this Act, for and during the Term of Twenty one Years, and from thence to the End of the then next Session of Parliament.

Limitation of Actions.

And be it further enacted, That if any Action or Actions, Suit or Suits, shall be brought against any Person or Persons for any thing done in pursuance of this Act, or in relation to the Matters herein contained, such Actions and Suits, and every of them, shall be commenced within Six Calendar Months next after doing the Matter or Thing for which such Action or Actions, Suit or Suits, shall be so brought, and not afterwards; and shall be brought, laid, and tried, in the County or Place where such Cause of Action shall arise, and not in any other County or Place; and that the Defendant or Defendants in such Actions and Suits, and every of them, may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial or Trials which shall be had thereupon, and that the Matter or Thing for which such Action or Actions, Suit or Suits, shall be so brought, was done in pursuance and by the Authority of this Act: And if the said Matter or Thing shall appear to have been so done, or if any such Action

General Issue.

or Suit shall appear not to have been commenced within the Time before for that Purpose limited, or shall be laid in any other County or Place than as aforesaid; then the Jury or Juries shall find for the Defendant or Defendants therein: And if a Verdict or Verdicts shall be found for such Defendant or Defendants, or if the Plaintiff or Plaintiffs in such Action or Actions, Suit or Suits, shall become Nonsuit, or suffer a Discontinuance of such Action or Actions, or if upon any Demurrer or Demurrers in such Action or Actions, Judgement shall be given for the Defendant or Defendants therein; then, and in either of the Cases aforesaid, such Defendant or Defendants shall have Treble Costs, and shall have such Remedy for the Recovery thereof as any Defendant or Defendants hath or have for his, her, or their Costs in any other Cases by Law.

Treble Costs.

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

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FINIS.