ANNO QUINQUAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 82.

An Act for continuing the Term and altering and enlarging the Powers of an Act of His present Majesty, for repairing the Road from *Stafford* to *Uttoxeter*, in the County of *Stafford*, and also the Road from *Stafford* to *Newport*, in the County of *Salop*. [27th *May* 1814.]

WHEREAS an Act was passed in the Thirty-third Year of the Reign of His present Majesty King *George* the Third, intituled *An Act for repairing, widening, diverting, and improving the Road from* Stafford *to* Church Bridge, *and also the Road from* Stafford *to* Uttoxeter, *all in the County of* Stafford, *and also the Road from* Stafford *to* Newport, *in the County of* Salop: And whereas considerable Sums of Money have been borrowed upon the Credit of the Tolls authorized by the said recited Act to be taken upon the said Roads, which, with a great Arrear of Interest, still remains due thereupon; and the same cannot be paid, nor can the said Roads be effectually amended, improved, and kept in Repair, unless the Term granted by the said recited Act be further continued, and the Powers and Provisions thereof altered and enlarged, and the present Tolls raised and increased: 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, 33 G. 3. c. 153.

Act further continued.

bled, and by the Authority of the ſame, That the ſaid recited Act, and all and every the Powers and Authorities, Privileges, Proviſions, Regulations, Penalties, Forfeitures, Clauſes, Matters, and Things therein contained (except ſuch of them as are varied, altered, or repealed,) ſhall be and continue in full Force and Effect, and be executed for and during the Term herein-after mentioned, as fully and effectually to all Intents and Purpoſes as if the ſame were repeated and re-enacted in the Body of this Act, but ſubject nevertheleſs to the Alterations and Amendments herein contained; and that this Act and the additional Term hereby granted, ſhall be ſubject and liable to the Payment of all Sums of Money now due and owing upon the Credit of the ſaid recited Act, or the Tolls thereby granted, as alſo to the Payment of all Sums of Money which ſhall hereafter be borrowed, or for which Securities ſhall be made by the Truſtees for the Purpoſes of the ſaid recited Act and this Act, and of the Intereſt due and to grow due for the ſame reſpectively.

New Truſtees.

II. And be it further enacted, That the Honourable *Thomas Anſon*, *Sambrooke Anſon*, *William Akers*, *Richmond Aſton*, *Etheridge Aſton*, *Charles Adams*, Sir *John Fenton Boughey* Baronet, Sir *John Delves Broughton* Baronet, *John Barlow*, *Edward Barlow*, *James Blair*, *Samuel Braddock*, *Joſeph Boulton*, *Peter Brown*, *Robert Brown*, *Edmund John Birch*, *Thomas Birch*, *Thomas Burgin*, *George Betſon*, *John Bond*, *James Bell*, *Stamford Bell*, *William Blurton*, *John Barlow* Son of *Samuel Barlow*, *Joſeph Butler Barber* Clerk, *Samuel Barber*, *Samuel Barber* junior, *Henry Byrch*, *George Chetwynd*, *William Chetwynd*, *Henry Chetwynd*, the Honourable *Robert Curzon*, *John Murhall Crockett*, *Richard Crockett*, *George Crockett*, *Thomas Crockett*, *Robert Crockett* Clerk, *Edward Clarke* of Rickerſcoat, *Edward Clarke* of Waping Croſs, *William Collier*, *Joſeph Cliffe*, *John Cartwright*, *James Calkin*, *Benjamin Collett*, *Francis Collins*, *Benjamin Cotton*, *Iſaac Charles*, *John Cox*, *William Critchley*, *John Critchley*, *Joſeph Curtis*, *Joſeph Curtis* junior, *Charles Cotterill*, *William Benjamin Collis* Clerk, *Thomas Dickenſon*, *George Dawſon*, *Charles Henry Darwell*, *Joſeph Ellerton* Clerk, *John Eylard*, *Edward Elwell*, *Samuel Elwell*, *Charles Firchild* junior, *Edward Fox*, *Charles Forſter*, *Charles Smith Forſter*, *John Forſter*, *Samuel Fletcher*, *Richard Weſtley Fletcher*, *Joſeph Fletcher*, *John Griffin*, *John Glover*, *William Gilpin*, *George Gilpin*, *Henry Green*, *Thomas Reader Gleadon* Clerk, *William Haddersich* junior, *John Harris*, *John Horton*, *Joſeph Henſhaw*, *Thomas Hammerſley*, *Thomas Horrobin*, *John Hart*, *John Hodſon*, *William Hodſon*, *Thomas Lee Higgott*, *John Hobbins*, *Thomas Hall*, *James Hammerſley Hobbins*, Sir *George Jerningham* Baronet, *Edward Jerningham*, *John Jeſſon*, *William Kenderdine*, *Iſaac Kenderdine*, *Thomas Kenderdine*, *Charles Kenderdine*, *William Keen*, *George Keen*, *Edward John Littleton*, *Joſeph Lovatt*, *Thomas Lycelt*, *William Locker*, *James Lawrence*, *Richard Levett*, *Edward Monckton*, *George Moore*, *William Moore*, *James Maſters*, *Edward Mallabar*, *Thomas Mallabar*, *Joſeph Maſden*, *Thomas Morris*, *Charles Morris*, *H. G. Moore*, *Francis Martin* Clerk, *Humphry Perry*, *Thomas Bateman Perkins*, *John Pratt*, *Matthew Parkes*, *Thomas Price*, *Philip Pratt* Clerk, *John Parnell*, *Edward Rathbone* Clerk, *Benjamin Rogers*, *Richard Rutter*, *Thomas Sneyd*, *Clement Sneyd*, *John Stevenſon Salt*, *Robert Smith*, *Philip Seckerſon*, *Edward Smith*, *Samuel Grey Simpſon*, *Edward Sant*, *James Swann*, *Edward Stringer*, *Thomas Smith*, *Thomas Cotton Sheppard*, *John Clement Sneyd*, *Thomas Clement Sneyd*, *Joſeph Spurrier*, *Samuel Sharratt*, *Samuel Twigg*, *John Twigg*, *John*

John Turner, the Honourable *John Talbot* Clerk, *James Walhouſe*, *George Webb*, *Edward Whitby* Clerk, *George Whitby*, *William Whitby*, *Charles Wright*, *Thomas Ward*, *Francis Wedge* junior, *Chriſtopher Wood*, *Joſeph Webb*, *Edward Worſey*, *Matthias Willington*, *Henry Wright*, *Matthew Whalley*, *Charles Williams*, *John Ward*, *William Warner*, *John Clement Whateley*, *Walter Yonge*, *Vernon Yonge*, and *Charles Yates*, and their Succeſſors, together with Ten other Perſons to be named as Truſtees at the Firſt or any other Meeting to be held after the paſſing of this Act, being qualified according to the Directions of the ſaid recited Act, ſhall be added to and joined with the Truſtees appointed by or in purſuance of the ſaid recited Act, for putting the ſame and this Act into Execution, as fully and effectually to all Intents and Purpoſes as if they had been appointed Truſtees in or by virtue of the ſaid recited Act.

Securities to be made to the Mortgagees for the Intereſt in Arrear.

III. And whereas the ſaid Truſtees have borrowed, and there is now due and owing on the Credit of the Tolls ariſing by virtue of the ſaid recited Act, the Sum of Five thouſand nine hundred Pounds, and the Arrears of Intereſt thereupon unpaid, on the Twenty-fifth Day of *March* laſt paſt, amount to the Sum of Five thouſand one hundred and two Pounds One Shilling and Eleven-pence Three Farthings, which the ſaid Truſtees are unable to pay off and diſcharge; be it therefore further enacted, That the ſaid Truſtees ſhall, and they are hereby required at their Firſt or ſome other Meeting to be held within Three Calendar Months after the paſſing of this Act, to give and execute unto all and every Perſon and Perſons who ſhall then be poſſeſſed of or entitled unto any Mortgage or Mortgages made for any Part of the ſaid Sum of Five thouſand nine hundred Pounds ſo borrowed as aforeſaid, a Security or Securities for ſo much Money as the Intereſt which became due upon ſuch Mortgage or Mortgages on the Twenty-fifth Day of *March* now laſt paſt ſhall amount to with Intereſt upon the ſame, in the like Form and with the like Proviſo and Authorities, Rights of Aſſignment, Proviſions and Conditions, as are contained or expreſſed in the ſaid recited Act, in reſpect of any Sum or Sums of Money borrowed by virtue thereof.

Preſent Mortgages to have Priority of ſuch Securities.

IV. Provided always, and be it further enacted, That no ſuch Security or Securities ſo to be made ſhall affect or prejudice any Mortgage or Mortgages already made and executed by the ſaid Truſtees, except ſo far as relates to the Intereſt which became due thereupon on the Twenty-fifth Day of *March* laſt, but that all and every Perſon and Perſons poſſeſſed of ſuch Mortgage or Mortgages ſhall have and be entitled to the Principal Monies which may be due thereupon, and the Intereſt upon the ſame from the ſaid Twenty-fifth Day of *March* laſt, ſo long as the ſaid Principal Monies ſhall remain unpaid, in Preference to the Security or Securities ſo to be made as aforeſaid, for the Intereſt ſo due and owing on the ſaid Sum of Five thouſand nine hundred Pounds as aforeſaid.

New Tolls to be taken in lieu of the former.

V. And be it further enacted, That from and after the Twenty-fourth Day of *June* One thouſand eight hundred and fourteen, the ſeveral Tolls and Duties granted and made payable by the ſaid recited Act, ſhall ceaſe and determine; and that thenceforth, in lieu thereof, there ſhall be demanded and taken at each and every Toll Gate to be continued or erected by virtue of this Act, before any Horſe or other Beaſt, Cattle or Carriage,

upon

upon which any Toll is hereby impoſed ſhall be permitted to paſs through the ſame, the ſeveral Tolls and Duties herein-after mentioned; (that is to ſay),

Tolls. For every Horſe, Mare, and Gelding, Mule, or other Beaſt (except an Aſs) drawing in any Carriage, the Sum of Sixpence:

For every Horſe, Mare, Gelding, Mule or other Beaſt (except an Aſs) laden or unladen and not drawing, the Sum of Two-pence:

For every Aſs when drawing any Carriage the Sum of Three-pence; and when not drawing any ſuch Carriage, the Sum of One Penny:

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of One Shilling and Eight-pence *per* Score, and ſo in Proportion for any greater or leſs Number: And,

For every Drove of Calves, Swine, Sheep, or Lambs, the Sum of Ten-pence *per* Score, and ſo in Proportion for any greater or leſs Number:

And on every *Sunday* (to be computed from Twelve of the Clock in the preceding *Saturday* Night, to Twelve of the Clock in the next ſucceeding Night) Double the Tolls which ſhall for the Time being be authorized to be collected on any other Day under or by virtue of this Act:

Which ſaid Tolls and Duties in and by this Act granted and made payable as aforeſaid, ſhall be and are hereby veſted in the ſaid Truſtees for the Time being, for carrying the ſaid recited Act and this Act into Execution; and ſhall be received and taken at each and every of the Toll Gates or Turnpikes erected or to be erected upon the ſaid Roads in purſuance of the ſaid recited Act and this Act, or either of them, and ſhall be paid, levied, leaſed, mortgaged, reduced, altered, applied, diſpoſed of and aſſigned in ſuch Manner, and with and under ſuch Limitations and Reſtrictions, not only in regard to the Number of Tolls to be paid in the courſe of One Day, but in all other Reſpects, as the Tolls and Duties granted by the ſaid recited Act are thereby authorized and directed to be received, paid, levied, leaſed, mortgaged, reduced, altered, applied, diſpoſed of, and aſſigned; except as by this Act is otherwiſe particularly directed.

Subject to the ſame Reſtrictions and Powers of Reduction as in former Act.

Limiting the Number of Tolls. VI. Provided always, and be it further enacted, That no more than Three Tolls ſhall be demanded or taken from any Perſon or Perſons for paſſing and repaſſing the ſame Day with the ſame Horſes, Cattle, Beaſts or Carriages, through all the Toll Gates or Turnpikes to be erected upon or on the Sides of the ſaid Road from *Stafford* to *Church Bridge*; nor more than the ſame Number of Tolls in like Manner upon the ſaid Road from *Stafford* to *Uttoxeter*; nor more than the ſame Number of Tolls in like Manner upon the ſaid Road from *Stafford* to *Newport*; but that all and every Perſon and Perſons having paid the ſaid Three Tolls, and producing a Note or Ticket, Notes or Tickets (which Notes or Tickets the Collectors of the Tolls are hereby required to give *gratis* on the Receipt of ſuch Tolls) ſhall paſs and repaſs with the ſame Horſes, Cattle, Beaſts, or Carriages Toll-free during ſuch Day, through all the Toll Gates or Turnpikes to be erected upon ſuch one of the ſaid Roads whereon he or they ſhall be then travelling.

Tolls not to be reduced in particular Caſes. VII. Provided always, and be it further enacted, That in caſe One Year's Intereſt upon any of the Monies borrowed, or Securities granted by

by virtue of the ſaid recited Act or this Act, ſhall at any Time be in Arrear for the Space of Three Calendar Months next after the ſame ſhall become due, and there ſhall not be ſufficient Funds in the Hands of the Treaſurer to the ſaid Truſtees for the Time being, to anſwer and meet ſuch Intereſt, and the current Expences of the ſaid Roads, then and in every ſuch Caſe, if any previous Reduction ſhall have been made in the ſaid Tolls, or any of them, the ſaid Truſtees ſhall, and are hereby required, at the next Meeting which ſhall be held after any Application ſhall be made in Writing for that Purpoſe, by the Perſon or Perſons whoſe Intereſt Money ſhall be ſo in Arrear,. to advance the ſaid reduced Tolls to the Rates herein-before granted and ſet forth; and that the ſaid Tolls or any of them, ſhall not be again reduced or leſſened until all Arrears of Intereſt upon the Principal Monies advanced and owing upon Security of the ſaid Tolls, ſhall be fully paid and ſatisfied, together with the current Expences of the ſaid Roads, or there ſhall be ſufficient Funds in the Hands of the Treaſurer to the ſaid Truſtees to anſwer, meet, and ſatisfy the ſame reſpectively.

For repealing a certain Clauſe in former Act as to Payment of Coſts, by Perſons prevented by Abſence from treating for the Sale or Exchange of Lands.

VIII. And be it further enacted, That ſo much and ſuch Part of the ſaid recited Act, as provides, that in Caſes where any Perſon or Perſons ſhall by reaſon of Abſence have been prevented from treating with the ſaid Truſtees for the Sale or Exchange of his, her, or their Right, Intereſt, or Property in any Lands or Hereditaments, or for any Loſs or Damage to be by him, her, or them ſuſtained, by widening, diverting, turning, ſhortening, varying, or altering the Courſe or Path of any Part or Parts of the ſaid Roads through ſuch Lands or Hereditaments, One Half of the Coſts and Expences of ſummoning and returning the Jury who ſhall be impanelled to enquire into and aſcertain the Damage and Recompence in ſuch Caſes to be made, and the Witneſſes who ſhall be called before ſuch Jury, and of all other Expences attending the hearing and determining of the Difference, ſhall be deducted out of the Purchaſe Money, and the other Half ſhall be borne and paid by the Treaſurer to the ſaid Truſtees, ſhall be and the ſame is hereby repealed, and from and after the paſſing of this Act, in all Caſes where any Perſon or Perſons ſhall by reaſon of Abſence have been prevented from treating, the whole of ſuch Coſts and Expences ſhall be borne and paid by the Treaſurer to the ſaid Truſtees.

Exemptions from Tolls.

IX. And be it further enacted, That all and every Exemption or Exemptions from the ſeveral Tolls and Duties granted and made payable by the ſaid recited Act ſhall ceaſe; and that in lieu thereof, the ſeveral Exemptions from Tolls herein-after mentioned ſhall be allowed; that is to ſay, that no Toll ſhall be demanded or taken for any Horſe or Carriage paſſing through any of the Turnpike or Toll Gates erected or to be erected upon or on the Sides of the ſaid Roads, carrying or conveying Stone, Bricks, Lime, Timber, Wood, Heath, Gravel, or other Materials to be uſed in or about the ſaid Roads, or for repairing any Highways in the Pariſhes, Townſhips, Diſtricts, or Places which are liable to perform Statute Duty upon the ſaid Roads, or returning empty when ſo employed; or carrying or conveying Hay, Corn in the Straw, or other Produce of Lands not ſold or diſpoſed of; or any Ploughs, Harrows, or other Implements of Huſbandry to be uſed in the Cultivation of Lands, or any Dung, Compoſt or other Manure (except Lime or Lime Stone) to be uſed or laid upon Lands, or returning empty when ſo employed; nor for any Horſes, Mares, Geldings, Mules, Aſſes, or Cattle going to or returning

ing from Work in cultivating the Lands within the ſame Pariſhes, Townſhips, Diſtricts, or Places, or any of them; nor for any Horſes, Mares, Geldings, Mules, Aſſes, Cattle, Sheep, Lambs or Hogs, going to or returning from Paſture on the Commons or other Grazing Grounds or Watering Places, or Blackſmiths Shops to be ſhod, or having been ſhod; nor for any Horſe or other Beaſt of Draught or Carriage employed in carrying or conveying any Furze, Peats, Turf or Heath for Fuel, or returning empty having been ſo employed; nor ſhall any Toll be paid by any Rector, Vicar, or Curate going to officiate or returning from officiating at any Church, Chapel, or other Place of Religious Worſhip, or when viſiting his ſick Pariſhioners, or upon any other Parochial or Miniſterial Duty; or by any other Perſon or Perſons reſiding in the ſaid Pariſhes, Townſhips, Diſtricts, or Places, who ſhall paſs through the ſaid Turnpikes or Toll Gates to or from Church, Chapel, or other Place of Religious Worſhip, or who ſhall attend the Funeral of any Perſon or Perſons who ſhall die and be buried in any of the ſaid Pariſhes, Townſhips, Diſtricts or Places; nor for any Horſes or Carriages of whatſoever Deſcription, employed or to be employed in conveying the Mails of Letters and Expreſſes under the Authority of His Majeſty's Poſtmaſter General, either when employed in conveying, fetching, or guarding the ſame, or on returning from conveying the ſame; or for the Horſes of Soldiers on the March or on Duty, or Carriages or Horſes or other Beaſts employed in carrying the Arms or Baggage of any ſuch Soldiers; or for any Horſe, Mare, or Gelding furniſhed by or for any Perſon belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by him in going to or returning from the Place appointed for and on the Days of Exerciſe, provided that ſuch Perſons are in the Uniform of their reſpective Corps, and have their Arms, Furniture, and Accoutrements according to the Regulations provided for ſuch Corps reſpectively, at the Time of claiming ſuch Exemption; nor for any Waggon, Wain, Cart, or other Carriage whatſoever, or the Horſe or Horſes or other Cattle drawing the ſame, which ſhall be employed in conveying any Ordnance, Barrack, or Commiſſariat, or other public Stores, of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces; or for any Carriage, Horſe, or other Beaſt employed in the Conveyance of Vagrants ſent by legal Paſſes, or travelling with Vagrants ſent by legal Paſſes; nor for any Horſe or Carriage going to or returning from any Election of a Repreſentative or Repreſentatives to ſerve in Parliament for the Counties of *Stafford* and *Salop*, on the Day or Days of any ſuch Election, or on the Day before or Day after any ſuch Election ſhall begin and be concluded; and if any Perſon ſhall claim and take the Benefit of any of the Exemptions aforeſaid, not being entitled thereto, or ſhall make uſe of any Fraud whatſoever, whereby the Payment of the ſaid Tolls, or any Part thereof, ſhall be evaded, every ſuch Perſon ſhall for every ſuch Offence forfeit and pay a Sum not exceeding Five Pounds.

Carriages conveying Military Stores, not to be ſubject to Penalties for Overweight, &c.

X. And be it further enacted, That no Perſon owning or driving, or cauſing to be driven any Waggon, Wain, Cart, or other Carriage provided for the Service of His Majeſty's Forces, or conveying any Ordnance, Barrack or Commiſſariat or other Public Stores, of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, ſhall be ſubject to any Penalty or Forfeiture for Overweight; nor ſhall any ſuch Waggon, Wain, Cart, or other Carriage be ſtopped or detained by Reaſon of any Weight in any ſuch Waggon, Wain, Cart, or other Carriage, or of being drawn by any

any Number of Horſes or Oxen, but it ſhall be lawful for any Owner or Driver of any ſuch Waggon, Wain, Cart, or other Carriage, to put any Number of Horſes or Oxen to ſuch Waggon, Wain, Cart or other Carriage; any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in this or the ſaid recited Act contained to the contrary notwithſtanding.

For repealing certain Exemptions.

XI. And be it further enacted, That ſo much and ſuch Part of the ſaid recited Act, as enacts, that no Gate or Gates, Turnpike or Turnpikes, ſhall be erected between *Bednall Head* and *Church Bridge*, ſhall be and the ſame is hereby repealed and declared null and void to all Intents and Purpoſes whatſoever.

For removing Annoyances.

XII. And be it further enacted, That if any Perſon ſhall lay any Timber, Wood or Buſhes, or any Stones, Bricks, Hay, Straw, Lime, Dung, Manure, Earth, Soil, Rubbiſh, or other Annoyance whatſoever, upon any Part of the ſaid Roads, or on the Side or Sides thereof, to the Prejudice thereof or Annoyance of any Perſon or Perſons travelling thereon, it ſhall be lawful for the Surveyor or Surveyors, and ſuch Perſons as he or they ſhall appoint, to remove and diſpoſe of the ſame for the Benefit of the ſaid Roads; and every Perſon ſo offending ſhall forfeit and pay a Sum not exceeding Forty Shillings, to be recovered in ſuch Manner as the Penalties impoſed by the ſaid recited Act are to be recovered, and with the ſame Power of Commitment to the Gaol or Houſe of Correction, as is thereby given in caſe of Non-payment of the ſaid Penalties; One Moiety of which ſhall be paid to the Informer or Informers, and the other Moiety thereof ſhall be paid to the Treaſurer to the ſaid Truſtees.

Application of Money awarded amounting to or above 200*l.*

XIII. And be it further enacted, That if any Money ſhall be agreed or awarded to be paid for any Lands, Tenements or Hereditaments purchaſed, taken, or uſed by virtue of the Powers of the ſaid recited Act or this Act, for the Purpoſes thereof, which ſhall belong to any Corporation, Feme Covert, Infant, Lunatic, or Perſon or Perſons under any Diſability or Incapacity, ſuch Money ſhall, in caſe the ſame ſhall amount to the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account there *ex parte* the Truſtees for executing the ſaid recited Act and this Act, to the Intent that ſuch Money ſhall be applied, under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made upon a Petition to be preferred in a ſummary Way by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands, Tenements, or Hereditaments, in the Purchaſe or Redemption of the Land Tax, or Diſcharge of any Debt or Debts, or ſuch other Incumbrances or Part thereof, as the ſaid Court ſhall authorize to be paid, affecting the ſaid Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments ſtanding ſettled therewith, to the ſame or the like Uſes, Intents, or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted, under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Lands, Tenements, or Hereditaments, which ſhall be conveyed and ſettled to, for, and upon ſuch and the like Uſes, Truſts, Intents, and Purpoſes, and in the ſame Manner, as the Lands, Tenements, or Hereditaments which

which ſhall be ſo purchaſed, taken, or uſed as aforeſaid, ſtood ſettled or limited, or ſuch of them as at the Time of making ſuch Conveyance and Settlement ſhall be exiſting undetermined, and capable of taking Effect; and in the mean Time and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall by Order of the ſaid Court, upon Application thereto, be inveſted by the ſaid Accountant General in his Name, in the Purchaſe of Three Pounds *per Centum* Conſolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time and until the ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and Annual Produce of the ſaid Conſolidated or Reduced Bank Annuities ſhall from Time to Time be paid, by Order of the ſaid Court, to the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the ſaid Lands, Tenements, and Hereditaments to be purchaſed by virtue of the ſaid recited Act and this Act, in caſe ſuch Purchaſe or Settlement were made.

Where leſs than 200l. and above 20l.

XIV. Provided always, and be it further enacted, That if any Money ſo agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchaſed, taken, or uſed, for the Purpoſes aforeſaid, and belonging to any Corporation, or to any Perſon or Perſons under any Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two hundred Pounds, and ſhall amount to or exceed the Sum of Twenty Pounds, then and in all ſuch Caſes the ſame ſhall, at the Option of the Perſon or Perſons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments ſo purchaſed, taken, or uſed, or of his, her, or their Guardian or Guardians, Committee or Committees, in caſe of Infancy, Idiotcy, or Lunacy, to be ſignified in Writing under their reſpective Hands, be paid into the Bank of *England*, in the Name and with the Privity of the ſaid Accountant General of the High Court of Chancery, to be placed to his Account as aforeſaid, in order to be applied in Manner herein-before directed; or otherwiſe the ſame ſhall be paid, at the like Option, to Two Truſtees to be nominated by the Perſon or Perſons making ſuch Option, and approved of by any Five or more of the ſaid Truſtees for executing the ſaid recited Act and this Act (ſuch Nomination and Approbation to be ſignified in Writing under the Hands of the nominating and approving Parties) in order that ſuch Principal Money, and the Dividends ariſing thereon, may be applied in any Manner herein-before directed, ſo far as the Caſe be applicable, without obtaining or being required to obtain the Direction or Approbation of the ſaid High Court of Chancery.

Where leſs than 20l.

XV. Provided alſo, and be it further enacted, That where ſuch Sum ſo agreed or awarded to be paid as laſt before-mentioned, ſhall be leſs than Twenty Pounds, then and in all ſuch Caſes the ſame ſhall be applied to the Uſe of the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments, ſo purchaſed, taken, or uſed for the Purpoſes of the ſaid recited Act or this Act, in ſuch Manner as the ſaid Truſtees, or any Five or more of them, ſhall think fit; or in caſe of Infancy, Idiotcy or Lunacy, then ſuch Money ſhall be paid to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Uſe and Benefit of ſuch Perſon or Perſons ſo entitled reſpectively.

XVI. And

Reſpecting diſputed Titles.

XVI. And be it further enacted, That where any Queſtion ſhall ariſe touching the Title of any Perſon to any Money to be paid into the Bank of *England* in the Name and with the Privity of the ſaid Accountant General of the ſaid High Court of Chancery, in purſuance of the ſaid recited Act or this Act, for the Purchaſe of Lands, Tenements, or Hereditaments, or of any Eſtate, Right or Intereſt, in any Lands, Tenements, or Hereditaments to be purchaſed in purſuance of the ſaid recited Act and this Act, or to any Bank Annuities to be purchaſed with any ſuch Money, or the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch Lands, Tenements, or Hereditaments at the Time of ſuch Purchaſe, and all Perſons claiming under ſuch Perſon or Perſons, or under the Poſſeſſion of ſuch Perſon or Perſons, ſhall be deemed and taken to have been lawfully entitled to ſuch Lands, Tenements, or Hereditaments, according to ſuch Poſſeſſion, until the contrary ſhall be ſhewn to the Satisfaction of the ſaid High Court of Chancery; and the Dividends or Intereſt of the Bank Annuities to be purchaſed with ſuch Money, and alſo the Capital of ſuch Bank Annuities, ſhall be paid, applied, and diſpoſed of accordingly, unleſs it ſhall be made appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Lands, Tenements, or Hereditaments, or to ſome Eſtate or Intereſt therein.

Directions in Caſes of not making out Titles, &c.

XVII. And be it further enacted, That in caſe the Perſon or Perſons to whom any Sum or Sums of Money ſhall be awarded for the Purchaſe of any Lands, Tenements, or Hereditaments, to be purchaſed by virtue of the ſaid recited Act or this Act, ſhall refuſe to accept the ſame, or ſhall not be able to make a good Title to the Premiſes to the Satisfaction of the ſaid Truſtees, or in caſe ſuch Perſon or Perſons to whom ſuch Sum or Sums of Money ſhall be ſo awarded as aforeſaid, cannot be found, or if the Perſon or Perſons entitled to ſuch Lands, Tenements, or Hereditaments be not known or diſcovered, then and in every ſuch Caſe it ſhall and may be lawful to and for the ſaid Truſtees, or any Five or more of them, to order the ſaid Sum or Sums of Money ſo awarded as aforeſaid to be paid into the Bank of *England*, in the Name and with the Privity of the ſaid Accountant General of the High Court of Chancery, to be placed to his Account, to the Credit of the Parties intereſted in the ſaid Lands, Tenements, or Hereditaments, [deſcribing them] ſubject to the Order, Controul, or Diſpoſition of the ſaid High Court of Chancery, which ſaid Court on the Application of any Perſon or Perſons making Claim to ſuch Sum or Sums of Money, or any Part thereof, by Motion or Petition, ſhall be and is hereby empowered in a ſummary Way of Proceeding, or otherwiſe, as to the ſame Court ſhall ſeem meet, to order the ſame to be laid out and inveſted in the Public Funds, and to order Diſtribution thereof, or Payment of the Dividends thereof, according to the reſpective Eſtate or Eſtates, Title or Intereſt, of the Perſon or Perſons making Claim thereunto, and to make ſuch other Order in the Premiſes as to the ſaid Court ſhall ſeem juſt and reaſonable, and the Caſhier or Caſhiers of the Bank of *England* who ſhall receive ſuch Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for ſuch Sum or Sums of Money, mentioning and ſpecifying for what and for whoſe Uſe the ſame is or are received, to ſuch Perſon or Perſons as ſhall pay any ſuch Sum or Sums of Money into the Bank as aforeſaid.

Court of Chancery may direct Payment of Expences.

XVIII. Provided alſo, and be it further enacted, That where by reaſon of any Diſability or Incapacity of the Perſon or Perſons, or Corporation entitled to any Lands, Tenements, or Hereditaments to be purchaſed under the Authority of the ſaid recited Act or this Act, the Purchaſe Money for the ſame ſhall be required to be paid into the ſaid High Court of Chancery, and to be applied in the Purchaſe of other Lands, Tenements, and Hereditaments to be ſettled to the like Uſes in purſuance of the ſaid recited Act, or this Act, it ſhall be lawful for the ſaid High Court of Chancery to order the Expences of all Purchaſes from Time to Time to be made in purſuance of the ſaid recited Act or this Act, or ſo much of ſuch Expences as the ſaid Court ſhall deem reaſonable, together with the neceſſary Coſts and Charges of obtaining ſuch Order, to be paid by the ſaid Truſtees, or any Five or more of them, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Statute Work.

XIX. And be it further enacted, That ſo much of the ſaid recited Act as relates to the Performance of Statute Duty or Labour on the ſaid Roads, ſhall be and the ſame is hereby repealed; and that all Perſons who by Law are or ſhall be liable to do Statute Work, or are or ſhall be chargeable towards repairing and amending the ſaid Roads, or any Part thereof, ſhall ſtill remain liable thereto; and it ſhall be lawful for any Two or more Juſtices of the Peace within their reſpective Juriſdictions, and they are hereby required, upon Application made to them by the ſaid Truſtees, or by their Treaſurer, Clerk, or Surveyor by their Order, yearly to adjudge and determine what Part or Proportion of the Statute Work ſhall every Year be done upon the ſaid Roads by the Inhabitants and Occupiers of Lands, Tenements, Woods, Tythes, or Hereditaments within the reſpective Pariſhes, Townſhips, or Places, in which the ſaid Roads lie; and alſo what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every ſuch Pariſh, Townſhip, or Place, in lieu of or as a Compoſition for ſuch Statute Work as aforeſaid, ſhall be by him, her, or them paid to the ſaid Truſtees, or to their Treaſurer or Treaſurers; and in order thereunto, it ſhall be lawful for ſuch Juſtices, from Time to Time to ſummon the Surveyor or Surveyors of the Highways of every ſuch Pariſh, Townſhip, or Place, to bring in Liſts before ſuch Juſtices, at ſome Place to be expreſſed in ſuch Summons, (within Fourteen Days after the ſerving of ſuch Summons), of the Names of the ſeveral Perſons who within ſuch Pariſh, Townſhip, or Place are by Law ſubject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Compoſition for ſuch Statute Work, diſtinguiſhing the Nature of the Work to be done, whether with Teams or Draughts, or otherwiſe, and alſo the Amount of the reſpective Sums to be paid, which Liſts of Names ſhall be made in ſuch Manner and under ſuch Regulations and Reſtrictions as is, are, or may be directed by any Law or Statute in force for the Repairs of the Public Highways; and out of ſuch Liſts the ſaid Juſtices ſhall or may allot, appoint, and order ſuch and ſo many of the Perſons who ſhall appear ſubject and liable to do Statute Work as aforeſaid, to do ſuch Number of Days Statute Work in every Year upon the ſaid Roads as the ſaid Juſtices ſhall think reaſonable, and the ſame ſhall be done on ſuch Days, and at ſuch Times (not being Hay-time or Harveſt), and on ſuch Parts of the ſaid Roads as the ſaid Truſtees or their Surveyor or Surveyors ſhall from Time to Time order, direct and appoint; and the ſaid Juſtices ſhall and may alſo order and direct the Perſons who

who by such Lists shall appear to be subject and liable to Payment of any Money in lieu of or a Composition for Statute Work as aforesaid, to pay such Proportion thereof as the said Justices shall think proper, to the said Trustees or their Treasurer, at such Time or Times as the said Justices or any Two or more of them shall direct, and in default of Payment thereof the same shall and may be recovered by Distress and Sale of the Goods and Chattels of the respective Persons liable to the Payment thereof, in like Manner as any Penalty is by the said recited Act authorized or directed to be recovered; and each and every Person who shall neglect or refuse to do such Statute Work as aforesaid, (after Notice in Writing given to or left for him, her, or them, at his, her, or their usual Place or Places of Abode for that Purpose, by any Surveyor or Clerk to the said Trustees), shall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horse or Horses, Beast or Beasts to be provided by him, her, or them, be subject and liable to such Pains, Penalties, and Forfeitures, as such Person or Persons may be subject and liable to by any Law or Statute in force for the Repair of the Public Highways; and if any Person who shall come or be sent to work as a Labourer, or shall be sent with any Team or Draught to work on the said Roads, shall be found idle or negligent by any Surveyor to the said Trustees, such Surveyor is hereby empowered to remove and dismiss the Persons who shall be found idle or negligent as aforesaid, and in that Case every such Person shall be subject and liable to the respective Forfeitures and Payments aforesaid as if he had neglected or refused to come, or such Team or Draught had not been sent to work on any Part of the said Roads; all which Forfeitures shall be paid to the Treasurer to the said Trustees, and applied towards amending the said Roads; and in case the Surveyor or Surveyors of the Highways for any of the said Parishes, Townships, or Places shall refuse or wilfully neglect to give in such Lists as aforesaid, or shall knowingly or wilfully give in false or imperfect Lists, every such Surveyor so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds; the said several Forfeitures and Penalties last aforesaid, to be recovered as any Forfeiture or Penalty is by the said recited Act authorized to be recovered.

For securing transient Offenders.

XX. And whereas Offences may be committed against the said recited Act or this Act, by Persons unknown to the Trustees, Collectors, Surveyors, or other Officers appointed to put the same in Execution; be it therefore enacted, That it shall and may be lawful for the said Trustees, Collectors, Surveyors, or other Officers respectively, and such other Person or Persons as they, any, or either of them, shall call to his or their Assistance, without any Warrant or other Authority than this Act, to seize and detain such unknown Person or Persons who shall commit any such Offence or Offences, and take him, her, or them before any Justice of the Peace of the County where such Offence or Offences shall be committed.

For establishing a Sinking Fund.

XXI. And be it further enacted, That a yearly Sum of not more than Ten Pounds *per Centum* nor less than Five Pounds *per Centum* of the Net Amount of the Tolls to be collected on the said Roads, shall yearly and every Year from and after the Twenty-fourth Day of *June* next after the passing of this Act, be taken by the said Trustees from the said Tolls, and laid

laid out by Two equal Sums on the Fifteenth Day of *May*, and the Eleventh Day of *November* in each Year, in the Name of the Treaſurer for the Time being to the ſaid Truſtees, as a Sinking Fund, to be applied towards the gradual Payment and Reduction of the Debts contracted or hereafter to be contracted, by virtue of the ſaid recited Act, or this Act, and it ſhall not be lawful for the ſaid Truſtees to appropriate or apply the ſaid Sum ſo ſet apart as a Sinking Fund, or the Intereſt that may from Time to Time ariſe therefrom, for any Purpoſe than the Extinction or Diminution of the ſaid Debts: Provided always, that no Appropriation or Application of the ſaid Sum ſo to be ſet apart as a Sinking Fund, or any Part thereof, ſhall be made except at a Meeting at which Ten Truſtees at the leaſt ſhall be preſent.

Expences of this Act.

XXII. And be it further enacted, That all the Coſts, Charges and Expences incident to and attending the obtaining and paſſing of this Act, with lawful Intereſt, from the Time ſuch Coſts, Charges, and Expences ſhall reſpectively be incurred, ſhall be paid out of the Money already collected or received, or to be collected or received, by virtue of the ſaid recited Act and this Act, upon the ſaid Roads, in preference to all other Payments whatſoever.

Public Act.

XXIII. And be it further enacted, That this Act ſhall be deemed and taken to be a Public Act, and ſhall be judicially taken Notice of as ſuch, by all Judges, Juſtices, and others, without being ſpecially pleaded.

Commencement and Continuance of Act.

XXIV. And be it further enacted, That this Act ſhall commence and take Effect upon the Twenty-fourth Day of *June* next after the paſſing of this Act, and ſhall continue in force and be executed for and during the Reſidue and Remainder of the Term now to come and unexpired of the ſaid recited Act, and from the Expiration thereof, for and during the further Term of Twenty-one Years, and from thence to the End of the then next Seſſion of Parliament.

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