

ANNO QUINQUAGESIMO NONO

GEORGII III. REGIS.

CAP. XXX.

An Act for vesting in Commissioners the Line of Road from *Shrewsbury* in the County of *Salop*, to *Bangor Ferry* in the County of *Carnarvon*, and for discharging the Trustees under several Acts of the Seventeenth, Twenty-eighth, Thirty-sixth, Forty-first, Forty-second, Forty-seventh, and Fiftieth Years of His present Majesty, from the future Repair and Maintenance thereof; and for altering and repealing so much of the said Acts as affects the said Line of Road.

[19th *May* 1819.]

WHEREAS by an Act passed in the Fifty-fifth Year of the Reign of His present Majesty, intituled *An Act for granting to His Majesty the Sum of Twenty thousand Pounds, to be issued and applied towards repairing Roads between* London *and* Holyhead *by* Chester, *and between* London *and* Bangor *by* Shrewsbury, the Sum of Twenty thousand Pounds was granted and directed to be issued and applied towards repairing the said Roads: And whereas by an Act passed in the Fifty-sixth Year of the Reign of His said Majesty, intituled *An Act for granting to His Majesty a certain Sum out of the Consolidated Fund of* Great Britain, *and for applying certain Monies therein mentioned for the Service of the Year One thousand eight hundred and sixteen; and for further appropriating the Supplies granted in this present Session of Parliament,* the further Sum of Ten thousand Pounds 55G.3.c.152. 56G.3.c.142.

Pounds was directed to be issued and applied towards repairing the said Roads: And whereas by an Act passed in the Fifty-seventh Year
57G.3.c.132. of the Reign of His said Majesty, intituled *An Act for applying certain Monies therein mentioned for the Service of the Year One thousand eight hundred and seventeen, and for further appropriating the Supplies granted in this Session of Parliament*, the further Sum of Twenty thousand Pounds was granted and directed to be issued and applied towards repairing the said Roads: And whereas by an Act passed in
58G.3.c.101. the Fifty-eighth Year of His Majesty's Reign, intituled *An Act for applying certain Monies therein mentioned for the Service of the Year One thousand eight hundred and eighteen*, a further Sum or Sums of Money, not exceeding Ten thousand Pounds, was granted towards repairing the said Roads: And whereas the Commissioners under the said first-mentioned Act have proceeded in the Execution of the said recited Acts, and have accordingly caused the said Road from *Shrewsbury* to *Holyhead* to be surveyed, and have made several new Cuts of considerable Length along the same, and have repaired several other Parts of the said Road; and by the Improvements already made, the Communication between *London* and *Holyhead* has been facilitated, and the Intercourse between *Great Britain* and *Ireland* has been greatly promoted: And whereas an Act was passed in the Seven-
17G.3.c.99. teenth Year of the Reign of His present Majesty, intituled *An Act for repairing and widening several Roads leading to and from the Towns of* Bala *and* Dolgelly, *in the County of* Merioneth, *and other Roads therein mentioned, in the Counties of* Montgomery, Denbigh, *and* Salop: And whereas an Act was passed in the Twenty-eighth Year of the
28G.3.c.96. Reign of His present Majesty, intituled *An Act for more effectually repairing the Roads leading from* Pool *through* Oswestry *to* Wrexham; *from* Knockin *to* Llanrhaiadr; *from* Whitehurst's House *in the Road between* Oswestry *and* Wrexham, *to* Llangollen; *and several Roads therein mentioned, in the Counties of* Montgomery, Salop, *and* Denbigh; *and for discharging the Trustees for repairing the* Bala *and* Dolgelly *Roads from the Care of the Road between* Llangollen *and the Confines of the County of* Denbigh, *and for making Provision for the future Repair of the said Road:* And whereas an Act was passed in the
36G.3.c.147. Thirty-sixth Year of the Reign of His present Majesty, intituled *An Act for continuing and enlarging the Term and Powers of an Act passed in the Seventeenth Year of His present Majesty's Reign, for repairing and widening several Roads leading to and from the Towns of* Bala *and* Dolgelly, *in the County of* Merioneth, *and other Roads therein mentioned, in the Counties of* Montgomery, Denbigh, *and* Salop, *and for repairing several other Roads in the Counties of* Merioneth *and* Denbigh: And whereas an Act was passed in the Forty-first Year
41 G. 3. c. cxxii. of the Reign of His present Majesty, intituled *An Act to continue for Twenty-one Years, and from thence to the End of the then next Session of Parliament, the Term, and alter and enlarge the Powers of an Act passed in the Thirty-first Year of the Reign of His late Majesty King* George *the Second, for widening and repairing several Roads leading from the* Welsh Gate *and* Cotton Hill *in the Town of* Shrewsbury, *in the County of* Salop; *and for making and maintaining a new Branch of Road from the present Road from* Shrewsbury *to* Welsh Pool, *at or near the Tenth Mile Stone to or near to* Buttington Hall, *in the County of* Montgomery: And whereas an Act was passed in the Forty-second Year of the Reign of His present Majesty, intituled

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An Act for amending, widening, improving, and keeping in Repair the Road leading from or nearly from Porthaethwy Ferry, *otherwise called* Bangor Ferry, *in the County of* Caernarvon, *to or near to* Pentre Voelas, *in the Parish of* Llanufydd, *in the County of* Denbigh: And whereas an Act was passed in the Forty-seventh Year of the Reign of His present Majesty, intituled *An Act for the more effectually repairing certain Roads in the Counties of* Salop, Denbigh, *and* Merioneth: And whereas an Act was passed in the Fiftieth Year of the Reign of His present Majesty, intituled *An Act to continue the Term, and alter and enlarge the Powers of several Acts of His present Majesty, for repairing certain Roads in the Counties of* Caernarvon *and* Denbigh; *and for more effectually repairing, improving, and keeping in Repair certain other Roads in the County of* Caernarvon: And whereas under and by virtue of the said several recited Acts of the Seventeenth, Twenty-eighth, Thirty-sixth, Forty-first, Forty-second, Forty-seventh, and Fiftieth Years of the Reign of His present Majesty, that Line of Road leading from *Shrewsbury*, in the County of *Salop*, to *Porthaethwy Ferry*, otherwise called *Bangor Ferry*, in the County of *Caernarvon*, and passing through or into the Parishes of *Saint Chad, Saint Julian, Saint Alkmond, Montford, Great Ness, Ruyton of the Eleven Towns, Knockin, West Felton, Oswestry, Selattyn, Whittington*, and *Saint Martin*, in the County of *Salop; Chirk* and *Llangollen*, in the County of *Denbigh; Corwen, Llangar, Gwyddelwern*, and *Llanfawr*, in the County of *Merioneth; Llangwm, Llanfyhangel, Cerig-y-Druidion, Llanufydd, Corwen*, and *Yspytty*, in the County of *Denbigh; Yspytty* in the County of *Caernarvon; Llanrwst* in the County of *Denbigh; Bettws-y-Coed, Llanrwst, Llanrhychwyn, Llanllechid, Llandegai*, and *Bangor*, in the County of *Caernarvon;* being a considerable Part of the Great Road between *London* and *Holyhead*, is now maintained and repaired by the several respective Trustees appointed under the said several last-mentioned Acts: And whereas the said Road from *Shrewsbury* to *Bangor Ferry* is imperfectly constructed, without Drainage or Fencing, and is generally out of Repair, and in many Places dangerous and unsafe for travelling: And whereas several Sums of Money have from Time to Time been borrowed on the Credit of the Tolls authorized to be taken on different Parts of the said Line of Road, and which said Sums still remain due and unpaid; and the present Tolls taken and collected under the Authority of the said respective last-mentioned Acts, are inadequate to the Discharge of the Debts of the several Trusts along the said Line of Road, and to the Improvement and Maintenance thereof in a proper State of Repair: And whereas it is of great Public Importance, and will greatly facilitate and improve the Intercourse between *Great Britain* and *Ireland*, to repair in a better Manner the said Road from *Shrewsbury* to *Bangor Ferry*; and from the Nature of the Country, this Improvement cannot be effected without the Controul of One Board of Commissioners for the whole Line of Road, and the constant Assistance of an experienced Engineer: And whereas it will be of great Public Benefit and Utility to maintain such Parts of the said Line of Road, from *Shrewsbury* to *Bangor Ferry*, as have been improved by the Commissioners acting under the said recited Act of the Fifty-fifth Year of His Majesty's Reign, with so large an Expenditure of Public Money,

42 G. 3. c. li.

47 G. 3. Sess. 2. c. xii.

50 G. 3. c. lii.

or which may hereafter be improved by them, in a perfect State of Repair; and it will essentially tend to the same if the said recited Acts of the Seventeenth, Twenty-eighth, Thirty-sixth, Forty-first, Forty-second, Forty-seventh, and Fiftieth Years of the Reign of His present Majesty were repealed or altered, so far as the same affect the said Line of Road; and if the several Trustees under whom different Parts of the said Line of Road are now maintained, by virtue of the said last-mentioned Acts, were discharged from the Care thereof, and if a Board of Commissioners was established for the Superintendance of the whole of the said Line of Road from *Shrewsbury* to *Bangor Ferry*, and if proper Powers were given to such Commissioners for maintaining and repairing the old Roads along the said Line, and such new Parts as have been or shall be made by the said Commissioners acting in the Execution of the said recited Act of the Fifty-fifth Year of the Reign of His present Majesty, together with all Powers usually given to the Trustees of Roads; and if such Parts of the Debts due from the several Trusts along the said Line of Road, as herein-after mentioned, were charged upon the said Line of Road, and the Tolls hereby granted: And whereas it is necessary and expedient, for raising sufficient Funds for the further Improvement of the said Line of Road, to increase the Tolls now collected; but the several beneficial Purposes aforesaid cannot be effected without the Aid and Authority 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 from and after the First Day of *August* One thousand eight hundred and nineteen, so much of the said several recited Acts of the Seventeenth, Twenty-eighth, Thirty-sixth, Forty-first, Forty-second, Forty-seventh, and Fiftieth Years of the Reign of His present Majesty respectively, as affects the said Line of Turnpike Road leading from *Shrewsbury* in the County of *Salop* to *Porthaethwy Ferry* otherwise *Bangor Ferry* in the County of *Caernarvon*, and passing from, through, or into the Parishes of *Saint Chad*, *Saint Julian*, *Saint Alkmond*, *Montford*, *Great Ness*, *Ruyton of the Eleven Towns*, *Knockin*, *West Felton*, *Oswestry*, *Selattyn*, *Whittington*, and *Saint Martin*, in the County of *Salop*, *Chirk* and *Llangollen* in the County of *Denbigh*, and *Corwen*, *Llangar*, *Gwyddelwern*, and *Llanfawr*, in the County of *Merioneth*, *Llangwm*, *Llanfihangel*, *Cerig-y-Druidion*, *Llanufydd*, *Corwen*, and *Yspytty*, in the County of *Denbigh*, *Ysputty* in the County of *Caernarvon*, *Llanrwst* in the County of *Denbigh*, and *Bettws-y-Coed*, *Llanrwst*, *Llanrhychwyn*, *Llanllechid*, *Llandegai*, and *Bangor*, in the County of *Caernarvon*, shall be and the same are hereby repealed, except so far as relate to the Recovery of any Debts which may at that Time be due or owing to the Trustees under the said several recited Acts or any of them; and all Powers and Authorities thereby given to the Trustees acting in the Execution of such Acts, in so far as the same relate to the said Line of Road, shall from the said First Day of *August* cease and determine, except as aforesaid; and the several Trustees acting under the Authority of the said several last-recited Acts, shall from thenceforth be and they are hereby

Trustees under former Acts discharged from the Care of Road from Shrewsbury to Bangor.

hereby freed, exonerated, and discharged of and from the Repair, Maintenance, and Support of the several Parts of the said Line of Road now repaired, maintained, and supported by them, and of and from all future Repairs thereof; and the whole of the Line of Road leading from *Shrewsbury*, in the County of *Salop*, to *Bangor Ferry*, in the County of *Caernarvon*, herein-before described, shall be vested in the Commissioners for carrying into Effect the Powers and Authorities of this Act; and from and after the said First Day of *August* all the said Line of Road shall be under the Care, Management, and Superintendance, and shall be repaired, maintained, and supported by the said Commissioners hereby appointed: Provided always, that all and every the Cross and other Roads connected with the said Line of Road, shall continue to be repaired and maintained by the several Trustees by and under whom the same are now repaired and maintained; and that the said several last-mentioned Acts, and every Part thereof, and all Powers and Authorities thereof (except so far as the same affect the said Line of Road from *Shrewsbury* to *Porthaethwy Ferry* otherwise *Bangor Ferry*, or as the same shall be repealed or altered), shall remain in full Force and Effect, and shall be continued to be put in Execution by the respective Trustees thereby appointed, in as full, ample, and in the same Manner as if this Act had not been passed.

Cross Roads to be repaired by the Trustees under whom they now are maintained, and the said recited Acts (except, &c.) shall remain in force.

II. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to make void, alter, or affect any Mortgages, Assignments of Tolls, or Securities given by the said Trustees, or any of them, for any Money or Monies borrowed under and by virtue of the said recited Acts or any of them; but that all such Mortgages, Assignments, and Securities, shall continue in full Force and Effect, and be binding upon the said several Trustees (except the said Trustees under the said recited Act of the Forty-second Year of His Majesty's Reign).

Not to affect any Security except under that of the 42 G. 3. c. li.

III. And be it further enacted, That the Right Honourable *Nicholas Vansittart*, the Right Honourable *Robert Peel*, the Right Honourable *John Barry*, the Right Honourable *William Vesey Fitzgerald*, the Right Honourable *Robert* Viscount *Jocelyn*, the Honourable *Berkley Paget*, the Honourable *Thomas Kenyon*, Sir *Thomas Mostyn* Baronet, Sir *Watkin Williams Wynn* Baronet, Sir *Edward Lloyd* Baronet, Sir *Henry Parnell* Baronet, *George Hay Dawkins Pennant* Esquire, *Griffith Howel Vaughan* Esquire, *John Leslie Foster* Esquire, *William Smith* Esquire, and their Successors to be appointed in Manner herein-after mentioned, shall be and they are hereby appointed Commissioners for amending, improving, and keeping in Repair the said Line of Road from *Shrewsbury* to *Bangor Ferry* herein-before mentioned and described, and for otherwise putting this Act in Execution; and they are hereby required to meet from Time to Time, in *London* or *Westminster*, between the First and Twenty-first Days of *May* in every Year, for the Purposes of this Act, and at such other Times as they or any Five or more of them shall think expedient; the First Meeting of the said Commissioners to take place and be held within Twenty-one Days after the passing of this Act; and at all such

Appointment of Commissioners.

Meetings the said Commissioners shall elect a Chairman, who, in case of an Equality of Votes, including the Vote of the Chairman, shall have a casting Vote.

Three Commissioners may summon a Meeting, by forwarding a Requisition to the Clerk.

IV. And be it further enacted, That when and so often as it shall seem expedient to any of the said Commissioners, that a Meeting shall be held for the Purposes of this Act, and they shall be desirous of summoning such Meeting, it shall and may be lawful for any Five of the said Commissioners desirous of such Meeting to address a Requisition, signed by them, to the principal Clerk, or in his Absence to the Treasurer to the said Commissioners, requiring such Clerk or Treasurer to summon a Meeting of the said Commissioners, at a Time to be named in such Requisition, which shall also mention the Object of such Meeting; and the said Clerk or Treasurer receiving such Requisition is hereby required, Twenty-one Days at least before the Time appointed for holding such Meeting, to cause Notices thereof, containing Copies of such Requisition, to be sent to each of the said Commissioners; and all Acts and Matters done at such Meetings for the Purposes of this Act, shall be good, valid, and effectual; and at all such Meetings, and at all other Meetings to be held by virtue of this Act, in case a sufficient Number of Commissioners shall not attend to enable those attending to proceed to Business, it shall be lawful for the Commissioners or Commissioner attending, or in case of no Commissioner attending, for the principal Clerk present at such Meeting, to adjourn the same, to be holden at some future Time; and the Clerk to the said Commissioners is hereby required to give Notice to the absent Commissioners of all such Adjournments.

Five Commissioners may act.

V. And be it further enacted, That it shall be lawful for any Five or more of the said Commissioners to execute the Provisions of this Act, but that no Act shall be done at any Meeting of the said Commissioners, unless Five of the said Commissioners shall be present at such Meeting, except where it shall be otherwise ordered by this Act.

Appointment of new Commissioners.

VI. And be it further enacted, That in case of a Vacancy or Vacancies, by Death or Resignation of any One or more of the said Commissioners, it shall and may be lawful for the surviving or remaining Commissioners, or any Nine or more of them, present at any Meeting to be held in pursuance of this Act, to nominate and appoint such Person or Persons as they may think proper to supply such Vacancy or Vacancies; and that every Person so nominated shall be held and considered to be invested with all the same Powers as are delegated to the Commissioners appointed by this Act, in whose Room such Person shall be so nominated.

In Default of appointing by Commissioners, the Treasury may fill up Vacancies.

VII. Provided always, and be it further enacted, That if the said surviving or remaining Commissioners shall make Default in nominating and appointing any new Commissioner or Commissioners, so directed to be nominated and appointed by them as aforesaid, within the Space of Twelve Calendar Months next after every such Vacancy or Vacancies as aforesaid shall occur, then and in every such Case it

it shall and may be lawful for the Lords Commissioners of His Majesty's Treasury for the Time being, or any Three or more of them, and they are hereby required from Time to Time, by Writing under their Hands, to nominate and appoint such Person or Persons as they may think proper to supply such Vacancy or Vacancies; and every Person so nominated shall be held and considered to be invested with all the same Powers as are delegated to the Commissioners appointed by this Act, in whose Room such Person shall be so nominated.

Proceedings in case the Line of Road from Shrewsbury to Bangor Ferry shall be suffered to be out of Repair.

VIII. And be it further enacted, That in case the said Commissioners hereby appointed shall, at any Time after the said First Day of *August*, allow any Part of the said Line of Road from *Shrewsbury* to *Bangor Ferry*, or any other Road, or any Bridge on the same, which shall be vested in them by virtue of this Act, to become ruinous or out of Repair, it shall and may be lawful for any Two or more of the Justices of the Peace of the Counties of *Salop*, *Denbigh*, *Merioneth*, or *Carnarvon*, in which the Part of the said Line of Road or Bridge on the same which shall be ruinous and out of Repair shall lie and be situate, to give Notice and make Complaint thereof in Writing to any Three or more of the said Commissioners hereby appointed, or to their Surveyor; and in case the said Commissioners shall refuse or neglect, for the Space of One Calendar Month after receiving such Notice and Complaint, to amend the Part of the Road or Bridge so allowed to become ruinous and out of Repair, the said Justices, giving such Notice and making Complaint as aforesaid, shall and may apply to and represent the same to the Justices of the Peace at the next Quarter Sessions to be held for the County in which the Cause of Complaint shall arise, and which shall be held after the Expiration of the said Space of One Calendar Month; and the said Justices assembled at such Quarter Sessions are hereby required to inquire into the Grounds of such Application, and the Truth of the Representation made to them; and if it shall appear to the said Justices that any Part of the said Line of Road, or any other Road, or any Bridge on the same, which shall be vested in the said Commissioners under this Act, being within the County for which such Quarter Sessions shall be held, is ruinous and out of Repair, the said Justices shall direct Notice to be given thereof to the said Commissioners, and shall require them to repair and amend the same; and if the said Commissioners shall neglect or refuse to comply with such Requisition, the said Justices may, if they think proper, at their next or any subsequent Sessions of the Peace, prefer or cause to be preferred a Complaint thereof to His Majesty; and it shall and may be lawful for His Majesty, His Heirs and Successors, by and with the Advice of His Privy Council, on the Receipt of such Complaint, after due Examination of the same upon Oath, to remove any of the said Commissioners by this Act appointed or to be appointed, and to appoint another or other Commissioner or Commissioners in the Room of the Person or Persons so removed.

Commissioners not to act if personally interested.

IX. Provided always, and be it further enacted, That no Commissioner hereby appointed or hereafter to be appointed, shall be capable of acting as such during the Time he shall enjoy any Office or Place of

of Profit under or by virtue of this Act, or have any Share or Interest in any Contract or Bargain relating to the Execution thereof, or in any Case wherein he shall be personally interested: Provided nevertheless, that any Mortgagee or Assignee of any Mortgage or other Security, or any Lender of Money upon any of the Tolls granted by this Act, or receiving Interest thereout for the same, shall not on that account be deemed unqualified or disabled from acting as a Commissioner in the Execution of this Act: Provided also, that such Commissioners as are or shall be in the Commission of the Peace for any County through which the said Line of Road may pass, may act as Justices of the Peace in the Execution of this Act, notwithstanding their being Commissioners.

Commissioners may act as Justices.

Commissioners to appoint an Engineer, to be resident Surveyor.

X. And be it further enacted, That the said Commissioners shall, at their first or some subsequent Meeting, by Writing under their Hands, nominate and appoint a fit and proper Person, being an experienced and professional Civil Engineer, as their Surveyor, for the Surveying, Care, and Superintendance of the said Line of Road, the said Person so appointed as Surveyor to be resident on the said Line of Road, or within or not exceeding the Distance of Three Miles from the same; and it shall and may be lawful for the said Commissioners from Time to Time to remove any such Surveyor as they shall see Occasion, and to appoint another in case of Death, Change of Residence, or such Removal; and that out of the Monies to be received by virtue of this Act, such Salary shall be allowed to the Surveyor so appointed, as to the said Commissioners shall seem proper.

Appointment of other Officers.

XI. And be it further enacted, That the said Commissioners shall and may, by Writing under their Hands, nominate and appoint One or more fit Person or Persons to be Clerk or Clerks, Treasurer or Treasurers, and shall and may continue such Persons as are now Collectors of the Tolls at the several Turnpikes or Toll Gates now erected and being on the said Line of Road, or may dismiss such Persons, and appoint other fit and proper Persons in their Places, as Collectors of the Tolls by this Act authorized to be demanded and taken; and the said Commissioners shall and may appoint One or more fit Person or Persons as Deputy Surveyor or Surveyors, and also such other Officers as they shall think necessary to employ in the Execution of this Act; and shall and may from Time to Time remove any Clerk, Treasurer, Receiver, Collector, Surveyor, or other Officer, as they shall see Occasion, and appoint others in cases of Death or such Removal; and that out of the Monies to be received by virtue of this Act, such Allowances and Compensations shall be made to the several Officers to be appointed as aforesaid, and to such other Persons as shall be assisting in the Execution of this Act, as to the said Commissioners shall seem proper: Provided always, that every Person appointed by the said Commissioners as Clerk, Treasurer, Receiver, or Collector, shall within One Month after his Appointment give a Bond to the said Commissioners, with a sufficient Surety, in such a Penalty as the said Commissioners at any Meetings shall direct, conditioned for the due and faithful Execution of the Office to which such Person shall be appointed.

XII. Pro-

XII. Provided always, and be it further enacted, That it shall not be lawful for the said Commissioners to appoint the Person who may be appointed to act as their Clerk in the Execution of this Act, or the Partner of any such Clerk, the Treasurer for the Purposes of this Act, or to appoint the Person who may be appointed Treasurer, or the Partner of any such Treasurer, the Clerk and Treasurer for the Purposes of this Act; and if any Person, being the Partner of any such Clerk, shall act as Treasurer, or being the Partner of such Treasurer, shall act as Clerk in the Execution of this Act, every Person shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager by Law, nor more than One Imparlance, shall be allowed.

Office of Treasurer and Clerk to be kept separate.

XIII. And be it further enacted, That the present Collectors of the Tolls, and other Officers appointed by virtue of the said recited Acts of the Seventeenth, Twenty-eighth, Thirty-sixth, Forty-first, Forty-second, Forty-seventh, and Fiftieth Years of the Reign of His present Majesty, shall and they are hereby authorized to act in the Execution of this Act, until they shall be removed, or others appointed in their Stead, by the said Commissioners.

Officers to continue until removed.

XIV. And be it further enacted, That all such Officers as shall be continued or appointed by virtue of this Act as aforesaid, shall, as often as required by the said Commissioners, render and give to them, or to such Person or Persons as they shall for that Purpose appoint, a true, exact, and perfect Account in Writing under their respective Hands, with the proper Vouchers, of all Monies which they shall respectively to the Time of rendering such Accounts have received, paid, and disbursed by virtue of this Act, or for or on account or by reason of their respective Offices; and in case any Money so received by any such Officer shall remain in his Hands, the same shall be paid to the said Commissioners, or to such Person or Persons as they shall in Writing under their Hands authorize and empower to receive the same; and if any such Officer shall refuse or wilfully neglect to render and give such Account, or to produce and deliver up such Vouchers, or shall for the Space of Fourteen Days, after being thereunto required by the said Commissioners, or any Three or more of them, refuse or neglect to render and give up to them, or to such Person or Persons as they shall direct or appoint, all Books, Papers, Writings, Tools, Matters, and Things in his Hands, Custody, or Power, relating to the Execution of this Act, or which he shall have disposed of without the Consent and Approbation of the said Commissioners, then it shall be lawful for any Justice of the Peace for the County where the Officers so making Default shall be or reside, upon Application made to him for that Purpose by or on Behalf of the said Commissioners, to make Inquiry of and concerning any such Default as aforesaid in a summary Way, as well by the Confession of the Party as by the Testimony of any credible Witnesses upon Oath (which Oath such Justice is hereby empowered and required to administer without Fee or Reward), and by Warrant under his

Officers to account.

Power to compel an Account of Payment.

his Hand and Seal to cause such Money as shall appear to him to be due and unpaid, to be levied by Distress and Sale of the Goods and Chattels of such Officer, rendering to him the Overplus (if any) on Demand, after the Money remaining due and the Charges and Expences of making such Distress and Sale shall be deducted; and if sufficient Distress cannot be found, or if it shall appear to any such Justice in Manner aforesaid, that any such Officer shall have refused or wilfully neglected to give such Account, or to deliver up all Books, Papers, Writings, Tools, Matters and Things in his Custody or Power relating to the Execution of his Office or of this Act as aforesaid, such Justice shall commit him to the House of Correction or Common Gaol of the County where such Offender shall be or reside, there to remain without Bail or Mainprize until he shall make and give a true and perfect Account, and verify the same in Manner aforesaid, and shall produce and deliver up the Vouchers relating thereto, and shall have paid the Money (if any) remaining in his Hands as aforesaid, according to the Directions of the said Commissioners, or shall have compounded with the said Commissioners for such Money, and paid such Composition according to their Direction (which Composition the said Commissioners are hereby empowered to make and receive), or until he shall deliver up such Books, Papers, Writings, Tools, Matters and Things as aforesaid, or have given Satisfaction to the said Commissioners concerning the same; but no such Officer who shall be committed on account of his not having sufficient Goods and Chattels as aforesaid, shall be detained in Prison by virtue of this Act for any longer Time than Six Calendar Months:

No Victualler to hold any Place of Profit.

Provided always, that no Person shall be capable of holding any Place of Profit under the said Commissioners, who shall sell any Wine, Ale, Spirituous Liquors, or Provisions, by Retail.

Commissioners may remove Collectors, and appoint temporary ones.

XV. And be it further enacted, That when and so often as any Collector or Receiver of the Tolls shall die, neglect or refuse to perform, or become incapable of performing his Duty, or shall abscond or absent himself, it shall be lawful for any Three or more of the said Commissioners, although not assembled at a Meeting of the said Commissioners to be appointed by virtue of this Act, to discharge such Collector or Receiver so neglecting or refusing to perform, or becoming incapable of performing his Duty, or absconding or absenting himself, and to nominate and appoint some other Person or Persons to be Collector or Receiver of the said Tolls, until the then next Meeting of the said Commissioners, in the Stead of such Collector or Receiver who shall so die or be discharged; and such Person or Persons so nominated and appointed shall have the like Power and Authority, and be answerable and accountable in the like Manner in all Respects, as the Collector or Receiver who shall so die or be discharged would have had or been subject to; and that if any Collector or Receiver of the said Tolls who shall be discharged from his Office by virtue of this Act, or the Wife or Widow, or any of the Children, Family, or other Representatives of any Collector or Receiver who shall die or be discharged, or any other Person or Persons who may have the Possession of any Toll House or Building, or Appurtenances, to be erected, set, or used by virtue of this Act, shall neglect or refuse to deliver up the Possession thereof for the Space of Ten Days next

Collectors refusing to deliver up Toll Houses, &c.

after Demand thereof made by Notice in Writing, signed by any Three or more of the said Commissioners (although not assembled at a Meeting), or by their Clerk or Clerks, Treasurer or Treasurers, for that Purpose, given to such Collector or Receiver, or other Person or Persons, or left at any such Toll House, Building, or Premises, then and in any of the said Cases it shall be lawful for any one or more Justice or Justices of the Peace for the County where the Offence shall be committed, by Warrant under his or their Hand and Seal, and Hands and Seals, to order any Constable or other Peace Officer for the said County, with such Assistance as may be necessary, to enter such Toll House or other Building in the Day Time, and to remove the Person or Persons who shall be found therein, together with his, her, or their Goods, out of the same, and put the said Commissioners, or any Three or more of them, or such new appointed Collector or Receiver as aforesaid, into the Possession thereof.

Justices empowered to grant Warrants, and Constable to enter and remove such Collectors.

XVI. And be it further enacted, That the said Commissioners may sue and be sued for or concerning any Thing to be done by virtue or in pursuance of this Act, either in the Names of the Commissioners who may be Parties by any Deed or Instrument in Writing upon which any Action shall or may be brought, or in the Name of the Clerk or Clerks, Treasurer or Treasurers for the Time being to the said Commissioners; and that no Action or Suit to be brought or commenced by the Direction of or against the said Commissioners, in their Names, or in the Name of their Clerk or Clerks, Treasurer or Treasurers, shall abate or be discontinued by the Death, Incapacity, or Removal of any Commissioner or Commissioners, Clerk or Clerks, Treasurer or Treasurers, or by the Act of such Clerk or Clerks, Treasurer or Treasurers, without the Consent of the said Commissioners; but that the Clerk or Clerks, Treasurer or Treasurers for the Time being to the said Commissioners, in case such Action shall be brought against or defended in the Name of such Clerk or Clerks, Treasurer or Treasurers, shall be deemed to be Plaintiff or Defendant (as the Case may be) in every such Action: Provided always, that such Commissioners, Clerk or Clerks, Treasurer or Treasurers, in whose Name or Names any Action or Suit shall be commenced, prosecuted, or defended, in pursuance of this Act, shall be fully reimbursed and paid, out of the Monies to arise by virtue of this Act, all such Costs, Charges, Damages, and Expences, as by the Event or in consequence of any such Action or Proceedings they or he shall bear, pay, expend, or be put to, or become chargeable with, for or by reason of their or his being so made Plaintiffs or Defendants, Plaintiff or Defendant, as aforesaid.

Commissioners may sue and be sued in the Name of the Clerk or Treasurer.

XVII. And be it further enacted, That on the said First Day of *August*, or as soon thereafter as conveniently may be, the said Commissioners hereby appointed shall and they are hereby authorized to take Possession, by themselves or their Officers, or such Person or Persons as they shall empower and appoint, of the said Line of Road from *Shrewsbury* to *Bangor Ferry*, together with all the Toll Houses, Toll Gates, Side Gates, Bars, Chains, and Weighing Machines, standing and being on the said Line of Road (except as hereinafter excepted),

Commissioners empowered to take Possession of the whole Line of Road, and of all Toll Houses, &c. thereon.

cepted), and of all Materials collected by any Trustees, and being on the same Line of Road, for the Repair thereof.

The Property of all such Toll Gates, &c. vested in the Commissioners.

XVIII. And be it further enacted, That the Right of Property of and in all the Turnpikes and Toll Gates, or Toll Houses, Weighing Machines, and other Erections and Buildings, now standing or erected (except as hereinafter excepted), or which shall or may be erected or provided hereafter along the whole of the said Line of Road from *Shrewsbury* to *Bangor Ferry*, by virtue of this Act, and their respective Appurtenances, and the Materials of which the same shall consist, and all Materials which shall be provided for the said Road, shall be and are hereby vested in the said Commissioners and their Successors, and they are hereby authorized and empowered to dispose of the same as they shall think fit, for the Purposes of this Act, and to bring or cause to be brought any Action in the Name of any Three or more of them, or of their Treasurer or Treasurers, Clerk or Clerks, and to prefer and prosecute, or order and direct the preferring and prosecuting 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 of the said Turnpikes or Toll Gates, Toll Houses, Weighing Engines, and other Erections and Buildings, or any of the Materials aforesaid, or who shall do any Act to injure or obstruct any Person employed by the said Commissioners in the Execution of this Act; in which Action or Actions, Bill or Bills of Indictment, it shall be sufficient to state generally such Turnpikes, Toll Gates, Toll Houses, Weighing Engines, and other Erections and Buildings, or Materials, to be the Property of the Clerk for the Time being to the said Commissioners.

Turnpikes may be removed.

XIX. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby empowered from Time to Time, when and as often as they shall think proper, to cause any of the Turnpike or Toll Gates and Toll Houses, or any of the Weighing Engines now erected and being, or which shall be hereafter erected by virtue of this Act, in, upon, or across, or on the Sides of the said Line of Road, to be taken down and removed, and the same or any other Turnpikes or Toll Gates, Toll Houses and Weighing Engines, in lieu of every Turnpike or Toll Gate, Toll House and Weighing Engines so taken down and removed, to be erected in, upon, or across any other Part or Parts of the said Line of Road, and from Time to Time, as often as they shall think fit, again to take down and remove the same Turnpikes or Toll Gates, Toll Houses, and Weighing Engines, or any of them, and to cause the same or any of them to be erected in, upon, or across the Part or Parts of the said Line of Road whereon the same or any of them formerly stood, or to cause any other Turnpike or Toll Gate, Toll House, and Weighing Engine, which they may think necessary or expedient, to be erected in, upon, or across any other Part or Parts of the said Line of Road.

Power to set up Weighing Machines.

XX. And be it further enacted, That it shall and may be lawful for the said Commissioners, and they are hereby required, at such of

of the several Toll Gates along the said Line of Road as to them shall seem proper, to cause a Crane, Machine, or Engine to be erected for weighing of Carts, Waggons, or Carriages, conveying any Goods or Merchandize whatsoever, and by Writing signed by them, or any of them, to cause every Carriage which shall pass loaded through such Gate or Bar, to be weighed, together with the Loading thereof.

Additional Tolls for Overweight.

XXI. And be it further enacted, That it shall and may be lawful for the said Commissioners hereby appointed, to take, from and after the First Day of *January* One thousand eight hundred and twenty-one, over and above the other Tolls by this Act authorized to be taken at any and every Gate or Gates or Toll Bar along that Part of the said Line of Road lying between *Whitehurst's Gate* and *Bangor Ferry*, hereby vested or directed to be hereafter vested in them, an additional Toll of Five Shillings for every Horse or other Beast drawing any Four-wheel Carriage, the Weight of which, together with the Loading thereof, shall weigh above the Weight of Three Tons Ten Hundred Weight; and for every Horse or other Beast drawing any Two-wheeled Carriage, the Weight of which, together with the Loading thereof, shall weigh above the Weight of One Ton Ten Hundred Weight; and also an additional Toll of Five Shillings for every Horse or other Beast drawing any Waggon, Wain, Cart, Tumbrel, Car, or Dray, the Wheels whereof shall be of less Breadth than Four Inches on the Bottom or Sole thereof; and also an additional Toll of Five Shillings for every Horse or other Beast drawing any Waggon, Wain, Cart, Tumbrel, Car, or Dray, having Wheels with Tires fastened thereon with Nails, the Heads of which are not countersunk, and project above the Surface of the Tires.

Roads made, or hereafter to be made, by the Commissioners under 55 G. 3. c. 152. to be made over to the Commissioners for executing this Act.

XXII. And whereas by the said recited Act of the Fifty-fifth Year of His Majesty's Reign, it is enacted, that all new Roads or Parts of Roads, and all Alterations in any Roads which have been or shall or may be made by virtue of that Act, shall be deemed and taken to be and shall become, to all Intents and Purposes, Parts of those Roads to which the old Roads or Parts of Roads, in lieu whereof such new Roads or Parts of Roads or Alterations in Roads shall be made, did belong before the making of such new Roads or Alterations of Roads; be it hereby further enacted, That the Commissioners by the said recited Act appointed shall and they are hereby authorized and required, from and after the said First Day of *August*, to make over and deliver up to the Commissioners appointed for carrying this Act into Execution, all such new Roads or Alterations, and new Bridges, which shall be then made and completed, or which shall thereafter be made and completed by them the said Commissioners for executing the said recited Act of the Fifty-fifth Year of His Majesty's Reign, under the Powers and Authorities of that Act; and all such new Roads, Parts of Roads, and Alterations, and new Bridges, when completed and so made over and given up to the Commissioners for executing this Act, shall be deemed and taken to be, and shall become Part of the Line of Road to be maintained, supported, and kept in repair under and by virtue of this Act, and shall be for ever thereafter

maintained, supported, and kept in repair by the said Commissioners hereby appointed, and their Successors.

That Part of the Line of Road lying between Shrewsbury and the Ten Mile Stone, on the Oswestry Road, to be given up to the Commissioners.

XXIII. And be it further enacted, That the Trustees acting under the said recited Act of the Forty-first Year of His Majesty's Reign, shall be and they are hereby discharged, from and after the said First Day of *August*, from repairing and supporting that Part of the said Line of Road lying and being between *Shrewsbury* in the County of *Salop*, and the Distance of Ten Miles from *Shrewsbury* on the Road to *Oswestry*, now repaired and supported by them the said Trustees; and that from and after the said First Day of *August*, the same, together with the Toll Gates, Bars, or Chains, and Toll Houses standing and being on the same, shall be and is and are hereby vested in the said Commissioners hereby appointed, and their Successors, from thenceforth for ever, and shall be thereafter repaired, maintained, and supported by the said Commissioners and their Successors, as a Part of the Line of Road from *Shrewsbury* to *Bangor Ferry*, by this Act to be repaired and maintained and supported by them.

This Act not to affect the Securities on Tolls taken on the Road between the Welch Gate and the Ten Mile Stone.

XXIV. And whereas the said Trustees for executing the said last-mentioned Act, have borrowed the Sum of One thousand three hundred Pounds, and secured the same on the Credit of the Tolls authorized to be collected and taken by them upon the Road between the *Welch Gate* and the Distance of Ten Miles from thence on the Road to *Oswestry*; be it therefore further enacted, That nothing in this Act contained shall extend or be construed to extend to alter or affect the Mortgages, Assignments of Tolls, or Securities given by the said Trustees or any of them, for the said Sum of Money so borrowed as aforesaid, but that all such Mortgages, Assignments, and Securities shall continue in full Force and Effect.

1,300 *l.* due on such Securities, to be charged as a Debt on the Commissioners.

XXV. And be it further enacted, That the said principal Sum of One thousand three hundred Pounds shall be charged as a Debt upon the Tolls to be collected by the said Commissioners hereby appointed, and their Successors, to be paid by them to the said Trustees acting under the said recited Act of the Forty-first Year of His Majesty's Reign; and that until the said Sum of One thousand three hundred Pounds shall be paid off and discharged, the said Commissioners hereby appointed, and their Successors, shall and they are hereby authorized and required, out of the Tolls to be collected by them, to pay yearly and every Year, by Two equal Payments or Sums, to the said last-mentioned Trustees, Interest for the said principal Sums, at and after the Rate of Five Pounds *per Centum per Annum*, such Interest to commence from the said First Day of *August* One thousand eight hundred and nineteen.

Treasurer under the last-mentioned Act to pay over a certain Sum to the Commissioners.

XXVI. And whereas the said Trustees, acting under the said last-mentioned Act, have let the Tolls arising on the Roads leading from *Shrewsbury* to *Oswestry*, *Pool*, and *Westbury*, now supported and maintained by them, together with the Weighing Machines thereon, for the Term of One Year, commencing from the Twenty-fifth Day of

March in this present Year One thousand eight hundred and nineteen, for the Sum of One thousand two hundred and forty Pounds, of which said Sum the said last-mentioned Trustees have agreed to apply the Sum of Six hundred and twenty Pounds to the Repair and Support of the Road leading from *Shrewsbury* to *Oswestry*; be it therefore enacted, That the Lease or Agreement for the letting of the said Tolls shall be in full Force and carried into Effect; and that the Treasurer of the said last-mentioned Trustees shall, from and after the First Day of *August* One thousand eight hundred and nineteen, as he shall receive the same from the Lessee or Lessees of the said last-mentioned Tolls, pay over to the said Commissioners hereby appointed so much and such Portion of the said Sum of Six hundred and twenty Pounds as shall after that Date remain to be paid, and to be applied to the Repair and Support of the said Road leading from *Shrewsbury* to *Oswestry*.

The Mount Gate to be removed, and the Trustees under 41 G. 3. c. cxxii. to erect a new Toll House between Shelton and Pool.

XXVII. And whereas a Part of the said Line of Road is common both to the *Oswestry* Road and to the *Pool* Road; and the Toll belonging to these Two Roads having been collected at the same Gate, commonly called *The Mount Gate*, it is expedient this Gate should be removed, and Two Gates erected, One on the Road to *Pool*, and One on the Road to *Oswestry*; be it further enacted, That the said Gate, commonly called *The Mount Gate*, shall be removed; and that no Toll shall be taken or collected at the same after the Twenty-fifth Day of *March* One thousand eight hundred and twenty; and that it shall be lawful for the Commissioners hereby appointed to erect a new Toll House and Gate upon the Road between the Junction of the *Pool* and *Oswestry* Roads and *Montford Bridge*; and that it shall and may be lawful for the Trustees for the *Pool* District, acting under the said recited Act of the Forty-first Year of the Reign of His present Majesty, to erect a new Toll House and Gate on the Road between the Junction of the *Pool* and *Oswestry* Roads and *Pool*, and to sell and dispose of and convert to their own Emolument the present Gate and Toll House, and the Weighing Machine belonging thereto, commonly called *The Mount Gate*.

Commissioners to keep in Repair the Road between the Welch Gate and the Ten Mile Stone, except, &c.

XXVIII. And be it further enacted, That the Commissioners hereby appointed shall maintain and keep in Repair the whole of the Road lying between the *Welch Gate* and the Distance of Ten Miles on the Road from *Shrewsbury* to *Oswestry*, excepting the Pavements and Causeway in the Street of *Frankwell*, which shall continue to be repaired and kept in Repair by such Ways and Means as they have heretofore been repaired before the passing of this Act.

Tolls at present collected on the Road between Shrewsbury and the Ten Mile Stone to cease from 25th March 1820.

XXIX. And be it further enacted, That from and after the said Twenty-fifth Day of *March* One thousand eight hundred and twenty, all the Tolls now collected, taken, and received on that Part of the said Line of Road lying and being between *Shrewsbury* in the County of *Salop*, and the Distance of Ten Miles from *Shrewsbury* on the Road to *Oswestry*, hereby vested in the said Commissioners by this Act appointed, shall cease and determine; and that from and after the said Twenty-fifth Day of *March*, it shall and may be lawful for the said Commissioners hereby appointed, and their Successors, and

and they are hereby authorized and empowered, to take, collect, and receive the respective Tolls following, at the respective Gates or Turnpikes which have been or shall be erected in or upon the said Line of Road; (that is to say,)

Tolls.

For every Horse or Mule, drawing any Coach, Chariot, Chaise, Chair, or such like Carriage, any Sum not exceeding Four-pence:

For every Horse or Mule, drawing any Waggon, Cart, or such like Carriage, with Wheels of the Breadth of Nine Inches on the Bottom or Sole thereof, any Sum not exceeding Two-pence:

For every Horse or Mule, drawing any Waggon, Cart, or such like Carriage, with Wheels of the Breadth of Nine Inches as aforesaid, during the Months of *October*, *November*, *December*, *January*, *February*, *March*, and *April*, in every Year, any Sum not exceeding Three-pence:

For every Horse or Mule, drawing any Waggon, Cart, or such like Carriage, with Wheels of the Breadth of Six Inches as aforesaid and upwards, and not so broad as Nine Inches, during the Months of *May*, *June*, *July*, *August*, and *September*, in every Year, any Sum not exceeding Three-pence:

For every Horse or Mule, drawing any Waggon, Cart, or such like Carriage, with Wheels of the Breadth of Six Inches as aforesaid, during the Months of *October*, *November*, *December*, *January*, *February*, *March*, and *April*, in every Year, any Sum not exceeding Four-pence:

For every Horse or Mule, drawing any Waggon, Cart, or such like Carriage, with Wheels of less Breadth than Six Inches as aforesaid, during the Months of *May*, *June*, *July*, *August*, and *September*, in every Year, any Sum not exceeding Four-pence:

For every Horse or Mule, drawing any Waggon, Cart, or such like Carriage, with Wheels of less Breadth than Six Inches as aforesaid, during the Months of *October*, *November*, *December*, *January*, *February*, *March*, and *April*, in every Year, any Sum not exceeding Sixpence:

For every Ass, Ox, or other Neat Cattle, drawing any Carriage, during the Months of *May*, *June*, *July*, *August*, and *September*, in every Year, any Sum not exceeding Three-pence:

For every Ass, Ox, or other Neat Cattle, drawing any Carriage, during the Months of *October*, *November*, *December*, *January*, *February*, *March*, and *April*, in every Year, any Sum not exceeding Four-pence:

For every Horse, Mule, or Ass, laden or unladen, and not drawing, any Sum not exceeding One Penny:

For every Sheep, Calf, or Pig, any Sum not exceeding One Farthing:

And for every Ox, Bull, Cow, or Heifer, any Sum not exceeding One Halfpenny.

Trustees under 28 G. 3. c. 96. and 47 G. 3. Sess. 2. c. xii. discharged from the Repair of

XXX. And be it further enacted, That the Trustees acting under the said recited Acts of the Twenty-eighth and Forty-seventh Years of His Majesty's Reign, shall be and they are hereby, from and after the said First Day of *August*, discharged of and from the repairing, supporting, and maintaining that Part of the said Line of Road between

tween the Distance of Ten Miles from *Shrewsbury* on the Road to *Oswestry*, and the Boundary of the said Counties of *Merioneth* and *Denbigh*, now repaired and supported by them the said Trustees, under and by virtue of the said Acts of the Twenty-eighth and Forty-seventh Years of His Majesty's Reign; and that from and after the said First Day of *August*, the same, together with the Toll Gates, Bars, or Chains, and Toll Houses, standing and being on the same, and the Toll Gate at *Gallows-Tree Bank* on the *Knockin Road*, shall be and is and are hereby vested in the said Commissioners hereby appointed, and their Successors for ever, and shall be thereafter maintained, repaired, and supported by the said Commissioners and their Successors, as a Part of the Line of Road from *Shrewsbury* to *Bangor Ferry*.

the Road between the said Ten Mile Stone and the Boundaries of the Counties of Merioneth and Denbigh.

Road to be vested in the Commissioners.

XXXI. And whereas it has been proposed by the said Commissioners for putting in Execution the said recited Act of the Fifty-fifth Year of His Majesty's Reign, to make a new Road or Cut from or near *Chirk*, to communicate with the said Line of Road near to *Pont-y-Cysyllte*, in lieu of the present Road by *Whitehurst House*, which said new Cut, when completed, will become Part of the Line of Road from *Shrewsbury* to *Bangor Ferry*, whereby the Gate at *Whitehurst House* will become useless, and must be removed; be it therefore further enacted, That it shall and may be lawful for the said Commissioners hereby appointed, or their Successors, when and as soon as such new Road or Cut shall be completed and made over to them under the Provisions of this Act, by the said Commissioners for executing the said recited Act of the Fifty-fifth Year of His Majesty's Reign, to remove the said Gate, Bar, and Toll House now standing near *Whitehurst House*, or to sell and dispose of the same, and to build and erect a new Gate or Bar and Toll House in such other Part of the Road leading from *Chirk* to *Whitehurst Gate*, as to them shall seem convenient; and to take, demand, and receive such Tolls at the said new Gate as they are hereby authorized to take, demand, and receive at the said Gate or Bar and Toll House now standing at or near *Whitehurst's House*.

Power for the Commissioners to alter the Scite of the Whitehurst Gate.

XXXII. Provided always, and be it further enacted, That the Tolls to be collected at the said Gate near *Whitehurst's House*, together with the Toll Gate or Bar and Toll House there being, and in case of the Removal of the same under the Powers herein-before given, the Toll Gate or Bar and Toll House erected in lieu thereof, and the Tolls there collected, taken, and received under the Authority of this Act, shall be and are hereby declared to be subject and liable to the Payment of the Sum of One thousand and forty-five Pounds borrowed on the Security of the said Gate or Bar and Toll House at or near *Whitehurst's House*, or Tolls there collected under the Authority of the said recited Act of the Twenty-eighth Year of His Majesty's Reign, and now due and owing thereon, and of all Interest due and to grow due for the said Sum of One thousand and forty-five Pounds.

The Gate at Whitehurst's, or in case of Removal, the Gate set up in lieu thereof, to be a Security for Money on Whitehurst's Gate.

XXXIII. And whereas the said Trustees for executing the said recited Acts of the Twenty-eighth and Forty-seventh Years of the Reign of

The Mortgages or Securities given

by the Trustees for executing the Acts 28 and 47 G. 3. not to be altered or affected by this Act.

of His present Majesty, have borrowed the Sum of One thousand and seventy-five Pounds, and secured the same on the Credit of the Tolls authorized to be collected and taken by them the said Trustees upon that Part of the said Line of Road between the Distance of Ten Miles from *Shrewsbury* and the Town of *Oswestry*; and have also borrowed the Sum of One thousand and forty-five Pounds, and secured the same on the Credit of the Tolls authorized to be taken and collected by them the said Trustees on the Road between the Town of *Oswestry* and the Limekilns near *Pont-y-Cysyllte*; and have also borrowed the Sum of One hundred and twenty Pounds, and secured the same on the Credit of the Tolls authorized to be collected and taken by them the said Trustees on the Roads from the same Limekilns to *Llangollen*, and from thence to *Rhuabon*; be it therefore further enacted, That nothing in this Act contained shall extend, or be construed to extend, to alter or affect the Mortgages, Assignments of Tolls, or Securities given by the said Trustees, or any of them, for the said several Sums of Money so borrowed as aforesaid, but that all such Mortgages, Assignments, and Securities shall continue in full Force and Effect.

The Commissioners to be charged with the Debts at 1,075 *l.*, 1,045 *l.*, and 40 *l.* 6 *s.* and to pay Interest to the said last-mentioned Trustees until the Principal is discharged.

XXXIV. And be it further enacted, That the said Principal Sums of One thousand and seventy-five Pounds, and of One thousand and forty-five Pounds, and of Forty Pounds Six Shillings, Part of the said Sum of One hundred and twenty Pounds, shall be charged as Debts on the Tolls to be collected by the said Commissioners hereby appointed, and their Successors, to be paid by them to the said Trustees acting under the said recited Acts of the Twenty-eighth and Forty-seventh Years of His Majesty's Reign, being Part of the Debts due and owing by the said Trustees; and that until the said Sums of One thousand and seventy-five Pounds, and of One thousand and forty-five Pounds, and of Forty Pounds Six Shillings, shall be paid off and discharged, the said Commissioners hereby appointed, and their Successors, shall and they are hereby authorized and required, out of the Tolls to be collected by them on that Part of the said Line of Road between the Distance of Ten Miles from *Shrewsbury* on the Road to *Oswestry*, and the Boundaries of the Counties of *Denbigh* and *Merioneth*, to pay yearly and every Year, by Two equal Payments, One of such Payments to be made on the First Day of *February* and the other on the First Day of *August*, to the said last-mentioned Trustees, Interest for the said Principal Sums, or so much of the said Sums as shall then remain due, at and after the Rate of Five Pounds *per Centum per Annum*, such Interest to commence from the said First Day of *August* One thousand eight hundred and nineteen; and that the Receipts of the Treasurer or Treasurers appointed by the said Trustees, shall from Time to Time be sufficient Discharges for the same, or for so much thereof as shall be therein expressed to be received.

The Commissioners to pay the Sums herein mentioned yearly to the said Trustees.

XXXV. And be it further enacted, That the said Commissioners hereby appointed, and their Successors, shall yearly and every Year pay to the said Trustees the Sums following; (that is to say), the Sum of Fifty Pounds in lieu of the Tolls to be taken by the said Commissioners on the *Knockin Road*; the Sum of Twenty Pounds to

to be paid to the Treasurer of the *Willow Street Gate*, for the Repair of the *Upper Hengoed Road;* the further Sum of Twenty Pounds to be paid to the same Trustees, to be applied by them in Repair of the Road from *Whitehurst's Gate* to *Newbridge;* and that the said Commissioners shall yearly and every Year pay to the Trustees of the *Ellesmere* Trust, One-fourth Part of the Tolls to be taken and received by them the said Trustees at the Turnpike Gate called *The Llwyn Gate*, as directed by the said recited Act of the Twenty-eighth Year of His Majesty's Reign to be paid to the said Trustees by the Trustees of the *Oswestry* Trust; and also that the said Commissioners shall yearly and every Year pay to the Trustees appointed under or by virtue of an Act passed in the Fifty-third Year of the Reign of His present Majesty, intituled *An Act for repairing and improving several Roads in the Counties of* Montgomery, Merioneth, *and* Salop, *and other Roads therein mentioned*, the Sum of Five Pounds, heretofore paid to such Trustees by the Trustees of the *Oswestry* Trust; the First Payment of the said several and respective Sums to be made on the First Day of *February* One thousand eight hundred and twenty, and on the First Day of *August* and *February* in each and every Year afterwards, by equal Half-yearly Payments.

To the Trustees of the Ellesmere Trust, One-fourth of the Tolls to be taken at the Llwyn Gate: And 5 *l.* to the Trustees under 53 G. 3.

XXXVI. And be it further enacted, That from and after the said First Day of *August* next, all the Tolls now collected, taken, and received on that Part of the said Line of Road lying between the Distance of Ten Miles from *Shrewsbury* on the Road to *Oswestry*, and the Boundary of the Counties of *Merioneth* and *Denbigh*, hereby vested in the said Commissioners by this Act appointed, shall cease and determine, and that from and after the said First Day of *August* next, it shall and may be lawful for the said Commissioners hereby appointed, and their Successors, and they are hereby authorized and empowered, to take, collect, and receive the respective Tolls following, at the respective Gates or Turnpikes which have been or shall be erected on that Part of the said Line of Road lying and being between the Distance of Ten Miles from *Shrewsbury* and the Town of *Oswestry*, and also at the Toll Gate at *Gallows-Tree Bank* on the *Knockin Road*; (that is to say),

Tolls to be taken by the Commissioners on that Part of the Road between the Distance of Ten Miles from Shrewsbury on the Road to Oswestry, and the Boundaries of the Counties of Denbigh and Merioneth.

For every Horse or other Beast, drawing any Coach, Chariot, Landau, Berlin, Chaise, Calash, Hearse, Chair, Gig, Waggon, Wain, Wheel Car, Cart, Tumbril, Car, Dray, or Sledge, any Sum not exceeding Sixpence:

For every Horse or other Beast, laden or unladen, and not drawing, any Sum not exceeding One Penny:

For every Drove of Oxen, Cows, or Neat Cattle, any Sum not exceeding One Shilling *per* Score, and so in Proportion for any less Number: And

For every Drove of Calves, Hogs, Sheep, or Lambs, any Sum not exceeding Sixpence *per* Score, and so in Proportion for any less Number:

And upon that Part of the said Line of Road lying between *Oswestry* and the Boundary of the Counties of *Denbigh* and *Merioneth*, the Tolls following; (that is to say),

For

For every Horse or other Beast, drawing any Coach, Chariot, Landau, Berlin, Chaise, Calash, Hearse, Chair, Waggon, Wain, Wheel Car, Cart, Tumbril, Car, Dray, or Sledge, any Sum not exceeding Four-pence:

For every Horse or other Beast, laden or unladen, and not drawing, any Sum not exceeding One Penny:

For every Drove of Oxen, Cows, or Neat Cattle, any Sum not exceeding Ten-pence *per* Score, and so in Proportion for any less Number: And

For every Drove of Calves, Hogs, Sheep, or Lambs, any Sum not exceeding Five-pence *per* Score, and so in Proportion for any less Number.

Provided, that the above Toll may be charged Twice, and not oftener, on the said Road from *Oswestry* to the Boundary of the said Counties of *Denbigh* and *Merioneth*.

Trustees of the Corwen Division to give up the Road between the Boundaries of the Counties of Merioneth and Denbigh, and Cerrig-y-Druidion.

XXXVII. And be it further enacted, That the Trustees acting under the said recited Acts of the Seventeenth and Thirty-sixth Years of the Reign of His Majesty shall be and they are hereby discharged, from and after the said First Day of *August* next, of and from the repairing, supporting, and maintaining that Part of the said Line of Road between the Boundary of the Counties of *Merioneth* and *Denbigh* and *Cerrig-y-Druidion*, now repaired and supported by them the said Trustees, under the Authority of the said last-mentioned Acts; and that from and after the said First Day of *August*, the same, together with the Toll Gates, Bars, and Chains, and Toll Houses standing and being on the same, shall be and is and are hereby vested in the said Commissioners hereby appointed, and their Successors, from thenceforth for ever, and shall be thereafter maintained and supported by the said Commissioners and their Successors, under this Act, as Part of the said Line of Road from *Shrewsbury*, in the County of *Salop*, to *Bangor Ferry*, in the County of *Carnarvon*: Provided always, that the Toll House now standing and being near *Corwen Bridge*, and also the Toll House now standing and being at the *Druid Inn* on the said Line of Road, shall be and remain the Property of the said last-mentioned Trustees; and that nothing in this Act contained shall extend or be construed to extend to authorize the said Trustees, or the said Commissioners hereby appointed, to erect any Gate or Gates for the Collection of Tolls between the Town of *Corwen* and the *Druid Inn*.

The Sum of 2,000*l.* to be a Debt from the Commissioners to the Trustees, and Interest to be paid until the Principal Sum discharged.

XXXVIII. And whereas the said Trustees for executing the said Acts of the Seventeenth and Thirty-sixth Years of the Reign of His present Majesty, have borrowed considerable Sums of Money from Time to Time, and it is expedient that the Debts due and owing by the said Trustees, and secured on the Credit of the Tolls authorized to be collected and taken by them, should be apportioned between the said Trustees and the said Commissioners by this Act appointed; be it therefore enacted, That the principal Sum of Two thousand Pounds shall be charged as a Debt upon the Tolls to be collected by the said Commissioners hereby appointed, and their Successors, to be paid

paid by them to the said Trustees; and that, until the said principal Sum of Two thousand Pounds shall be paid off and discharged, the said Commissioners and their Successors shall, and they are hereby authorized and required, out of the Tolls to be collected and taken by them on that Part of the said Line of Road between the Bounds of the Counties of *Merioneth* and *Denbigh* and *Cerrig-y-Druidion*, to pay yearly and every Year, by Two equal Payments, one thereof to be made on the First Day of *February* and the other on the First Day of *August*, to the said Trustees of the *Corwen* Division, Interest for the said Principal Sum of Two thousand Pounds, or such Part thereof as shall then remain due, at and after the Rate of Five Pounds *per Centum per Annum*, such Interest to commence from the said First Day of *August* next; and that the Receipt or Receipts of the Treasurer or Treasurers appointed by the said Trustees, shall from Time to Time be sufficient Discharges for the same, or for so much thereof as shall be therein expressed to be received.

The Trustees to apply the Sums to be paid to them by the Commissioners, as received, in discharge of the 2,000 *l.*

XXXIX. And be it further enacted, That the said Trustees for executing the said recited Acts of the Seventeenth and Thirty-sixth Years of His Majesty's Reign, shall and they are hereby required, as often as they shall receive any Sum or Sums of Money from the said Commissioners hereby appointed, in Payment of the said principal Sum of Two thousand Pounds, immediately on the Receipt thereof to pay or cause to be paid such Sum or Sums of Money in Discharge of the Debts or Securities due and owing from them the said Trustees, and secured on the Credit of the Tolls authorized to be taken by them on that Part of the said Line of Road between the Boundary of the Counties of *Merioneth* and *Denbigh* and *Cerrig-y-Druidion*; and that as soon as the said principal Sum of Two thousand Pounds shall have been paid and discharged to the said last-mentioned Trustees, by the said Commissioners hereby appointed, the said Commissioners shall be freed and exonerated from any Claim or Demand of any Sum of Money due and owing by the said last-mentioned Trustees above the said Sum of Two thousand Pounds; and the Toll Gates, Toll Bars, and Houses hereby vested in the said Commissioners under this Act, or the Tolls authorized to be collected by the said Commissioners on that Part of the said Line of Road between the Boundary of the Counties of *Merioneth* and *Denbigh* and *Cerrig-y-Druidion*, shall not be liable or be considered a Security for any larger Sum of Money owing by the said last-mentioned Trustees, than the said Sum of Two thousand Pounds hereby charged as a Debt on the said Commissioners.

The Commissioners to be freed from any Demand of any Sum owing by the Trustees over and above the 2,000 *l.*

Tolls to be taken between the Boundaries of Merioneth and Denbigh, and Cerrig-y-Druidion.

XL. And be it further enacted, That from and after the First Day of *August* next, all the Tolls now taken on that Part of the said Line of Road lying between the Boundary of the Counties of *Merioneth* and *Denbigh* and *Cerrig-y-Druidion*, shall cease and determine; and that from and after the said First Day of *August* it shall and may be lawful for the said Commissioners hereby appointed, and their Successors, and they are hereby authorized and empowered, to take, collect, and receive the respective Tolls following at the respective Gates or Turnpikes which have been or shall be erected

on the said Line of Road, except at the Toll Gates near *Corwen*, and at the *Druid Inn*; (that is to say,)

For every Horse or other Beast, drawing any Coach, Chariot, Berlin, Chaise, Calash, Hearse, or Landau, any Sum not exceeding One Shilling and Three-pence:

For every Horse or other Beast, Pair or Yoke of Oxen, drawing any Waggon, Wain, Wheel Car, Cart, Tumbrel, Car, Dray, or Sledge, any Sum not exceeding Four-pence:

For every Horse or other Beast, laden or unladen, and not drawing, any Sum not exceeding One Penny:

For every Drove of Oxen, Cows, or Neat Cattle, any Sum not exceeding Ten-pence *per* Score, and so in Proportion for any less Number:

And for every Drove of Calves, Hogs, Sheep, Lambs, or Goats, any Sum not exceeding Five-pence *per* Score, and so in Proportion for any less Number.

And that it shall and may be lawful for the said Commissioners hereby appointed, and their Successors, to take, collect, and receive the Tolls aforesaid once between the Boundary of the Counties of *Merioneth* and *Denbigh* and the Town of *Corwen*, and once between the *Druid Inn* aforesaid and *Cerrig-y-Druidion*, and to erect such Toll Gate, Bars or Chains, and Toll House or Houses, as may be necessary for collecting the same.

Trustees of Llanrwst Division to give up the Road between Cerrig-y-Druidion and Aber-y-Pwll.

XLI. And be it further enacted, That the Trustees acting under the said recited Acts of the Seventeenth and Thirty-sixth Years of His Majesty's Reign, shall be and they are hereby freed and discharged, from and after the First Day of *August* next, of and from the repairing and supporting that Part of the said Line of Road between *Cerrig-y-Druidion* and *Aber-y-Pwll*, now supported and repaired by them the said last-mentioned Trustees, under the Authority of the said last-mentioned Acts; and that from and after the said First Day of *August*, the same, together with the Toll Gates, Chains, and Bars, and Toll Houses now standing and being on the same, shall be and is and are hereby vested in the said Commissioners hereby appointed, and their Successors, from thenceforth for ever, and shall be thereafter maintained and supported by the said Commissioners and their Successors, as Part of the said Line of Road from *Shrewsbury* to *Bangor Ferry*.

The Sum of 826 l. to be a Debt from the Commissioners to the Trustees, and Interest to be paid until the principal Sum shall be discharged.

XLII. And be it further enacted, That the principal Sum of Eight hundred and twenty-six Pounds now due and owing by the said Trustees, shall be charged as a Debt upon the Tolls to be collected by the said Commissioners hereby appointed, and their Successors, to be paid by them to the said Trustees; and that until the said principal Sum of Eight hundred and twenty-six Pounds shall be paid off and discharged, the said Commissioners and their Successors shall, and they are hereby authorized and required, out of the Tolls to be collected and taken by them on that Part of the said Line of Road between *Cerrig-y-Druidion* and *Aber-y-Pwll*, to pay yearly and every Year, by Two equal Payments, one thereof to be made on the First Day of *February* and the other thereof on the First Day of *August*,

to the said Trustees, Interest for the said principal Sum of Eight hundred and twenty-six Pounds, or so much thereof as shall then remain due, at and after the Rate of Five Pounds *per Centum per Annum*, such Interest to commence from the said First Day of *August* now next ensuing; and that the said Commissioners shall also pay unto the said Trustees, from and after the said First Day of *August*, by Two equal Payments in each Year, to be made on the same Days as the Interest of the said principal Sum of Eight hundred and twenty-six Pounds is directed to be paid, the Sum of Sixty-two Pounds in each and every Year for ever; the said Sum of Sixty-two Pounds to be received and applied by the said Trustees in the repairing and supporting the Roads to be repaired and amended by them, after the said First Day of *August* next, and now supported and repaired by them, under the Authority of the said recited Acts of the Seventeenth and Thirty-sixth Years of His Majesty's Reign; and that the Receipt or Receipts of the Treasurer or Treasurers appointed by the said Trustees shall from Time to Time be sufficient Discharges for the said several Sums, or for so much thereof respectively as shall be therein expressed to be received.

Tolls to be taken by the Commissioners between Cerrig-y-Druidion and Aber-y-Pwll.

XLIII. And be it further enacted, That from and after the said First Day of *August* next, all the Tolls now taken on that Part of the said Line of Road now lying between *Cerrig-y-Druidion* and *Aber-y-Pwll*, shall cease and determine; and that from and after the said First Day of *August*, it shall and may be lawful for the said Commissioners hereby appointed and their Successors, and they are hereby authorized and empowered, to take, collect, and receive the respective Tolls following at the respective Gates which have been or shall be erected on that Part of the said Line of Road; (that is to say),

For every Horse or other Beast, drawing any Coach, Chariot, Landau, Berlin, Chaise, Calash, Hearse, or Chair, any Sum not exceeding One Shilling and Three-pence:

For every Horse or other Beast, Pair or Yoke of Oxen, drawing any Waggon, Wain, Wheel Car, Cart, Tumbrel, Car, Dray, or Sledge, any Sum not exceeding Four-pence:

For every Horse or other Beast, laden or unladen, and not drawing, any Sum not exceeding One Penny:

For every Drove of Oxen, Cows, or Neat Cattle, any Sum not exceeding Ten-pence *per* Score, and so in Proportion for any less Number:

And for every Drove of Calves, Hogs, Sheep, Lambs, or Goats, any Sum not exceeding Five-pence *per* Score, and so in Proportion for any less Number.

The Payment of Tolls at any Gate on the Line of Road to be vested in the Commissioners, is not to free or excuse the Payment of Toll on the Cross Road, &c.

XLIV. Provided always, and be it further enacted, That the Payment of the said Toll, or any other Tolls hereby authorized to be taken and collected at any Gate on that Part of the said Line of Road so hereby vested in the Commissioners, shall not free the Gates or excuse the Payment of Toll at any Gate or Gates on any Cross or Branch Road or Roads still to be repaired and be under the Direction of the said Trustees, and repaired and maintained by them under the said recited Acts of the Seventeenth and Thirty-sixth Years of His Majesty's Reign; and that the Payment of the Tolls authorized under

under the said recited Acts of the Seventeenth and Thirty-sixth Years of His Majesty's Reign, or either of them, or any of such Cross Roads, shall not excuse the Payment of any of the Tolls hereby authorized to be taken and collected by the said Commissioners appointed by this Act; the said Acts of the Seventeenth and Thirty-sixth Years of His Majesty's Reign, or either of them, or any other Act or Acts now existing, to the contrary in anywise notwithstanding.

42 G. 3. c. li. repealed.

XLV. And be it further enacted, That from and after the First Day of *August* next, the said recited Act of the Forty-second Year of the Reign of His present Majesty, for repairing the Road between *Aber-y-Pwll* in the County of *Denbigh*, and *Llandegai* in the County of *Carnarvon*, and all the Tolls, Powers, and Authorities thereby given to the Trustees appointed to carry the same into Execution, shall be and is and are hereby repealed; and the said Trustees shall for ever thereafter be freed and discharged of and from the Repair, Maintenance, and Support of that Part of the said Line of Road between *Aber-y-Pwll* in the County of *Denbigh*, and *Llandegai* in the County of *Carnarvon*, and of and from all Debts, Contracts, and Agreements due and owing by them, and all other Responsibilities by them under the said recited Acts so hereby repealed; and that the said Line of Road lying between *Aber-y-Pwll* and *Llandegai*, together with the Toll Gates, Bars, Chains, and Toll Houses standing and being on the same, shall be and is and are, from and after the said First Day of *August* next, for ever thereafter vested in the said Commissioners hereby appointed, and their Successors, and shall be thereafter maintained and supported by the said Commissioners and their Successors, as Part of the Line of Road from *Shrewsbury* to *Bangor Ferry*: Provided always, that nothing herein contained shall extend or be construed to extend to vest in the said Commissioners the Toll Houses now standing and being at *Bettws*, *Dinas*, and *Ty-ny-lon*.

The Line of Road between Aber-y-Pwll and Llandegai, with the Toll-houses, Gates, &c. thereon, to be vested in the Commissioners.

Turnpikes and Toll-houses on the Line of Road from Aber-y-Pwll to Llandegai, vested in the Commissioners.

XLVI. And be it further enacted, That the Right and Property of all the said Turnpikes and Toll Houses, and other Buildings erected and provided upon the Side of or near the said Road (excepting the Toll Houses now standing and being at *Bettws*, *Dinas*, and *Ty-ny-lon* as aforesaid), and of the Materials for building or altering the same, and all Materials, Tools, and other Things which shall be provided, collected, or made use of for repairing or otherwise improving the said Road from *Aber-y-Pwll* to *Llandegai*, or for executing the said last-mentioned Act, shall be and the same are hereby vested in the said Commissioners and their Successors; and they are hereby authorized and empowered to bring Actions in the Name of their Clerk or Clerks, or to prefer Bills of Indictment against any Person or Persons who shall steal, take away, or damage any such Turnpikes, Toll Houses, or other Buildings, Materials, Tools, or other Things as aforesaid, or disturb the said Commissioners, or any of them, or any of their Collectors or other Officers in Possession thereof.

XLVII. And

XLVII. And be it further enacted, That the respective Tolls following shall be demanded and taken of the Person or Persons attending any Horses, Cattle, or Carriages passing along the said Road from *Aber-y Pwll* to *Llandegai*, by such Person or Persons as the said Commissioners shall from Time to Time appoint, at each of the Gates or Turnpikes now erected or hereafter to be erected by the said Commissioners, before any Horse or Horses, Beast or Beasts, Cattle or Carriages, shall be permitted to pass through the same; (that is to say), Tolls to be taken between Aber-y-Pwll and Llandegai.

Tolls.

For every Horse, Mule, or other Cattle, drawing any Coach, Berlin, Landau, Machine, Hearse, Chariot, Calash, Caravan, Chaise, Marine, Litter, Bed, Carriage, Curricle, Chair, or other such Carriage, any Sum not exceeding One Shilling and Threepence:

For every Horse, Mule, or other Beast or Cattle, drawing any Waggon, Wain, Cart, or other such Carriage, any Sum not exceeding Eight-pence:

For every Horse, Mule, or Ass, laden or unladen, and not drawing, any Sum not exceeding One Penny Halfpenny:

For every Drove of Oxen or other Neat Cattle, any Sum not exceeding One Shilling *per* Score, and so in Proportion for any greater or less Number: And

For every Drove of Calves, Sheep, Lambs, or Pigs, any Sum not exceeding Sixpence *per* Score, and so in Proportion for any greater or less Number.

XLVIII. Provided always, and be it enacted, That no Coach, Waggon, Cart, or other Carriage, nor any Horse or other Beast, passing on the same Day from *Aber-y-Pwll* to *Llandegai*, or from *Llandegai* to *Aber-y-Pwll*, shall be charged or chargeable with, or liable to pay, the Tolls hereby granted at more than Four Toll Gates. Toll to be paid at no more than Four Toll Gates in One Day, from Aber-y-Pwll to Llandegai.

XLIX. And whereas, as the Trustees under the said recited Act of the Forty-second Year of His Majesty's Reign are hereby discharged from all Debts and Contracts, it is expedient to make Provision for securing the Interests of the several Persons holding Mortgages or Securities on the Tolls collected and taken, and authorized to be collected and taken, on that Part of the said Line of Road between *Aber-y-Pwll* and *Llandegai*, under the Powers of the said recited Act of the Forty-second Year of His Majesty's Reign; be it therefore further enacted, That all Persons holding any Mortgages or Securities given to and received by them under the Authority of the said recited Act, on which the Sum or Sums thereby secured shall be charged and secured by such Mortgage on any Toll Gate, Bar, or Toll House set up and erected, and the Tolls authorized to be taken under the Authority and Powers of the said recited Act of the Forty-second Year of His Majesty's Reign, shall deliver up such Mortgages and Securities to the said Commissioners hereby appointed, who are hereby authorized and required, on the Receipt of such Mortgages or Securities, to grant unto the Person or Persons making such Surrender a fresh Mortgage, Assignment, or Security, for the principal Sum set forth in the Schedule (A.) to this Act annexed, opposite the For giving new Mortgages to Creditors under 42 G. 3. c. li.

Name of the Person or Persons making such Surrender, in the Form following, or in such other Form as the said Commissioners shall think proper; (that is to say),

'BY virtue of an Act made in the Fifty-ninth Year of the Reign of His Majesty King *George* the Third, [*here set forth the Title of this Act*], We of the Commissioners appointed under the said Act, in Consideration of the Surrender of [*here describe the Instrument surrendered*] to us now made by *A. B.*, do grant, bargain, sell, and demise unto the said *A. B.* his Executors, Administrators, and Assigns, such Proportion of the Tolls arising on that Part of the said Line of Road leading from *Shrewsbury* to *Bangor Ferry*, passing between *Chirk* and *Bangor Ferry*, and of the Turnpikes and Toll Houses for collecting the same, standing and being at [*describe the Turnpike*], as the Sum of doth or shall bear to the whole Sum due and owing on the Credit thereof, to be had and holden from this Day of in the Year of our Lord for and during the Continuance of the said Act of the Fifty-ninth Year aforesaid, unless the said Sum of with Interest at the Rate of *per Centum per Annum*, shall be sooner paid and satisfied.'

And Copies of all such Mortgages shall be entered in the Book or Books of the Clerk or Treasurer of the said Commissioners, as other Mortgages are hereby directed to be entered, and shall be transferred by the same Form and in like Manner as other Securities are by this Act to be transferred, and shall be of the same Force and Validity, and subject to the same Regulations, as if the same had been made for securing Monies borrowed under the Authority of this Act.

Arrears of Interest to be paid.

L. Provided always, and be it further enacted, That the said several Persons surrendering and giving up their Mortgages and Securities as aforesaid, shall, within Three Months after the passing of this Act, be paid the Arrears of Interest then due and owing to them on such Mortgages or Securities, as far as the Funds remaining in the Hands of the said Trustees under the said recited Act of the Forty-second Year of His Majesty's Reign will admit.

Certain Mortgagees to be paid.

LI. Provided also, and be it further enacted, That the several Persons herein-after mentioned, *videlicet*, *Thomas Asheton Smith* Esquire, the Representatives of the late *Robert Watkin Wynne* Esquire, and the Representatives of the late *John Bishop*, Esquire, being Persons holding Mortgages and Securities granted by the said Trustees under the said recited Act of the Forty-second Year of His Majesty's Reign, shall, within Three Months after the passing of this Act, be paid by the said Commissioners hereby appointed the full principal Sums of Money mentioned in such Mortgages or Securities, together with all Interest accrued and due and owing to them in respect of the same.

Trustees under 50 G. 3. c. lii. to give up the Road between Llandegai and the Town of Bangor.

LII. And be it further enacted, That the Trustees appointed and acting under the said recited Act of the Fiftieth Year of the Reign of His present Majesty, shall be and they are hereby discharged, from and after the First Day of *August* next, and freed from the repairing and supporting of that Part of the said Line of Road lying between *Llandegai* and the Junction of the new Road from *Bangor Ferry* to *Bangor* with the Road from *Carnarvon* to *Bangor*, now supported and repaired by them the said last-mentioned Trustees; and that from and after the said First Day of *August* the same shall be and is hereby vested in the said Commissioners hereby appointed and their Successors for ever, and shall be thereafter repaired, maintained, and supported by the said Commissioners hereby appointed and their Successors, as a Part of the Line of Road from *Shrewsbury* to *Bangor Ferry*.

Bangor Gate and Llandegai Gate to remain under the said Trustees.

LIII. And be it further enacted, That the Toll Gates and Toll Houses now erected and standing at *Bangor*, usually called the *Bangor* Toll Gate, and at *Llandegai*, usually called the *Llandegai Gate*, shall be and remain vested in the said Trustees acting in the Execution of the said recited Act of the Fiftieth Year of His Majesty's Reign; and it shall be lawful for the said Trustees to take, demand, and receive, of and from all Persons passing along that Part of the said Line of Road between *Llandegai* and *Bangor*, liable to pay by virtue of the said last-mentioned Act, all such Tolls as they are now authorized to take, demand, and receive under and by virtue of the said Act, and to recover such Tolls by the same Means and Powers, and in the same Manner as they are authorized to do by that Act, as fully and effectually as if this Act had not been passed; and that, in consideration of the said Trustees under the said last-mentioned Act retaining the said Gates at *Bangor* and *Llandegai*, and collecting the said Tolls, the said Trustees shall and they are hereby required to pay yearly and every Year, so long as they shall continue to receive the said Tolls, by Two equal Payments, one whereof to be made on the First Day of *February*, and the other of such Payments on the First Day of *August* and First Day of *February* in each Year, to the Commissioners hereby appointed and their Successors, the full Sum of Fifty Pounds, to be applied by the said Commissioners and their Successors for and towards the repairing, maintaining, and supporting that Part of the said Line of Road lying between *Llandegai* and the Junction of the new Road from *Bangor Ferry* to *Bangor* with the Road from *Carnarvon* to *Bangor*.

Two new Gates to be set up at Llandegai, one across the new Cut to Tal-y-bont Bridge, the other across the Road leading to Bangor Ferry by the Bishop's Mill.

LIV. And whereas the said Commissioners for executing the said Act of the Fifty-fifth Year of His Majesty's Reign have made and completed a new Piece of Road from *Ty-newydd* to *Pen-y-lan*, in the said Parish of *Llandegai*, and it is intended to divert the present Road from or near *Ty-newydd* to *Tal-y-bont Bridge*, by a new Cut or Line of Road from the said new Piece of Road, by which said new Cut and new Piece of Road from *Ty-newydd* to *Pen-y-lan*, the Toll Gates at *Llandegai*, usually called the *Llandegai Gates*, will become of no Use; be it therefore enacted, That the said Commissioners for executing the said Act of the Fifty-fifth Year of His Majesty's Reign shall and they are hereby required to erect and set up Two Toll Gates

Gates and a Toll House at the Point at which the said new Cut to *Tal-y-bont* shall join the said new Piece of Road from *Ty-newydd* to *Pen-y-lan*, in place of the Toll House and Toll Gates at *Llandegai* aforesaid, one of which new Gates shall be across the said new Cut to *Tal-y-bont Bridge*, and the other across the Road leading to *Bangor Ferry* by the *Bishop's Mill*; and such new Toll Gates and Toll House, when completed, shall (on the Trustees of the said recited Act of the Fiftieth Year of His Majesty's Reign giving up the Possession to *George Hay Dawkins Pennant* Esquire, as hereinafter provided, of the Toll Gates and Toll House now standing at *Llandegai*) be made over to and vested in the said Trustees, who are hereby authorized and empowered to take, demand, and receive, at such new Gate, all such Tolls as they are authorized by the said recited Act of the Fiftieth Year of His Majesty's Reign to take, demand, and receive at the Gate now standing at *Llandegai*: Provided always, that the Toll paid on passing through the said new Gate across the said new Cut to *Tal-y-bont*, shall free the Toll on passing through the *Bangor Gate*, and *vice versâ*.

No Gate to be set up by the Commissioners, or Toll taken by them, between the Junction of the Capel Cerrig Road and the Conway, &c.

LV. Provided always, and be it further enacted, That nothing in this Act contained shall authorize or empower the Commissioners for executing this Act, to erect, set up, or maintain any Toll Gate, Toll House, or Bar, or to take, demand, or receive from any Person or Persons any Toll or Tolls on that Part of the said intended Line of Road, or on the new Road or Cut, or Alteration of the said Line of Road, between the Junction of the *Capel Cerrig* Road and the *Conway* Road, in the Parish of *Llandegai*, and the Junction of the new Road from the said intended Bridge with the Road now leading from *Bangor Ferry* and *Carnarvon*.

Exemptions in favour of Parishioners of Llandegai and Llanllechid, and certain other Persons.

LVI. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to prevent, hinder, or delay any of the Parishioners of *Llandegai* or *Llanllechid*, or either of them, or any Person or Persons who may have been heretofore exempt from paying Tolls, who shall be going to or returning from *Port Penrhyn*, or the Sea Shore between that Port and *Abersgwen*, from passing through the said new Toll Gates aforesaid at or near *Llandegai* aforesaid, without paying any Rate, Toll, or Duty whatsoever; nor to prevent, hinder, or delay any of the Parishioners, or any other Person or Persons whomsoever, who shall be going to or returning from *Penrhyn Castle*, from passing through the said new Gate, without being subject or liable to the Payment of any Rate, Toll, or Duty whatsoever.

When the new Cuts are made by the Commissioners under 55G.3.c.142. near the Penrhyn Arms and Tal-y-bont,

LVII. Provided always, and be it further enacted, That when a new Cut or Line of new Road about to be made by the same Commissioners of the Fifty-fifth Year of His Majesty's Reign, from near the *Penrhyn Arms* to or near to *Ty-newydd*, and when another new Cut or Line of Road about to be made by the same Commissioners to *Tal-y-bont*, from the new Piece of Road now leading from *Ty-newydd* to or near to *Pen-y-lan*, shall be completed, the Trustees acting under the said recited Act of the Fiftieth Year of His Majesty's Reign, shall make over and convey in Exchange to *George Hay*

Hay Dawkins Pennant Esquire, his Heirs and Assigns, to be held and enjoyed by him or them for ever thereafter, freed from all Claims whatever of the said Commissioners or any of them, or the said Trustees or any other Person or Persons, the Land constituting the former Part of the Line of Road, and not being any Part of the improved Line of Road from near the *Penrhyn Arms*, by *Llandegai*, to *Tal-y-bont Bridge*, in lieu whereof such new Cuts shall have been made, and also the Toll Gates and Toll House now standing at *Llandegai*, as a Satisfaction for certain Land given up by the said *George Hay Dawkins Pennant* Esquire to the said Commissioners for making the new Cut aforesaid.

the old Road to be given up to Mr. Pennant;

LVIII. And be it further enacted, That the Commissioners by this Act appointed shall make over and convey to the said *George Hay Dawkins Pennant* Esquire, or his Heirs, at his or their Request, to be held and enjoyed by him or them for ever thereafter, freed from all Claims whatsoever of the said Commissioners or any of them, or of the Trustees under the Act of the Forty-second Year of His Majesty's Reign, or other Person or Persons, the Land constituting the former Part of the Line of Road from *Llandegai* to *Pen-y-lan*, in lieu whereof the new Piece of Road from *Ty-newydd* to *Pen-y-lan* has been made, in Satisfaction for certain Land given by the said *George Hay Dawkins Pennant* Esquire to the Commissioners for the said new Piece of Road.

and also the old Road from Llandegai to Pen-y-lan.

LIX. And be it further enacted, That no Person who shall have paid any such Tolls as are by this Act authorized to be taken by the said Commissioners hereby appointed, for passing through any Turnpike standing on the said Line of Road between *Shrewsbury* and *Bangor Ferry*, to be supported and maintained by the said Commissioners hereby appointed, or on any Part thereof, shall be subject to any Toll for returning through such Turnpike the same Day, with the same Horse or Horses, Cattle or Carriages, but shall return Toll-free (except any Coach, Berlin, Landau, Chariot, Calash with Four Wheels, Chaise Marine, Diligence, Chaise with Four Wheels, or Caravan, or by what Name soever such Carriage or Carriages now is or are or hereafter may be called or known, or the Horses drawing the same, that shall be kept or used by or for any Person or Persons as a public Stage Coach or Stage Coaches or Stage Carriages to and from different Places), on delivering a Note or Ticket to the Collector of the Tolls at such respective Turnpikes; which Note or Ticket such Collector is hereby required to deliver *gratis* on Payment of the Toll, and which Note or Ticket shall specify the Gates freed by such Payment.

Persons having paid the Toll for passing through any Turnpike on the said Line of Road between Shrewsbury and Holyhead, shall return on the same Day Toll-free: Exceptions to such Privileges.

LX. And be it further enacted, That all the said respective Tolls by this Act herein-before authorized to be demanded and taken, shall be demanded and taken before any Horse or Horses, or other Beasts or Cattle, or any Carriage whatsoever, be permitted to pass through any Turnpike or Toll Gate on the said Line of Road at which Toll is payable; and if any Person or Persons subject to the Payment of any of the said Tolls hereby imposed, shall, after Demand made by any Collector or Collectors, neglect or refuse to pay the same, or

Remedies for recovering Tolls.

any Part thereof, it shall be lawful for the said respective Collectors of the Tolls, or other Person or Persons whom they or any of them take to their Assistance therein, to seize and distrain any Horse, Beast or other Cattle, upon which any such Tolls are by this Act imposed, or any other Goods and Chattels belonging to any Person or Persons so neglecting or refusing, or liable to pay the Tolls aforesaid (except the Bridle or Reins of any such Horse or other Beast, separate from such Horse or other Beast); and if such Tolls, and the reasonable Charges of such Seizure and Distress, and of detaining and keeping the same, shall not be paid within the Space of Five Days next after such Seizure and Distress made, the Person or Persons so seizing and distraining may sell the Horse or other Beast or Cattle, Goods and Chattels, so seized and distrained, for Payment of the said Tolls, rendering the Overplus (if any) on Demand to the Owner thereof, after such Tolls and all reasonable Charges shall be deducted.

His Majesty and the Royal Family exempted from Toll.

LXI. And be it further enacted, That no Toll shall be demanded or taken for or in respect of any Horse or Carriage belonging to His Majesty, or any of the Royal Family, or any Horse or Carriage attending His Majesty, or any of the Royal Family.

Exemptions from Toll.

LXII. Provided always, and be it further enacted, That no Toll shall be demanded or taken for any Horse or Horses, or other Beast or Cattle, or for any Waggon, Wain, Cart, or other Carriage, employed in carrying or conveying, or going empty to fetch, carry, or convey, or returning empty from carrying or conveying, having been employed only in carrying or conveying on the same Day, any Stones, Bricks, Timber, Wood, Gravel, or other Materials for making or repairing the said Line of Road, or any Part thereof, or for the Repairs of any Bridge or Bridges on the said Line of Road, or with Seed for seeding the Ground, or Hay, Turnips, Straw, or Corn in the Straw only, not sold or disposed of, but passing to be laid upon or placed in the Houses, Barns, Outhouses, or Yards, or on the Lands of the Owners thereof; or for any Horse, Beast, or other Cattle or Carriage employed in carrying or conveying, or going empty to fetch, carry, or convey, or returning empty from carrying or conveying, having been employed only in carrying or conveying on the same Day, any Ploughs, Harrows, or Implements of Husbandry, or any Mould, Compost, Dung, or Manure (Lime excepted), employed in Husbandry for improving or manuring Lands, and not for the Purposes of Trade, or any other Thing employed in the Management of any Farm or Lands; or for any Horses or other Beasts going to or returning from Pasture or Watering Place; or for any Person or Persons going to or returning from his, her, or their proper Parochial Church, Chapel; or from any Person or Persons going to or returning from his, her, or their usual Place of Religious Worship tolerated by Law, on *Sundays*, or any other Day on which Divine Service is ordered by Authority to be celebrated; or going to or returning from attending the Funeral of any Person who shall die and be buried in any of the Parishes through which the said Line of Road passes and leads; or from any Clergyman going to visit, or returning from visiting, any sick Person, o on other his parochial or ministerial Duty; or for any Horses

Horses or Carriages, of whatever 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 or guarding such Mails or Expresses, or returning back from conveying the same; or for the Horse or Horses of any Officers or Soldiers on their March or on Duty; or for any Horse or Horses or other Beast, or any Cart, Carriage, or Waggon, employed in carrying or conveying, or returning therefrom, having been employed only in carrying the Arms or Baggage of any such Officers or Soldiers, or in carrying or conveying any sick, wounded, or disabled Officers or Soldiers; or 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, or Barrack, or Commissariat, or other Public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, or returning from having been so employed; or for any Horse, Mare, or Gelding, furnished by or for any Person belonging to any Corps of Yeomanry or Volunteer Cavalry or Infantry, and rode by him in going to or returning from any Place appointed for and on the Days of Exercise, Inspection, or Review, provided that such Person shall be dressed in the Uniform of his Corps, and shall have his Arms, Furniture, and Accoutrements according to the Regulations of such Corps at the Time of claiming such Exemption; or for Horses, Carts, or Waggons travelling with Vagrants sent by legal Passes, or returning after having been so employed; or for any Horses, Coaches, or other Carriages going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the several Counties through which the said Line of Road passes, on the Day or Days of such Election, or the Day before or Day after such Election shall begin or be concluded: And if any Person shall, by any fraudulent or collusive Means whatsoever, claim or take the Benefit of any of the Exemptions aforesaid, not being entitled to the same, every such Person shall forfeit and pay for every such Offence any Sum not exceeding Forty Shillings, One Half whereof shall be paid to the Informer, and the other Half shall be applied to the Purposes of this Act.

Exempting Carriages carrying King's Stores, &c. from Penalties for Overweight.

LXIII. 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, or 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, or the Horse or Horses drawing the same, be stopped or detained by reason of any Weight in any such Waggon, Wain, Cart, or other Carriage, or of being drawn by any Number of Horses or Oxen; and it shall be lawful for the 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 Act contained, to the contrary notwithstanding.

LXIV. And

Abatement of Tolls, where Waggons have Wheels of a certain Description.

LXIV. And be it further enacted, That all Waggons, Carts, and other Carriages, having the Wheels of the Width and Description, and the Axletrees fixed, as mentioned and set forth in and by an Act made in the Fifty-fifth Year of the Reign of His present Majesty, intituled *An Act to enable the Trustees of Turnpike Roads to abate the Tolls on Carriages, and to allow their carrying extra Weight in certain Cases*, shall be entitled to an Abatement of One-fourth Part of the Tolls hereby granted, and to all the other Privileges and Exemptions granted by the said Act.

Tolls may be let.

LXV. And be it further enacted, That the said Commissioners hereby appointed shall or may, and they are hereby authorized and empowered, by Writing under their Hands and Seals, at any Time or Times, to set, let, demise, and to farm let the Tolls by this Act granted, or any Part thereof, and also the Turnpikes, Toll Houses, and Weighing Engines vested in them by virtue of this Act, for any Term not exceeding Three Years at any one Time, unto any Person or Persons who shall be willing to take or farm the same, Thirty Days Notice of the Intention of such letting or farming being given in some one or more Newspapers published or circulated within the several Counties through which the said Line of Road passes, and also upon all the Turnpikes or Toll Gates which shall be then standing in, upon, or across the said Line of Road, for the best Rent or Rents that can be gotten for the same, and which shall be payable to the said Commissioners or their Treasurer at such Times and under such Covenants as the said Commissioners shall direct or appoint.

Lessees, or Persons appointed by them, may collect the Tolls.

LXVI. And be it further enacted, That during such Times as the said Tolls or any Part or Parts thereof shall be leased, demised, or to farm let, to any Person or Persons whomsoever, it shall be lawful for the Lessee or Lessees, Farmer or Farmers thereof, or such other Person or Persons as he or they shall by Writing or Writings under his, her, or their Hand or Hands authorize or appoint, to demand and take the said Tolls, and to use all such Means and Methods for the Recovery thereof, in case of Non-payment or Evasion, as the Collectors appointed under or by virtue of this Act are by this Act empowered to use.

The Commissioners may evict the Lessees, vacate their Leases, and resume the Possession of Toll Houses, in case the Rent shall be in arrear, or Conditions of Letting not performed.

LXVII. And be it further enacted, That in case the Tolls arising from all or any of the Toll Gates erected or to be erected on the said Line of Road from *Shrewsbury* to *Bangor Ferry*, shall at any Time or Times after the said First Day of *August* be demised or let to farm to any Person or Persons whomsoever, and the Lessee or Lessees, Farmer or Farmers thereof, shall neglect or refuse to perform the Terms and Conditions on which the same shall be so demised or let; or in case any Rent or Rents agreed to be paid by such Lessee or Lessees, Farmer or Farmers, shall be in arrear for the Space of Twenty-one Days next after any of the Days on which the same ought to be paid, pursuant to his, her, or their Lease or Agreement, then and in either of the said Cases the said Commissioners hereby appointed, or their Clerk, Treasurer, or Surveyor, or any Person authorized

thorized by Writing under their Hands, shall be at Liberty, and they are hereby authorized, to enter into and upon the Possession of the Toll House or Toll Houses, with the Buildings, Gates, and Appurtenances thereto belonging, so let or demised as aforesaid, and to put out such Lessee or Lessees, Farmer or Farmers, from the Possession thereof, and from the Collection of the Tolls there payable; and that thereupon it may be lawful for the said Commissioners (if they shall think fit) to vacate and determine the Lease and Contract or Agreement for leasing or letting the Tolls to such Lessee or Lessees, Farmer or Farmers, and the same shall be utterly void to all Intents and Purposes (save as to the Covenants or Agreements for the Payment and Recovery of the Rent or Rents thereby reserved); and it shall be lawful for the said Commissioners in every such Case to demise or let to farm the said Tolls again to any other Person or Persons, or cause the same to be taken or collected, as if no former Lease or Agreement had been entered into relative thereto.

Tolls may be compounded for.

LXVIII. And be it further enacted, That the said Commissioners hereby appointed may, and they are hereby empowered, from Time to Time, as they shall see convenient, to compound and agree, for any Term not exceeding One Year at any one Time, with all or any of the Inhabitants of the several Towns, Parishes, Hamlets, or Places near to or through which the said Line of Road hereby directed to be repaired and maintained leads, for the Passage of his, her, or their Horses, Carriages, and other Beasts or Cattle through all or any of the Turnpikes or Toll Gates now erected, or to be erected by virtue of this Act, on the said Line of Road; which Composition Money shall be paid in Advance or otherwise; and in Default thereof, the Composition or Agreement with the Person or Persons making such Default shall be void.

For preventing Toll Collectors from taking undue Tolls, or otherwise misbehaving.

LXIX. And be it further enacted, That all and every Toll Collector, being Lessee of the said Tolls, or continued or appointed either by the said Commissioners or by any such Lessee or Lessees, to collect the Tolls by this Act granted, shall and he is hereby required to place his Christian and Surname, painted on a Board in legible Characters, in the Front, or some other conspicuous Part of the Toll House or Toll Gate, immediately on his coming on Duty, each of the Letters of such Name or Names to be at least Two Inches in Length, and of a Breadth in proportion, and painted either in white Letters on a black Ground, or black Letters on a white Ground, and shall continue the same so placed during the whole Time he shall be upon such Duty; and if any Collector of the said Tolls shall not place such Board as aforesaid, and keep the same there during the Time aforesaid, or shall demand or take a greater or less Toll from any Person than he shall be authorized to do by virtue of this Act, or the Orders and Resolutions of the Commissioners made in pursuance thereof, or shall demand and take a Toll from any Person or Persons who shall be exempt from the Payment thereof, and claim such Exemption, or shall refuse to permit or suffer, or shall in anywise hinder any Person or Persons from reading such Christian or Surname, or shall refuse to tell his Christian or Surname to any

Person or Persons who shall demand the same, on having paid the said Tolls or any of them, or shall, in answer to such Demand, give a false Name or Names, or shall refuse or neglect to give a Ticket denoting the Payment of the said Toll, and naming and specifying the several Gates freed by such Payment (such Ticket being demanded), or upon the legal Toll being paid or tendered, shall unnecessarily detain or wilfully obstruct, hinder, or prevent any Passenger or Passengers from passing through any Turnpike or Toll Gate, or shall make use of any scurrilous or abusive Language to any Commissioner, Treasurer, Clerk, Surveyor, or other Officer, or any Passenger or Passengers, then and in every such Case every such Toll Collector shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence, as the Justice or Justices before whom the Information shall be laid shall adjudge; and such Penalty shall be recovered and applied as other Penalties are by this Act directed to be recovered and applied.

For settling Disputes concerning Tolls.

LXX. And be it further enacted, That if any Dispute shall happen about the Amount of the Tolls, or the Charges of making, keeping, or selling any Distress, it shall and may be lawful for the Collector, or the Person so distraining, to retain such Distress, or the Money arising from the Sale thereof (as the Case may happen), until the Amount of the Tolls due, and the Charges of the Distress and Sale, and of keeping the Distress, be ascertained by some Justice of the Peace for the County or Place wherein such Dispute shall happen to arise, who, upon Application made to him for that Purpose, shall examine the Matter on the Oath of the Parties, or other Witness or Witnesses (which Oath such Justice is hereby authorized to administer), and shall determine the Amount of the Tolls due, and shall award such Costs and Charges to either Party, as to the said Justice shall appear right and proper; all which Costs and Charges shall and may be levied and recovered, in case of Non-payment thereof forthwith, by Warrant under the Hand and Seal of such Justice, rendering the Overplus (if any) upon Demand, after deducting the Costs and Charges of making such Distress and Sale, to the Person or Persons whose Goods and Chattels shall have been so distrained and sold.

Penalty for evading Tolls.

LXXI. And be it further enacted, That if any Person or Persons shall, with any Horse, Cattle, Beast or Carriage, pass through any Lands, Grounds, or Hereditaments (not being the Owner or Owners, or Occupier or Occupiers thereof, or any of his, her, or their Family or Servants) lying near any Turnpike or Toll Gate which shall be erected by virtue of this Act (the same not being a Public Highway); or if any Owner or Occupier of such Lands, Grounds, or Hereditaments, shall knowingly permit or suffer any Person or Persons (not being his, her, or their Servant or Servants, or of his, her, or their Family) with any Horse, Cattle, Beast, or Carriage whatsoever, to pass through the same, with Intent to evade the said Tolls, or any of them; or if any Person or Persons shall give to or receive from any Person or Persons, or forge or counterfeit any Note or Ticket, Notes or Tickets by this Act directed to be given, with Intention to evade the Payment of the said Tolls, or any Parts thereof; or if any Person or Persons shall

fraudulently pass through any such Turnpike or Toll Gate, with any Horse, Beast, or other Cattle, without Payment of Toll, or shall take off or cause to be taken off any Horse, Beast, or other Cattle from any Carriage, or having passed through any such Turnpike or Toll Gate, shall afterwards add or put an additional Horse or Horses, Beast or Beasts, to such Carriage, with Intent to evade the Payment of the said Tolls, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Collectors, &c. may give Evidence.

LXXII. And be it further enacted, That in case any Dispute, Suit, or Litigation shall happen to arise touching or in anywise concerning or relating to the Tolls to be collected on the said Line of Road or any of them, or the Recovery of such Tolls, the Person or Persons appointed to collect the same, or any other Person or Persons acting by or under the Authority of the said Commissioners hereby appointed, shall not be incompetent to give Evidence in any such Dispute, Suit, or Litigation, by reason of his, her, or their being appointed to collect the said Tolls, or acting under the Authority of the said Commissioners hereby appointed as aforesaid.

Power to borrow Money, and assign the Tolls as a Security.

LXXIII. And be it further enacted, That it shall be lawful for the said Commissioners hereby appointed, and their Successors, to borrow and take up at Interest such Sum and Sums of Money as they shall from Time to Time think fit, upon the Credit of the Tolls arising by virtue of this Act, or any Part or Parts thereof, and by Writing under their Hands and Seals to assign over or mortgage the said Tolls or any Part or Parts thereof (the Costs and Charges of such Assignments or Mortgages to be paid out of the said Tolls) to any Person or Persons, for any Term during the Continuance of this Act, as a Security or Securities for the Payment of the several Sums that shall be so borrowed, with the Interest thereof; which Assignments or Mortgages shall be according to the Form following:

Form of Assignments.

'BY virtue of an Act of Parliament passed in the Fifty-ninth Year of the Reign of King *George* the Third, intituled, '[*insert the Title of this Act,*] We
' or more of the Commissioners for
' carrying the said Act into Execution, in Consideration of the
' Sum of to the
' Treasurer of the said Line of Road in Hand paid by
' do hereby grant,
' bargain, sell, and demise unto the said
' his Executors, Administrators, and Assigns,
' such Proportion of the Tolls arising by virtue of the said Act, as
' the said Sum of doth
' or shall bear to the whole Sum advanced or to be advanced on the
' Credit of the said Tolls, to be had and holden from this
' Day of for and during the Continuance of
' the said Act, unless the said Sum of
' with the Interest thereof, shall be sooner paid and satisfied. Given
' under our Hands and Seals, this Day
' of .'

And

And Copies of all such Mortgages and Assignments shall be entered in a Book to be kept for that Purpose by the Clerk or Clerks, Treasurer or Treasurers to the said Commissioners; but no Money shall be borrowed unless Notice be for that Purpose given in some Newspaper published or circulated within the several Counties through which the said Line of Road passes; and also upon the Turnpikes or Toll Gates which shall be then standing in, upon, or across the said Line of Road, at least Twenty-one Days before the borrowing thereof; and all Mortgages or Assignments which shall be made in the Manner and Form aforesaid, shall be good, valid, and effectual to all Intents and Purposes whatsoever; and all Persons to whom any such Mortgages or Assignments shall be made as aforesaid, or who shall be entitled to the Money thereby secured, may from Time to Time, by Writing under their respective Hands and Seals, transfer their Right, Title, Interest, or Benefit to the Principal or Interest thereby secured, to any Person or Persons whomsoever, by Indorsement on such Mortgage or Assignment, in the Presence of any credible Witness; which Transfer shall be according to the Form following:

'I do transfer the within Mortgage, and all Principal and Interest now due thereon, unto Executors, Administrators, and Assigns. Witness my Hand and Seal this Day of .'

All which Transfers shall be produced and notified to the Clerk or Clerks, Treasurer or Treasurers, to the said Commissioners, who shall cause an Entry or Memorial to be made thereof, containing the Dates, Names of the Party, and Sums of Money, in a Book to be kept for that Purpose, for which the said Clerk or Clerks, Treasurer or Treasurers, shall be paid the Sum of Five Shillings, and no more; and after such Entry made, every such Transfer shall entitle the respective Assignees or Persons to whom the same shall be made, their Executors, Administrators, and Assigns, to the Benefit thereof and Payment thereon; and it shall not be in the Power of any Person making such Transfer to make void, release, or discharge the same, or any Monies thereby due, or any Part thereof; and all Persons to whom such Mortgages, Assignments, or Transfers shall be made as aforesaid, shall be, in Proportion to the Sums therein respectively mentioned, Creditors on such Tolls in equal Degree one with another, and shall have no Preference in respect of the Priority of advancing any such Monies or to the Dates of such Assignments; and all such Monies so borrowed shall be and are hereby declared to be vested in the said Commissioners for the Purposes of this Act.

Application of Money.

LXXIV. And be it further enacted, That the Monies to arise or to be borrowed on the Credit of this Act, shall from Time to Time be applied in improving or altering, maintaining and keeping in Repair the said Line of Road from *Shrewsbury* to *Bangor Ferry* hereinbefore described and vested in the said Commissioners, and in the Maintenance and Repair of all such new Cuts, Alterations, and Improvements along the said Line of Road, as shall be made by the said

said Commissioners for executing the said recited Act of the Fifty-fifth Year of His Majesty's Reign, by this Act drected to be made over by such Commissioners, and vested in the said Commissioners hereby appointed, and their Successors, and in defraying the necessary Charges attending the Execution of this Act, and in paying the Principal and Interest of all Monies hereby directed to be paid by and charged upon the said Commissioners for executing this Act, and in paying the Principal and Interest of all Monies borrowed and charged upon the said Tolls by virtue of this Act, and for no other Use or Purpose whatsoever, save and except where any other Application of Money shall be directed by this Act.

When new Acts are made by the Commissioners under 55G. 3. c. 152. the old Roads may be sold.

LXXV. And be it further enacted, That where any new Road has been made, and when and as often as any new Road or Cut shall be made by the said Commissioners for executing the said recited Act of the Fifty-fifth Year of His Majesty's Reign, and such new Road or Cut shall be made over to and vested in the Commissioners hereby appointed, according to the Directions of this Act, it shall and may be lawful for the Commissioners hereby appointed, and they are empowered to sell and convey for the best Prices that can be gotten for the same, the Land constituting any former Part of the said Line of Road between *Shrewsbury* and *Bangor Ferry* hereby vested in them, in lieu whereof such new Road or Cut shall be made, unless such former Road shall lead over some Heath, Common, Moor, or Waste Ground, or to some Village, Hamlet, or Place, to which the new Road or Cut shall not lead, and the Money arising from such Sales shall be applied to the Repair of the said Line of Road directed to be repaired by this Act; and all Conveyances executed by the said Commissioners under this Act, shall be enrolled with the Clerk of the Peace for the County where the Land sold is situate, and shall be good, valid, and effectual to all Intents and Purposes.

The Parts of the old Road intended to be sold, shall be first offered to the Person whose Land such old Road adjoins.

LXXVI. And be it further enacted, That the said Commissioners before they shall sell and dispose of any Piece or Pieces of Land, being Part of the old Roads as aforesaid, shall offer the same to the Person or Persons whose Land shall adjoin thereto; and in case such Person or Persons shall not then and thereupon agree, or shall refuse to purchase the same, any Affidavit to be made and sworn before a Master or Master Extraordinary in the High Court of Chancery, or before One of His Majesty's Justices of the Peace for the County in which such Piece or Pieces of Land to be sold shall be (who are hereby required and empowered to take the same) by some Person or Persons no ways interested in such Piece or Pieces of Land, stating that such Offer was made by or on Behalf of the said Commissioners, and that such Offer was not then and there agreed to, or was refused by the Person or Persons to whom the same was so offered, shall in all Courts whatsoever be sufficient Evidence and Proof that such Offer was made and was not agreed to, or was refused by the Person or Persons to whom such Offer was made (as the Case may be).

Commissioners may contract for repairing the Road.

LXXVII. And be it further enacted, That the said Commissioners hereby appointed, and their respective Successors, may, and they are hereby empowered from Time to Time to contract and agree with

with any Person or Persons for repairing, fencing, or amending the said Line of Road, or any new Cut or Cuts along the same, or any Part or Parts thereof, or for repairing or amending any Bridge or Work on the said Line of Road, or for doing any other Work to be done in the Execution of this Act, in such Manner and for such Sum or Sums of Money as the said Commissioners shall think proper; and that all Contracts and Agreements in Writing, entered into pursuant to an Order at any Meeting by the said Commissioners, shall be binding upon the said Commissioners and their Successors, and also upon all other Parties who shall sign the same, his, her, and their Executors and Administrators respectively; and that Actions and Suits may be maintained thereon, and Damages and Costs recovered against the Party or Parties failing in the Execution of such Contracts or Agreements; and all Works to be done by the said Commissioners hereby appointed, or their Successors, on any Part of the said Line of Road, for repairing the same, or for building any Toll Gate, House, or Weighing Machine, or for any other Matter where the Expence of such Works will amount to more than the Sum of Twenty Pounds, shall be done by Contract, and in no other Way whatsoever, except in Cases of sudden Emergency.

Contracts under former Acts continued.

LXXVIII. And be it further enacted, That all Contracts and Agreements for letting the Tolls collected at any Gate or Gates now standing on the said Line of Road (which Gate or Gates shall by this Act be directed to be given up to the Commissioners hereby appointed,) and all other Contracts and Agreements affecting the said Line of Road made by the Trustees under any of the said recited Acts, shall continue and be in force until the Expiration thereof, provided the Period for the Fulfilment of such Contracts shall not extend beyond the First Day of *June* One thousand eight hundred and twenty, and until that Time shall be as valid and binding upon the Commissioners hereby appointed, and upon the Parties thereto contracting with the Trustees, as if made under the Authority of this Act; and the Persons contracting for any of the said Tolls to be collected under any of the said recited Acts, shall, with the Consent of the Commissioners hereby appointed, collect and recover the Tolls hereby authorized to be taken, and account for and pay over to the said Commissioners any Sum or Sums of Money which they may from Time to Time receive for any additional Tolls by this Act authorized to be taken: Provided always, that no Trustees under the said recited Acts shall continue liable or answerable for any Breach of Contract, where any Part of the said Line of Road given up by them to the Commissioners under this Act, or the Tolls collected on such Part so given up, shall form the Subject Matter of such Contract.

General Turnpike Acts to extend to this Act.

LXXIX. And be it further enacted, That the several public Acts made for the Regulation of Turnpike Roads in *England* and *Wales*, shall and they are hereby declared to extend to this Act; and that it shall and may be lawful for the said Commissioners hereby appointed to put in Execution all the Powers and Authorities by the said General Acts given to and authorized to be executed by Trustees of Turnpike Roads, as fully and amply as any Trustees may do under the Authority of the said general Acts, or either of them.

LXXX. And

LXXX. And be it further enacted, That it shall be lawful for the Surveyor or Surveyors for the Time being, to be appointed by the said Commissioners, and such Person as he or they shall appoint, to remove and prevent all Annoyances on any Part of the said Line of Road, by Filth, Dung, Ashes, Rubbish, or otherwise; and to turn any Watercourses, Sinks, or Drains running into, along, and out of the said Line of Road, or any Part thereof, to the Prejudice of the same; and to open, scour, and cleanse any Watercourses or Ditches adjoining to any Part of the said Line of Road, and make the same as deep and large as he or they shall think proper and necessary; and at proper Seasons of the Year to cut down, lop, and top any Trees or Bushes growing in the said Road, or in the Hedges or Banks adjoining thereto, and within Ten Yards of the Centre thereof (except Trees or Hedges planted as an Ornament or Shelter to any House, Garden, or Orchard, or any Planted Walk or Avenue to a House); and to take and carry away the same, in case the Owners or Occupiers of the Premises shall neglect to remove the same, or to cut down or carry away such Trees or Bushes as aforesaid, or to open, scour, or cleanse such Watercourses or Ditches, or to remove such other Annoyances, for the Space of Ten Days next after Notice in Writing given for that Purpose, under the Hand of such Surveyor; and the Charges thereof, to be settled by the said Commissioners or any Three or more of them, shall be reimbursed to the said Surveyor by such Owners or Occupiers, and the same shall be recovered in such Manner as the Penalties and Forfeitures are herein-after directed to be recovered; and if, after Removal of any of the said Annoyances, any Person shall again offend in the like Kind, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds. For removing and preventing Annoyances.

LXXXI. And be it further enacted, That all Gates to be hereafter made and placed in any Field or Ground adjoining any Part of the said Roads, shall be made to open and swing inwards towards such Field or Ground, and not towards the said Roads; and that it shall be lawful for the said Commissioners to order all such Gates as are now erected, or may hereafter be erected, and open and swing outwards towards the said Roads, to be altered and made to open and swing inwards, as they the said Commissioners shall think proper; and if any Occupier or Occupiers of the Lands upon which any Gate or Gates is or are or shall be constructed so as to open and swing outwards towards the said Roads, shall (after Ten Days Notice from the Surveyor of the said Roads, requiring him or them to alter any such Gate or Gates, and make the same to open and swing inwards), refuse or neglect to make such Alterations, and after such Alterations shall have been once made, shall again alter the same, every such Occupier or Occupiers shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings. Gates to open inwards.

LXXXII. And be it further enacted, That it shall be lawful for the Surveyor or Surveyors of the said Commissioners under this Act, and such Person or Persons as he or they shall appoint, to search for, dig, gather, and take away any Gravel, Furze, Heath, Sand, Stones, or other Materials for repairing or amending any Part or Parts of the said Power to take Materials.

said Line of Road, or of the Bridges hereby vested in the said Commissioners hereby appointed, in and out of any River or Brook, or out of any Moor, Waste, or Common Grounds, in any Township, Parish, District, or Place, in or near which any Part of the said Line of Road to be repaired doth or shall lie, without paying any Thing for such Materials; such Surveyor or Surveyors levelling or causing to be levelled all such Holes and Pits, or otherwise causing the same to be raised or fenced off, where or from whence any such Materials shall be dug, gathered, or taken away, in such Manner as that the same shall not be dangerous to any Cattle or Travellers whatsoever, and paying for the Damages done by Loading, and for going over or through any Lands, Grounds, or private Lands or Roads, for or with such Materials; and in case sufficient Materials cannot be gotten from such River or Brook, Moors, Wastes, or Commons, then it shall be lawful for the said Surveyor or Surveyors, and such Person and Persons as he or they shall appoint, by Order of any Two or more Justices of the Peace for the County in which the Lands shall be situate, to search for, dig, take, and carry away any such Materials as aforesaid, in and out of the several Grounds of any Person or Persons (not being a Garden, Orchard, Yard, Park, Paddock, or Planted Walk or Walks, or Avenue to a House, Lawn, or inclosed Plantation, or any Piece of Ground inclosed, planted, and set apart as a Nursery for Trees), paying such Recompence for the same, and for the Damages done to the Owners or Occupiers of such Lands or Grounds where and from whence the same shall be dug, gathered, taken, and carried away, or over which the same or any other Materials for the Repair of the said Line of Road shall be carried, as the said Commissioners shall judge reasonable; and in case of any Difference concerning the same, any Two Justices of the Peace for the County wherein such Lands shall lie and be situate, on Seven Days Notice being given by either Party to the other, shall and may hear, judge, and determine such Difference, which Determination shall be final and conclusive.

No Materials to be taken from any private grounds, until Notice thereof given to the Owner.

LXXXIII. Provided always, and be it further enacted, That it shall not be lawful for any Surveyor, or any other Person or Persons under the Authority of this Act, to dig for, take, and carry away any Materials for repairing any Part of the said Line of Road, or any Bridge or Work on the said Line of Road, from any inclosed Lands or Grounds where no Gravel Pit or Quarry has been previously opened, until Notice in Writing, signed by the said Surveyor, shall have been given to the Owner or Occupier of the Premises from which such Materials are intended to be taken, or left for such Owner or Occupier at his usual Place of Residence, to appear within Ten Days after the Delivery of such Notice before Two Justices of the Peace acting for the County where such Lands shall be situated, to shew Cause why such Materials shall not be had from such Lands or Grounds; and in case such Owner or Occupier shall not attend pursuant to such Notice, such Justices shall, if they think meet, authorize such Surveyor or other Person to dig, gather, take, and carry away such Materials, at such Time or Times as to such Justices shall seem proper; and if such Owner or Occupier shall neglect or refuse to appear by himself or his Agent, the said Justices shall and may make such Order therein as they shall think fit, as fully and effectually

effectually, to all Intents and Purposes, as if such Owner or Occupier, or his Agent, had attended.

Penalty on removing any of the Materials from the Roads.

LXXXIV. And be it further enacted, That if any Person or Persons whosoever shall take away any Materials which shall have been gotten, digged, or gathered for the Repair or Use of the said Road, or shall raise or carry away any Materials out of any Quarry which shall have been made, dug, or opened for the Purpose of getting Materials for the said Line of Road, before the said Surveyor or his Workmen shall have discontinued working therein for the Space of Thirty Days, (except the Owner or Occupier of any private Grounds, and Persons authorized by such Owner or Occupier to get Materials for his own private Use only, and not for Sale); every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Bridges to be repaired by those now liable to repair them.

LXXXV. And be it further enacted, That the said Commissioners hereby appointed may and they are hereby authorized and empowered, at any Meeting held by them, when and as often as they shall think fit and necessary, to direct Indictments to be preferred, at the Expence of the Tolls and Revenues arising by virtue of this Act, against the Inhabitants of all or any of the Parishes, Townships, Districts, or Places through which the said Line of Road or any Part thereof passes, or against any County or Hundred liable to repair any Bridge or Bridges on the said Line of Road or any Part thereof, who shall have neglected or refused respectively to repair the same: Provided always, that the Inhabitants of any Parish, Township, or other Place, shall not be liable to any Indictment, Presentment, or other Proceeding for the Non-repair of so much of the said Line of Road as leads from *Llandegai* to the Town of *Bangor*, in the County of *Caernarvon*, and for the Repairs whereof the Sum of Fifty Pounds *per Annum* is herein-before directed to be paid to the said Commissioners by the Trustees acting under the said recited Act of the Fiftieth Year of the Reign of His present Majesty.

Penalty on injuring Bridges, &c.

LXXXVI. And be it further enacted, That if any Person or Persons shall wilfully and maliciously break down or destroy any Bridge on the said Line of Road from *Shrewsbury* to *Bangor Ferry* vested in the said Commissioners hereby appointed, or any of the Supports of the Walls of any such Bridge, or shall cut, break down, or destroy any Embankment or other Work for the Support of the said Line of Road, or any Part thereof, or any Drain, or any Toll House, Turnpike Gate, or Weighing Machine, hereby vested in the said Commissioners by this Act appointed, every Person so offending shall be deemed guilty of Felony, and the Court by and before whom such Person or Persons shall be tried and convicted shall have Power and Authority to cause such Person or Persons to be transported for the Term of Seven Years, or, in Mitigation of Punishment, may award Sentence of Imprisonment at the Discretion of the Court.

Penalty on obstructing the Execution of the Act.

LXXXVII. And be it further enacted, That if any Person or Persons shall assault, interrupt, or hinder, or cause or promote to be assaulted, interrupted, or hindered, any Collector of the Tolls, or any Surveyor or Deputy

Deputy Surveyors, or any other Person by them or any of them, or by the said Commissioners, employed in the Execution of this Act, every such Person so offending shall for every such Offence forfeit any Sum not exceeding Five Pounds.

Penalty for defacing Mile Stones, &c. and committing any Nuisance.

LXXXVIII. And be it further enacted, That it shall be lawful for the said Commissioners hereby appointed, from Time to Time, when and as often as they shall think necessary, to cause the said Line of Road, or any Part thereof, to be measured, and Stones or Posts or other Erections to be placed in or near the Sides of the said Line of Road, with Inscriptions thereon, denoting the Number of Miles and Distance of Places, as they shall think proper; and if any Person or Persons shall wilfully pull up or damage any Direction or Mile Post or Stone, erected or fixed or to be erected or fixed in or near the Side or Sides of the said Line of Road from *Shrewsbury* to *Bangor Ferry*, by this Act vested in the said Commissioners hereby appointed, or shall obliterate or deface any of the Letters, Figures, or Marks inscribed thereon; or if any Person shall ride on any Footpath formed or maintained by the Surveyor of the said Commissioners upon or on the Side of or adjoining to the said Line of Road, or shall drive any Horse, Beast, or Swine, or any Carriage upon, or cause any Damage to be done to any such Footpath; or if any Person, after having blocked any Carriage whatsoever, in going up any Hill or rising Ground, shall leave on the said Road the Stone or other Thing used in such blocking; or if any Person shall cause to be haled or drawn any Timber, Stone, or other Thing, otherwise than upon Wheeled Carriages, or shall suffer any Timber, Stone, or other Thing, which shall be carried upon Wheeled Carriages, to drag upon the said Line of Road, or any Part thereof, to the Prejudice thereof; or if any Person driving any Pigs or Swine upon the said Line of Road or any Part thereof, shall suffer the said Pigs or Swine to damage or root up the same, or the Fences on either Side thereof; or shall turn or permit or suffer his, her, or their Horse or Horses, or other Beast or Beasts, Cattle, Pigs, or Swine, to feed, graze, or run loose upon any Part of the said Roads, or on the Side or Sides thereof; or if any Person driving any Carriage on the said Line of Road, and meeting another Carriage, shall not keep his or her Carriage on his or her Left or Near Side of the Road; or if any Person shall wilfully prevent another from passing him or her, or any Carriage under his or her Care; or if any Person shall make or assist in making any Fire or Fires, or shall set fire to, or let off or throw any Squib, Rocket, or Fire Works whatsoever, or play at Foot Ball on any Part of the said Line of Road; or if any Person shall leave any Carriage (except in Cases of Accident) upon or on the Side of any Part of the said Line of Road, longer than may be necessary to load or unload the same, either with or without any Horse or Beast of Draught harnessed or yoked thereto, or shall lay any Timber, Stones, Hay, Straw, Dung, Manure, Soil, Rubbish, or other Matter or Thing whatsoever, upon any Part of the said Line of Road, or on the Side or Sides thereof, to the Prejudice thereof, or to the Annoyance of Persons travelling thereon; or if any Person or Persons shall scrape off any Mud, Soil, or other Matter or Thing which shall lie or be upon the said Line of Road

or

or any Part thereof, and shall not within the Space of Seven Days take and carry away the same; every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

An Account of the Receipt and Application of Money to be laid before Parliament.

LXXXIX. And be it further enacted, That the said Commissioners shall, on or before the Twenty-fifth Day of *March* in every Year, lay before both Houses of Parliament an Account of the Receipt and Application of all Monies which shall be received by the said Commissioners, and the Report of the Progress made by the said Commissioners in the several Works authorized to be executed by them.

Persons liable to repair the Roads to continue so.

XC. And be it further enacted, That every Owner, Proprietor, Occupier, Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, Feoffees, Trustees, and every other Person or Persons who now are or at any Time have been liable or chargeable towards repairing any Bridge or Bridges built across or adjoining to the said Line of Road, or any Part thereof, shall still remain liable and chargeable towards such Repairs; and in case any Lands, Tenements, or Hereditaments, or any Rents or Profits issuing out of any Lands, Tenements, or Hereditaments, now are or shall hereafter be liable and chargeable towards the amending any Part or Parts of the said Line of Road or Streets, such Lands, Tenements, Rents, and Profits shall still remain so liable and chargeable; and the Possessors and Occupiers thereof are hereby required and directed to pay such Rents and Profits as ought to be applied towards the Repairs of the said Line of Road, to the said Commissioners hereby appointed, or to their Treasurer; and upon Default of Payment thereof, the same shall or may be levied and recovered in like Manner as any Penalties or Forfeitures for Offences against this Act are hereinafter directed to be levied and recovered: Provided always, that in case the ancient or former Way over any Common or Waste Ground shall, by virtue or in pursuance of the said recited Act of the Fifty-fifth Year of His Majesty's Reign, be turned or diverted, the Inhabitants of the Township, Hamlet, or Parish wherein such old or former Road shall be, shall not be obliged to repair such old or former Road, unless the same leads to some Village, Town, or Place with which the new Road doth not communicate.

Statute Labour.

Justices to determine Differences touching Statute Work.

XCI. Provided always, and be it further enacted, 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 Line of Road, or any Part thereof, shall still remain liable thereto, in like Manner as heretofore; and it shall be lawful for any Two or more Justices of the Peace within whose Jurisdiction such Parish or Place shall lie, and they are hereby empowered and required (upon Application made to them for that Purpose by the said Commissioners, or by their 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 several Parts of the said Line of Road by the Inhabitants of the respective Parishes or Places in which the same shall lie, and also what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every such Parish or Place,

Place, in lieu of or as a Composition for such Statute Work, shall be by him or them paid to the said Commissioners or to their Treasurer; and in order thereunto, it shall be lawful for such Justices from Time to Time to summon the Surveyor or Surveyors of the Highways for every such Parish or Place to bring in Lists before such Justices at some Place to be expressed in such Summonses (within Fourteen Days after the serving of such Summons), of the Names of the several Persons who within such Parish 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 and Effect for the Repair of the Public Highways; and out of such Lists such Justices shall or may allot, appoint, and order such and so many of the Persons who shall appear to be 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 Line of Road, as the said Commissioners hereby appointed, or their Surveyor, shall from Time to Time order, direct, and appoint; and the said Justices may also order and direct the Persons who by such Lists shall appear to be subject or liable to the Payment of any Money in lieu of or as a Composition for Statute Work as aforesaid, to pay such Proportion thereof as the said Justices shall think proper to the Surveyor or Surveyors of such Parish or Place respectively, to be by him paid over to the said Commissioners hereby appointed, or their Treasurer, at such Time or Times as the said Justices 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 this Act authorized 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 last or usual Place or Places of Abode for that Purpose, signed by the Surveyor to the said Commissioners, or by some Person authorized by him) 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 or liable to by any Law or Statute in Force and Effect for the Repair of the public Highways; and if any Person who shall come to work as a Labourer, or who shall be sent with any Team or Draught to work on any Part of the said Line of Road, shall be found idle or negligent by any Surveyor to the said Commissioners, or by any Person employed by him, such Surveyor or other Person is hereby empowered to remove and turn off the Person 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 as

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 Line of Road; all which Forfeitures shall be paid to the Treasurer to the said Commissioners, and applied towards amending the said Roads; and in case the said Surveyor or Surveyors of the Highways for the said Parishes or Places shall refuse or wilfully neglect to give in such Lists as aforesaid, or shall refuse or neglect to collect and pay over such Composition Money, or any Part thereof, in Manner 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 Five Pounds.

Composition Money, &c.

XCII. And be it further enacted, That the Proportion of the Money received or which ought to be received by the Surveyor or Surveyors of the Highways of every such Parish, Township, or Place as aforesaid, in lieu of or as a Composition for such Statute Work as aforesaid, and adjudged and determined by such Two Justices as aforesaid to be by such Surveyor or Surveyors paid to the said Commissioners or their Surveyor, shall be so paid to them or him, at such Time or Times as such Two Justices as aforesaid shall direct or appoint; and in default of Payment thereof, the same, together with all reasonable Costs and Charges of the Recovery thereof, shall and may from Time to Time be levied, on the Application of the said Commissioners or their Surveyor, by Distress and Sale of the Goods and Chattels of the Surveyor or Surveyors of the Highways of such Parish, Township, or Place, by Warrant under the Hand and Seal of One or more Justice or Justices of the Peace for the County or Place where the Defaulter or Defaulters shall reside.

Statute Work may be compounded for.

XCIII. And be it further enacted, That it shall be lawful for the said Commissioners hereby appointed to compound and agree with any Person or Persons, Bodies Politic or Corporate, for the Statute Work to be by them done on the said Line of Road, or any Part thereof; and also with the Inhabitants and Occupiers of Lands, Tenements, or Hereditaments, of and in all or any of the Parishes or Places in which the said Line of Road is situated, for a certain Sum of Money, by the Year or otherwise, as the said Commissioners shall think reasonable, in lieu of the Whole or of any Part of the Statute or other Work to be by all or any of the said Inhabitants and Occupiers done on the said Roads, which Composition Money shall always be paid by the Surveyor or Surveyors of the Highways, or other Officer of the Parish, or by the Person or Persons so compounding, to the Treasurer of the said Commissioners in Advance, on or before the First Day of *May* in each and every Year; or otherwise the Inhabitants or Occupiers of such Parish or Place shall not be permitted to compound for that Year.

For securing transient Offenders.

XCIV. And whereas Offences may be committed against this Act by Persons unknown to the Collectors, Surveyors, or other Officers appointed or to be appointed to put this Act into Execution; be it therefore further enacted, That it shall be lawful for any of the said Commissioners hereby appointed, or their Clerk or Clerks, or their Collectors, Surveyors, or other Officers respectively, and such other

Person or Persons as he or they shall call to his or their Assistance, without any Warrant or other Authority than this Act, to seize and detain any unknown Person or Persons who shall commit any such Offence or Offences, and take him, her, or them before any Justice of the Peace for the County or District near to the Place where the Offence or Offences shall be committed; and such Justice is hereby empowered and directed to proceed immediately to the hearing and determining of the Complaint, or to oblige such Person or Persons so offending to give Security for his, her, or their Appearance at the next Justices Sitting to be holden within and for the County or District in which such Offence or Offences shall have been committed, to answer the said Complaint; and the Justices present at such Sitting, or any Two or more of them, are hereby authorized and required to hear and determine the Matter of the said Complaint in a summary Way; and upon Conviction of the Offender or Offenders, either by the Justice before whom he, she, or they shall be first taken, or by the Justices at such Sitting aforesaid, it shall be lawful for such Justice or Justices respectively to commit him, her, or them to the Common Gaol or House of Correction for the same County or District, there to remain for any Term not exceeding Thirty Days, unless he, she, or they shall sooner pay the respective Penalties by him, her, or them incurred for such Offence or Offences, together with Costs and Charges attending the Conviction and Commitment.

Form of Conviction.

XCV. And for the more easy and speedy Conviction of any Offender or Offenders against this Act or the general Turnpike Act; be it further enacted, That all and every Justice and Justices of the Peace before whom any Person or Persons shall be convicted of any Offence against this Act, or the said General Turnpike Act or Acts, shall and may cause the Conviction to be drawn up in the following Form of Words, or in any other Form of Words to the same Effect, as the Case shall happen, (that is to say),

'BE it remembered, That on the Day of in the Year of our Lord *A. B.* is convicted before me *C. D.* One of His Majesty's Justices of the Peace for the County of [*specifying the Offence and Time and Place when and where the same was committed, as the Case may be*]. Given under my Hand and Seal, the Day and Year above written.'

Recovery of Penalties.

XCVI. And be it further enacted, That all Penalties, Forfeitures, and Fines by this Act authorized or imposed (the Manner of levying and recovering whereof is not herein otherwise particularly directed), shall upon Proof of the Offences respectively before any Justice of the Peace for the County or Place where the Offence shall be committed, or any Justice of the Peace for the County or Place where the Offender shall be or reside, either by the Confession of the Party or Parties, or by the Oath of any credible Witness, be levied by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant under the Hand and Seal of such Justice (which Warrant such Justice is hereby authorized and required to grant for those Purposes, and also to administer such Oaths *gratis*); and

and the Overplus, after such Penalties, Forfeitures, and Fines are recovered, and the Charges of levying and recovering the same shall have been deducted, shall be returned on Demand to the Owner or Owners of such Goods and Chattels; and all such Penalties, Forfeitures, and Fines (where not otherwise directed to be applied by this Act) shall from Time to Time be paid to the Treasurer or Treasurers to the said Commissioners, and be applied for the Purposes of this Act; and in case sufficient Distress cannot be found, or such Penalties, Forfeitures, or Fines shall not be forthwith paid, it shall be lawful for any such Justice, and he is hereby authorized and required, by Warrant under his Hand and Seal, to cause such Offenders to be committed to the Common Gaol or House of Correction for the County, there to remain, without Bail or Mainprize, for any Term not exceeding Six Calendar Months, unless such Penalties, Forfeitures, or Fines, and all reasonable Charges, shall be sooner paid and satisfied.

Distress not to be deemed unlawful for Want of Form.

XCVII. And be it further enacted, That when any Distress shall be made for any Money to be levied by virtue of this Act, the Distress shall not be deemed 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, Notice, 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 Persons aggrieved by such Irregularity may recover full Satisfaction for the special Damage in an Action upon the Case.

Proceedings not to be quashed for want of Form.

XCVIII. And be it further enacted, That no Order made touching or concerning any of the Matters aforesaid, or any Proceedings to be had touching the Conviction of any Offender against this Act, shall be quashed or vacated for want of Form only, or removed or removable by *Certiorari*, or any other Writ or Process, into any of His Majesty's Courts of Record at *Westminster*.

Appeal.

XCIX. Provided always, and be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any thing done in pursuance of this Act, and for which no particular Method of Relief hath been already appointed, such Person or Persons may, within the Space of Three Calendar Months next after the Cause of Complaint shall have arisen, appeal to the Justices of the Peace at any General or Quarter Sessions of the Peace to be holden for the County or Place where the Grievance shall have happened or been committed; every such Appellant first giving or causing to be given Fourteen Days Notice at the least, in Writing, of his or her Intention to bring such Appeal, and of the Cause or Matter thereof, to the Clerk or Clerks, Treasurer or Treasurers to the said Commissioners, and within Three Days next after such Notice entering into a Recognizance before some Justice of the Peace for such County or Place, with Two sufficient Sureties, conditioned to try such Appeal, and to pay such Costs as shall be awarded by the Justices at such Quarter Sessions; and the Justices at their said Sessions, upon due Proof

Proof of such Notice being given as aforesaid, and of the entering into such Recognizance, shall hear and finally determine the Cause and Matter of every such Appeal in a summary Way, and award such Costs to the Party appealing or appealed against, as the said Justices shall think proper; and the Determination of the Justices at such Quarter Sessions shall be final, binding, and conclusive, to all Intents and Purposes whatsoever.

Limitation of Actions.

C. And be it further enacted, That if any Action or Suit shall be commenced against any Person or Persons, for any thing done in pursuance of this Act, every such Action or Suit shall be brought within Six Calendar Months next after the Fact committed, and not afterwards, and shall be brought and laid in the County where the Cause of Action shall arise, and not elsewhere; and the Defendant and Defendants in any such Action or Suit shall or may plead the General Issue, and give this Act and the Special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if the same shall appear to be so done, or if such Action or Suit shall be brought after the Time before limited for bringing the same, or shall be laid or brought in any other County or Place than as aforesaid, then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall become Nonsuit, or discontinue his or their Action after the Defendant or Defendants shall have appeared, or if upon Demurrer, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall recover Treble Costs, and have such Remedy for the same as any Defendant hath for Costs of Suit in any Case by Law.

General Issue.

Treble Costs.

This Act to be deemed a Public one.

CI. 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.

SCHEDULE

SCHEDULE to which this Act refers.

Names of Creditors.	Residence.	Stating the Amount of the Principal to be secured under this Act. £	s.	d.
G. H. D. Pennant, Esq[r] -	Penryn Castle, Carmarthenshire - -	2,500	—	—
Rev[d] Edw[d] Stanley -	Alderly Rectory, Knutsford - -	432	15	—
Sir W. W. Wynn, Bart. -	Wynnstay -	309	—	—
Mrs. Humphreys - -	Liverpool -	316	9	—
Sir Edw[d] Pryce Lloyd, Bart.	Pengwern near St. Asaph -	102	15	—
Capt[n] Colin Jones - -	Holyhead -	101	15	—
George Venables, Esq[r] -	Liverpool -	108	15	—
Messieurs Croxson & Comp[y] - - -	Oswestry -	217	5	—
Capt[n] M. Goddard -	Holyhead -	51	10	—
John Willan, Esq[r] - -	London -	217	10	—
Mess[rs] Rocke, Eyton, & Comp[y] - - -	Shrewsbury -	217	10	—
Longueville Jones, Esq[r], Executor of Thomas Skye, Esq[r] - -	Oswestry -	53	—	—
Rev[d] James Donne - -	Do. - -	54	5	—
Representatives of John Rowlands, Esq[r] - -	Ellesmere -	50	—	—
Rev[d] W. Cleaver - -	Rector of Denbigh - -	104	5	—
Rev[d] Rich[d] Parkes -	Hanmer -	51	10	—
Tho[s] Lloyd, Esq[r] - -	Shrewsbury -	159	10	—
Doctor Darwin, for late Rob[t] Lawrence -	Do. -	108	10	—
Rev[d] Theodosius Wood -	Do. -	54	5	—
Joshua Peel, Esq[r], for late John Flint, Esq[r]. -	Do. -	54	5	—
Representatives of William Simes, Esq[r] -	Do. -	54	5	—
Joseph Loxdale, Esq[r] -	Do. -	54	5	—

SCHEDULE—*continued.*

Names of Creditors.	Residence.	Stating the Amount of the Principal to be secured under this Act.
		£ s. d.
Representatives of Mr Joseph Parry	Shrewsbury	54 5 —
Joseph Asterley, Esqr	Do.	104 5 —
Salop Fire Office	Do.	163 — —
William Lloyd, Esqr	Do.	54 5 —
Messieurs Beck and Company	Do.	217 10 —
Josa Peele, Esqr	Do.	54 5 —
Mr Edward Hughes	Do.	54 5 —
Mr William Hazeldine, for late John Hughes	Do.	54 5 —
William Prissick, Esqr	Do.	54 5 —
Revd Hugh Owen	Do.	108 15 —
Mr John Eaton	Do.	54 5 —
Mr William Hazeldine, for late John Mytton, Esqr	Do.	54 5 —
William Cooper, Esqr, Executor of late Nathaniel Cooper	Do.	54 5 —
John Vaughan, Esqr	Do.	54 5 —
Representatives of Charles Price Stanier, Esqr	Do.	54 5 —
Mr Richard Williamson	Do.	54 5 —
Mr William Hazeldine	Do.	54 5 —
Mr William Morris (Stationer)	Do.	54 5 —
Mr William Morris (Coachmaker)	Do.	54 5 —
The Representatives of Richard Phillips, Esqr	Do.	52 10 —
Samuel Tudor, Esqr	Do.	53 — —
Mr Thomas Brocas	Do.	54 5 —
Representatives of John Simpson, Esqr	Do.	54 5 —
William Lloyd, Esqr	Aston, Salop	100 — —
The Assignees of Moreton A. Slaney, Esqr	Skiffnall	54 7 6
Doctor Darwin, late Sarah Lawrence	Shrewsbury	54 7 6
The Assignees of Moreton A. Slaney, late Robert Slaney, Esqr	Hatton Grange near Skiffnal	108 15 —

SCHEDULE—*continued.*

Names of Creditors.	Residence.	Stating the Amount of the Principal to be secured under this Act.
		£ s. d.
Mr William Morris, Administrator of Mr John Morris, Painter -	Shrewsbury -	50 — —
Mr David Williams, Innholder - -	Do. - -	50 — —
Messrs Willan and Compy -	London -	250 — —
Mrs Williams - -	Dolowen near Bangor -	50 — —
Mr Parry - -	Treboith near Bangor -	50 — —

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