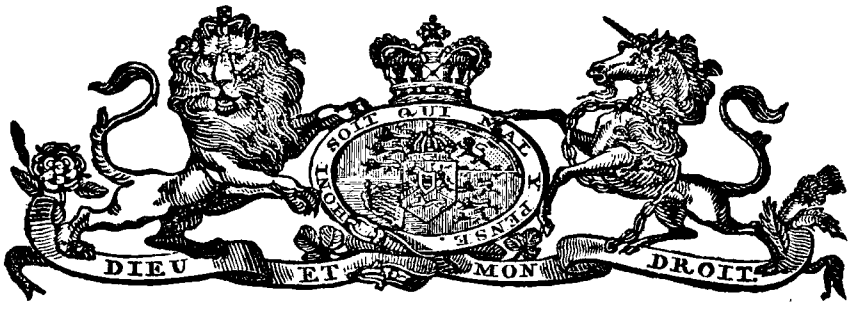


ANNO SEPTIMO

GEORGII IV. REGIS.

***

of Anglesea: And whereas an Act was passed in the Fourth Year of
4 G. 4. c. 74. the Reign of His present Majesty, intituled *An Act for vesting in Commissioners the Bridges now building over the* Menai Straits *and the River* Conway, *and the Harbours of* Howth *and* Holyhead, *and the Road from* Dublin *to* Howth, *and for the further Improvement of the Road from* London *to* Holyhead; and by the said Act certain Commissioners have been appointed for carrying the same into Execution, and various Powers have been given to the said Commissioners: And whereas an Act was passed in the Sixth Year of the Reign of His
6 G. 4. c. 110. present Majesty, intituled *An Act to extend the Powers of an Act for vesting in Commissioners the Bridges building over the* Menai Straits *and the River* Conway, *and the Harbours of* Howth *and* Holyhead, *and the Road from* Dublin *to* Howth, *and for the further Improvement of the Road from* London *to* Holyhead: And whereas it would be of great public Benefit if the Commissioners of His Majesty's Treasury were authorized to advance to the Commissioners for carrying into Execution the said Act of the Fourth Year of the Reign of His present Majesty, such Sum of Money as is herein-after mentioned, to enable them to make other Alterations and Improvements in the Line of the Road from *London* to *Holyhead*, herein-after mentioned: 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,

Treasury may advance 32,000*l.* for the Purposes of this Act.

That it shall and may be lawful to and for the said Commissioners of His Majesty's Treasury, or any Three or more of them, and they are hereby authorized, if they shall think proper so to do, on Application being made to them by the said Commissioners for carrying into Execution the said recited Act of the Fourth Year of the Reign of His present Majesty, by Warrant or Warrants under their Hands to direct the Auditor of the Receipt of His Majesty's Exchequer to make forth and pass Debentures from Time to Time, for issuing out of the growing Produce of the Consolidated Fund, to the said Commissioners for carrying into Execution the said Act of the Fourth Year of His present Majesty's Reign, any Sum or Sums of Money not exceeding in the whole the Sum of Thirty-two thousand Pounds.

Commissioners under 4 G. 4. c. 74. to acknowledge such Advance, and undertake to apply the same as herein directed.

II. And be it further enacted, That upon any such Advance being made to the said Commissioners for carrying into Execution the said recited Act of the Fourth Year of the Reign of His present Majesty, the said last-mentioned Commissioners, or any Three of them, shall execute an Instrument in Writing, in such Form as the said Commissioners of His Majesty's Treasury shall direct and appoint, in which Instrument the said Commissioners for carrying into Execution the said recited Act of the Fourth Year of the Reign of His present Majesty shall acknowledge the Receipt of the Money for the Time being advanced, and shall undertake to apply the Produce thereof in the Manner in which the same ought to be applied, in pursuance of the Directions herein-after contained, and shall also undertake to pay the same, and the Interest thereof, when and as the same shall be received by them, under the Provisions herein-after contained, into the Exchequer, to the Account of the Consolidated Fund, as herein-after directed, and shall also undertake to put in force, if necessary, the

the several Powers and Remedies herein-after given them for obtaining Payment thereof.

Advances to be applied in making new Roads herein specified.

III. And be it further enacted, That the Commissioners acting in execution of the said recited Act of the Fourth Year of the Reign of His present Majesty shall apply such Part as may be necessary of the Sum to be so advanced in the Manner following; (that is to say), any Sum not exceeding the Sum of Fourteen thousand Pounds in making and completing a new Cut or Piece of Road, leaving the present Road from *London* to *Holyhead* in the Town of *Barnet*, and falling into the same Road again at *South Mims*, the same being within the Limits and District of the *Saint Albans* Trust; any Sum not exceeding the Sum of Five thousand Pounds in making Alterations and Improvements in the Road from *London* to *Holyhead* between *Old Stratford* and *Dunchurch*, the same being within the Limits and District of the *Dunchurch* and *Stratford* Trust, and in repairing the new Pieces of Road which will be formed in making such Alterations and Improvements, for the Period of Two Years after the same shall have been completed; and any Sum not exceeding the Sum of One thousand Pounds in completing the new Cut or Piece of Road commencing at or near the *Peahen Inn* in the Town of *Saint Albans*, which said Cut or Piece of Road is within the Limits of the said *Saint Albans* Trust, and in repairing the same for the Period of Two Years after the same shall have been completed, and in making the new Branch or Communication Road directed to be made in lieu of *Kingsbury Lane*, in and by the said recited Act of the Sixth Year of the Reign of His present Majesty.

Surplus, if any, to be applied in making other Improvements within the same Trust.

IV. And be it further enacted, That in case it shall be found that any Sums which shall have been advanced in pursuance of the Directions herein-before contained, by the said Commissioners of His Majesty's Treasury, to the said Commissioners acting in execution of the said recited Act of the Fourth Year of the Reign of His present Majesty, shall be more than is required for the Purposes for which the same shall have been advanced, the Surplus thereof shall be applied by the said last-mentioned Commissioners in making such other Improvements as they shall think proper, on any Part of the said Road from *London* to *Holyhead*, which shall be within the same Trust.

Powers of former Act extended to this, and also the Power of purchasing Lands.

V. And be it further enacted, That all the Powers and Authorities given by the said recited Act of the Fourth Year of the Reign of His present Majesty, to the said Commissioners acting in execution thereof, either expressly or by reference to former Acts, and all the Clauses and Provisions therein mentioned, or such of the said Clauses and Provisions as are in any Manner applicable to the Purposes of this Act, shall be and they are hereby extended, in such Manner as that the said Commissioners acting in execution of the said last mentioned Act shall be enabled to make the Alterations and Improvements herein-before directed to be made, and shall have all Facilities and Advantages for enabling them to make the same, as fully, amply, and effectually, to all Intents and Purposes whatsoever, as if the same Powers, Authorities, Clauses, and Provisions were repeated and re-

enacted

enacted in and by this present Act with reference to the said Alterations and Improvements, and particularly that the said last-mentioned Commissioners shall have the same Power of taking and acquiring any Ground or Materials which may be required for the Purpose of making the said Alterations and Improvements, as in and by the said recited Act of the Fifty-fifth Year of His late Majesty King *George* the Third is given to the Commissioners acting under that Act, of taking and acquiring any such Ground or Materials as may be necessary for repairing, altering, making, or constructing the Roads in that Act mentioned or referred to; and all the Clauses and Provisions contained in the said recited Act of the Fifty-fifth Year of the Reign of His late Majesty King *George* the Third, with respect to the taking or acquiring of any Ground or Materials to be so taken or acquired by the Commissioners acting under that Act, shall be and they are hereby extended and made applicable to the acquiring or taking, by the said Commissioners acting in execution of the said recited Act of the Fourth Year of the Reign of His present Majesty, of any Ground or Materials which may be required for the Purpose of making the Alterations and Improvements herein-before mentioned.

Power to take down Houses in Schedule, on giving Notice, and tendering Satisfaction.

VI. And whereas, for the Purpose of making several of the Alterations and Improvements herein-before directed to be made, it will be expedient and necessary to take down and remove the Houses described in the Schedule to this Act annexed, and to take and make use of the Gardens, Lawns, Orchards, and Grounds attached to such Houses, or specified and described in the said Schedule; be it therefore further enacted, That it shall and may be lawful for the said Commissioners acting in execution of the said Act of the Fourth Year of the Reign of His present Majesty, to take down and remove all or any of the Houses described in the said Schedule to this Act annexed, and also to take and make use of any of the Gardens, Lawns, Orchards, or Grounds attached to such Houses, so described in the said Schedule, if they shall deem it necessary or expedient to remove, take, or make use of the same, for the Purpose of making the Alterations and Improvements in this Act mentioned; but the said last-mentioned Commissioners, previously to their removing or taking any such Houses, Gardens, Lawns, Orchards, or Grounds, shall give Six Months Notice in Writing to the Occupier or Occupiers thereof, of their Intention so to do, and shall also first make such Satisfaction to the Owner or Owners, Occupier or Occupiers of such House or Houses, Gardens, Lawns, Orchards, or Grounds, as shall be agreed upon between him, her, or them, and the said last-mentioned Commissioners, or as shall be ascertained by a Jury in the Manner hereinafter directed.

Provision against Error in Description of Houses.

VII. Provided always, and be it further enacted, That if any of the Houses mentioned and described in the said Schedule to this Act, or any of the Persons in whose Possession or Occupation the same or any Part thereof are or is stated or described to be, shall happen to be omitted, misnomered, or inaccurately described, then and in such Case, if it shall appear to any Two or more of His Majesty's Justices of the Peace for the County, City, or Place wherein the same shall be situated, and be certified by Writing under their Hands, that such Omission,

Omission, Misnomer, or inaccurate Description proceeded from Mistake, shall not prevent or retard the Execution of this Act, but the same Premises and every Part thereof shall and may be purchased and sold, or assessed and valued, in manner herein-mentioned, and conveyed, disposed of, and applied to and for the Purpose of making the Alterations and Improvements herein-before mentioned, as fully and effectually as if the same was or were properly named and described in the said Schedule.

Bodies Politic and incapacitated Persons empowered to sell.

VIII. And be it further enacted, That it shall and may be lawful for all Bodies, Politic, Corporate, or Collegiate, whether Ecclesiastical or Civil, and for all Corporations Aggregate or Sole, and for all Tenants in Fee Simple and in Fee Tail, whether General or Special, and for all Tenants for Life or for Years determinable on any Life or Lives, whether their respective Estates shall be in Possession, Reversion, Remainder, Expectancy, Contingency, or otherwise, and for all Husbands, Guardians, Trustees, and Feoffees in Trust for charitable or other Purposes, Committees, Executors, and Administrators, and all other Trustees and Persons whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Person or Persons, and for all Femes Covert who are or shall be seised or possessed of or interested in their own Right, or entitled to Dower or other Interest therein, and for all other Persons whomsoever who are or shall be seised, possessed of, or interested in any of the said Houses specified in the Schedule to this Act annexed, or any of the Gardens, Lawns, Orchards, or Grounds attached to such Houses, or specified and described in the said Schedule, to contract for, lease, sell, and convey the same, or any Part thereof, to the said Commissioners acting under the said recited Act of the Fourth Year of the Reign of His present Majesty; and all such Contracts, Agreements, Leases, Sales, Conveyances, and Assurances shall be made at the Expence of the said Commissioners, and shall be kept by the Clerk or Clerks to the said Commissioners, who shall from Time to Time, when requested, deliver Attested Copies thereof to any Person or Persons interested therein, requiring the same, and shall have and receive Sixpence for every One hundred Words of each such Attested Copy, and so in proportion for any less Number of Words; and every such Contract, Agreement, Lease, Sale, Conveyance, and Assurance, shall be valid and effectual to all Intents and Purposes whatsoever, any Law, Statute, Usage, or Custom to the contrary thereof in anywise notwithstanding.

Satisfaction to be made for Houses, &c. taken.

IX. Provided always, and be it further enacted, That all and every Bodies Politic, Corporate or Collegiate, Ecclesiastical or Civil, and Tenant and Tenants for Life, and Tenant and Tenants in Fee Simple or Fee Tail, General or Special, or for Years determinable on any Life or Lives, whether in Possession, Remainder, Reversion, Expectancy, or otherwise, and all Feoffees in Trust, Executors, Administrators, Femes Covert, Husbands, Guardians, Committees, Trustees, and all and every other Person or Persons who is, are, or shall be seised, possessed of, or interested in any of the said Houses, Gardens, Lawns, Orchards,

or Grounds, may accept and receive Satisfaction for the Value of such Houses, Gardens, Lawns, Orchards, or Grounds, or for any Damage to be occasioned thereto; and in case the said Parties interested, or any of them, and the said Commissioners, cannot agree as to the Amount of such Satisfaction, the same shall be settled and ascertained as is herein-after directed,

If Parties dissatisfied, a Jury to be impannelled to decide the Matter.

X. Provided always, and be it further enacted, That if any such Body Politic, Corporate, or Collegiate, or any Feoffee or Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Trustees, Committee, or any Feme Covert, or any other Person or Persons so interested or entitled as aforesaid, or claiming to be so interested or entitled as aforesaid, cannot agree with the said Commissioners acting under the said recited Act of the Fourth Year of the Reign of His present Majesty, respecting the Purchase of the said Houses, Gardens, Lawns, Orchards, or Grounds, or respecting the Compensation to be made for any Damages to be occasioned thereto, and shall give Notice in Writing to the Clerk of the said Commissioners, requiring a Jury to be summoned for the Purpose of determining such Purchase or Compensation, or if any Body Politic, Corporate, or Collegiate, or any Person or Persons so interested or entitled as aforesaid, or claiming to be so interested or entitled as aforesaid, shall, upon Notice in Writing given by the Clerk of the said Commissioners to the principal Officer of any such Body Politic, Corporate, or Collegiate, or to such Feoffee or Feoffees in Trust, Executors, Administrators, Husband, Guardian, Trustee, Committee, or other Person or Persons so interested or entitled as aforesaid, or claiming to be so interested or entitled as aforesaid respectively, or left at the last or usual Place or Places of his, her, or their Abode, or with the Tenant or Tenants, Occupier or Occupiers of Houses or other Hereditaments to be made use for the Purposes aforesaid, for the Space of Twenty-one Days next after such Notice, neglect or refuse to treat, or shall not agree with the said Commissioners, or cannot be found, or by reason of Absence or otherwise shall be prevented from treating, or through Disability by Non-age, Coverture, or other Impediment, cannot treat for themselves, or make such Agreement or Agreements as shall be necessary for the Purposes aforesaid, or shall not within the before-mentioned Space of Twenty-one Days produce and fully disclose the State of the Title to the Premises which he, she, or they respectively may be possessed of, or claim to be entitled to or interested in, or shall not within the before-mentioned Space of Twenty-one Days be able to make a good Title, to the Satisfaction of the said Commissioners, to the Premises which he, she, or they may be so interested in or entitled to, or may claim to be so interested in or entitled to, then and in every such Case the said Commissioners shall, and they are hereby empowered and required, within Ten Days after the Receipt of such Notice by the Clerk of the said Commissioners, in case Security in manner herein required shall be given, or after the Expiration of Twenty-one Days after the Delivery of such Notice by the said Clerk (as the Case may be), to issue a Warrant under their Hands, directed to the Sheriff or Under Sheriff of the County, City, or Place wherein such Houses, Gardens, Lawns, Orchards, or Grounds shall be situate, and in case the said Sheriff or his

Sheriff, &c. to summon a Jury.

his Under Sheriff shall be interested in the Matter in question, then to any one of the Coroners of the County who shall not be interested as aforesaid, and in case all the said Coroners of the County shall be so interested as aforesaid, then to the last Person or Persons who filled the Office of Sheriff of the County, City, or Place wherein such Houses, Gardens, Lawns, Orchards, or Grounds shall be situate, who shall not be interested as aforesaid, commanding such Sheriff, Under Sheriff, Coroner, or such other Person, to impannel, summon, and return a Jury; and the said Sheriff, Under Sheriff, Coroner, or such other Person or Persons, is and are hereby required accordingly to impannel, summon, and return a Jury of Twenty-four honest, sufficient, and indifferent Men, qualified according to the Laws of this Realm to be returned for the Trials of Issues at the Assizes, to appear before the Sheriff, Under Sheriff, Coroner, or such other Person or Persons, at such Time and Place as in such Warrant shall be appointed, such Time not being less than Twenty-one or more than Twenty-eight Days after such Warrant shall be served upon the said Sheriff, Under Sheriff, Coroner, or such other Person or Persons; and Fourteen Days Notice at least, in Writing under the Hands of the Commissioners, or any Five or more of them, is hereby required to be given to such Owners, Proprietors, Occupiers, Corporations, Trustees, or any other Person or Persons as aforesaid, interested or claiming to be interested in any such Houses or other Hereditaments, or to be left at the respective Dwelling Houses or Places of Abode of such Person or Persons, or of the Head Officer or Officers of such Corporation, or at the House of the Tenant in Possession of such Houses or other Hereditaments, of the Time and Place of the said Jury being so impannelled, summoned, and returned; and the said Sheriff, Under Sheriff, Coroner, or such other Person or Persons, is and are hereby required, out of the Persons so impannelled, summoned, and returned, or out of such of them as shall appear upon such Summons, to swear or cause to be sworn Twelve, who shall be the Jury for the Purposes aforesaid; and in default of a sufficient Number of Jurymen, the said Sheriff, Under Sheriff, Coroner, or such other Person or Persons, shall return other honest, sufficient, and indifferent Men of the Standers-by, or that can speedily be procured to attend that Service (being qualified as last aforesaid), to make up the said Jury to the Number of Twelve; and it shall and may be lawful for all Persons concerned, by themselves, their Counsel and Solicitors, to attend and be heard, and to adduce Evidence before the said Sheriff, Under Sheriff, Coroner, or such other Person or Persons respectively; and such Persons shall also have their lawful Challenges against any of the said Jurymen when they come to be sworn, but shall not challenge the Array; and the said Sheriff, Under Sheriff, Coroner, or such other Person or Persons, is and are hereby required, by a Summons or Notice to be signed by such Sheriff, Under Sheriff, Coroner, or such other Person or Persons, either previous to or at the Time of any such Meeting or Meetings, to call before them all and every Person or Persons who shall be thought necessary and proper to be examined as a Witness or Witnesses upon Oath touching and concerning the Premises; and the said Sheriff, Under Sheriff, Coroner, or such other Person or Persons, may order and authorize the said Jury, or any Three or more of them, to view the Place or Places, or Matter or Matters in question, if there

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be Occasion, or to use all other lawful Ways and Means, as well for his and their own as for the Jury's better Information in the Premises, as the said Sheriff, Under Sheriff, Coroner, or such other Person or Persons shall think fit; and the said Jury shall upon their Oaths, which Oaths, as well as the Oaths to such Person or Persons as shall be called upon as Witnesses, the said Sheriff, Under Sheriff, Coroner, or such other Person or Persons, is and are hereby empowered and required to administer, inquire of and ascertain the Sum of Money to be paid for the Purchase of such Houses or other Hereditaments, or as Compensation for the Damages to be occasioned thereto, as the Case may require; and after the said Jury shall have inquired of and ascertained and settled the Amount of such Purchase Money or Compensation, the said Sheriff, Under Sheriff, Coroner, or such other Person or Persons, shall thereupon order the Sum or Sums of Money so assessed by the said Jury to be paid by the said Commissioners for the Purchase of such Houses or other Hereditaments, or as a Compensation for the Damages to be occasioned thereto, according to such Verdict or Inquisition of the said Jury, and shall give Judgment for such Purchase Money or Compensation Money; which said Judgment shall specify the Hereditaments in respect of which the same shall be given, and shall be signed by the said Sheriff, Under Sheriff, Coroner, or such other Person or Persons, and shall be final, binding, and conclusive, to all Intents and Purposes, upon and against all Parties and Persons whomsoever claiming any Estate, Interest, or Trust in Fee Simple or Fee Tail, for Life or Lives in Possession, Reversion, Remainder, or Expectancy, or otherwise, their Heirs, Successors, Executors, and Administrators, Infants, Issue unborn, Femes Covert, Persons beyond the Seas and under any other Disability whatsoever, Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, as well as all other Persons whomsoever, and shall not be removed by Certiorari or other Process into any of His Majesty's Courts of Record at *Westminster*, or any other Court, any Law or Statute to the contrary thereof notwithstanding; and after any Verdict and Judgment shall have been found and given for the Sum to be paid by the said Commissioners for the Purchase of any of the aforesaid Houses, Gardens, Lawns, Orchards, or Grounds, no Person or Persons, or Body or Bodies Corporate whatsoever, shall be at liberty to question or dispute the Propriety or Validity thereof, or to inquire whether the Notices hereby required to be given were or not properly and duly given, or whether any of the other requisite Terms were or not properly complied with, or whether the Jury by whom such Verdict was found or not properly summoned, impannelled, and constituted, or whether the said Judgment was or not given and signed by the proper Officer, or whether the Circumstances of the Case were such as made it necessary or proper for such Verdict and Judgment to be found and given, but the several Matters aforesaid shall be inquired into and ascertained by the Officer by whom such Judgment shall be signed, before the same shall be signed.

Verdict of Jury to be final.

Interest of particular Tenants to be valued.

XII. And be it further enacted, That in all Cases where a Jury shall, under the Provisions herein contained, assess the Sum or Sums of Money to be paid for the Purchase of or as a Compensation for Damages occasioned to any Houses or other Hereditaments in which any

any Person or Persons shall have a particular Estate, Term, or Interest, the said Jury shall, by their Verdict, settle what Share or Shares of such Sum or Sums of Money shall belong to such Person or Persons in respect of such particular Estate, Term, or Interest.

Persons requiring a Jury, to give Security.

XII. Provided always, and be it further enacted, That all and every Body or Bodies, and Person or Persons, requesting a Jury to be summoned as aforesaid, shall, before the said Commissioners shall issue their Warrant for that Purpose, enter into a Bond with Two sufficient Sureties to the Clerk of the said Commissioners, in a Penalty of Two hundred Pounds, with a Condition to bear and pay the Costs and Expences of summoning such Jury and taking such Verdict, in case he, she, or they shall be liable to bear and pay the same under the Provisions herein-after contained.

Penalty on Sheriff or other Officer for Neglect;

XIII. And be it further enacted, That if any Sheriff, Under-Sheriff, Coroner, or such other Person, so directed to impannel, summon, and return a Jury as aforesaid, or his Deputy or Agent, shall make default in the Premises, he shall for every such Offence forfeit and pay the Sum of Twenty Pounds, to be recovered by Action of Debt or on the Case, in any of His Majesty's Courts of Record at *Westminster*, by the said Commissioners, or by such Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, or any other Person or Persons interested in the Matter in question; and if any Person so impannelled, summoned, and returned, as aforesaid, upon such Jury, shall not appear, without some reasonable Excuse, or appearing shall refuse to be sworn on the said Jury, or being so sworn shall refuse to give or shall not give his Verdict, or shall in any other Manner wilfully neglect his Duty therein, contrary to the true Intent and Meaning of this Act, he shall be liable and subject to the same Regulations, and to the same Pains and Penalties for such Default, as if he had been impannelled, summoned, and returned for the Trial of any Issue at the Assizes; and if any Person so summoned and required to give Evidence before the said Jury touching the Premises, after having been paid or tendered a reasonable Sum for his, her, or their Costs and Expences, shall neglect or refuse to appear, or shall not allege a sufficient Excuse to the said Sheriffs, Under Sheriffs, Coroner, or such other Person or Persons, for not appearing, or appearing shall refuse to be sworn or examined or to give Evidence, then and in every such Case every such Person so offending, upon Proof thereof made before One of His Majesty's Justices of the Peace for the County in which the Matter or Question shall arise, upon the Oath of One or more credible Witness or Witnesses, shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds, according to the Discretion of the said Justice.

on Jurors not attending, &c.

on Witnesses not attending, &c.

For punishing Persons swearing falsely.

XIV. And be it further enacted, That every Person who, in any Examination to be taken upon Oath by virtue of this Act, shall wilfully and corruptly give false Evidence, or otherwise forswear himself or herself before any such Jury, or before any Justice of the Peace acting as such in the Execution of this Act, shall and may be prosecuted for the same, and upon Conviction thereof shall be subject and liable to such and the same Pains and Penalties as Persons guilty of Perjury are by the Laws in being subject and liable to.

No Claim for Damage to be sustained, unless Notice thereof be given within Six Months.

XV. And be it further enacted, That the said Commissioners shall not be obliged or allowed by virtue of this Act to receive or take notice of any Claim or Claims, Complaint or Complaints to be made by any Person or Persons whomsoever, for any Injury or Damage by him, her, or them sustained or supposed to be sustained, unless Notice shall have been given thereof, by or on behalf of such Person or Persons, to the Clerk of the said Commissioners, within the Space of Six Calendar Months next after the Time that such supposed Injury or Damage shall have been sustained, or the doing or committing thereof shall have ceased.

Expences of Jury and Witnesses, by whom to be paid.

XVI. And be it further enacted, That in each and every Case where a Verdict shall be given for more Money as a Recompence or Satisfaction for the absolute Sale of any of the said Houses, Gardens, Lawns, Orchards, and Grounds, or as a Compensation for any Damages done or to be done thereto, than had been previously offered by or on behalf of the said Commissioners; or where any Verdict shall be found for any Damages where the Dispute is for Damages only, and where no Compensation, or a smaller Sum than shall be given by such Verdict, shall have been previously offered or tendered in respect thereof, by or on behalf of the said Commissioners; or where, by reason of Absence in Foreign Countries, or other Impediment or Disability as aforesaid, there shall not be found any Person or Persons at hand who shall be legally capacitated to enter into a Contract with, and make Conveyances to, and receive Compensation from the said Commissioners, as herein-before mentioned; then and in all such Cases all the Expence of impannelling, summoning, and returning such Jury, and taking such Verdict, shall be settled by the said Sheriff, Under Sheriff, Coroner, or such other Person or Persons so impannelling, summoning, and returning such Jury, and taking such Verdict as aforesaid, and be defrayed by the said Commissioners; but if any Verdict shall be given for the same Sum as had been previously offered by or on behalf of the Commissioners, or for a less Sum than had been so previously offered, or for Damages not exceeding Forty Shillings; or in case no Verdict for Damages shall be given where the Dispute is for Damages only, or in case of such Refusal or Neglect to enter into Treaty with, or make Conveyances to, or receive Compensation from the said Commissioners; or in case the Person or Persons claiming to be entitled to or interested in any of the said Houses, Orchards, Gardens, Tenements, or Hereditaments, shall not be able to make out a sufficient Title thereto; then and in all such Cases (except where by reason of Absence or otherwise any Person or Persons shall have been prevented from treating or agreeing as aforesaid), then such Costs and Expences of impannelling, summoning, and returning such Jury, and taking such Verdict, shall be borne and paid by the Body or Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, or other Person or Persons as aforesaid, and deducted out of the Sum or Sums so assessed or adjudged; and the Payment or Tender or Deposit of the Remainder of such Sum or Sums shall be deemed and taken to all Intents and Purposes to be a Payment or Tender or Deposit of the whole Sum or Sums so assessed and adjudged; and in case no Damages shall be given by such Verdict when the Dispute is for Damages only, or if the Damages given shall be insufficient for the Purpose of defraying such

Costs and Expences, then such Costs and Expences, after having been so ascertained and settled as aforesaid, shall and may be recovered by the said Commissioners, by such Ways and Means as are herein provided for the Recovery of any Penalty or Forfeitures imposed by this Act.

Lands, &c. to be vested in Commissioners, on Payment or Tender of Value.

XVII. And be it further enacted, That upon Payment or legal Tender of the Sum or Sums of Money which shall have been contracted and agreed for between the Parties, or which shall have been assessed and adjudged as aforesaid, to be the Sum or Sums of Money to be paid by the said Commissioners for the Purchase of any of the said Houses, Gardens, Lawns, Orchards, or Grounds, or as a Compensation for Damages to be occasioned thereto, to the Proprietor or Proprietors thereof, or to such other Person or Persons as shall be interested therein or entitled to receive such Purchase Money, or his, her, or their Agent or Agents, at any Time after the same shall have been actually so agreed for or adjudged, or upon depositing the same in the Bank of *England*, in manner herein-after directed, it shall and may be lawful for the same Commissioners, and their Agents, Servants, and Workmen, immediately to enter upon the Houses or other Hereditaments, in respect of which such Sum or Sums of Money shall have been so paid, tendered, or deposited, together with the yearly Profits thereof; and in case such Sum or Sums shall have been so paid, tendered, or deposited, for the Purchase of such Houses or other Hereditaments, then and immediately upon such Payment, Tender, or Deposit being made, the Fee Simple and Inheritance of the same Houses or other Hereditaments shall become vested in the said Commissioners, and all other Estates, Uses, Trusts, and Interests whatsoever of and in such Houses or other Hereditaments, shall immediately cease, determine, and be void.

Verdicts and Judgments to be recorded.

XVIII. And be it further enacted, That the said Judgments and Verdicts so given shall be transmitted to and be kept by the respective Clerks of the Peace, or other Person or Persons having the Custody of the Records of the Quarter Sessions of the County where such Verdict shall have been given, and shall be deposited with and be deemed Records of such Quarter Sessions respectively to all Intents and Purposes, and the same or true Copies thereof shall be allowed to be good Evidence in all Courts whatsoever, and all Persons shall have liberty to inspect the same, paying for such Inspection the Sum of One Shilling, or to have Copies thereof, paying for every Copy the Sum of Sixpence for every Seventy-two Words, and so in proportion for any greater or less Number of Words.

Application of Compensation Money if exceeding 200*l.*

XIX. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any of the said Houses, Gardens, Lawns, Orchards, or Grounds, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or any other Person or Persons under any other Disability or Incapacity, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account there, *ex parte* the Body Corporate

or

or Person or Persons to whom the same shall belong, pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His present Majesty, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at* Westminster *on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward; to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Body Corporate or other Person or Persons who would have been entitled to the Rents and Profits of the said Houses, Gardens, Orchards, Tenements, or Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrance, or Part thereof, as the said Court shall authorize to be paid, affecting the same Houses, Gardens, Orchards, Tenements, or Hereditaments, or affecting Lands, Tenements, or Hereditaments standing settled therewith, to the same or the like Uses, Intents, or Purposes; or where such Money shall not be applied, then the same shall be laid out and invested, under and with the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Houses, Gardens, Orchards, Tenements, and Hereditaments, which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance or Settlement shall be existing undetermined or capable of taking effect; and in the meantime and until such Purchase shall be made, the said Money shall, by Order of the said Court of Exchequer upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Houses, Gardens, Orchards, Tenements, and Hereditaments so to be purchased under the Authority of this Act, in case such Purchase or Settlement was made.

1 G. 4. c. 35.

Application of Compensation Money when less than 200*l.* and exceeding 20*l.*

XX. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any of the said Houses, Gardens, Orchards, Tenements, or Hereditaments, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Houses, Gardens, Orchards, Tenements, or Hereditaments, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective

respective Hands, to be paid into the Bank of *England* in the Name and with the Privity of the said Accountant General of the Court of Exchequer, and to be placed to his Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same shall be paid at the like Option to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by Three or more of the said Commissioners for executing the said Act of the Fourth Year of the Reign of His present Majesty, such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties, in order that such Principal Money and the Dividends arising thereon may be applied in manner herein-before directed, as far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Exchequer.

Application where less than 20*l.*

XXI. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Houses, Gardens, Tenements, or Hereditaments, in such Manner as the said Commissioners for executing the said recited Act of the Fourth Year of the Reign of His present Majesty shall think fit, and in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

In case of not making out a good Title, &c. the Money to be paid into the Bank.

XXII. And be it further enacted, That in case a good Title cannot be made to any of the Houses, Orchards, Gardens, Lawns, or Grounds, for the Purchase of which, or as a Compensation for Damages occasioned for which, any Sum or Sums of Money shall be assessed and judged as aforesaid, or in case the Person or Persons entitled thereto cannot be found, or shall not be known or discovered, or shall refuse to accept the same, then and in every such Case it shall be lawful for the said Commissioners to order the said Sum or Sums of Money so awarded as aforesaid to be deposited in the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account, to the Credit of the Parties interested in the said Houses or other Hereditaments, if known, and if not known, then to the Credit of the said Commissioners, subject to the Order, Controul, and Disposition of the said Court of Exchequer; and the Person or Persons who previous to the Payment of such Sum or Sums of Money into the Bank of *England* was or were interested in or entitled to the Houses or other Hereditaments for which the same was or were assessed or adjudged, shall have the same Title and Interest to and in such Sum or Sums of Money as he, she, or they had in the said Houses or other Hereditaments, for the Purchase of which, or for Damages to which, the same was or were assessed, or as near thereto as the Nature and Quality of the different Properties will allow; and the said Court of Exchequer, on the Application of any Person or Persons making claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of

proceeding or otherwise, as to the said Court shall seem fit, to order the same to be laid out and invested in the Public Funds, and order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive any Sum or Sums of Money under or in pursuance of this Act, is and are hereby required to give a Receipt or Receipts to the Person or Persons paying the same, specifying the Sum or Sums received, and for or in respect of what Houses or other Hereditaments the same shall be paid, and to whose Credit the same is to be placed.

In case of disputed Titles, &c. Persons in possession to be deemed entitled.

XXIII. Provided always, and be it further enacted, That where any Dispute shall arise touching the Title of any Person or Persons to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Exchequer, in pursuance of this Act, for the Purchase of or as Satisfaction for Damages occasioned to any Houses or other Hereditaments, or any Estate, Right, or Interest in any Houses or other Hereditaments to be purchased, taken, or used in pursuance of this Act, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in possession of such Houses or other Hereditaments at the Time when the same were taken or entered upon by the said Commissioners, and all Persons claiming under such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court of Exchequer; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and all the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Houses or other Hereditaments, or to some Estate or Interest therein.

Court may order reasonable Expences to be paid out of Trust Monies.

XXIV. Provided always, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or Body or Bodies Politic or Corporate, entitled to any Lands, Tenements, or Hereditaments to be purchased, taken, or used under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Bank of *England*, and be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court of Exchequer to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the Court shall deem reasonable, to be paid out of the Purchase Money to be so paid into the Bank of *England*.

Power of selling Land not wanted.

XXV. And be it further enacted, That where the Commissioners acting in execution of the said recited Act of the Fourth Year of the Reign of His present Majesty, shall have purchased or shall be possessed

sessed of any Pieces of Ground not wanted for the Purposes of this Act, it shall and may be lawful for the said Commissioners, or any Five or more of them, to sell and dispose of the same; provided always, that the said Commissioners, before they shall sell and dispose of any such Piece or Pieces of Ground not wanted for the Purposes aforesaid, to any other Persons or Person, shall first offer the same to the Owner or Proprietor of the Lands adjacent thereto; and if such Owner or Proprietor shall then and thereupon refuse or shall not agree (except with respect to or on account of the Price thereof) to purchase the same respectively, on an Affidavit being sworn before a Master or a Master Extraordinary in Chancery, or before One of His Majesty's Justices of the Peace for the County, Liberty, or Place where such Ground is situate, (who are hereby respectively empowered to take such Affidavit,) by some Person or Persons no way interested in the said Piece or Pieces of Ground, stating that such Offer was made by or on behalf of the said Commissioners, and that such Offer was then and thereupon refused or was not agreed to by the Owner or Proprietor to whom the same was made, such Affidavit shall in all Courts whatsoever be sufficient Proof and Evidence that such Offer was made and was refused or not agreed to by the Owner or Proprietor to whom such Offer was made (as the Case may be); and in case such Owner or Proprietor respectively shall be desirous of purchasing such Piece or Pieces of Ground, and he, she, or they, and the said Commissioners, shall differ and not agree with respect to the Price thereof, then the Price or Prices thereof shall be ascertained by a Jury in the Manner herein-before directed with respect to disputed Value of Premises to be taken and used by the said Commissioners, and the Expence of hearing and determining such Difference shall be borne and paid in manner herein-before directed with respect to Purchases made by the said Commissioners; and the Money to arise by the Sale or Sales of such Piece or Pieces of Ground shall be applied by the said Commissioners towards the Purposes of this Act, but the Purchaser or Purchasers thereof shall not be answerable or accountable for any Misapplication or Nonapplication of such Money; and no Conveyance of such Piece or Pieces of Ground to the Purchaser or respective Purchasers thereof shall be necessary, but the Receipt or Receipts of the Commissioners for the Time being acting in the Execution of the said recited Act of the Fourth Year of the Reign of His present Majesty, or any Five of them, for such Purchase Money or Purchase Monies, shall vest the Fee Simple and Inheritance of such Piece or Pieces of Ground in the Purchasers thereof, and shall be deemed equivalent to a formal Conveyance thereof.

Commissioners required to make Contracts for making the Improvements.

XXVI. And be it further enacted, That the said Commissioners acting in execution of the said recited Act of the Fourth Year of the Reign of His present Majesty shall and may and they are hereby empowered and required to make such Contracts and Agreements as they shall think proper, with skilful Persons and their Sureties, for the carrying on, making, and completing of the Alterations and Improvements herein-before mentioned, and to appoint such Person or Persons as they shall think proper, who shall from Time to Time, under such Regulations as the said Commissioners shall direct, draw for the necessary Sums to defray the Expences thereof; and all the said

Alterations

Alterations and Improvements herein-before directed to be made and completed on the said Roads shall be done by Contract, and in no other Way whatsoever.

Contracts to be submitted to a Committee of the Trustees of the Road.

XXVII. Provided always, and be it further enacted, That a Copy of every such Contract, and the Terms thereof, shall be submitted, by the said Commissioners acting in the Execution of the said recited Act of the Fourth Year of the Reign of His present Majesty, to a Committee of not exceeding Five in Number of the Trustees or Commissioners within whose Limits or Districts the Work specified in such Contract is to be performed, which Committee such Trustees and Commissioners are hereby respectively empowered and required to elect and appoint.

New Roads to be repaired by the Commissioners of 4 G. 4. for Two Years, and then to become Part of old Road.

XXVIII. And be it further enacted, That every new Piece of Road which shall be made under the Provisions herein-before contained shall be opened to the Public as soon as the same shall be completed, and shall for the Period of Two Years after the same shall have been completed and opened to the Public be repaired, maintained, and supported by and under the Care and Superintendence of the said Commissioners acting in the Execution of the said recited Act of the Fourth Year of the Reign of His present Majesty; and after the Expiration of the said Period of Two Years, every such new Piece of Road shall be deemed and taken to be, and shall become, to all Intents and Purposes, a Part of that Road to which the said old Road, or Part of a Road, in lieu of or for the Improvement of which such new Piece of Road shall have been made, did belong before the making of such new Piece of Road, and shall be vested in the Trustees or Commissioners in whom such old Road, or Part of a Road, shall have been vested, and shall be maintained and repaired by them, and shall be subject to all such Trusts, and to all such Acts of Parliament, and to all such Provisions contained in any Act or Acts of Parliament, as such old Road, or Part of a Road, shall have been subject to immediately before the Expiration of the said Period of Two Years.

Power to the Trustees of Saint Albans Trust to take Tolls.

XXIX. And be it further enacted, That it shall and may be lawful for the said Trustees of *Saint Albans* Trust, and they are hereby authorized and required, when and as soon as the said new Road commencing at *Barnet* and extending from thence to *South Mims* shall be completed and opened to the Public, to cause a Toll Gate or Bar and Side Gates, with Toll Houses, to be erected and set up on or by the Side of such Part or Parts of the said last-mentioned new Road, as to them shall be most convenient; and it shall and may be lawful for the said last-mentioned Trustees, and they are hereby authorized, empowered, and required, when and as soon as such Toll Gate and Bar and Side Gates and Toll Houses shall be completed, to take, demand, and collect, of the Person or Persons attending any Horses, Cattle, or Carriages passing along the last-mentioned new Road, and through the said Toll Gate or Bar or Side Gates, before any Horse or Carriage shall be permitted to pass through the same, the Tolls following; that is to say,

For every Coach, Landau, Chariot, Barouche, Chaise, Post Chaise, Calash, Chair, Caravan, Hearse, or other such like Carriage, drawn by more than Four Horses or other Beasts of Draught, the Sum of Two Shillings; and drawn by Four Horses or other Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by Three Horses or other Beasts of Draught, the Sum of One Shilling; and drawn by Two Horses or other Beasts of Draught, the Sum of Nine-pence:

For every Chaise, Post Chaise, or Chair, drawn by One Horse or other Beast of Draught, the Sum of Two-pence:

For every Waggon or other such like Carriage, drawn by Five or more Horses or other Beasts of Draught, the Sum of One Shilling; and drawn by Four Horses or other Beasts of Draught, or any less Number, the Sum of Nine-pence:

For every Cart, Dray, or other such like Carriage, drawn by Four Horses or other Beasts of Draught, or any greater Number, the Sum of Sixpence; and drawn by Three Horses or other Beasts of Draught, the Sum of Four-pence; and drawn by Two Horses or other Beasts of Draught, the Sum of Three-pence; and drawn by One Horse or other Beast of Draught, the Sum of One Penny:

For every Jockey Cart or Taxed Cart, drawn by Two Horses or other Beasts of Draught, the Sum of Four-pence; and drawn by One Horse or other Beast of Draught, the Sum of Two-pence:

For every Horse, Mare, Gelding, Mule, or Ass, laden or unladen, and not drawing, the Sum of One Penny:

Tolls to be paid but once a Day, except for Stage Coaches and Caravans.

Provided always, that no more than One Toll shall be demanded or taken from any Person or Persons for passing and repassing on the same Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock of the next succeeding Night, with the same Horse, Beast, and Carriage, through the Toll Gate or Turnpike to be erected by virtue of this Act upon the said last-mentioned new Road, (save and except from Stage Coaches and Caravans travelling for Hire, which shall pay each and every Time of passing along the said Road).

Application of the Tolls collected by the St. Albans Trust in the new Line of Road.

XXX. And be it further enacted, That the said Trustees of the *Saint Albans* Trust shall apply and dispose of the Tolls to be collected by them in the said new Line of Road commencing at *Barnet* and extending from thence to *South Mims*, under the Authority of this Act, in manner following; that is to say, One Fourth Part of the Amount of the said Tolls shall be applied in repairing and maintaining the said last-mentioned new Road, and of the other Roads within *Saint Albans* Trust, and all the Rest, Residue, and Remainder of the Amount of the said last-mentioned Tolls, after deducting the Expences of collecting and receiving the same, shall be annually accounted for and paid over by the said Trustees of the *Saint Albans* Trust to the Commissioners acting in the Execution of the said recited Act of the Fourth Year of the Reign of His present Majesty, until the Amount of the Sum or Sums to be advanced under the Provisions of this Act, and applied in completing and repairing the said last-mentioned new Piece of Road, together with Interest for the same after the Rate of Four Pounds *per Centum per Annum*, to be computed on the said Sum or Sums from the Time of advancing the same, shall have been paid off and discharged, the said Interest of

Four Pounds *per Centum per Annum* on so much of the said Principal Sum or Sums so to be advanced as aforesaid as shall from Time to Time remain due to be in the first Place paid; and the Balance which shall from Time to Time arise from the said Tolls shall be applied, so far as the same may extend, in discharge of the said Principal Sum or Sums so to be advanced as aforesaid; and when and as soon as the said Principal Money, together with the Interest thereon, shall be fully paid off and discharged, the said Trustees of the *Saint Albans* Trust shall and they are hereby authorized and required to reduce the said Tolls to One Half Part of the Amount herein-before directed to be taken and collected by them; and from thenceforth the said Trustees shall collect and receive such reduced Tolls, and after paying the Expences of collecting and receiving the same, shall lay out and apply the Residue thereof in and towards the future Repairs and Maintenance of the whole Line of Road, extending from the Town of *Barnet* to a certain Place beyond *Saint Albans* called The *Pond Yards*.

Tolls may be levied on the new Line of Road as other Tolls.

XXXI. And be it further enacted, That all the said Tolls hereby authorized to be taken, collected, and received by the said Trustees of the *Saint Albans* Trust on the said new Road commencing at *Barnet* and extending to *South Mims* as aforesaid, shall and may be demanded, taken, collected, and recovered by the said Trustees, by and under all such and the like Powers, Authorities, Provisions, and Remedies as the Tolls now are demanded, taken, collected, and recovered on the Road now under the Management of the said Trustees; and all and every Act of Parliament, and all Clauses, Exemptions, Penalties, Forfeitures, and Provisions relating to the said last-mentioned Road, and to the Tolls taken thereon, shall be in full Force, Operation, and Effect, as far as the same severally apply with respect to the said new Road, and the Tolls hereby authorized to be taken thereon, shall be exercised and put in force by the said Trustees of the *Saint Albans* Trust, as fully and effectually as if the same were repeated and enacted in and by this Act, with relation to the said new Road and the Tolls hereby authorized to be collected thereon.

The new Tolls may be levied by the Trustees of St. Albans Trust (with Consent of the Commissioners of 4 G. 4.) at any Turnpike Gate within the Saint Albans Trust.

XXXII. Provided always, and it is hereby further enacted, That it shall and may be lawful to and for the Trustees of the *Saint Albans* Trust, and they are hereby authorized and empowered, if they should think it expedient, to take, demand, recover, and levy the said Tolls hereby authorized to be taken, collected, and received by them on the said new Road from *Barnet* to *South Mims*, at any other Turnpike or Gate in the Line of Road within the *Saint Albans* Trust, in lieu of collecting and receiving the same at the Toll Gate or Bar and Side Gates and Toll House herein-before authorized to be erected and set up by them on such new Road as aforesaid; and such Tolls shall and may be demanded, taken, collected, and recovered by the said Trustees at such other Turnpike or Gate as aforesaid, by and under all such and the like Powers, Authorities, Provisoes, and Remedies as are herein-before given to them for receiving, collecting, and recovering the same at the said Toll Gate and Bar and Side Gates herein-before authorized to be erected and set up by them as aforesaid.

XXXIII. And

Trustees of St. Albans Trust may remove the Toll Gate at South Mims, and levy both old and new Tolls at the Gate on the new Road from Barnet to South Mims, &c.

XXXIII. And whereas, in consequence of the Alterations herein-before authorized and directed to be made in the Road between *Barnet* and *South Mims* as aforesaid, it will become necessary to remove the present Toll Gate at *South Mims*; be it therefore enacted, That it shall and may be lawful to and for the Trustees of the *Saint Albans* Trust, and they are hereby authorized and empowered, if they shall think it expedient so to do, to remove and take down the Toll Gate or Bar and Toll House now standing at *South Mims* aforesaid, or to sell and dispose of the same, and to take, demand, recover, and levy, at the Toll Gate or Bar and Side Gates herein-before authorized to be erected and set up by them on the new Road from *Barnet* to *South Mims* aforesaid, in addition to the new Tolls herein-before authorized to be taken and collected at such Gates, the old Tolls now collected and taken by such Trustees at the Toll Gate at *South Mims* aforesaid; or, if necessary, the said Trustees of the *Saint Albans* Trust shall and they are hereby authorized and empowered to erect and set up a new Toll Gate or Gates and Side Gates, with Toll Houses, on or by the Side of such Part or Parts of the old Road within the *Saint Albans* Trust, as they shall think proper for that Purpose, and to collect and receive at such last-mentioned Toll Gate or Gates and Side Gates, the said Tolls now collected and received by them at the Gate at *South Mims* aforesaid.

Separate Accounts to be kept of the old and new Tolls received at the same Gate.

XXXIV. Provided always, and be it further enacted, That in case the old and new Tolls shall be collected and received at the same Gate, a separate and distinct Account shall be kept by the Trustees of the *Saint Albans* Trust, of the new Toll or Tolls herein-before authorized and directed to be collected and received by them in respect of the new Line of Road between *Barnet* and *South Mims* aforesaid.

Trustees of Saint Albans Trust neglecting to collect the Tolls, and pay over the same, Commissioners shall take possession of Gates, &c.

XXXV. And be it further enacted, That in case the Trustees of the aforesaid *Saint Albans* Trust shall neglect or refuse, for the Space of Sixty-one Days after the new Road from *Barnet* to *South Mims* as aforesaid shall be completed and opened to the Public, to erect and set up the said Toll Gate or Bar and Toll House, or to collect, demand, and receive the said Tolls, according to the Powers and Directions of this Act, it shall and may be lawful for the said Commissioners acting in the Execution of the said recited Act of the Fourth Year of the Reign of His present Majesty, and they are hereby authorized and empowered to erect and set up the said Toll Gate or Bar and Toll House, and to appoint a Toll Collector, and to take, demand, recover, and levy the said Tolls herein-before authorized and required to be taken, demanded, and received on the said last-mentioned new Road; and the said last-mentioned Commissioners shall continue in possession of the said Toll Gate or Bar and Toll House, and shall receive the said Tolls, until the Principal Sum or Sums to be advanced under the Provisions of this Act, with Interest thereon as aforesaid, shall be fully paid and satisfied; and the said last-mentioned Commissioners shall and may and they are hereby authorized and empowered to exercise and put in force all the Powers, Authorities, Remedies, and Provisions which might be put in force by the last-mentioned Trustees, for the erecting the said Toll Gate

or

or Bar and Toll House, and the demanding, receiving, and recovering the said Tolls; and in case the Trustees of the *Saint Albans* Trust shall neglect or refuse to account for or pay over to the said Commissioners acting in the Execution of the said recited Act of the Fourth Year of the Reign of His present Majesty, the Tolls hereinbefore authorized and directed to be collected by the said Trustees under the Authority of this Act, it shall and may be lawful for the said Commissioners to seize the Toll Gate or Bar and Toll House erected and set up by the said Trustees so refusing or neglecting, and in like Manner to collect, demand, and receive the Tolls which those Trustees might have collected, demanded, and received.

Trustees of Stratford and Dunchurch Trust to continue additional Tolls.

XXXVI. And be it further enacted, That it shall and may be lawful for the Trustees of the *Stratford* and *Dunchurch* Trust, and they are hereby authorized and required to continue the additional Tolls by them imposed and raised and now levied for the Purpose of paying off the Sum of Eight thousand Pounds advanced to them by the Commissioners for the Issue of Exchequer Bills on or about the Third Day of *November* One thousand eight hundred and twenty, and also the Sum of Five thousand Pounds advanced by the said Commissioners for the Issue of Exchequer Bills, on or about the Twenty-sixth Day of *November* One thousand eight hundred and twenty-two, to the Commissioners for executing the said recited Act of the Fifty-fifth Year of the Reign of His late Majesty King *George* the Third, to be applied by them to the Use of the said Trustees as directed by an Act passed in the Third Year of the Reign of His present Majesty, intituled *An Act for continuing and amending Three Acts of His late Majesty, for repairing the Road from* Old Stratford *in the County of* Northampton *to* Dunchurch *in the County of* Warwick, and all Interest due and to become due thereon respectively, until as well the said several Sums of Eight thousand Pounds and Five thousand Pounds so advanced, and all Interest due and to become due thereon respectively, as also the Principal Sum or Sums to be paid by the said Trustees of the *Stratford* and *Dunchurch* Trust to the Commissioners acting in execution of the said recited Act of the Fourth Year of the Reign of His present Majesty, as herein-after directed, together with all Interest thereon, shall be fully paid off and discharged.

3 G. 4. c. xci.

Trustees of Stratford and Dunchurch Trust to repay the Sums advanced under this Act for Improvements between Old Stratford and Dunchurch Hills.

XXXVII. And be it further enacted, That it shall and may be lawful for the Trustees of the *Stratford* and *Dunchurch* Trust, and they are hereby authorized and required, with and out of the said additional Tolls, (subject and without Prejudice to the Payment of the said several Sums of Eight thousand Pounds and Five thousand Pounds, and the Interest thereof respectively,) to repay to the said Commissioners acting in execution of the said recited Act of the Fourth Year of the Reign of His present Majesty the Sum or Sums to be advanced under the Provisions of this Act, and applied in altering and improving the Road between *Old Stratford* and *Dunchurch*, and in repairing the same, as herein-before directed, together with Interest at the Rate of Four Pounds *per Centum per Annum*, to be computed from the Time or respective Times of the advancing thereof, on so much of the said last-mentioned Sum or Sums as shall from Time to Time remain due and unpaid.

XXXVIII. And

XXXVIII. And be it further enacted, That the several additional Tolls which are and which are to be continued to be levied and raised by the Trustees of the *Stratford* and *Dunchurch* Trust as herein-before is directed, shall, during the Time that they are hereby required to be continued, be levied and raised, and be accounted for and paid over in the Manner and under the Powers and Provisions of the said herein-before mentioned Act of the Third Year of the Reign of His present Majesty, for repairing the Road from *Old Stratford* in the County of *Northampton* to *Dunchurch* in the County of *Warwick*; and in case the said Trustees of the *Stratford* and *Dunchurch* Trust shall refuse or neglect to continue the said additional Tolls, or shall lower the same, or shall make Default in Payment of the Sum or Sums to be paid by them as herein-before directed, or the Interest thereof, before the same Sums and the Interest thereof shall be fully paid off and discharged, it shall and may be lawful for the said Commissioners acting in execution of the said recited Act of the Fourth Year of the Reign of His present Majesty, to enter upon and take possession of the Toll Gates, Bars, and Toll Houses of the said Trustees, and to collect, take, receive, and recover the Tolls arising on the Road under the Care of the said Trustees, and to pay over the same in manner directed by this Act, and to execute all the Powers, Provisions, and Authorities in and by the said Act of the Third Year of the Reign of His present Majesty in such Case given, as fully and effectually as if the same were repeated and re-enacted in and by this Act.

Tolls to be continued, subject to existing Powers and Provisions, with Powers for Commissioners of 4 G. 4. to take possession of Toll Gates in case of Default.

XXXIX. And be it further enacted, That so much of the said recited Act of the Fourth Year of the Reign of His present Majesty as authorizes and requires the Trustees of the *Saint Albans* Trust, when and so soon as the said new Road commencing at or near the *Peahen Inn* shall be completed and open to the Public, to receive and take the following Tolls; (*videlicet*), For every Drove of Oxen or other Neat Cattle, any Sum not exceeding the Sum of Ten-pence *per* Score, and so in proportion for any greater or less Number; and for every Drove of Calves, Hogs, Sheep, or Lambs, any Sum not exceeding the Sum of Five-pence *per* Score, and so in proportion for any greater or less Number; shall be and the same is hereby repealed.

Certain Tolls on the St. Albans Trust repealed.

XL. And be it further enacted, That from and immediately after the passing of this Act the Tolls directed to be received and taken by the Trustees of the *Saint Albans* Trust, in and by the said recited Act of the Fourth Year of the Reign of His present Majesty, in respect of the said new Road commencing at or near the *Peahen Inn* as aforesaid, (except such as are herein-before directed to cease), shall be increased to Double the Amount thereof, and the said Trustees are hereby authorized and required to exercise the Powers given to them by the said recited Act of the Fourth Year of the Reign of His present Majesty for increasing the said Tolls accordingly; provided that no more than One Moiety or Half Part of such increased Tolls shall be taken, collected, and received by the said Trustees of the *Saint Albans* Trust at the Side Gate on the new Branch Road leading to *Kingsbury*, of or from any Person or Persons attending any Horses or Carriages going to or returning from *Kingsbury* to *Saint Albans*.

The other Tolls on the Saint Albans Trust under the 4 G. 4. to be increased.

Trustees of St. Albans Trust to repay, out of additional Tolls, the Sums advanced under this Act for repairing the Road from the Peahen Inn, and in making the Branch Road from Kingsbury Lane.

XLI. And be it further enacted, That it shall and may be lawful for the Trustees of the *Saint Albans* Trust, and they are hereby authorized and required, with and out of the said Tolls to be received, taken, and collected by them as aforesaid, but subject and without Prejudice to the Payment of the Sum of Ten thousand Pounds, directed to be paid by them in and by the said recited Act of the Sixth Year of the Reign of His present Majesty, and the Sum of Four thousand Pounds, which was advanced to them under the Provisions and Authority of the last-mentioned Act, and the Interest thereof respectively, to repay to the Commissioners acting in the Execution of the said recited Act of the Fourth Year of the Reign of His present Majesty the Sum or Sums to be advanced under the Provisions of this Act, and applied in completing and repairing the said new Piece of Road from the *Peahen Inn* at *Saint Albans* aforesaid, and in making a new Branch or Communication Road in lieu of *Kingsbury Lane*, as herein-before mentioned, together with Interest at the Rate of Four Pounds *per Centum per Annum*, to be computed from the Time or respective Times of the advancing thereof, or so much of the said last-mentioned Sum or Sums as shall from Time to Time remain due and unpaid.

For stopping up a certain old Piece of Road.

XLII. And whereas the said new Cut or Piece of Road commencing at or near the *Peahen Inn* in *Saint Albans* aforesaid to the *Pond Yards* hath been some Time since open to the Public; be it therefore enacted, That the said Trustees of the *Saint Albans* Trust shall and they are hereby empowered and required, from and after the Twenty-fourth Day of *June* now next ensuing, to stop up and discontinue the present Turnpike Road from the Road to *Hemel Hempstead* at *Saint Michaels* to the Junction of the present Turnpike Road with the said new Cut or Piece of Road at or near the *Pond Yards* aforesaid, together with all the other Roads, Ways, and Paths leading into the said Road so to be stopped up in manner directed by the said recited Act of the Sixth Year of the Reign of His present Majesty; any thing in the herein-before recited Acts of the Fourth and Sixth Years of the Reign of His present Majesty to the contrary thereof in anywise notwithstanding.

Trustees of St. Albans Trust discharged from Repair of old Road from Hadley Pillar to the new Road.

XLIII. And be it further enacted, That the Trustees of the *Saint Albans* Road shall, when and so soon as the said new Road from *Barnet* to *South Mims* as aforesaid shall be completed and opened to the Public, be and they are hereby discharged and freed from the future Repairs and Support of the whole Piece of Road extending from *Hadley Pillar* in the Parish of *Hadley* to the Junction of the same with the new Road from the Town of *Barnet*, East of *South Mims*, and the said Road shall from henceforth cease and be no longer continued as a Turnpike Road.

Application of the Money paid by the Saint Albans and other Trusts to the Commissioners.

XLIV. And be it further enacted, That the several Sums of Money to be from Time to Time paid by the Trustees of the *Saint Albans* Trust and the Trustees of the *Stratford* and *Dunchurch* Trust, under the Provisions herein-before contained, to the said Commissioners acting in execution of the said recited Act of the Fourth Year of the Reign of His present Majesty, in Repayment of the Money

to be advanced pursuant to the Provisions of this Act, and the Interest thereof, shall be paid by them the said last-mentioned Commissioners into the Exchequer, to the Account of the Consolidated Fund; and that the Receipts of the said last-mentioned Commissioners, or any Three of them, for any Sum or Sums of Money to be so paid to them, shall be sufficient Discharges to the Trustees and Commissioners by whom the same shall be paid, and shall protect them from being bound to see to the Application thereof, or from being answerable for the Misapplication or Nonapplication thereof.

Gravel, &c. not to be taken from private Lands without paying for the same.

XLV. Provided always, and be it further enacted, That it shall not be lawful for the said Commissioners to take any Gravel, Sand, Stones, or other Materials for the Purposes of this Act, out of any private Lands or Grounds, without paying for the same; and in case of any Difference in respect thereof, any Two or more Justices of the Peace for the County, Riding, or Place wherein the Place from whence such Materials shall have been taken is situate, on Ten Days Notice being given in Writing by either Party to the other, shall hear, settle, and determine such Value and Damages, and the Costs attending the hearing and determining the same.

Public Act.

XLVI. 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.

SCHE-

SCHEDULE to which this Act refers.

Description of Premises.	Parishes.	Counties.	Freeholders.	Lessees.	Occupiers.
White Hart Garden, Chaise House and Cart House, Stable, Court Yard, Pigstie, Cow House, other Stables, Shed, and Three Cottage Gardens - - -	South Mims	Middlesex	John Sime -	Rich[d] Medcraft	Widow Green, Joseph Stratton, and W[m] Tyresby.
Garden of the Cross Keys Inn, Court Yard, Privy, and Stack Yard - -	Do. - -	Do. -	Brewers Company - -	- - -	Edw. Whalley.
An Angle of Nursery Ground - -	Barnet	Do. - -	Mrs. Ann Wood	- - -	George Kemp.
An Angle of a Garden belonging to Inn -	Do. - -	Do. -	And[w] Reid, Esq. - -	- - -	W[m] Starling.
Tap House, Stables, Cow House, Coach House, Court Yard, Dunghill, Water-closet, and Horse Tree, Part of the Green Man Inn -	Do. - -	Do. - -	Tho[s] Newman	- - -	Tho[s] Newman.

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