ANNO QUINTO

VICTORIÆ REGINÆ.

Sess. 2.

***

the Public if certain other Roads in the said Counties, or one of them, herein-after mentioned and described, were made, repaired, and kept in repair: And whereas an Act was passed in the First and Second Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for amending and making more effectual the Laws relating to Turnpike Roads in* Scotland: And whereas it is expedient that the said first-recited Act should be repealed, and that further and more effectual Powers should be granted, as well for repairing and improving the Roads mentioned and described therein, or some of them, as also for making and maintaining the new Roads herein-after mentioned; but the Purposes aforesaid cannot be effected without the Authority of Parliament: May it therefore please Your Majesty, that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in Parliament assembled, and by the Authority of the same, That upon the Third *Monday* after the passing of this Act the said recited Act of the First Year of the Reign of His Majesty King *George* the Fourth shall be repealed, and that this Act shall thereafter be put into execution during the Term and for the Purposes herein-after mentioned.

1 & 2 W. 4 c. 43.

First-recited Act repealed, and this Act to be put in force.

All Arrears of Tolls and Monies due under the repealed Act vested in Trustees under this Act.

II. And be it enacted, That all Monies due to and all Property and all Rights of Action vested in the Trustees under the Act hereby repealed, shall, immediately on the Commencement of this Act, be vested in the Trustees for executing this Act, and such last-mentioned Trustees may sue for and recover the same, and act in respect thereof, as effectually as if the same had been vested in them under the said recited Act, and they shall be liable to all the Debts and Engagements to which the Trustees under the said Act were liable at the Repeal thereof.

Trustees.

III. And be it enacted, That every Person who at present is or shall be during the Continuance of this Act, in his own Right or in Right of his Wife, in the actual Possession and Enjoyment, as Proprietor or Life-renter, of the Dominium utile of Lands in the said County of *Aberdeen* valued in the Cess Books thereof at One hundred Pounds *Scots*, or of Lands exclusive of Houses within the City of *Aberdeen* situated in the Freedom and Liberties of the Burgh, and valued in the Tax Roll thereof at Four hundred Pounds *Scots* of annual Value; and all and every the eldest Sons of such Proprietors and Liferenters, being of full Age, and being the Heir Apparent of such Property; and, in the Absence of such Proprietor or Life-renter, One duly authorized and accredited Factor on his Behalf; as also One Guardian, or Tutor or Curator, or Trustee, of every Minor, and One Guardian or Curator of every fatuous or furious Person, possessing Lands of the Valuation aforesaid; One Trustee of every Trust Estate of the Value aforesaid; One Manager, Factor, or Box Master for each Corporation or associated Body holding Lands of the said Valuation; the Persons who have subscribed or who shall subscribe and pay Money towards making or repairing any of the Roads in this Act mentioned to the Extent of One hundred Pounds Sterling or upwards; the Assignees, if singular Successors, of such Subscribers, *bonâ fide* paying not less than One hundred Pounds Sterling for their Assignations;

Assignations; the Provost and Eldest Baillie, Treasurer, and Dean of Guild and Convener of the Trades of the Burgh of *Aberdeen;* the Provost of *Old Aberdeen;* the Chief Magistrate of each of the Royal Burghs of *Inverury* and *Kintore;* the Chief Magistrate of *Peterhead;* the Baron Baillies of *Fraserburgh*, *Huntly*, *Turriff*, and *Old Meldrum;* the Sheriff Depute of the County of *Aberdeen* and his Substitute, all for the Time being, shall be and they are hereby nominated and appointed Trustees for putting this Act into execution.

Qualification of certain Trustees.

IV. Provided always, and be it enacted, That no Person, other than a Proprietor or Liferenter of Lands of the Valuation and situated as aforesaid, or the eldest Son of such Proprietor, or One who is a Trustee *ex officio*, shall be capable of acting as a Trustee, unless he is in his own Right in possession of Real or Personal Estate to the Amount or Value of Five hundred Pounds Sterling; and no Person who shall keep a Public House for the selling or retailing of Beer, Ale, or Spirituous Liquors shall be capable to act as a Trustee, or to hold or enjoy any Office or Situation of Trust or Profit under this Act.

Quorum of Trustees.

V. And be it enacted, That Five Trustees shall be necessary to constitute a Quorum of Trustees at any General Meeting (except at General Meetings for the sole Purpose of letting the Tolls, where Three Trustees shall be a Quorum); and no Business shall be transacted at any Meeting at which any Number less than Five or Three Trustees, as the Case may be, shall be present.

First and subsequent Meetings of Trustees.

VI. And be it enacted, That the said Trustees shall hold their First stated or General Meeting, by virtue of this Act, at *Aberdeen*, upon the Third *Monday* after the passing of this Act, or as soon after as conveniently may be, between the Hours of Ten of the Clock in the Forenoon and Four of the Clock in the Afternoon, and proceed to put this Act into execution; and the said Trustees shall hold their Second stated General Meeting under this Act on the Day on which the *Michaelmas* Meeting of Commissioners of Supply for the said County of *Aberdeen* for the said Year is held; and there shall be Two stated General Meetings of the said Trustees in each Year during the Continuance of this Act, one upon the Day on which the Commissioners of Supply shall meet for assessing the said County of *Aberdeen* to the Land Tax or other County Rates or Assessments, and the other upon the Day of the *Michaelmas* Meeting of the Commissioners of Supply of the said County; and it shall be lawful for the Trustees present at such first or any subsequent Meeting, or the Majority of them, to adjourn such Meeting to the same or any other Place, as they shall think convenient; and if at any Meeting of the Trustees there shall not be Five (or Three, as the Case may be,) Trustees present within One Hour after the Time appointed for such Meeting, then it shall be lawful for the Trustees present, or the major Part of them, or any One Trustee, if only One be present, or the Clerk of the Trustees in the Absence of all the Trustees, to adjourn such Meeting to another Day, not earlier than Fourteen Days nor more distant than Thirty Days from and after such Adjournment, and in that Case Notice shall be given of the Day, Place, and Pur-

pose

pose of such adjourned Meeting by Two Advertisements in any Newspaper published in the County of *Aberdeen*, the first of such Advertisements being at least Fourteen Days before such adjourned Meeting.

Special Meetings.

VII. And be it enacted, That it shall be lawful for the said Trustees to hold Special Meetings, and any Two or more of the Trustees may call such Special Meetings, or may require the Clerk to call such Special Meetings to be held, but no such Meeting shall be held unless Notice thereof shall be given as herein provided with respect to adjourned Meetings, and every Notice shall be signed by the Clerk of the Trustees, or by any Two or more of the Trustees calling such Meeting, and shall specify the Time and Place of Meeting, and the Object thereof; and no Business shall be transacted at any Special Meeting except such as is stated in the Notice thereof.

Special Committee for examining Accounts.

VIII. And be it enacted, That it shall be lawful for the said Trustees at any General Meeting, and they are hereby required, to appoint a Special Committee of their own Number, consisting of Five Members, of whom any Three shall be a Quorum, for the Purpose of examining the whole annual Accounts of the Monies received and disbursed upon the different Roads comprised in this Act; and the

Accounts to be lodged with Clerk of General Meetings.

several Clerks and Treasurers on the said Roads shall and they are hereby required, under a Penalty of Fifty Pounds Sterling for every Default, to lodge with the Clerk of the General Meetings, on or before the Second *Thursday* in *August* in each Year, the respective Accounts audited and settled by the respective Committees which may be appointed by the Trustees for the Superintendence and Management of particular Parts of the said Roads; and the Special Committee of

Committee to employ an Auditor to examine Accounts.

Five, to be nominated as aforesaid, are hereby empowered and required to employ an Auditor to examine the said Accounts, and to report upon the same to the stated General Meeting of the Trustees to be held at *Michaelmas* annually.

Appointing a Committee for Repairs.

IX. And be it enacted, That it shall be lawful for the said Trustees, at any General Meeting, and they are hereby required, annually to name a Special Committee of their Number, consisting of Seven Members (of whom any Four shall be a Quorum), for the Purpose of examining into and issuing such Instructions and Regulations as may appear to them best adapted for the effectual Maintenance and Repair of the different Roads, and the Bridges, Ditches, Drains, and Footpaths thereon, already made, or which may be made under the Authority of this Act; and the different Committees of Trustees on the said Roads, and the Clerks, Treasurers, Surveyors, Contractors, and all Persons employed by them or acting under their Authority, shall be bound to execute and fulfil all the Instructions and Regulations which may from Time to Time be issued by the said Committee of Seven touching the Maintenance and Repair of the said Roads; and no Contract or Agreement entered into for the Repair of such Roads shall be binding or effectual unless the same is sanctioned and approved of under the Hands of a Quorum of the said Committee of Seven, or under the Hand of some Person authorized by them to that Effect; and if any Person shall enter into any

Contract or Agreement, either verbally or in Writing, for the Maintenance and Repair of the said Roads or any Part thereof, without the Sanction and Approbation of the said Committee of Seven, or a Quorum thereof, or of some Person duly authorized by them as aforesaid, he shall forfeit and pay for every such Offence the Sum of Twenty Pounds Sterling, to be recovered at the Suit of the Clerk of the General Meeting before any One or more of the Justices of the Peace in and for the said County of *Aberdeen*.

Penalty for entering into Contract without Authority of Committee.

X. And be it enacted, That neither the Committees on the said Roads, nor their Treasurer, shall be allowed to charge, in the Accounts to be rendered as herein-before directed to the Special Committee of Five, any Sum of Money expended for Repairs on any of the said Roads, unless such Money shall have been expended under a Contract or Agreement sanctioned and approved of in manner herein-before directed; and the said Committee of Seven shall be bound to make a Report of their Proceedings annually to the General Meeting of the Trustees to be held at *Michaelmas* annually.

No Money to be expended unless approved of by Committee.

Committee for Repairs to make Reports.

XI. Provided always, and be it enacted, That Subscribers to the Extent of One hundred Pounds Sterling, and the Assignees of such Subscribers, if singular Successors, and *bonâ fide* paying not less than One hundred Pounds Sterling for their Assignations, having Right under that Qualification only, shall only be entitled to vote in any Question, Matter, or Thing relating to the Line of Road for which they are Subscribers; and that in Questions appealed from the Committees to General Meetings, neither the Appellant, Respondent, nor any Trustee of whatever Description, any way interested in such Appeal, shall be entitled to vote or decide thereon; and any Person acting otherwise in any of the said Particulars shall forfeit and pay a Sum not exceeding Five Pounds Sterling.

Trustees, being Subscribers, only to vote in respect of Lines for which they subscribe.

XII. And be it enacted, That this Act shall be put into execution for the Purpose of more effectually improving, maintaining, and keeping in repair the several Lines of Road comprised in the said recited Act, and herein-after mentioned; that is to say, the Road from the West End of *Union Street* of *Aberdeen*, by *Ruthriestone*, to the Bridge of *Dee*, passing through the Parish of *Old Machar* in the said County of *Aberdeen*, commonly called the Bridge of *Dee* Turnpike Road; the Road from the Burgh of *Aberdeen*, by *Kittybrewster*, *Buxburn*, *Tyrebagger*, the Burgh of *Kintore*, and *Bridgealehouse*, to the Bridge over the River *Don* at *Inverury*, passing from, in, through, or into the Parishes of *Old Machar*, *Newhills*, *Dyce*, *Kinellar*, and *Kintore*, in the said County of *Aberdeen*, commonly called the *Inverury* Turnpike Road; the Road from the said Bridge over the River *Don* at *Inverury*, by *Drimmies*, Mill of *Carden*, and *Shevoch*, to *Gardensmill*, passing from, in, through, or into the Parishes of *Inverury*, Chapel of *Garioch*, *Oyne*, and *Culsamond* in the said County of *Aberdeen*, commonly called the *Gardensmill* Turnpike Road; the Road from *Gardensmill* aforesaid, through the Hills of *Foudland*, by *Bainshole* and Bridge of *Bogie*, to *Huntly*, and from thence, by the *Binnhill* and *Coachford*, to the Confines of the said County of *Aberdeen*, towards *Keith*, with a Branch from said Road at

Roads to which this Act is applicable.

Bridge of Dee Road:

Inverury Road:

Gardensmill Road:

Huntly Road:

at or near the Bridge over the River *Doveron* near *Huntly*, towards *Portsoy*, to the Bridge of *Isla*, passing from, in, through, or into the Parishes of *Culsamond*, *Forgue*, *Drumblade*, *Huntly*, in said County of *Aberdeen*, and the Parish of *Cairnie*, which is partly in said County and partly in the said County of *Banff*, commonly called the *Huntly* Turnpike Road;

Old Meldrum Road:

the Road from the *Inverury* Turnpike Road near *Buxburn*, crossing the River *Don* at *Dyce*, and by *Parkhill* and *Straloch*, to *Old Meldrum*, passing from, in, through, or into the Parishes of *Newhills*, *Dyce*, *Udny*, *Bourtie*, and *Meldrum*, in said County of *Aberdeen*, and the Parish of *New Machar*, which is partly in said County and partly in the said County of *Banff*, commonly

Fyvie Road:

called the *Old Meldrum* Turnpike Road; the Road from *Old Meldrum* to *Fyvie* passing from, in, through, or into the Parishes of *Meldrum*, *Tarves*, and *Fyvie* in the said County of *Aberdeen*, com-

Turriff Road:

monly called the *Fyvie* Turnpike Road; the Road from *Fyvie*, by *Darra*; *Turriff*, and *Plaidy*, to *Banff*, passing from, in, through, or into the Parishes of *Fyvie*, *Auchterless*, *Turriff*, and *King Edward*, in said County of *Aberdeen*, and the Parish of *Gamrie* in the said

Ellon, Peterhead, and Fraserburgh Road:

County of *Banff*, commonly called the *Turriff* Turnpike Road; the Road from *Aberdeen*, by the new Bridge of *Don* at *Balgownie*, and by *Belhelvie* to *Ellon*, and from thence, by *Birness* and *Cruden*, to *Peterhead*, and from *Birness*, by *Shannas*, *Mintlaw*, and *Park*, to *Fraserburgh*, passing from, in, through, or into the Parishes of *Old Machar*, *Belhelvie*, *Foveran*, *Logiebuchan*, *Ellon*, *Slains*, *Cruden*, *Peterhead*, *Longside*, *Lonmay*, *Strichen*, *Rathen*, and *Fraserburgh*, in the said County of *Aberdeen*, and the Parish of *Old Deer*, which is partly in the said County and partly in the said County of *Banff*, commonly called the *Ellon*, *Peterhead*, and *Fraserburgh*, or the *Ellon*

Skene Road:

Turnpike Road; the Road from *Aberdeen* by *Rubislaw*, *Leddach*, *Skene*, and *Kinnernie*, across the *Douglasburn*, to the Eighteenth Mile Stone, passing from, in, through, or into the Parishes of *Old Machar*, *Newhills*, *Peter-Culter*, *Skene*, *Echt*, *Midmar*, and *Cluny*, in the said County of *Aberdeen*, commonly called the *Skene* Turnpike

Alford Road:

Road; the Road from the Eighteenth Mile Stone near *Douglasburn* aforesaid, by *Tillyfourie*, to the Parliamentary Commissioners Road at *Ardgethen*, near the Bridge over the River *Don* at *Alford*, passing from, in, through, or into the Parishes of *Cluny*, *Tough*, and *Alford*, in the said County of *Aberdeen*, commonly called the *Alford* Turn-

Echt and Midmar Road:

pike Road; the Road from the *Skene* Turnpike Road at or near *Brodiach*, by *Tiddie*, *Garlogie*, *Kirktown* of *Echt*, and *Midmar*, to *Drumblasie*, passing from, in, through, or into the Parishes of *Peter-Culter*, *Skene*, *Echt*, *Midmar*, and *Kincardine O'Neil*, in the said County of *Aberdeen*, commonly called the *Echt* and *Midmar* Turn-

Tarland Road:

pike Road; the Road from *Drumblasie* aforesaid, by *Corse*, towards *Tarland*, passing from, in, through, or into the Parishes of *Kincardine O'Neil*, *Lumphanan*, *Coull*, and *Tarland*, in the said County of

Deeside Road:

Aberdeen, commonly called the *Tarland* Turnpike Road; the Road from the Bridge of *Dee* Road, by *Cuparston*, *Craigton*, Mills of *Drum*, to the Fourteenth Mile Stone near *Baldarroch*, passing through the Parishes of *Old Machar*, *Peter-Culter*, in the County of *Aberdeen*, and the Parishes of *Banchory-Devenick* and *Drumoak*, which are partly in the said County of *Aberdeen* and partly in the County of *Kincardine*, and the Parish of *Banchory Ternan*, in the said County

of *Kincardine*, commonly called the *Deeside* Turnpike Road; the Road from said Fourteenth Mile Stone near *Baldarroch* aforesaid, by *Banchory Ternan*, *Invercanny*, and *Kincardine O'Neil*, to *Charlestown* of *Aboyne*, passing from, in, through, or into the Parish of *Banchory Ternan*, in said County of *Kincardine*, and the Parishes of *Kincardine O'Neil* and *Aboyne* in said County of *Aberdeen*, commonly called the *Charlestown* Turnpike Road; the Road from *Peterhead*, by *Longside* and *Mintlaw*, to *Coilsmore*, passing from, in, through, or into the Parishes of *Peterhead* and *Longside* in the said County of *Aberdeen*, and the said Parish of *Old Deer*, commonly called the *Longside* Turnpike Road; the Road from *Coilsmore* aforesaid, through the Village of *New Pitsligo*, to *Cowbog*, passing from, in, through, or into the Parishes of *New Deer*, *Strichen*, *Tyrie*, and *Aberdour*, in the said County of *Aberdeen* and the said Parish of *Old Deer*, commonly called the *New Pitsligo* Turnpike Road; the Road from *Cowbog* aforesaid, by *Tillybo*, through the Town of *Macduff*, to *Banff*, passing through the Parishes of *Aberdour* and *King Edward* in the said County of *Aberdeen*, and of *Gamrie* in the said County of *Banff*, commonly called the *Buchan* Turnpike Road; the Road from *Peterhead*, by *Blackhouse* and *Middenie*, to the *Fraserburgh* Turnpike Road at *Cortiebrae*, passing from, in, through, or into the Parishes of *Peterhead* in the County of *Aberdeen*, *Saint Fergus* in the County of *Banff*, and the Parishes of *Crimond*, *Lonmay*, and *Rathan*, in the said County of *Aberdeen*, commonly called the *Cortiebrae* Turnpike Road; the Road from *Fraserburgh*, by *Boyndlie*, to the *New Pitsligo* Turnpike Road, passing from, through, or into the Parishes of *Fraserburgh*, *Pitsligo*, *Tyrie*, and *Aberdour* in the said County of *Aberdeen*, commonly called the *Boyndlie* Turnpike Road; the Road from the *Ellon* Turnpike Road at or near *Murcar*, by *Whitecairns*, to *Pitmedden*, passing from, through, in or into the Parishes of *Old Machar*, *Belhelvie*, *Foveran*, *Udny*, and *Tarves*, in the said County of *Aberdeen*, commonly called the *Udny* Turnpike Road; the Road from the Village of *Newburgh*, by *Udny*, to the *Old Meldrum* Turnpike Road near *Old Meldrum*, passing from, in, through, or into the Parishes of *Foveran*, *Logie Buchan*, *Udny*, *Tarves*, *Bourtie*, and *Old Meldrum*, in the said County of *Aberdeen*, commonly called the *Newburgh* Turnpike Road; the Road from *Old Meldrum*, by *Strath Meldrum*, *Monnie*, *Rothmaise*, and *Collyhill*, to the *Huntly* Turnpike Road at or near *Sheelagreen*, passing from, in, through, or into the Parishes of *Meldrum*, *Fyvie*, *Daviot*, *Rayne*, and *Culsamond*, in the said County of *Aberdeen*, commonly called the *Sheelagreen* Turnpike Road; the Road from the *Fraserburgh* Turnpike Road, a little North of the Bridge of *Gaval*, to the Village of *Strichen*, and from thence to the *New Pitsligo* Turnpike Road near the Village of *New Pitsligo*, passing from, in, through, or into the Parishes of *Lonmay*, *Strichen*, and *Tyrie*, in the said County of *Aberdeen*, commonly called the *Strichen* Turnpike Road; the Road from *Huntly*, by *Rhynie*, towards *Mossat*, to the *Bearsden*, passing from, in, through, or into the Parishes of *Huntly*, *Gartly*, and *Rhynie*, commonly called the *Rhynie* Turnpike Road; the Road from the Bridge over the *Don* at *Alford*, by *Mossat*, *Glenkindy*, and *Polldullie*, to the Bridge of *Ernan*, with a Branch from *Mossat* towards *Rhynie* to the *Bearsden*, passing from, in, through, or into the

Charlestown Road:

Longside Road:

New Pitsligo Road:

Buchan Road:

Cortiebrae Road:

Boyndlie Road:

Udny Road:

Newburgh Road:

Sheelagreen Road:

Strichen Road:

Rhynie Road:

Strathdon or Donside Road:

the

the Parishes of *Tullynessle* and *Forbes*, *Auchindoir* and *Kearn*, *Kildrummy*, *Towie*, *Glenbucket*, *Strathdon*, and *Tarland* in the said County of *Aberdeen*, commonly called the *Strathdon* or *Donside* Turnpike Road;

Insch and West Foudland Road:

the Road from the *Gardensmill* Turnpike Road at or near Mill of *Carden*, by *Daes*, to the Village of *Insch*, and from thence by the West Side of the *Foudland Hills*, by *Wraes* and *Coldwells*, to the *Huntly* Turnpike Road at or near *Newton Garioch*, with one Branch from *Daes* aforesaid to the Kirk of *Premnay*, and another from said Village of *Insh* by *Greenhall* to the *Gardensmill* Road at or near Bridge of *Kelloch*, passing through the Parishes of *Oyne*, *Premnay*, *Insch*, *Kinnethmont*, *Gartly*, and *Culsamond*, in the said County of *Aberdeen*, commonly called the *Insch* and *West Foudland* Turnpike Road;

Kinnethmont Road:

the Road from the *Insch* Turnpike Road near *Wanton Walls*, by *Kinnethmont*, to the *Rhynie* Road, passing from, in, through, or into the Parishes of *Insch*, *Kinnethmont*, and *Rhynie* in the said County of *Aberdeen*, commonly called the *Kinnethmont* Turnpike Road;

Raemoir or Garlogie and Kincardine Road:

the Road from the *Echt* and *Midmar* Turnpike Road near *Garlogie*, by *Cullerlie* and *Raemior* to the Commutation Road leading from *Torphins* to *Kincardine O'Neil*, passing from, in, through, or into the Parish of *Echt* in the said County of *Aberdeen*, the Parish of *Banchory-Ternan* in the said County of *Kincardine*, and the Parish of *Kincardine O'Neil* in the said County of *Aberdeen*, commonly called the *Raemior* or *Garlogie* and *Kincardine* Turnpike Road;

Kintore and Alford or Monymusk Road:

the Road from the *Inverury* Turnpike Road near *Midmill* with a Branch from said Road near the Burgh of *Kintore*, joining at *Hallforest*, and thence by *Monymusk*, to the *Alford* Turnpike Road near *Tillyfourie* passing from, in, through, or into the Parishes of *Kintore*, *Kemnay*, *Monymusk*, and *Cluny* in the said County of *Aberdeen*, commonly called the *Kintore* and *Alford* or *Monymusk* Turnpike Road;

Corgarff Road.

the Road from Bridge of *Ernan* aforesaid, by *Colnabaichan*, to *Cock* Bridge of *Corgarff*, passing from, in, through, or into the Parishes of *Tarland* and *Strathdon* commonly called the *Corgarff* Turnpike Road; and also for making, improving, maintaining, and keeping in repair the Road from the Kirktown of *Premnay* to the Village of *Muir* of *Rhynie*, passing through the Parishes of *Premnay*, *Leslie*, *Clatt*, *Kearn*, or *Auchindoir*, and *Rhynie*, in the said County of *Aberdeen*, in the said recited Act described; and also for making, improving, maintaining, and keeping in repair the several new Lines of Road herein-after mentioned; that is to say, a Road from the present Turnpike Road leading from *Aberdeen* to *Inverury*, at or near Port *Elphinstone*, to a Point upon the *Kintore* and *Alford* Turnpike Road at or near the Church of *Kemnay*, passing from, in, through, or into the Parishes of *Kintore* and *Kemnay* in the said County of *Aberdeen*; a Road from a Point on the *Kintore* and *Alford* Turnpike Road, at or near the Village of *Monymusk*, to the Bridge of *Keig* at or near *Castle Forbes*, and from thence, on the North Side of the River *Don*, to a Point at or near the North End of the Bridge across the River *Don* at *Alford*, passing from, in, through, or into the Parishes of *Monymusk*, *Keig*, *Tullynessle* and *Forbes*, in the said County of *Aberdeen*; an Extension of the *Raemoir* Turnpike Road from a Point thereon near to where it crosses the Burn of *Belty* on the Farm of *Craigour*, and from thence Westward, passing near to the Schoolhouse of *Torphins*,

phins, and the Farms of *Wester Belty*, *Collieston*, *Tillyching*, and Manse of *Lumphanan*, to a Point upon the Parliamentary Commissioners Road leading from *Kincardine O'Neil* to *Alford* at or near the Farm of *Bogloch*, passing from, in, through, or into the Parishes of *Kincardine O'Neil* and *Lumphanan* in the said County of *Aberdeen*; a Road from a Point on the present Turnpike Road leading from *Inverury* to *Forgue* at or near the Church of *Forgue*, to the River *Doveron* at or near *Rothiemay*, with a Bridge across the said River, and from thence to a Point on the *Banff* and *Keith* Turnpike Road, at or near *Braco*, passing through the Parish of *Forgue* in the County of *Aberdeen*, and the Parishes of *Rothiemay* and *Grange* in the County of *Banff*, and also from a Point on the said last-mentioned Turnpike Road near *Montgrew*, through the old Town of *Newmill*, to a Point on the *Keith* and *Fochabers* Turnpike Road near Haughs of *Keith*, passing through the said Parish of *Keith*, in the County of *Banff*; and also to construct and erect a Bridge of Stone over the River *Don* at *Dyce*, forming Part of the Line of the *Old Meldrum* Turnpike Road, in the several Parishes of *Dyce* and *New Machar*, in place of the present Wooden Bridge; and of building and maintaining Toll Houses and Toll Gates or Toll Bars, and the necessary Bridges on the said Roads respectively, and generally for putting into execution all the Powers and Authorities by this Act given and granted respecting the said several Roads, and the Bridges thereon, in manner herein-after mentioned.

Plans and Books of Reference deposited with the Sheriff Clerks to remain there, and be open to Inspection.

XIII. And whereas Maps or Plans, describing the Lines of the said intended new Roads, and of the said intended new Bridge over the River *Don* at *Dyce*, and the Lands through which the same are intended to be made, together with Books of Reference thereto, containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and Occupiers of such Lands, have been deposited with the Sheriff Clerks of *Aberdeen* and *Banff* respectively; be it therefore enacted, That the said Maps or Plans and Books of Reference shall remain in the Custody of the said Sheriff Clerks respectively, to the end that all Persons may at all seasonable Times inspect and peruse the same, and have Copies thereof or Extracts therefrom, paying to the said Sheriff Clerks respectively the Sum of One Shilling for every such Inspection, and at the Rate of Sixpence for every One hundred Words of such Copies or Extracts; and the said Maps or Plans and Books of Reference, or any Copy thereof, or of any Part thereof respectively, certified by the said Sheriff Clerks or either of them for the Time being to be a true Copy thereof, shall be good Evidence in all Courts of Law or elsewhere.

Power to make Road and Bridge according to Plan.

XIV. And be it enacted, That it shall be lawful for the said Trustees to set out, make, and complete the several new Roads hereinbefore described, in the Line and through the Lands delineated on the said Maps or Plans and described in the Books of Reference, (subject nevertheless to the Restriction herein-after contained as to deviating from the said Lines respectively,) of such Width as they may think proper, not exceeding Sixty Feet, together with such Footpaths, Bridges, Embankments, Ditches, Drains, Fences, and other necessary Works upon or near thereto, as they may think

requisite, and also to build the said new Bridge over the River *Don* at *Dyce* of Stone, as they think proper, and for the Purposes aforesaid to take possession of the Lands and Premises described in the said Maps or Plans and Books of Reference (subject as aforesaid), making satisfaction for the same to the Owners thereof and other Persons interested therein, for the Damage which such Owners or other Persons may respectively sustain thereby; and it shall be lawful for the said Trustees, their Surveyors and Workmen, from Time to Time to enter upon the several Lands, and to stake out the same for the Purposes of this Act, at such Times and in such Manner as the said Trustees or Surveyors shall think necessary or expedient.

Not to deviate from Plan without Consent.

XV. Provided always, and be it enacted, That it shall not be lawful for the said Trustees, in making the said new Roads and Bridge, to deviate from the Line or Situation thereof as delineated upon the said Plans, without the Consent in Writing of the Owners or reputed Owners, Lessees or reputed Lessees, and Occupiers of the Lands through which such Deviation may be proposed to be made, first had and obtained, nor to touch or interfere with the Parliamentary Commissioners Road leading from *Kincardine O'Neil* to *Alford* without the Consent in Writing of the said Commissioners first had and obtained for that Purpose.

Lands marked upon the Plans may be used, notwithstanding Errors in the Books of Reference or Schedule.

XVI. And be it enacted, That it shall be lawful for the said Trustees to make the said Roads and Bridge in the Line or Situation and in or through the Lands delineated upon the said Maps or Plans (subject to the Restriction herein-before contained), although such Lands or the Situation thereof, or the Names of the Owners, Lessees, or Occupiers thereof, may happen to be omitted, mis-stated, or erroneously described in this Act, or in the Schedule thereto, or in the said Maps or Plans, or in the said Books of Reference, in case it shall appear to any Two or more Justices of the Peace for the said Counties of *Aberdeen* and *Banff*, or either of them, and be certified by Writing under their Hands, that such Omission, Mis-statement, or erroneous Description proceeded from Mistake; and the Certificate of the said Justices shall be deposited with and remain in the Custody of the said Sheriff Clerks respectively for the Time being.

Trustees restrained from pulling down Houses, &c. not in Schedule.

XVII. Provided always, and be it enacted, That the Powers and Authorities given by this Act shall not authorize the said Trustees to take or pull down, or to use or injure, any Dwelling House or other Building, or to take, use, or injure any Curtilage, Orchard, Garden, Yard, Park, Paddock, Lawn, Shrubbery, planted Walk or Avenue to a House, or any inclosed Ground planted and set apart as a Nursery for Trees, or any Part thereof respectively, (except such as are mentioned in the Schedule to this Act annexed,) without the previous Consent in Writing of the Owner or Proprietor thereof and all other Persons interested therein.

Limiting the Time for compulsorily

XVIII. And be it enacted, That in case the said Trustees shall not, within the Space of Five Years from the Commencement of this Act,

pay for the Lands which they are by this Act authorized to take, or consign the Value thereof in a Bank in the Manner mentioned in the said recited Act of the First and Second Years of the Reign of His Majesty King *William* the Fourth, then and from thenceforth all the Powers by this Act or any other Act granted in relation to the taking of Lands for the Purpose of Turnpike Roads shall, so far as relates to the Lands herein-before authorized to be taken for the Purposes of this Act, cease and be utterly void, unless with the Consent of the Owners and Occupiers of such Lands respectively.

purchasing Property.

XIX. And be it enacted, That all Persons who have been employed or who shall have received any Tolls or other Money by virtue or in pursuance of the said first-recited Act hereby repealed, or who shall have in their Custody or Possession any Books, Accounts, Papers, Writings, or Things relating to the said Roads, shall account for, pay, and deliver over the same to the Trustees acting under the Authority of this Act, in like Manner as directed and under the like Penalties as are imposed by the said recited Act of the First and Second Years of the Reign of King *William* the Fourth, and this Act, or either of them, in respect of Persons receiving any Monies, or having the Possession of any Books, Accounts, Papers, Writings, or Things, by virtue of the said Act or this Act.

Officers under former Act to account.

XX. And be it enacted, That the whole of the Tolls by this Act granted and imposed in respect of the several Roads comprised in the said first-recited Act shall be charged with and made subject to the Payment of all Monies heretofore borrowed or advanced, and now due or owing, upon the Credit or Account of the said first-recited Act, or secured upon or made payable out of the Tolls hereby granted, or any Part thereof, and of all Interest due or to grow due thereon, as fully and effectually, to all Intents and Purposes, as if such Monies had been borrowed and become due on the Credit of this Act, or of the Tolls hereby authorized to be collected upon such Roads respectively.

Tolls and Duties liable to Debts still owing.

XXI. And be it enacted, That, notwithstanding the Repeal of the said recited Act, the several Tolls thereby granted and made payable shall continue and be paid at the Toll Gates or Toll Bars continued or erected on or on the Sides of the said Roads until the Expiration of the Term for which the same respectively are now let, without Prejudice nevertheless to any Agreement subsisting with the Tacksmen of Toll Bars, by which it is stipulated that the Payment and Collection of the Tolls shall be regulated by the Powers and Provisions of this Act from and after the Date at which the same is put into execution.

Present Tolls continued until the End of the Term of the existing Letting.

XXII. And be it enacted, That it shall be lawful for the said Trustees to demand and take, or cause to be demanded and taken, at the several and respective Toll Gates or Toll Bars which shall by virtue of this Act be upon or across or on the Sides of the said Roads, such Tolls as the said Trustees at any of their Meetings shall direct, not exceeding the Sums following, before any Horse, Mule, Ass, Cattle, great or small, Coach, Landau, Chariot, Berlin, Chaise, Curricle, Phaeton,

Tolls to be levied:

Phaeton, Omnibus, or any Carriage propelled by Steam, Hearse, Chair, Calash, Litter, Waggon, Wain, Cart, Sledge, Hurley, Wheelbarrow, or other Carriage whatever, shall be permitted to pass through any Toll Gate or Toll Bar which shall be by virtue of this Act upon or across the said Roads or on the Sides thereof; *videlicet*,

Coaches and Carriages: For every Horse or other Beast drawing any Coach, Landau, Chariot, Berlin, Chaise, Curricle, Phaeton, Omnibus, Hearse, Chair, Calash, Litter, or other such like Carriage with Four Wheels, the Sum of One Shilling and Four-pence Sterling:

Gigs, Curricles, &c.: For every Horse or other Beast drawing any Curricle, Chaise, Gig, or other such like Carriage with Two Wheels, the Sum of Eight-pence Sterling:

Taxed Carts: For every Horse or other Beast drawing any Carriage commonly called a Taxed Cart, the Sum of Sixpence Sterling:

Carts: For every Horse or other Beast drawing any Van, Caravan, Waggon, Wain, Cart, or other such like Carriage with Two Wheels, the Sum of Eight-pence Sterling, and if with Four Wheels the Sum of One Shilling Sterling, and if with Six Wheels the Sum of One Shilling and Four-pence Sterling:

And for every Hundred Weight which any or either of the said last-mentioned Carriages, with the Loading thereof, shall weigh above Twenty Hundred Weight and not exceeding Twenty-five Hundred Weight, the additional Sum of One Halfpenny Sterling:

And for every Hundred Weight which such Carriage, with the Loading thereof, shall weigh above Twenty-five Hundred Weight and not exceeding Thirty Hundred Weight, the additional Sum of One Penny Sterling:

And for every Hundred Weight which such Carriage, with the Loading thereof, shall weigh above Thirty Hundred Weight and not exceeding Thirty-five Hundred Weight, the additional Sum of Two-pence Sterling:

And for every Hundred Weight which such Carriage, with the Loading thereof, shall weigh above Thirty-five Hundred Weight and not exceeding Forty Hundred Weight, the additional Sum of Three-pence Sterling:

And for every Hundred Weight which such Carriage, with the Loading thereof, shall weigh above Forty Hundred Weight and not exceeding Forty-five Hundred Weight, the additional Sum of Four-pence Sterling:

And for every additional Hundred Weight which such Carriage, with the Loading thereof, shall weigh above Forty-five Hundred Weight, the Sum of Sixpence Sterling:

Stage Coaches: For every Stage Coach, Long Coach, Diligence, or such like Carriage, licensed to carry Ten or more Persons, including the Coachman and Guard, the above Tolls, and One Half more in addition thereto:

Steam and other Carriages: For every Coach, Barouche, Berlin, Chariot, Landau, Chaise, or other such Carriage, or any Stage Coach, Long Coach, Diligence, Omnibus, or other Carriage of the like Kind, drawn or propelled by Steam or otherwise than by Animal Power, when such Carriage and the Loading thereof, taken together, shall not exceed Twenty Hundred Weight, Two Shillings Sterling:

And

And with such additional Charges for Overweights, to be made on the same Scale and in the same Manner in all respects as the Charges for Overweights herein-before provided, with respect to any Van, Caravan, Waggon, Wain, Cart, or other such like Carriage:

For every Van, Caravan, Waggon, Wain, Cart, or other such like Carriage drawn or propelled by Steam or otherwise than by Animal Power, when such Carriage and the Loading thereof, taken together, shall not exceed Twenty Hundred Weight, One Shilling Sterling:

And with such additional Charges for Overweights, to be made on the same Scale and in the same Manner in all respects as the Charges for Overweights herein-before provided, with respect to any Van, Caravan, Waggon, Wain, Cart, or other such like Carriage:

Horses, &c.: For every Horse, Mare, Gelding, or Mule, with or without a Rider, laden or unladen and not drawing, the Sum of Four-pence Sterling:

Droves of Cattle, &c.: For every Drove of Oxen, Neat Cattle, Asses, Horses, or Fillies unshod, the Sum of One Shilling *per* Score, and so in proportion for any greater or less Number:

Droves of Sheep, &c. For every Drove of Calves, Hogs, Sheep, Lambs, or Goats, the Sum of Sixpence per Score, and so in proportion for any greater or less Number.

Tolls on the Bridge over the Don at Dyce. XXIII. And be it enacted, That the said Trustees may cause Toll Gates or Toll Bars and Toll Houses to be erected across or upon the said intended new Bridge over the River *Don* at *Dyce*, or across or upon any Part of the *Old Meldrum* Turnpike Road within Three hundred Yards of either End of the said Bridge, and may take and demand, or cause to be taken and demanded, thereat, as or for Toll or Pontage, from every Passenger passing or about to pass the said Bridge on Foot, and for each Person passing or about to pass in any Waggon or Cart, except the Driver, such Sum, not exceeding One Penny Sterling, as the said Trustees at any of their Meetings shall direct; and the said Trustees may, if they shall see fit, take and demand, or cause to be taken and demanded, the said Toll or Pontage at the Turnpike Gate or Bar already erected across and upon the said *Old Meldrum* Road at *Parkhill*, which said Toll or Pontage shall be taken before any Passenger on Foot, or Person in any Waggon or Cart, except the Driver, having passed or being about to pass the said Bridge, shall be permitted to pass through any such Toll Gate or Toll Bar.

Tolls on the Bridge over the River Doveron. XXIV. And be it enacted, That the Trustees may cause Toll Gates or Toll Bars and Toll Houses to be erected across or upon the said intended Bridge across the River *Doveron*, and may take and demand, or cause to be taken and demanded, thereat, the several Tolls by this Act authorized to be taken at the Toll Gates or Toll Bars erected upon or across the several Roads comprised in this Act, and may also take and demand, or cause to be taken and demanded, thereat, as or for Toll or Pontage, from every Passenger passing or about to pass the said Bridge on Foot, such Sum, not exceeding One

Penny Sterling, as the said Trustees shall at any of their Meetings direct.

No Toll to be taken on the Road between Aberdeen and Bridge of Dee.

XXV. And be it enacted, That it shall not be lawful for the said Trustees to demand or take any Tolls upon the said Road from the West End of *Union Street* of *Aberdeen* by *Ruthriestone* to the said Bridge of *Dee*, nor to erect any Toll Gate or Toll Bar upon or across the same or on the Sides thereof: Provided always, that the said Trustees shall order and direct a Sum not exceeding Ten Pounds Sterling to be annually paid from the Tolls levied on the *Skene* Road, and a Sum not exceeding Twenty Pounds Sterling to be annually paid from the Tolls levied on the *Deeside* Road, and such a further Sum to be annually paid from the Tolls levied on the *Inverury* Road as may be necessary and sufficient for the proper Maintenance and Repair of the said Road between the West End of *Union Street* of *Aberdeen* and the Bridge of *Dee*.

Fractional Part of a Halfpenny in Tolls.

XXVI. And be it enacted, That in all Cases in which there shall be a fractional Part of a Halfpenny in the Calculation of the Amount of the Tolls by this Act authorized to be collected, the Sum of One Halfpenny shall be payable in lieu of such fractional Part.

Persons having paid Toll to return Toll-free.

XXVII. And be it enacted, That all Horses and Cattle (except Horses or Cattle drawing any Stage Coach, Waggon, or other Stage Carriage or Carriages,) in respect whereof the Tolls hereby authorized to be taken shall have been paid at any Toll Gate or Toll Bar on any of the said Roads or on the Sides thereof, and all Persons having paid the Toll or Pontage hereby authorized to be taken for passing the said Bridge over the *Don* at *Dyce*, shall, upon a Ticket denoting such Payment being produced, be permitted, in returning through the same Toll Gate or Toll Bar, and in going and returning through such other Toll Gate or Toll Bar (if any) as the Ticket for such Payment shall clear, to pass Toll-free the same Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock on the succeeding Night.

Tolls may be diminished on Waggons and Carts having broad Wheels.

XXVIII. And be it enacted, That it shall be lawful for the said Trustees, at any General Meeting, to diminish the Tolls, to such Extent as they shall think fit, on all Waggons, Carts, or other such Carriages with Two or more Wheels, provided the Fellies of the Wheels are of such Breadth and Construction as the said Trustees may deem least calculated to injure the Roads; and it shall be lawful for the said Trustees, before granting such Diminution, to establish such Regulations as they may think proper touching the Weight of the Loading which such Waggons, Carts, or other such Carriages may be permitted to carry.

Tolls on Peat and Turf for Fuel.

XXIX. And be it enacted, That it shall not be lawful for the said Trustees to demand or take any Tolls for any Horse or Beast drawing any Waggon, Cart, or other such Carriage laden only with Peat or Turf for Fuel (unless for Sale), or going before or returning unladen or empty after having been so employed: Provided nevertheless, that it shall be in the Power of Three Fourths of the Trustees on any

particular Line of Road from Time to Time to impose, demand, and take Toll for any such Horse or Beast, but so as not at any Time to exceed the Rates authorized by this Act to be taken in respect of other Horses or Beasts drawing any Waggon, Cart, or other such Carriage.

Regulating Drag Irons.

XXX. And be it enacted, That where any Drag Iron or other Instrument shall be affixed under the Bottom or Sole of the Wheel of any Coach, Waggon, Cart, or Carriage passing along the said Roads, to make the Passage of such Coach, Waggon, Cart, or Carriage more safe down steep Hills, every such Drag Iron or other Instrument shall be flat at the Bottom or Sole thereof, and shall not be of less Breadth than the Fellies of the Wheels under which the same shall be affixed, on pain of the Owner or Person in charge of every such Coach, Waggon, Cart, or other Carriage forfeiting any Sum not exceeding Ten Shillings at every Gate or Turnpike on the said Roads or Bridge through which such Coach, Cart, or Carriage shall pass.

Penalty on giving Tickets to another Person.

XXXI. And for preventing Frauds and Abuses in regard to the said Tolls, be it enacted, That if any Person, having paid the Tolls by this Act granted, and having received a Note or Ticket signifying the Payment of such Toll, shall give or dispose of the same to any other Person, in order to avoid the Payment of the said Tolls, every such Person so giving or disposing of such Note or Ticket, or receiving the same, being convicted thereof before any Justice of the Peace, or before the Sheriff Depute or Substitute of the County, shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings Sterling to the said Trustees or their Collector.

Penalty for obstructing Collectors of Tolls.

XXXII. And be it enacted, That if any Person shall assault or interrupt, hinder, obstruct, or disturb, or cause, promote, or encourage to be assaulted, interrupted, hindered, obstructed, or disturbed, in the Execution of their Duty, any Collector of the Tolls by this Act granted, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings Sterling.

Application of Monies in regard to Roads already made, and also on new Lines of Roads and Bridges.

XXXIII. And be it enacted, That all Monies which shall be received by the said Trustees by virtue of this Act upon the Roads included in the said recited Act hereby repealed, and upon the several new Lines of Road and Bridges respectively by this Act authorized to be made, shall be applied, in the first place, (after paying the Expences of preparing, applying for, procuring, and passing this Act, as hereafter mentioned,) in defraying the Expences of making, improving, maintaining, and keeping in repair the said Roads and Bridges thereon, and putting this Act into execution, with reference thereto; secondly, in paying and discharging any Interest and Principal which may from Time to Time be owing in respect of any Money which has been or may be borrowed or preferably advanced or subscribed on the Credit of the Tolls authorized to be taken by the said former Act hereby repealed, or by this Act; and, thirdly, in paying off, reducing, and discharging the Interest and Principal of the several Sums originally subscribed, or which may hereafter be subscribed, for making the said

said Roads and Bridges thereon, and stated and ranked in the Books and Accounts kept under Authority of the said former Act hereby repealed, or this Act.

No more Money to be laid out than taken on any Road

XXXIV. And be it enacted, That no more Money shall be expended upon any Road comprised in this Act than shall be collected on such Road, or borrowed or subscribed on the Credit of the Tolls collected thereon.

Toll Gatherer not to be licensed to sell Spirits, &c., unless on Application of Trustees and Proprietors of Ground.

XXXV. And be it enacted, That it shall not be lawful for the Justices of the Peace for any of the said Counties of *Aberdeen*, *Banff*, or *Kincardine* to grant to the Tacksman or Collector of the Tolls, or other Person situated at any Toll Bar which shall be by virtue of this Act upon or across the said Roads or on the Sides thereof, any Licence to sell any Wine, Ale, Spirituous Liquors, or Provisions, unless an Application in Writing shall have been previously made to such Justices by Order of the Trustees made at any Meeting, and by the Proprietor of the Ground adjoining to or on which the Toll House and Toll Bar to which such Application has Reference stand.

Toll Gatherers not to be licensed within Seven Miles of any City, &c.

XXXVI. And be it enacted, That it shall not be lawful to grant any such Licence to the Keeper of any Toll Bar which shall be within the Distance of Seven Miles from any City, Burgh, or Town, the Population of which, within a Circle described with a Radius of Half a Mile round the Market Cross or Centre of the Market Place thereof, shall amount to Two thousand Souls.

Trustee or Clerk competent Witnesses in Actions.

XXXVII. And be it enacted, That no Trustee or Clerk acting under the Authority of this Act, if not otherwise interested, shall be deemed incompetent to give Evidence, or shall be disqualified from giving Evidence, in any Action, Suit, or other Proceeding brought by or against him in such his Capacity of Trustee or Clerk, by reason of his being Pursuer or Defender in such Action, Suit, or Proceeding.

Roads not to be exempt from any general Act.

XXXVIII. And be it enacted, That nothing herein contained shall be deemed to exempt the Roads comprised in this Act from the Provisions of any general Act relating to the Consolidation or other improved Arrangement of Turnpike Roads which may pass during the present or any future Session of Parliament.

Expences of this Act how to be paid.

XXXIX. And be it enacted, That all the Expences of advertising for, preparing, applying for, procuring and passing this Act, shall, in the first instance, be paid out of the first Monies that shall be in or come to the Hands of the said Trustees by virtue of the said first-recited Act hereby repealed, or this Act: Provided always, that it shall be lawful for the Trustees at any stated General Meeting to charge and apportion such Expences to and upon the several Roads comprised in this Act in such Shares and Proportions as the said Trustees shall think reasonable and just; and the Sums so apportioned to such Roads respectively shall thenceforth be a Charge upon the Tolls to be collected thereon in manner herein directed.

XL. And

Trustees to render an annual Account.

XL. And be it enacted, That the said Trustees shall once in each Year cause to be prepared an Account in Abstract of the total Receipts and Expenditure of all Funds levied by virtue of this Act for the Year preceding, under the several distinct Heads of Receipt and Expenditure, with a Statement of the Balance of the said Account, duly attested and certified by the Clerk to the said Trustees, and shall cause a Copy of such annual Account to be transmitted, free of Charge, to the Sheriff Clerk of each of the Counties of *Aberdeen*, *Banff*, and *Kincardine*, on or before the Thirty-first Day of *January* in each Year, under a Penalty of Ten Pounds in case of default, to be sued for and levied by summary Process at the Instance of any Person authorized by the said recited Act of the First and Second Years of the Reign of His late Majesty King *William* the Fourth to prosecute for Tolls and Penalties, in the same Manner as Penalties are authorized by the said Act to be sued for, and be applied in the Manner in which Penalties not otherwise directed to be applied are thereby directed to be applied; and such Account shall be open at all seasonable Hours to the Inspection of the Public, upon Payment of One Shilling for such Inspection, or, if written Extracts are required therefrom, at the Rate of Sixpence for each Folio of Seventy-two Words.

Term of Act.

XLI. And be it enacted, That this Act shall commence on the Third *Monday* next after the passing thereof, and shall be in force for the Term of Thirty-one Years, and from thence to the End of the Session of Parliament which shall then next follow.

Interpretation of Act.

XLII. And be it enacted, That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

Words importing the Singular Number shall include the Plural Number, and Words importing the Plural Number shall include the Singular Number:

The Word "Person" shall be understood to include Corporation:

Words importing the Masculine Gender shall include Females:

The Word "Lands" shall be understood to include Lands and Heritages of every Description.

Public Act.

XLIII. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

SCHEDULE to which this Act refers.

Nos on Plan.	Owners.	Lessees.	Occupiers.	Description of Property.	Parish.	County.
Road, No. 1. *of First Notice.*						
4	John Burnett of Kemnay.	James Watson -	James Watson	Houses and Garden.	Kemnay -	Aberdeen.
5	Ditto - -	John Crombie -	John Crombie	House and Garden.	Ditto -	Ditto.
7	Ditto - -	- - -	- - -	A Well -	Ditto -	Ditto.
31	Ditto - -	- - -	- - -	Cattle Pen -	Ditto -	Ditto.
Road, No. 2. *of First Notice.*						
1	Kintore and Alford Turnpike Road Trustees.	Clements Lumsdon, Clerk.	David Duncan, Tollkeeper.	Toll House and Garden.	Monymusk	Ditto.
2	Sir James Grant of Monymusk, and Robert Grant his Curator.	Himself - -	Himself -	Ornamental Plantation.	Ditto -	Ditto.
4	Revd Robert Forbes.	Himself - -	Himself -	Manse, Offices, and Garden.	Ditto -	Ditto.
6	Episcopal Kirk Session.	Revd James Allan	Congregation -	Meeting House and Garden.	Ditto -	Ditto.
7	Sir James Grant of Monymusk, and Robert Grant his Curator.	George Smith -	Himself -	Garden -	Ditto -	Ditto.
8	Ditto - -	Lachlan Swanson and Robert Ragg.	Themselves -	Dwelling House	Ditto -	Ditto
9	Ditto - -	George Stephen -	Himself -	Dwelling House	Ditto -	Ditto.
10	Ditto - -	John Adam -	Himself -	Dwelling House	Ditto -	Ditto.
11	Ditto - -	William Dickie -	Himself -	Dwelling House	Ditto -	Ditto.
12	Ditto - -	John Laing -	Himself -	Dwelling House	Ditto -	Ditto.
13	Sir James Grant of Monymusk, and Robert Grant his Curator.	William Nicol -	Himself -	Dwelling House and Garden.	Ditto -	Ditto.
16	Ditto - -	James Adam -	Himself -	Dwelling House and Garden.	Ditto -	Ditto.
17	Ditto - -	John Adam -	Himself -	Garden -	Ditto -	Ditto.
18	Ditto - -	William Nicol -	Himself -	Garden -	Ditto -	Ditto.
19	Ditto - -	Adam Chalmers -	Himself -	Garden -	Ditto -	Ditto.
21	Ditto - -	George Smith -	Himself -	Dwelling House	Ditto -	Ditto.
27	Ditto - -	Bleaching Green and Pump Well.	Villagers -	Green and Pump Well.	Ditto -	Ditto.
30	Ditto - -	John Anderson -	Himself -	House - -	Ditto -	Ditto.
31	Ditto - -	Villagers -	Inhabitants of Village.	Cowhouses and Sheds.	Ditto -	Ditto.
32	Ditto - -	Villagers - -	Ditto - -	Cowhouses and Sheds.	Ditto -	Ditto.
33	Ditto - -	John Anderson -	Himself -	Garden - -	Ditto -	Ditto.

Nos on Plan.	Owners.	Lessees.	Occupiers.	Description of Property.	Parish.	County.
Road, No. 2. of First Notice—continued.						
40	Sir James Grant of Monymusk, and Robert Grant his Curator.	John Anderson -	Himself -	Ornamental Plantation.	Monymusk	Aberdeen.
41 41 41	Ditto - -	Himself - -	Himself -	Ditto and Approach to House.	Ditto -	Ditto.
44	Ditto -	Elspat Barclay -	Herself - -	House and Garden.	Ditto -	Ditto.
46 46 46	Ditto - -	John Ragg -	Himself -	Houses - -	Ditto -	Ditto.
53	Ditto - -	James Mackie -	Himself -	Houses - -	Ditto -	Ditto.
57	The Honorable the Master of Forbes.	John Coutts -	Himself -	Houses - -	Keig -	Ditto.
61	Ditto - -	Himself - -	Himself -	Ornamental Plantation.	Ditto -	Ditto.
73	James Forbes Leith, and Captain William Forbes Leith, his Tutor.	Himself - -	Himself -	Ornamental Plantations.	Tullynessle and Forbes.	Ditto.
76	Ditto - -	Thomas Smith -	Himself -	Houses - -	Ditto -	Ditto.
77	Ditto - -	James Leslie -	Himself -	Houses - -	Ditto -	Ditto.
80	The Honorable the Master of Forbes.	William Wattie -	Himself -	Houses - -	Ditto -	Ditto.
Road, No. 7. of First Notice.						
2. 3	Misses Farquharson.	Peter Wattie -	William Lawson	House and Garden.	Kincardine O'Neil.	Ditto.
4	Ditto - -	Ditto - -	Robert Cooper	House - -	Ditto -	Ditto.
9	Heritors in the Parish, A. Ross, Schoolmaster.	Himself - -	Himself -	Schoolhouse and Garden.	Ditto -	Ditto.
10	Mrs. Christian Levys or Brebner.	Alexander Mathison.	Himself -	Garden - -	Ditto -	Ditto.
25	John Farquharson, Esquire.	Harry Milne -	Himself -	House - -	Lumphanan	Ditto.
30	Rev. Charles M'Combie.	Himself - -	Himself -	Glebe and Garden.	Lumphanan	Ditto.
32	John Farquharson, Esquire.	Peter Ferres -	Himself -	House and Garden.	Lumphanan	Ditto.
Road, No. 1. of Second Notice.						
23	Alexander Morrison.	George Leslie -	George Leslie -	Houses - -	Forgue -	Ditto.
28	Ditto - -	James Skene -	James Skene -	Houses - -	Ditto -	Ditto.
5	Earl of Fife -	Charles Stuart -	Charles Stuart	Houses - -	Rothiemay	Banff.
25	Ditto - -	Alexander M'William.	Alexander M'William.	Houses - -	Ditto -	Ditto.
30	Ditto - -	Alexander Walker	Alexander Walker.	House and Garden.	Ditto -	Ditto.
33	Ditto - -	Alexander M'Grigor.	Alexander M'Grigor.	House and Garden.	Ditto -	Ditto.
34	Ditto - -	Sophia Wilson -	Sophia Wilson	House and Garden.	Ditto -	Ditto.
35	Ditto - -	Revd Mr. Webster	Revd Mr. Webster.	Schoolhouse -	Ditto -	Ditto.

Nos on Plan.	Owners.	Lessees.	Occupiers.	Description of Property.	Parish.	County.
Road, No. 1. *of Second Notice—continued.*						
36	The Earl of Fife	George Perie -	George Perie -	House and Garden.	Rothiemay	Banff.
37	Ditto - -	Revd Mr. Webster	Revd Mr. Webster.	House - -	Ditto -	Ditto.
38	Ditto - -	John Ritchie -	John Ritchie -	House and Garden.	Ditto -	Ditto.
39	Ditto - -	Dr. Ritchie -	Dr. Ritchie -	House and Garden.	Ditto -	Ditto.
45	Ditto - -	Thomas Robertson	Thomas Robertson.	House and Garden.	Ditto -	Ditto.
4	Ditto - -	George Ritchie -	George Ritchie	House and Garden.	Grange -	Ditto.
5	Ditto - -	George Ritchie -	George Ritchie	Houses - -	Ditto -	Ditto.
6	Ditto - -	James Baron -	James Baron -	Houses - -	Ditto -	Ditto.
47	Ditto - -	John Morrison -	John Morrison	House and Garden.	Ditto -	Ditto.
48	Ditto - -	Jane Riddoch -	Jane Riddoch	House and Garden.	Ditto -	Ditto.
49	Ditto - -	John Shand -	John Shand -	House and Garden.	Ditto -	Ditto.
50	Ditto - -	Widow Chapman	Widow Chapman.	House and Garden.	Ditto -	Ditto.
14	Ditto - -	Jane Barber -	Jane Barber -	House and Garden.	Keith -	Ditto.
15	Ditto - -	William Smith -	William Smith	House and Garden.	Ditto -	Ditto.
16	Ditto - -	William Pirie -	William Pirie -	House and Garden.	Ditto -	Ditto.

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