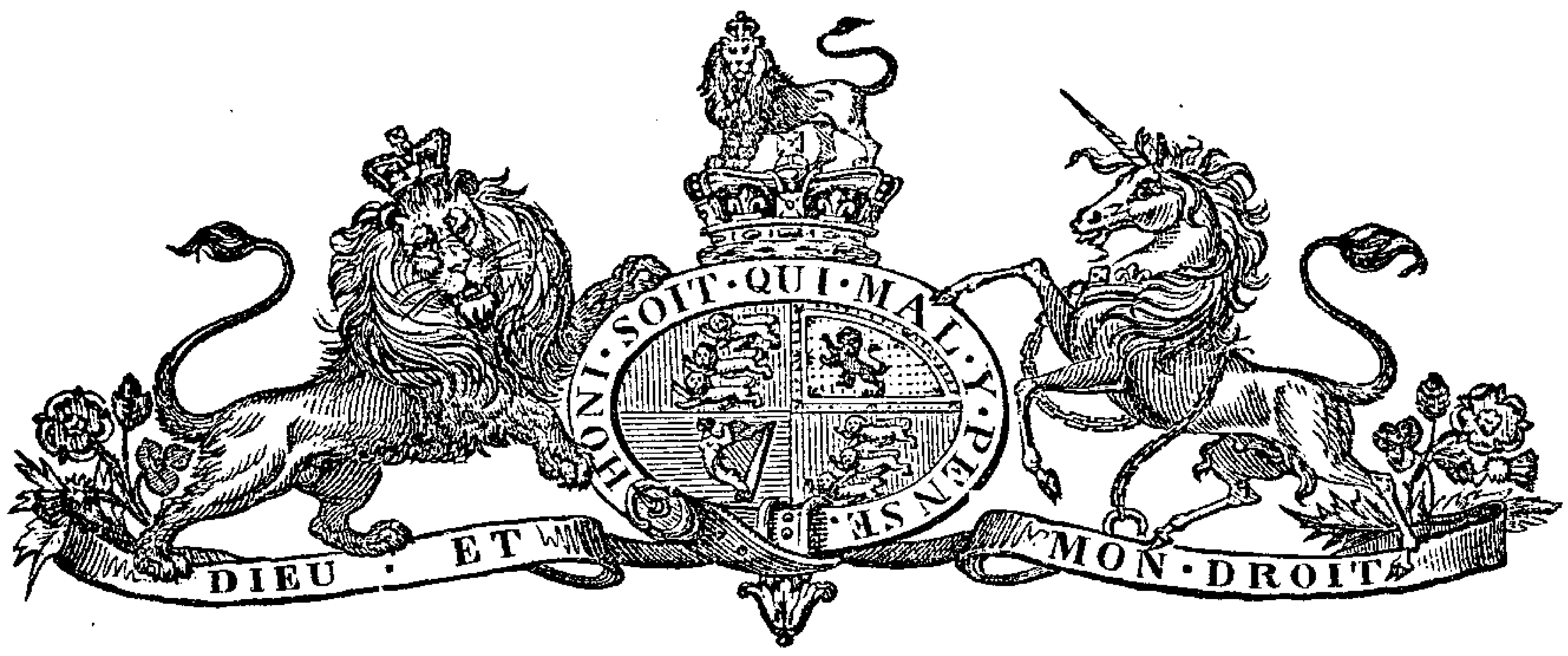


ANNO DECIMO OCTAVO & DECIMO NONO

VICTORIÆ REGINÆ.

****

Cap. lxxxii.

An Act to renew the Term and continue the Powers of an Act passed in the Eighth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act for repairing the Road from* Alford *to* Boston, *and from thence to* Cowbridge *in the Township of* Frithville, *in the County of* Lincoln. [26th *June* 1855.]

WHEREAS an Act was passed in the Eighth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act for repairing the Road from* Alford *to* Boston, *and from thence to* Cowbridge *in the Township of* Frithville, *in the County of* Lincoln: And whereas the Trustees acting by virtue of the said Act have proceeded to carry the same into execution, and have borrowed considerable Sums of Money on the Credit of the Tolls authorized to be taken on the said Road, a considerable Portion of which Money still remains due and owing, and the same cannot be paid off, nor can the said Road be effectually amended, widened, improved, and kept in repair, unless the Powers and the Term granted by the said Act be further continued and extended: And whereas by "The Annual Turnpike Acts Continuance Act, 1854," the said recited Act of the Eighth Year of the Reign of His Majesty King

8 G. 4. c. xvii.

The Alford and Boston Road Act, 1855.

George the Fourth was continued in force until the First Day of *November* One thousand eight hundred and fifty-five, and no longer, unless Parliament should in the meantime continue the same: And whereas it is expedient that the said first-recited Act should be repealed, and that further and more effectual Powers and Provisions should be granted instead thereof; but the same cannot be effected without the Authority of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 this present Parliament assembled, and by the Authority of the same:

Recited Act repealed, and this Act to be put in force.

I. That from and after the passing of this Act the said recited Act of the Eighth Year of the Reign of His Majesty King *George* the Fourth shall be and the same is hereby repealed, and instead thereof this Act shall be put in execution for and during the Term herein-after mentioned, for the Purpose of more effectually amending, widening, improving, and keeping in repair the present Turnpike Road leading from the West End of the *Pavement* near the Foundation School in *Alford*, by *Miles Cross Hill*, through the Parishes of *Well* and *Ulceby* and the Lane between *Dexthorpe* and *Langton*, and through the Parishes of *Dalby*, *Partney*, *Spilsby*, *Toynton All Saints*, *East Keal*, *West Keal*, *Stickford*, *Lusby*, *Stickney*, *Sibsey*, *Fishtoft*, and *Skirbeck*, to a certain Place in *Wide Bargate* in the Town of *Boston* in the County of *Lincoln* where the Word "Turnpike" is marked upon an Iron Plate affixed to the Foot Pavement, and from thence to *Cowbridge* in the Township of *Frithville* in the said County.

Short Title.

II. That in citing this Act for any Purpose it shall be sufficient to use the Expression "The *Alford and Boston* Road Act, 1855."

All Monies due under recited Act vested in Trustees under this Act.

III. That all Rents and Arrears of Tolls and other Monies due to and all Property and Choses in Action vested in or belonging to the Trustees under the Act hereby repealed shall immediately on the passing of this Act be vested in and belong to 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 and belonged to them under the said recited Act, and they shall be liable to all the Debts and Engagements to which the Trustees under the said recited Act were liable at the Repeal thereof, except such as are hereby reduced, varied, or extinguished.

Trustees.

IV. That all Her Majesty's Justices of the Peace for the Time being acting for the Divisions of *Holland* and *Lindsey* respectively in the County of *Lincoln*, together with *Beeley Abbott*, *John Alington* Clerk, *John Ashlin*, *John Skynner Bailey*, *William Bellamy*, *John Benniworth*,

Benniworth, *Basil Beridge* Clerk, *John Bond*, *Augustus Booth*, *Titus Bourne*, *George Bourne*, *John Henry Bourne*, *Henry Titus Bourne*, Sir *Edward Brackenbury* Knight, *Henry Brackenbury* Clerk, *Langley Joseph Brackenbury*, *Thomas Bradley*, *Richard Caldicott*, *John George Calthrop*, *William Carnley*, *Robert Cartwright*, *Tobias Cartwright*, *George Cartwright*, *Thompson Cartwright*, *Henry Clarke*, *Joseph Claypon*, *Bartholomew Claypon*, *Robert Collis*, *Thomas Collis*, *Thomas Coltman*, *George Coltman* Clerk, *John Conington* Clerk, *John Saul Cooke*, *Frederick Cooke* (*Alford*), *Wright Coupland*, *Robert Cracroft* Clerk, *Thomas Yorke Dallas*, *Edmund Davey*, *William Francis Dodson*, *Paul Augustus Dodson* Clerk, *Samuel Richard Fydell*, *Charles Gape* Clerk, *William Garfit*, *William Garfit* (the younger), *Thomas Garfit*, *Thomas Gee*, *John Gildon*, *Cornelius Goodwin*, *James Hairby* M.D., *Edward Harrison*, *Charles Hill*, *John Higgins*, *John Higgins* (the younger), *Henry Holdsworth* Clerk, *John Holland*, *John Hardwick Hollway*, *Thomas Hollway* Clerk, *Frederick Lyon Hopkins*, *Henry Jackson*, *John Jones Buxton Kenrick*, *John Kirkham*, *Felix Laurent* Clerk, *Henry Linton* M.D., *John Linton* (the younger), *George Wilson Maddison*, *Harwood Mackinder*, *Robert Mackinder*, *Thomas Cousins Maidens*, *William Mason* Clerk, *Francis Charles Massingberd* Clerk, *William Morley* Clerk, *William Morton* (the younger), *Charles John Henry Mundy*, *Henry Butler Pacey* D.D., *John Benniworth Parish*, *William Porter*, *Edward Clark Porter*, *Anthony Portington*, *Thomas Hardwick Rawnsley* Clerk, *Edward Rawnsley* Clerk, *Edward Rainey*, *John West Rainey*, *John Rawson*, *John Rinder Rawson*, *John Rinder*, *Joseph Rinder*, *Joseph Rinder* (the younger), *John Rowell*, *Robert Evelyn Roy* Clerk, *Isaac Russell* Clerk, *William Saul*, *William Saul* (the younger), *Martin Sheath* Clerk, *William Sharpe*, *Mavis Enderby*, *John Shelley*, *John Spence* Clerk, *Joseph Spence* Clerk, *Robert William Stainbank*, *Robert Stainbank*, *Meaburn Staniland*, *John Stainton*, *Thomas Stainton*, *Francis Swan* Clerk, *James Topham*, *Thomas Thimbleby*, *John Thimbleby*, *John Thompson*, *William Thompson*, *Richard Wells Thorpe*, *William Vlako Turner* Clerk, *Samuel Vessey*, *John Henry Vessey*, *Edmund Brown Waite*, *George Walker*, *William Walker* (the younger) *Joseph Walls* Clerk, *Richard Walls* Clerk, *Henry Wilson*, *Charles Thorold Wood*, *John Wright*, *Thomas Willingham Booth* Clerk, *Francis Fain Yeatman*, and *Joseph Young*, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be Trustees for putting this Act into execution.

Power to appoint additional Trustees.

V. That it shall be lawful for the said Trustees at any Meeting to be holden in pursuance of this Act to elect any Number of Persons, being duly qualified to act as Trustees of Turnpike Roads in *England*, not exceeding Three in the whole, to be Trustees for the Purposes of this Act, in addition to the Trustees hereby nominated, and such Trustees

Trustees so elected shall have the same Powers and Authorities for executing this Act as if they had been hereby appointed.

First Meeting of Trustees.

VI. That the said Trustees shall hold their First Meeting at the Sessions House in *Spilsby*, or at some other convenient Place in the said Town, on the Third *Tuesday* next after the passing of this Act, between the Hours of Ten of the Clock in the Forenoon and Three of the Clock in the Afternoon, and shall then and from Time to time adjourn to or hold their Meetings for the Execution of this Act at such Place or Places within the said Towns of *Alford*, *Spilsby*, and *Boston* alternately, as they the said Trustees shall think convenient; and a General Meeting of the said Trustees shall yearly and every Year be held at *Spilsby* and *Boston* alternately, for the passing and settling of all Accounts of the Treasurers, Receivers, Toll-bar Keepers, and other Officers relating to the said Road, and for the other Purposes of this Act.

Power to continue or remove Toll Gates, &c.

VII. That it shall be lawful for the said Trustees to continue or remove all or any of the Toll Gates and Toll Houses, Side Bars and Chains now standing and being in, upon, or across the said Road or at the Side or Sides thereof, and also from Time to Time to erect and set up, or cause to be erected and set up, any other Toll Gates, Weighing Machines, and Toll Houses, Side Bars or Chains, with Outhouses and Conveniences suitable thereto, across or by the Side of the said Road, or across any common Highway leading into the same, and take in and enclose suitable Garden Plots for the said Houses respectively, not exceeding One Eighth Part of a Statute Acre each, and from Time to Time to take down and remove or alter the same or any of them, as they shall think proper: Provided always, that no Toll Gates or Toll Houses shall be removed, erected, or set up on or across the said Road or on the Sides thereof, unless the same shall be ordered to be so removed, erected, or set up at a Special Meeting of the Trustees holden for that Purpose, in conformity with and after such Notices as are required to be given by the Fifth Section of an Act passed in the Ninth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act to amend the Acts for regulating Turnpike Roads*.

9 G. 4. c. 77.

For continuing Weighing Machine at the Junction of Skirbeck and Boston.

VIII. That it shall be lawful for the said Trustees to continue the Weighing Machine now erected on the said Road at or near the Junction of the Parishes of *Skirbeck* and *Boston*, for the Purpose of taking Tolls for Overweights; and the Keeper of such Weighing Machine, or the Person having the Care thereof for the Time being, shall and he is hereby required to weigh all Waggons, Carts, and other such Carriages which shall pass loaded along the said Road, and which he shall believe to carry greater Weights than are allowed to pass without paying additional Toll, and whether the same shall or shall not have paid Toll at any of the Gates to be erected or continued by virtue of this Act.

IX. That

Power to take Tolls.

IX. That upon and after the passing of this Act it shall be lawful for the said Trustees, or any Person or Persons to be appointed or continued Collector or Collectors of the Tolls to be taken by virtue of this Act, to demand and take the Tolls following at the several and respective Turnpikes or Toll Gates or Toll Houses or Side Bars or Side Gates or Chains, which are or is or shall be standing or being, or continued or erected, by virtue of this Act, in, upon, across, or on the Side or Sides of the said Road or any Part thereof, (except at any Turnpike erected or to be erected or placed upon the said Road between *Burton's Corner* and *Boston*, and across the Side Road at *Burton's Corner*,) on every Day, such Day to be computed from Twelve of the Clock at Night till Twelve of the Clock in the next succeeding Night; (that is to say,)

Tolls.

For every Horse, Mule, Ass, or other Beast of Burthen, laden or unladen and not drawing, the Sum of Twopence:

For every Horse, Mule, Ass, Ox, Bullock, or other Beast of Draught drawing any Waggon, Wain, or Cart, or other Carriage of a like Description, by whatsoever Name called or known, the Fellies of the Wheels of which are of the Breadth of Six Inches or more, the Sum of Fourpence:

For every Horse, Mule, Ass, Ox, Bullock, or other Beast of Draught drawing any Waggon, Wain, or Cart, or other Carriage of a like Description, by whatsoever Name called or known, the Fellies of the Wheels of which are of less Breadth than Six Inches, the Sum of Sixpence:

For every Horse, Mule, Ass, or other Beast of Draught drawing any Coach, Chariot, Calash, Chaise, Gig, or other Carriage of a like Description, by whatsoever Name called or known, the Sum of Fourpence:

For every Drove of Oxen, Cows, Burlings, or Neat Cattle, the Sum of One Shilling and Twopence *per* Score:

For Half a Score, the Sum of Sevenpence:

For a Quarter of a Score, the Sum of Threepence Halfpenny:

For Four only of such Oxen, Cows, Burlings, or Neat Cattle, or for Four above a Score, Half Score, or Quarter Score, the Sum of Threepence:

For Three only of such Oxen, Cows, Burlings, or Neat Cattle, or for Three above a Score, Half Score, or Quarter Score, the Sum of Twopence:

For Two only of such Oxen, Cows, Burlings, or Neat Cattle, or for Two above a Score, Half Score, or Quarter Score, the Sum of One Penny Halfpenny:

For One only of such Oxen, Cows, Burlings, or Neat Cattle, or for One above a Score, Half Score, or Quarter Score, the Sum of One Penny:

For every Drove of Calves, Hogs, Sheep, Lambs, or Geese, the Sum of Sevenpence *per* Score:

For Half a Score, the Sum of Threepence Halfpenny:

For a Quarter of a Score, the Sum of One Penny Halfpenny:

For Four only of such Calves, Hogs, Sheep, Lambs, or Geese, or for Four above a Score, Half a Score, or Quarter Score, the Sum of One Penny Halfpenny:

For Three or Two only of such Calves, Hogs, Sheep, Lambs, or Geese, or for Three or Two above a Score, Half Score, or Quarter Score, the Sum of One Penny:

For One only of such Calves, Hogs, Sheep, Lambs, or Geese, or for One above a Score, Half Score, or Quarter Score, the Sum of One Halfpenny:

For every Carriage moved or propelled by Steam or Machinery, or by any other Power than animal Power, any Sum not exceeding One Shilling *per* Wheel.

Tolls to be taken between Burton's Corner and Boston as herein specified.

X. That nothing in this Act contained shall authorize and empower the said Trustees, or their Collector or Collectors, to demand or take, at any Turnpike erected or to be erected or placed upon the said Road between *Burton's Corner* and *Boston*, and across the Side Road at *Burton's Corner*, any greater Tolls than the following; (that is to say,)

For every Horse, Mule, Ass, or other Beast of Burthen, laden or unladen and not drawing, the Sum of One Halfpenny:

For every Horse, Mule, Ass, Ox, Bullock, or other Beast of Draught drawing any Waggon, Wain, or Cart, or other Carriage of a like Description, by whatsoever Name called or known, the Fellies of the Wheels of which are of the Breadth of Six Inches or more, the Sum of One Penny:

For every Horse, Mule, Ass, Ox, Bullock, or other Beast of Draught drawing any Waggon, Wain, or Cart, or other Carriage of a like Description, by whatsoever Name called or known, the Fellies of the Wheels of which are of less Breadth than Six Inches, the Sum of One Penny Halfpenny:

For every Horse, Mule, Ass, or other Beast of Draught drawing any Coach, Chariot, Calash, Gig, Chaise, or other Carriage of a like Description, by whatsoever Name called or known, the Sum of One Penny:

For every Drove of Oxen, Cows, Burlings, or Neat Cattle, the Sum of Threepence Halfpenny *per* Score:

For Half a Score, the Sum of Twopence:

For Five or Four only of such Oxen, Cows, Burlings, or Neat Cattle, or for Five or Four above a Score, Half Score, or Quarter Score, the Sum of Three Farthings:

For Three or Two only of such Oxen, Cows, Burlings, or Neat Cattle, or for Three or Two above a Score, Half Score, or Quarter Score, the Sum of One Halfpenny:

For One only of such Oxen, Cows, Burlings, or Neat Cattle, or for One above a Score, Half Score, or Quarter Score, the Sum of One Farthing:

For every Drove of Calves, Hogs, Sheep, Lambs, or Geese, the Sum of Twopence *per* Score:

For Half a Score, the Sum of One Penny:

For a Quarter of a Score, the Sum of Three Farthings:

For Four only of such Calves, Hogs, Sheep, Lambs, or Geese, or for Four above a Score, Half Score, or Quarter Score, the Sum of One Halfpenny:

For Three or any less Number of such Calves, Hogs, Sheep, Lambs, or Geese, or for Three or any less Number above a Score, Half Score, or Quarter Score, the Sum of One Farthing:

For every Carriage moved or propelled by Steam or Machinery, or by any other Power than animal Power, any Sum not exceeding One Shilling *per* Wheel:

Which respective Tolls or Sums of Money shall be demanded and taken as aforesaid before any Horse, Mule, Ass, or other Beast, Cattle, or Animal, or any Goose, or any Carriage upon which any Toll is by this Act imposed, shall be permitted to pass through any such Turnpike or Toll Gate, Side Bar or Side Gate or Chain; and such respective Tolls or Sums of Money shall be and are hereby vested in the said Trustees, and shall be applied in manner hereinafter mentioned.

Persons producing Tickets from Hilldike Bridge or Cowbridge Bar to pass Toll-free through the Turnpike at Burton's Corner.

XI. That it shall and may be lawful for any Person or Persons producing a Ticket of the Day from the Collector of the Tolls at *Hilldike Bridge* Turnpike or *Cowbridge* Turnpike to pass Toll-free the same Day through any Turnpike to be erected or placed upon the Side Road between *Burton's Corner* and *Boston*, or across the Side Road at *Burton's Corner*; and that it shall and may be lawful for any Person or Persons, producing a Ticket of the Day from the Collector of the Tolls at the Turnpike at *Burton's Corner*, or at any Turnpike to be erected or placed upon the said Road between *Burton's Corner* and *Boston*, or across the Side Road at *Burton's Corner*, to pass through *Hilldike Bridge* and *Cowbridge* Turnpike the same Day, on Payment of Three Fourths of the Amount of the Tolls authorized to be taken at such last-mentioned Turnpike, according to the Rates first hereinbefore particularly mentioned and set forth.

For continuing the stopping up of certain Roads. 5 G. 3. c. 96.

XII. And whereas, in order to prevent the Evasion of the Tolls granted by an Act passed in the Fifth Year of the Reign of His Majesty King *George* the Third, intituled *An Act for repairing and widening the Road from* Alford *to* Boston, *and from thence to* Cowbridge,

bridge, *in the County of* Lincoln, by the Passage of Cattle and Carriages through a Lane called *Frog Lane*, leading from the Town of *Alford* into *Alford Westfield*, and through a Lane leading from the Town of *Well* into *Alford Southfield*, and through a Lane leading from the said Town of *Well* into *Alford Westfield*, and also Two several Lanes leading from the Road between *Dexthorpe* and *Langton* to the Town of *Langton*, and also through a Lane leading out of the Turnpike Road near *Cowbridge* on the North Side of a Drain called *Schoolhouse Drain*, and through another Lane lying on the South Side of the said Drain, both which last-mentioned Lanes lead to *North Gowts*, the Trustees acting in the Execution of the said last-mentioned Act were empowered to stop up the said several Lanes, and the same have been stopped up accordingly: Be it therefore enacted, That it shall be lawful for the said Trustees to continue all the said Lanes and Places so fenced, ditched, banked, or otherwise stopped up, and to continue or make or cause to be made such new or other Ditches, Banks, or Fences in lieu thereof as they shall from Time to Time find necessary, in order to prevent any Person or Persons from evading the Payment of the Tolls granted by this Act, and the same from Time to Time to keep constantly fenced, ditched, banked, or stopped up in such Manner as the said Trustees shall think proper; and if any Person or Persons shall wilfully fill up, destroy, or damage any such Ditch, Bank, or other Fence, or open any of the Passages so intended to be discontinued, every such Person shall pay to the said Trustees or their Treasurer the Expense of repairing and restoring such Ditch, Bank, or other Fence, and shall also for every such Offence forfeit any Sum not exceeding Ten Pounds nor less than Forty Shillings, which said Expense and Penalty shall be recovered and the Penalty applied in such Manner as Penalties may be recovered and applied under the Law for repairing and maintaining Turnpike Roads.

Reservation of Rights.

XIII. That nothing in this Act contained shall extend to deprive the Inhabitants of the Hamlet of *Frith Bank* in the Township of *Frithville* of their usual Way or Passage for Cattle or Carriages through or over any such Place or Places so stopped up as aforesaid, but that One or more convenient Gate or Gates, if necessary, shall be continued or made, with a Lock or Locks thereon, at the Expense of the said Trustees, the Keys whereof shall be delivered to such Inhabitants, they paying for such Keys.

Respecting the Inhabitants of Well.

XIV. That it shall be lawful for the Inhabitants of *Well* to have their usual Way or Passage for Cattle and Carriages, for their own Use only, through or over any Place or Places within the said Parish which have been stopped up by virtue of the said Act passed in the Fifth Year of the Reign of His Majesty King *George* the Third, they the said Inhabitants providing Keys at their own Expense, and not leaving the Gate or Gates open or unlocked, nor giving nor lending their

their Keys to or knowingly permitting or suffering any other Person, not being an Inhabitant of the said Parish of *Well*, with any Horse, Cattle, or Carriage, to pass through the said Gates or Places, under the Penalty of Forty Shillings for each Offence, to be recovered and applied in such Manner as any other Penalties for evading Tolls may by Law be recovered and applied: Provided always, that it shall be lawful for any Inhabitant of the said Parish of *Well* to permit or suffer any other Person or Persons, on Horseback or in a Carriage, coming to or immediately from the House of any Inhabitant of the said Parish, to pass through the Gate leading into *Wellfield*, without any or either of them being liable to the said Penalty: Provided nevertheless, that such other Person or Persons shall not pass through the said Parish for the Purpose of avoiding the Payment of Toll at *Alford* Turnpike.

Tolls to be paid but Once a Day.

XV. That if any Person shall have paid the Toll hereby authorized to be taken for the passing of any Horse, Cattle, Beast, Animal, Geese, or Carriage through any One of the said Toll Gates continued or erected or to be erected by virtue of this Act, such Horse, Cattle, Beast, Animal, Geese, or Carriage shall, upon a Ticket denoting the Payment thereof for that Day being produced (which Ticket the Collector or Collectors of such Tolls is and are hereby required to deliver gratis to the Person paying the same, and whereon shall be named and specified the Gate at which the same shall have been paid, and also the Gate or Gates (if any) freed by the Payment of such Toll), be permitted to pass Toll-free through the same Toll Gate, and also through such other Gate or Gates as the Ticket for such Payment shall free, at any Time or Times during the same Day, to be computed as aforesaid, anything in this Act contained to the contrary thereof in anywise notwithstanding.

Limiting the Number of Tolls to be taken on the whole Line of Road.

XVI. That no more than One full Toll shall be demanded or taken in any One Day, to be computed as before mentioned, for or in respect of the Passage of the same Horses, Beasts, Cattle, Animals, Geese, and Carriages through all the several Turnpikes or Toll Gates now erected or to be erected on the Road between *Alford* and *Spilsby*, and no more than Two full Tolls shall be demanded or taken in any One Day, to be computed as aforesaid, for or in respect of the Passage of the same Horses, Beasts, Cattle, Animals, Geese, and Carriages through the several Turnpikes or Toll Gates now erected or to be erected on the Road between *Spilsby* and *Boston*, and no more than One full Toll shall be demanded or taken in any One Day, to be computed as aforesaid, for or in respect of the Passage of the same Horses, Beasts, Cattle, Animals, Geese, and Carriages through the several Turnpikes or Toll Gates now erected or to be erected on the Road between *Boston* and *Burton's Corner*, or between *Boston* and *Cowbridge*.

Stage Coaches, &c. to pay every Time of passing.

XVII. That the Tolls hereby made payable for and in respect of Horses or Beasts drawing any Stage Coach, Diligence, Van, Caravan, Waggon, Cart, or other Carriage, conveying Passengers or Goods for Pay, Hire, or Reward, shall be payable and paid every Time of passing or repassing along the said Road.

Postchaises on every new Hiring.

XVIII. That the Tolls hereby made payable shall be paid for all Horses or Cattle drawing any Postchaise or other Carriage travelling for Hire or Reward, as often as any new Hiring shall take place, in the same Manner as if no previous Payment of Toll in respect of such Horses or Cattle had been made on the same Day.

Horses, &c. drawing different Waggons, &c. to pay every Time of passing.

XIX. That in case the Toll in this Act mentioned shall have been paid in respect of any Horses, Beasts, or Cattle drawing any Waggon, Wain, or Cart, or other Carriage of a like Description, at any Toll Gate or Bar upon or on the Side of the said Road, and any such Horses, Beasts, or Cattle shall be afterwards employed on the said Road during the same Day in drawing a different Waggon, Wain, Cart, or other Carriage of a like Description, from that which they were employed in drawing when such Payment was made, all such Horses, Beasts, and Cattle so drawing shall, notwithstanding such Payment, be again liable to Toll in the same Manner as if no previous Payment of Toll in respect of the same had been made.

Determining Amount of existing Debt.

XX. And whereas the Principal Sum now due and owing on the Credit of the said Tolls amounts to the Sum of Eight thousand one hundred and twenty-five Pounds, including Nineteen Twenty-five Pound Shares, amounting together to the Sum of Four hundred and seventy-five Pounds, standing in the Names of the following Persons; namely, Six Shares, numbered 14, 15, 199, 200, 201, and 202, in the Name of Mrs. *Elizabeth Langton*; Four other Shares, numbered 277, 278, 280, and 289, in the Name of *Bennett Langton* Esquire; Four other Shares, numbered 35, 100, 170, and 244, in the Name of *Samuel Langton* Esquire; Four other Shares, numbered 56, 137, 138, and 192, in the Name of *Charles Amcotts* Esquire; and One other Share, numbered 257, in the Name of the Reverend *John Hayward Smith*, in respect whereof no Interest has been paid or claimed for upwards of Forty Years: Be it enacted, That from and after the passing of this Act the said unclaimed Shares and all Arrears of Interest due thereon shall be and they are hereby discharged and extinguished, and all Claims and Demands in respect thereof shall be hereafter barred and estopped.

As to Amount of Principal Debt.

XXI. And whereas the Debt charged upon the Tolls arising under the said recited Act, after the Extinguishment of the Nineteen Shares herein-before mentioned, now amounts to the Sum of Seven thousand six hundred and fifty Pounds: Be it enacted, That the said Sum of Seven

Seven thousand six hundred and fifty Pounds, and no more, shall be and be deemed to be the whole Principal Sum due on the Credit of the Tolls arising on the Road.

Respecting Tolls collected at Burton's Corner.

XXII. That it shall be lawful for the said Trustees and they are hereby required, after having deducted from the Amount of the Tolls to be collected at the Turnpike Gate or Turnpike Gates continued or erected between *Burton's Corner* and a certain Place in *Wide Bargate* in the Town of *Boston* aforesaid where the Word "Turnpike" is marked upon an Iron Plate affixed to the Foot Pavement, and across the Side Road at *Burton's Corner*, the yearly Interest of the Money borrowed for the Purpose of erecting such Turnpike Gates and Toll Houses, and also the necessary Expenses of keeping such Toll Houses and Turnpike Gates and Premises in repair, and after having paid the yearly Salary of a Collector to be appointed to receive the Tolls at such Gates, to lay out and apply the Residue of such Tolls solely and exclusively in the Repair, Maintenance, and Support of so much of the said Road as lies between *Burton's Corner* and a certain Place in *Wide Bargate* in the Town of *Boston* aforesaid where the Word "Turnpike" is marked upon an Iron Plate affixed to the Foot Pavement, until the Principal Monies and Interest now due and owing on the Security of the Tolls to be collected on the other Parts of the said Road shall be fully paid off and discharged; and also that it shall be lawful for the said Trustees from Time to Time, with the Consent of the Person or Persons (if any) to whom any Money may be due and owing on the Credit of the said first-mentioned Tolls, to lessen or discontinue all or any of the Tolls to be collected at the said Turnpike Gate or Turnpike Gates erected between *Burton's Corner* and a certain Place in *Wide Bargate* in the Town of *Boston* aforesaid where the Word "Turnpike" is marked upon an Iron Plate affixed to the Foot Pavement, and across the Side Road at *Burton's Corner*, and, for such Time as they shall think proper, and, if there shall be Occasion, to advance or renew and restore the same Tolls or any of them, so as they do not at any Time exceed the respective Sums of Tolls hereinbefore made payable at the same Turnpike Gates between *Burton's Corner* and a certain Place in *Wide Bargate* in the Town of *Boston* aforesaid where the Word "Turnpike" is marked upon an Iron Plate affixed to the Foot Pavement, and across the Side Road at *Burton's Corner*: Provided always, that the Tolls so to be taken at or near *Burton's Corner* shall be lessened or discontinued or advanced and restored only at the General Annual Meeting of the said Trustees: Provided also, that Twenty-one Days previous Notice of the Intention of the said Trustees to consider the Expediency of lessening or discontinuing or advancing or restoring the said Tolls at such Meetings shall be given upon all the Turnpikes upon the said Road, and in the Towns of *Boston*, *Spilsby*, and *Alford*, and also in the *Lincoln*, *Rutland*, *and Stamford Mercury*, or in some other Newspaper in general

general Circulation in that Part of the County of *Lincoln*; provided, that no Money shall be borrowed on the Credit of the Tolls to be collected at the said last-mentioned Turnpike Gates, except for the Purpose of repairing such Turnpike Gates and Toll House, and the necessary fencing about the same; nor shall any Money borrowed by virtue of this Act be laid out or applied in amending or repairing the said Road from *Burton's Corner* to a Place in *Wide Bargate* in the Town of *Boston* aforesaid where the Word "Turnpike" is marked upon an Iron Plate affixed to the Foot Pavement, or any Part or Parts thereof, until the Principal Monies and Interest now due and owing on the Security of the Tolls to be collected on the other Parts of the said Road, shall be fully paid off and discharged; but the whole Costs, Charges, and Expenses of carrying this Act into execution, so far as relates to the same Road from *Burton's Corner* to a certain Place in *Wide Bargate* in the Town of *Boston* aforesaid where the Word "Turnpike" is marked upon an Iron Plate affixed to the Foot Pavement, and the Interest of the Money so to be borrowed as last aforesaid, shall be paid and defrayed out of the Tolls to be collected at the same Turnpike Gates, until such Moneys and Interest shall have been so paid off as aforesaid.

Application of the Monies.

XXIII. That all Monies which shall come into the Hands of the Trustees by virtue of this Act shall be applied as follows; (that is to say,)

First, in paying and discharging the Expenses of obtaining and passing this Act, and incident thereto:

Secondly, in paying the Costs and Expenses attending the Management of the said Trust, including the necessary Expenses of erecting or providing, altering and repairing the Toll Gates, Toll Bars, Toll Houses, and Weighing Machines of the said Trust, and the Salaries of the Clerk and Surveyor: Provided always, that such Costs and Expenses of the Management of the said Trust shall not exceed together the Sum of One hundred and twenty Pounds *per Annum*, exclusive of any Expenses to which the Trustees may be put in commencing, prosecuting, or defending any Action at Law or Suit in Equity, or preparing or defending any Indictment, or in taking any other Proceedings for maintaining and protecting their Trust:

Thirdly, in paying Interest, from the First Day of *January* One thousand eight hundred and fifty-six, after the Rate of Four Pounds *per Centum per Annum* upon the said Principal Sum of Seven thousand six hundred and fifty Pounds, or on so much thereof as shall from Time to Time be owing on the Credit of the Tolls authorized to be taken on the Road.

Fourthly, in paying the Expenses of maintaining and keeping in repair the Road, but to an Amount not exceeding Six hundred and seventy-five Pounds in any One Year:

And,

And, lastly, in reducing, paying off, and discharging, in manner herein-after mentioned, the said Principal Sum of Seven thousand six hundred and fifty Pounds, or such Part as for the Time being shall be due and owing on the Credit of the Tolls authorized to be taken on the Road.

After authorized Payments, Tolls to be reduced.

XXIV. Provided always, That after the several Payments hereinbefore authorized shall have been made, and the Trustees shall have a Surplus in hand to the Amount of Two hundred Pounds, they shall from Time to Time reduce the Tolls by this Act authorized to be collected, in such Manner as the said Trustees shall in their Discretion think proper.

No Money to be borrowed on the Tolls.

XXV. That it shall not be lawful for the said Trustees to borrow any further Sum or Sums of Money on the Credit of the Tolls by this Act authorized to be taken.

No Money to be taken or laid out in Towns.

XXVI. That no Money shall be laid out on any Road comprised in this Act within the Limits of any Act of Parliament passed for the Improvement of any Town, nor shall any be collected therein.

As to Mode of discharging Debt.

XXVII. That when and so often as the Sums applicable to the Discharge of the said Principal Moneys for the Time being due on the Credit of the Tolls shall amount to the Sum of Two hundred Pounds, the Trustees shall, at any General Annual or other Meeting, apply such Sums in the Payment of a proportionate Part of the said Principal Moneys to the Persons entitled thereto, and shall, Twenty-eight Days at least before such General Annual or other Meeting, cause Notice to be given of such Meeting, and of the Object or Purpose thereof, so far as the same shall relate to the Application of such Sums, by Letter sent by Post to each Creditor directed to his usual Place of Residence or last Place of Abode, and at such Meeting the Trustees shall apply such Sums, or Portions thereof, (as the Case may require,) in or towards the Discharge of Moneys owing on the Security of the said Tolls to the Creditor who shall, by Proposal in Writing transmitted to the Clerk to the Trustees before such Meeting, have offered to accept the lowest Composition in respect of such Moneys, and after Payment to such Creditor as aforesaid shall apply the Surplus (if any) of such Sums, or Portions thereof, (as the Case may require,) in or towards the Payment of other Moneys owing on the Security of the said Tolls to the Creditor who by Proposal as aforesaid shall have offered to accept the next lowest Composition in respect of the Principal Moneys due to him, and so in like Manner until the Sums applicable to such Payments shall be exhausted; and if and whenever Two or more Creditors by such Proposals as aforesaid shall have offered to accept an equal Rate of Composition, it shall be lawful for the Trustees to determine by Lot the Preference between or amongst such Creditors

as the Trustees shall think fit; and if there be no such Proposal as aforesaid, or if there be any Surplus of the same applicable to such Payment after applying the same, so far as may be necessary, in or towards the Discharge of the Moneys to which such Proposals as aforesaid relate, the Trustees may apply the Sums applicable to such Payments, or the Surplus thereof, (as the Case may be,) rateably amongst the Creditors on the said Tolls, or may pay the same to such of them as may be determined by Lot, as the Trustees shall think fit.

Mortgagees to take possession for Payment of Interest only.

XXVIII. That whenever and so long as the Interest by this Act allowed upon all existing Mortgages shall be duly paid, within Three Calendar Months next after the same shall become due, no Holder of any Mortgage of the Tolls collected upon the said Road shall be entitled to enter into possession of the Toll Gates, Toll Houses, or Buildings upon the said Road, or into the Receipt of the Tolls arising therefrom, or of the Rent payable on any Letting of such Tolls; and every Mortgagee entering into the Possession of such Toll Gates, Toll Houses, or Buildings, or into the Receipt of such Tolls or Rent, shall pay the Interest from Time to Time due and becoming due upon the said existing Mortgages, without any Priority or Preference, and may also reimburse himself any Costs to which he may be entitled; and every Mortgagee being so in possession or receipt as aforesaid shall, within Twenty-one Days next after each of the half-yearly Days whereon the Interest on such existing Mortgages shall be payable, render to the Clerk or Clerks of the said Trustees for the Time being a full and true Account of his Accounts, Receipts, and Expenditure while so in possession or receipt as aforesaid, with proper Vouchers for the same; and if it shall appear by any such Account that the Interest due, at the Rate herein-before mentioned, on such Mortgages, up to the last half-yearly Days, and all such Costs as aforesaid, shall have been fully paid and satisfied, then such Mortgagee shall, when thereunto required by the said Trustees, pay over to their Treasurer the Balance (if any) remaining in his Hands, and deliver up Possession of the said Toll Gates, Toll Houses, and Buildings, and the Receipt of the said Tolls and of any of such Rent as aforesaid, to the Trustees, or any Person appointed by them to receive the same, anything in this Act, or in any Statute or Law in force relating to Turnpike Roads in *England*, to the contrary notwithstanding.

When Debt reduced to 4,650*l.*, Alford Bar to be removed, and the Road East of New Bar to be repaired by Parish of Alford.

XXIX. That when the said Principal Sum of Seven thousand six hundred and fifty Pounds shall have been reduced to the Sum of Four thousand six hundred and fifty Pounds, in manner herein-before directed, the Bar now called the *Alford* Toll Bar shall be removed, by and at the Expense of the Parish of *Alford*, and the same, or a new Bar instead thereof, shall be placed, erected, and set up on the said Turnpike Road, at the like Expense, at the Extremity of the said Parish of *Alford*, abutting upon the Parish of *Well*, and

then

then and from thenceforth that Portion of the said Turnpike Road on the East Side of the said Bar so newly erected shall be maintained and kept in repair by and at the sole Expense of the said Parish of *Alford*.

Penalty in case Cattle, &c. are found straying on the Road.

XXX. That if any Horse, Mule, Ass, Ox, Bullock, Sheep, Swine, or other Beast, Cattle, or Animal of any kind, or any Geese, shall at any Time be found tethered, or wandering, straying, grazing, or lying upon the said Road or any Part thereof or by the Sides thereof, and whether attended by any Person or Persons or not, the Owner of any such Horse, Mule, Ass, Ox, Bullock, Sheep, Swine, or other Beast, Cattle, or Animal of any kind, or any Geese, shall forfeit and pay on Conviction a Sum not exceeding Twenty Shillings for each Offence, to be recovered and applied in such Manner as Penalties may be recovered and applied under the Law for repairing and maintaining Turnpike Roads; but in case such Owner is not known or cannot be found, then the Surveyor, or any other Person authorized by him, is hereby required to seize and impound all and every such Horse, Mule, Ass, Ox, Bullock, Sheep, Swine, or other Beast, Cattle, or Animal of any kind, or any Geese, in the Common Pound (if any) of the Parish, Township, or Place where the same shall have been found, or in such other Place as the Surveyor shall have provided or shall provide for that Purpose, and the same there to detain until the Owner or Owners thereof shall, for every and each Horse, Mule, Ass, Ox, Bullock, Sheep, Swine, or other Beast, Cattle, or Animal of any kind so impounded, pay the Sum of One Shilling, and for every Score of Geese the like Sum of One Shilling, and so in proportion for any greater or less Number than a Score, together with the reasonable Charges and Expenses of impounding and keeping the same, to such Surveyor, such Charges and Expenses to be settled by any Justice of the Peace; and the said Sum so paid shall be applied to the Repair of the said Road; and in case the said Penalty, Charges, and Expenses shall not be paid within Five Days after such impounding, Notice thereof being first given to the Owner, if known, and if not known, by affixing written Notices forthwith at the Two next Toll Gates on the Road nearest to the Place where such Horse, Mule, Ass, Ox, Bullock, Sheep, Swine, or other Beast, Cattle, or Animal of any kind, or any Geese, shall have been so impounded, it shall and may be lawful for any Two Justices of the Peace to order any such Horse, Mule, Ass, Ox, Bullock, Sheep, Swine, or other Beast, Cattle, or Animal of any kind, or any Goose, to be sold (except where it shall be made to appear to such Justices that the Horse, Mule, Ass, Ox, Bullock, Sheep, Swine, or other Beast or Cattle, or Goose, impounded, escaped from any Inclosure by any Gate or Fence being wilfully or negligently left open or destroyed by any Person not being the Occupier of such Inclosure nor employed by such Occupier, or that it arose from Accident, and was not wilful, in which Case the said Justices

Powers to impound Cattle, &c.

Justices may remit the said Penalty); and the Money arising from such Sale, after deducting the said Penalty and Charges, and Expenses of impounding, keeping, and selling all and every such Horse, Mule, Ass, Ox, Bullock, Sheep, Swine, or other Beast, Cattle, or Animal of any kind, or any Geese, shall be paid to the Person whose Property the same so sold shall appear to have been; and in case the Owner thereof shall not be known and no Application shall be made for the Money arising from such Sale within Twenty-one Days after such Sale shall have taken place, the said Money shall be applied, after deducting the said Penalty, Charges, and Expenses, in the same Manner as the said Penalty of One Shilling is hereby directed to be applied: Provided always, that no Owner of any Horses, Mules, Asses, Oxen, Bullocks, Sheep, Swine, or other Beasts, Cattle, or Animals of any kind, or any Geese, impounded as aforesaid, shall in any Case pay more than the Sum of Twenty Shillings, over and above the Charges and Expenses of impounding and keeping the same, for any Number of Horses, Asses, Oxen, Bullocks, Sheep, Swine, or other Beasts, Cattle, or Animals of any kind, or any Geese, impounded at One Time.

Road not exempt from Provisions of present and future General Acts.

XXXI. That nothing herein contained shall be deemed or construed to exempt the Road comprised in this Act from the Provisions of any General Act now in force concerning Turnpike Roads in *England*, so far as the same are not inconsistent with or repugnant to this Act, or 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.

Term of Act.

XXXII. That this Act shall commence on the Day of the passing thereof, and shall continue in force for the Term of Twenty-one Years, and from thence to the End of the Session of Parliament which shall then next follow.

LONDON:
Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1855.