ANNO PRIMO & SECUNDO

GULIELMI IV. REGIS.

Cap. xix.

An Act for repairing the Road from the Bridge on the old River at *Barton* to *Brandon Bridge* in the County of *Suffolk*. [30th *July* 1831.]

WHEREAS an Act was passed in the Tenth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for repairing the Road from the Bridge on the old River at* Barton *to* Brandon Bridge *in the County of* Suffolk: 10 G. 3. c. 65.
And whereas another Act was passed in the Twenty-ninth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for enlarging the Term and Powers of an Act of the Tenth Year of His present Majesty, for repairing the Road from the Bridge on the old River at* Barton *to* Brandon Bridge *in the County of* Suffolk: 29 G. 3. c. 94.
And whereas another Act was passed in the Fifty-first Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from the Bridge on the old River at* Barton *to* Brandon Bridge *in the County of* Suffolk: 51 G. 3. c. 10.
And whereas the Trustees appointed in or by virtue of the said recited Acts have in the Execution thereof borrowed several Sums of Money on the Credit of the Tolls authorized to be taken on the said Road, which Money is still due and cannot be repaid, nor can the said Road be effectually amended and kept in repair, unless the Term of the same Acts be continued, and further and other Powers and Provisions enacted, for more effectually improving, maintaining, and keeping in repair the said Road:

Road: And whereas it would facilitate the Execution of the Purposes aforesaid if the said recited Acts were repealed, and if the Powers thereby given, and such further Powers as may be necessary, for maintaining and repairing the said Road, and for carrying this Act into execution, were granted, and comprised in One Act: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Fourteenth Day of *September* One thousand eight hundred and thirty-one, the said recited Acts, passed in the Tenth, Twenty-ninth, and Fifty-first Years of the Reign of His late Majesty King *George* the Third, shall be and the same are hereby repealed.

Recited Acts repealed.

This Act to be put in execution for the Purposes herein mentioned.

II. And be it further enacted, That this Act shall commence and be put in execution for the Term herein-after mentioned, for the Purpose of more effectually amending, widening, and keeping in repair the present Turnpike Road leading from the Bridge on the old River at *Little Barton* in the County of *Suffolk*, through the Parishes of *Little Barton*, *Mildenhall*, *Eriswell*, *Lakenheath*, and *Wangford*, to *Brandon Bridge* in the same County.

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the said County of *Suffolk*, together with *Henry Woodruffe Bailey*, *William Bassett* Clerk, *George Beauchamp*, *Wyrley Birch*, *John Brewster*, *Theophilus Russell Buckworth*, *Henry Berney Caldwell*, *William Lyde Wiggett Chute*, *John Dugmore*, *John Dugmore* the younger, *Francis King Eagle*, *William Eagle*, *Bartholomew Edwards* Clerk, *James Fison*, *Andrew Fountain*, *Anthony Hammond*, *John Marcon*, *William Mason*, *William Parson* Clerk, *Henry Samuel Partridge*, *John Anthony Partridge* Clerk, Sir *William Beauchamp Proctor* Baronet, *Thomas Sworde* Clerk, *Henry Roberts Tyrrell*, *Samuel Tyssen*, *Jasper Willett*, and their Successors, being duly qualified according to the Provisions and Directions of the several Acts for maintaining Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for amending, maintaining, and keeping in repair the said Road, and for otherwise carrying this Act into execution.

Power to appoint additional Trustees.

IV. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized, at their First or any subsequent Meeting or Meetings to be holden in pursuance of this Act, to elect any Number of Persons (~~not exceeding~~ Three in the whole) to be Trustees for the Purposes of this Act, in addition to the Trustees hereby appointed; and such Trustees so elected, and being duly qualified as aforesaid, shall be and they are hereby invested with the same Powers and Authorities for executing this Act as if they had been herein named.

First Meeting of the Trustees.

V. And be it further enacted, That the said Trustees shall and may and they are hereby required to meet together at some convenient

nient House or Place at *Brandon* aforesaid on *Thursday* the Fifteenth Day of *September* One thousand eight hundred and thirty-one, or as soon after as conveniently may be, and shall then and there proceed to carry this Act into execution, and shall and may then, and from Time to Time afterwards, adjourn to and meet at such Time, and at such Place or Places upon or near to the said Road, as the said Trustees, or the major Part of them present at any such Meeting, shall think proper and appoint.

Power to continue the present Gates and erect others.

VI. And be it further enacted, That it shall be lawful for the said Trustees to continue or remove all or any of the Toll Gates, Turnpikes, Bars, and Chains now standing or being in, upon, or across the said Road, or on the Sides thereof, and also from Time to Time to erect and set up, or cause to be erected and set up, in, upon, or across the said Road or any Part thereof, or upon the Sides thereof, when, where, and as the said Trustees shall judge necessary or expedient, any Toll Gate or Toll Gates, Turnpike or Turnpikes, Bar or Bars, or Chain or Chains, and from Time to Time to take down and remove or alter and discontinue such Toll Gates, Turnpikes, Bars, or Chains as the said Trustees shall think expedient.

Power to take Tolls.

VII. And be it further enacted, That it shall be lawful for the said Trustees, or any Person or Persons to be continued or appointed Collector or Collectors of the Tolls to be taken by virtue of this Act, to demand and take, at each and every Toll Gate, Turnpike, and Side Gate, Bar, or Chain, to be continued or erected upon, across, or on the Sides of the said Road, on every Day, such Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night, before any Horse, Beast, Cattle, or Carriage upon which any Toll is by this Act imposed shall be permitted to pass through the same, the Tolls following; (that is to say,)

Tolls.

For every Horse drawing any Coach, Berlin, Landau, Chariot, Chaise, Chaise Marine, Calash, Hearse, or Chair, the Sum of Sixpence:

For every Horse or other Beast of Draught drawing any Waggon, Wain, Cart, or other Carriage, the Fellies of the Wheels thereof being of the Breadth of Six Inches, the Sum of Three-pence:

For every Horse or other Beast of Draught drawing any Waggon, Wain, Cart, or other Carriage, the Fellies of the Wheels thereof being of less Breadth than Six Inches, the Sum of Sixpence:

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

For every Drove of Oxen, Cows, or other Neat Cattle, the Sum of Ten-pence *per* Score, and so in proportion for any greater or less Number:

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

Which said respective Tolls or Sums of Money shall be and the same are hereby vested in the said Trustees, and the same and every Part thereof shall be paid, applied, and disposed of in such Manner as is herein-after mentioned.

VIII. And

Additional Toll on Carriages conveying Timber at certain Seasons of the Year.

VIII. And be it further enacted, That between the First Day of *November* in each and every Year and the last Day of *February* in each and every next succeeding Year it shall be lawful for the Collectors of the Tolls hereby granted to demand and take, for each and every Horse or other Beast of Draught drawing any Carriage employed in carrying or conveying any Timber, or Tree or Trees, a Toll equal to One Half, in addition to the Toll which otherwise might be demanded and taken for such Horse or other Beast of Draught: Provided always, that no such additional Toll shall be demanded or taken, save and except there shall be Two or more Horses or other Beasts of Draught drawing any such Carriage.

Carriages on Wheels not *rolling* a flat Surface to be considered as Carriages with narrow Wheels.

IX. And be it further enacted, That each and every Waggon, Wain, Cart, or other Carriage passing on the said Road or any Part thereof, the Wheels whereof shall not roll a flat or level Surface, or a Surface so flat or level as not to deviate more than Half an Inch from a flat or level Surface, or the interior Diameter of the Wheels whereof shall deviate more from the exterior Diameter thereof than One Sixth Part of the Breadth of the Sole or Bottom of the Felly, shall be con- sidered and deemed a Carriage on Wheels rolling on a Surface less than Six Inches, and shall and may be weighed at any Weighing Engine erected or to be erected on the said Road or any Part thereof, and shall pay the same Toll, and the same Rates of Weighing, as any Waggon, Wain, Cart, or Carriage on Wheels rolling a Surface less than Six Inches is or may be subject and liable to pay.

Tolls to be paid but Once a Day.

X. Provided always, and be it further enacted, That if the Toll hereby authorized to be taken shall have been paid for the passing of any Horse, Cattle, Beast, or Carriage through any one of the said Turnpike Gates or Toll Gates, Bars, or Chains, to be continued or erected by virtue of this Act, such Horse, Cattle, Beast, 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 Turnpike or Toll Gate, Bar, or Chain, and also such other Turnpike or Toll Gate, Bar, or Chain as the Ticket for such Payment shall free, at any Time or Times during the same Day, to be computed as aforesaid.

No more than Two full Tolls to be taken in One Day.

XI. Provided always, and be it further enacted, That no more than Two full Tolls in any One Day shall be demanded or taken, for or in respect of the same Horses, Beasts, or Cattle, drawing the same Coach, Chariot, Chaise, Waggon, Cart, or other Carriage; for or in respect of the same Horse, Mule, Ass, or other Beast or Cattle, laden or unladen, and not drawing; or for or in respect of the same Oxen, Neat Cattle, Calves, Swine, Sheep, or Lambs, passing through all the Toll Gates on the whole Line of the said Road, except as herein-after mentioned.

XII. Pro-

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

XII. Provided also, and be it further enacted, That the Tolls hereby made payable for and in respect of Horses or Beasts drawing any Stage Coach, Diligence, Van, Caravan, Stage Waggon, or other Stage Carriage, or any Cart, conveying Passengers or Goods for Pay or Reward, shall be payable and paid every Time of passing or repassing along the said Road: Provided always, that no further or additional Toll shall be payable in respect of Stage Coaches on account only of the Horses drawing the same having been changed.

Post Chaises, &c. on every new Hiring.

XIII. Provided also, and be it further enacted, That the Tolls hereby made payable for and in respect of Horses or Beasts let out to Hire, and drawing any Post Chaise or other Carriage, shall be payable and paid every Time of passing along the said Road whenever any new Hiring thereof shall take place.

For paying the Expences of this Act.

XIV. And be it further enacted, That the Charges and Expences incurred in and about obtaining and passing this Act, together with lawful Interest for the Money which shall be advanced from Time to Time for that Purpose, shall be paid out of any Money already raised by virtue of the said recited Acts, or out of the first Monies which shall be raised or borrowed upon the Credit of this Act, in preference to all other Payments whatsoever; and the Remainder of all Monies which the said Trustees, or any Person or Persons on their Behalf, shall be possessed of or entitled to by virtue of the said recited Acts hereby repealed, or any of them, shall be applied, in the next place, in paying the Interest of all Monies now due upon the Credit of the said recited Acts hereby repealed, or which may hereafter become due upon the Credit of this Act; and afterwards in amending, widening, altering, repairing, improving, and keeping in repair the said Road, and in erecting, repairing, and maintaining Turnpikes, Toll Gates, and Toll Houses, and all other Expences incurred in the Execution of this Act; and then in reducing, paying off, and discharging the Principal Sums now due and owing upon the Credit of the same Acts, or which may hereafter become due and owing under this Act.

Trustees not to repair Streets.

XV. And be it further enacted, That it shall not be lawful for the said Trustees to apply, expend, or appropriate any of the Tolls hereby granted, or any of the Monies now borrowed or hereafter to be borrowed upon the Credit thereof, in paving, lighting, repairing, or improving any of the Streets within the said Town of *Brandon*.

Public Act.

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

Term of Act.

XVII. And be it further enacted, That this Act shall commence and take effect from the Fourteenth Day of *September* One thousand eight

eight hundred and thirty-one, and shall continue and be in force for and during the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1831.