ANNO DECIMO SEXTO & DECIMO SEPTIMO

VICTORIÆ REGINÆ.

****

Cap. lxxi.

An Act for more effectually repairing the Roads from *Warminster* and from *Frome* to the *Bath Road*, and other Roads connected therewith, in the Counties of *Wilts* and *Somerset*, called or known by the Name of "The *Black Dog* Road Trust." [28th *June* 1853.]

WHEREAS an Act was passed in the Third Year of the Reign of His Majesty King *William* the Fourth, intituled *An Act for better repairing the Roads from* Warminster *and from* Frome *to the* Bath Road, *and from* Woolverton *to the* Trowbridge Road, *in the Counties of* Wilts *and* Somerset, *and for making certain new Lines of Road branching out of such Roads to and towards* Bath: And whereas an Act was passed in the First Year of the Reign of Her present Majesty, intituled *An Act to alter and enlarge some of the Provisions of an Act passed in the Third Year of the Reign of His late Majesty King* William *the Fourth, for better repairing the Roads from* Warminster *and from* Frome *to the* Bath Road, *and other Roads therein mentioned:* And whereas considerable Sums of Money are due and owing upon the Credit of the Tolls authorized to be taken by the recited Acts, amounting to the

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Principal Sum of Thirty-four thousand six hundred and twenty-seven Pounds Two Shillings and Sevenpence, together with an Arrear of Interest thereon: And whereas the Mortgagees of the Tolls are now in possession of the Tolls, Toll Gates, Bars, Chains, Toll Houses, and Buildings on the Roads, by virtue of a Judgment obtained in an Action of Ejectment in or as of *Michaelmas* Term, in the Sixteenth Year of the Reign of Her present Majesty, and Possession thereupon had: And whereas, for the Purposes herein-after mentioned, it is expedient that the recited Acts should be repealed, and that further and more effectual Powers should be granted instead thereof, for the Management and Regulation of the Affairs of the Roads; but the Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the 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, as follows; (that is to say,)

Recited Act repealed, and this Act to be put in force.

I. That upon the Commencement of this Act the recited Acts of the Third Year of the Reign of His Majesty King *William* the Fourth and of the First Year of the Reign of Her present Majesty shall be repealed, and this Act shall thereafter be put into execution during the Term and for the Purpose herein-after mentioned.

Monies, &c. vested in new Trustees.

II. That all Rents, Arrears of Tolls, and other Monies due to, and all Monies, Property, and all Choses in Action vested in the Trustees under the Acts 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 fully and effectually as if the same had been vested in them under the said Acts hereby repealed; and they shall be liable (except as to such Arrears of Interest as by this Act are extinguished) to all the Debts and Engagements to which the Trustees acting under the said Acts were liable at the Time of the Repeal thereof.

Construction of Terms.

III. 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,)

The Word "Person" shall be understood to include Corporation:
The Expression "the Trustees" shall mean the Trustees for the Time being acting in execution of this Act:
The Expression "the Roads" shall mean the Roads to which this Act applies:
The Expression "Turnpike" shall include Toll Gate, Bar, and Chain.

IV. That

IV. That in citing this Act for any Purpose, it shall be sufficient to use the Expression "The *Black Dog* Road Act, 1853." Short Title.

V. That all Her Majesty's Justices of the Peace for the Time being acting for the Counties of *Wilts* and *Somerset* respectively, or either of them, together with *John Bush*, *Elijah Bush*, *Frank Whittaker Bush*, *John Alderton Bush*, *John Bailward*, *Thomas Clark* (the younger), *William Dalby* (Clerk), *Matthew Davies*, *Joseph Everett*, *Charles Tapp Griffith* (Doctor of Divinity), *Timothy Goodman*, *John Gibbs*, *Nathaniel Jarvis Highmore* (Doctor of Medicine), *William Henry Jones*, *Walter Long*, *Richard Penruddocke Long*, *Thomas Baverstock Merriman*, *William Clark Merriman*, *Stephen Moulton*, *Edward Meade* (Clerk), *John Newton*, *Septimus Henry Palairet*, *Charles Pickwick*, *Charles Lewis Phipps*, *John Phipps*, *Henry Pinneger*, *John Ravenhill*, *William Slade* (Clerk), *Thomas Bush Saunders*, *John Seagram*, *William Temple*, *William Davison Thring* (Doctor of Divinity), *George Vicary*, *George Wansey*, *George Warren*, *Desaguiliers West*, *Ralph Allen*, Colonel *Thomas Andrews*, *James Bailey*, *Charles William Baker* of *Freshford* (Clerk), *Charles William Baker* of *Tellisford* (Clerk), *George Baker*, *Thomas Bunn*, *Henry Blayds* (Clerk), *Thomas Jeffery Bumpstead* (Clerk), *Joseph Brace*, *Henry Blayds Calvelly* (Clerk), *William Devenish*, *William Dickenson*, *William Foskett*, *Charles Glossop* (Clerk), *Henry Edmund Goodridge*, *Henry Godwin*, *Philip George*, *John Torriano Houlton*, *James Hammett*, *Twyford Jolliffe*, *Thomas Kingsbury*, *John Mead* (Clerk), *Henry George Morrish*, *Edmund Crabb Olive*, *John Olive*, *Thomas Pooll*, *Richard Palairet* (Clerk), *William Eleazar Pickwick*, *Henry Batten Pooll*, *George Rous* (Clerk), *Robert Savage*, *Thomas Savage*, *Henry Sheppard*, *George Sheppard*, *George Wood Sheppard*, *Thomas Harmer Sheppard*, *John Sheppard*, *William Hulbert Sheppard*, *Thomas Byard Sheppard*, Colonel *Thomas Skrine*, *Bartholomew Smith*, *George Vivian*, *George Nowell Watkins* (Clerk), *James Whalley Dawe*, *Thomas Wickham*, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for carrying this Act into execution. Trustees.

VI. That it shall be lawful for the Trustees at any Meeting to elect any Number of Persons 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 respective Trustees so elected shall have the same Powers and Authorities for executing this Act as if they had been hereby appointed. Power to appoint additional Trustees.

VII. That

First Meeting of Trustees.

VII. That the Trustees shall hold their First Meeting at the House known by the Name of the *Red Lion* Inn in *Woolverton* in the County of *Somerset*, or at some other convenient Place in the said County of *Somerset*, on the Day of the Commencement of this Act, or as soon after as conveniently may be, and proceed to the Execution of this Act; and the Trustees may from Time to Time adjourn themselves, to meet at such Time and Place upon or near the Roads, as they shall think proper.

Power to appoint Committees.

VIII. That the Trustees may appoint Committees out of their own Number, to take the Care and Management of any particular Part of the Roads, or to execute any of the Purposes of this Act, according to such Instructions and Regulations as shall be laid down by the Trustees at any General Meeting; and the said Committees, and the Surveyors, may proceed to act according to such Appointment, but shall always be accountable according to the Instructions and Regulations so to be made.

Purposes of the Act.

IX. That this Act shall be put in execution for and during the Term herein-after mentioned, for the Purpose of maintaining, improving, and keeping in repair the Roads herein-after mentioned; (that is to say,) the Roads from the Gate of the Churchyard in the Town of *Warminster* in the County of *Wilts*, and from the Boundary Stone of the *Frome* Turnpike Trustees on *North Hill*, in *Frome* in the County of *Somerset*, to *Beckington* in the County of *Somerset*, and from thence through *Woolverton*, *Norton Saint Philip*, *Charter-house Hinton*, and *Midford*, by *Midford Castle*, to the Boundary Stone of the *Bath* Turnpike Roads in the Parish of *Southstoke* in the said County of *Somerset*; and the Road branching out of the same Road round the *Red Lion* Inn in the Parish of *Woolverton*, and leading to *Road Bridge*, and from the said Bridge to the present Turnpike Road which leads from *Trowbridge* by *White Trough* to *Beckington*, in the said County of *Somerset*; and the Road leading from the said Road at *North Hill* Turnpike Gate in the Parish of *Frome* in the County of *Somerset* to *Clink Cross Ways*, and from thence to *Fromefield* in the said Parish, and there joining the said Road; the Road from or near the *Red Lion* Inn at *Woolverton* in the County of *Somerset* to or near *Bathampton Hill House* in the Parish of *Bathampton* in the County of *Somerset*; the Branch Road from and out of the Road at *Charter-house Hinton*, uniting with the last-mentioned Road near *Hinton Abbey*.

Power to take Tolls.

X. That it shall be lawful for the Trustees to demand and take at the several Turnpikes which now are or shall hereafter be upon or on the Sides of such Road such Tolls as the Trustees may direct, not exceeding the Sums following; (that is to say,)

For

For every Horse or other Beast drawing any Coach, Barouche, Sociable, Berlin, Chariot, Landau, Chaise, Phaeton, Curricle, Gig, Caravan, Cart upon Springs, Hearse, Litter, or other such like Carriage, any Sum not exceeding Sixpence :

For every Horse, Mule, Ox, or other Beast (except an Ass), drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels of the Breadth of Six Inches or upwards at the Bottoms or Soles thereof, any Sum not exceeding Fourpence Halfpenny :

For every Horse, Mule, Ox, or other Beast (except an Ass), drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels of the Breadth of Four Inches and a Half and less than Six Inches at the Bottoms or Soles thereof, any Sum not exceeding Sixpence :

For every Horse, Mule, Ox, or other Beast (except an Ass), drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels of less Breadth than Four Inches and a Half at the Bottoms or Soles thereof, any Sum not exceeding Eightpence :

For every Ass drawing any Waggon, Wain, Cart, or other such like Carriage, any Sum not exceeding Threepence :

For every Dog drawing any Cart or other Carriage whatever, the Sum of One Penny :

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

For every Drove of Oxen, Cows, or Neat Cattle, any Sum not exceeding Tenpence *per* Score, and so in proportion for any greater or less Number.

For every Drove of Calves, Swine, Sheep, or Lambs, any Sum not exceeding Fivepence *per* Score, and so in proportion for any greater or less Number :

For every Carriage impelled or drawn by Machinery or Steam, and not by any Animal or Animals, any Sum not exceeding One Shilling for each Wheel of such Carriage :

And for any Carriage attached to and drawn by Machinery or Steam Carriage, any Sum not exceeding Two Shillings :

Which said Tolls shall be paid before any Horse, Beast, Cattle, or Carriage whatever, in respect of which a Toll is payable, shall be permitted or authorized to pass through any of the Turnpikes which shall be by virtue of this Act upon or across such Roads, or on the Side thereof.

As to the fractional Part of a Halfpenny in Tolls.

XI. That in all Cases in which there shall be a fractional Part of a Halfpenny in 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.

Tolls to be paid but once a Day.

XII. That in case the Tolls hereby authorized to be taken shall have been paid for the passing of any Horse, Beast, or Cattle through any One of such Turnpikes, such Horse, Beast, or Cattle shall, upon a Ticket being produced, denoting the Payment thereof on the same Day, be permitted to pass Toll-free through the same Turnpike, and also through such other Turnpike (if any) as the Ticket for such Payment shall denote to be free, at any Time or Times during the same Day.

Limiting the Number of Tolls.

XIII. That there shall not be demanded and taken on the same Day, for or in respect of the same Horse, Beast, Cattle, or Carriage, between the Towns of *Warminster* and *Frome* respectively and the Boundary Stone of the *Bath* Turnpike Roads in the said Parish of *Southstoke*, more than Three Tolls; nor between the same Towns of *Warminster* and *Frome* respectively, and the said City of *Bath*, more than Four Tolls; nor on the Road leading from the *Red Lion* Inn in the said Parish of *Woolverton*, by the Village of *Road* to the *Trowbridge* Turnpike Road, more than One Toll; nor shall any Person having paid such Toll for any Horse, Beast, Cattle, or Carriage at any Turnpike on the said Road, be liable to pay Toll again on the same Day for the same Horse, Beast, Cattle, or Carriage at any other Turnpike on the same Road which shall be less than Three Miles distant from the Turnpike at which such Payment was made.

Stage Coaches to pay every Time of passing;

XIV. That the Tolls hereby imposed shall be paid for and in respect of all Horses or Beasts drawing any Stage Coach, Waggon, or other Stage Carriage employed in carrying Passengers or Goods for more than One Person for Payment, Hire, or Reward, for every Time of passing and repassing through all or any of the Turnpikes continued or erected by virtue of this Act: Provided always, that no further or additional Toll shall be payable in respect only of the Horses or Beasts drawing any such Stage Coach, Waggon, or other Stage Carriage having been changed.

Postchaises every Time of hiring.

XV. That the Tolls hereby imposed shall be paid for and in respect of the Horses or other Beasts let out to Hire, and drawing any Postchaise or other such Carriage, every Time such Postchaise or other such Carriage shall pass along the Roads whenever a new Hiring thereof shall take place.

Stone Carriages to pay a Toll on passing more than twice.

XVI. That all Horses or other Beasts drawing Carts, Waggons, and other such Carriages laden with Stone (not being a single Block), Gravel, or Sand from any of the Quarries within any of the Parishes in which any of the Roads are situate, or in any adjoining Parishes, or laden with Timber (not being a single Tree or Log), shall be allowed to

to pass with their Load, and to repass twice through the same Turnpike, on Payment of One full Toll only; but that the same Horses or other Beasts drawing every such Waggon, Cart, or other such Carriages so laden, and afterwards passing through the same Turnpike, shall be subject and liable to the Payment of One Half of the Toll imposed by this Act on the same Horses or other Beasts drawing such Waggon, Cart, or other such Carriage, and no more, during the same Day.

One-horse Carts may be weighed.

XVII. And whereas it frequently happens that Carts drawn by One Horse or other Beast passing along the Roads carry a greater Weight than is allowed by Law for Carts drawn by Two or more Horses: Therefore all Carts passing along the Roads drawn by One Horse only shall and may be weighed at any Weighing Engine now erected or to be erected on the Roads, and the like additional Tolls demanded, received, and recovered for the Overweight thereof as is by Law payable in respect of the Overweight of Carts drawn by Two or more Horses or other Beasts; and all the Powers, Regulations, and Penalties now in force relating to the weighing of Waggons, Carts, and other such Carriages drawn by more than One Horse shall be applicable to Carts passing on the Roads drawn by One Horse or other Beast only, and to the Drivers, Masters, and Owners thereof.

Mortgagee to deliver up Possession of Gates.

XVIII. That on the Commencement of this Act the Mortgagee in possession of any of the Toll Gates, Bars, Chains, Toll Houses, or Buildings upon the Roads, or on the Sides thereof, shall deliver up the same to the Trustees, and the Trustees, their Collectors and Servants, shall enter into possession of the said Toll Gates, Bars, Chains, Toll Houses, and Buildings, and shall thenceforth receive the Tolls which can be collected thereat; and if any Collector, Receiver, or other Person shall refuse or neglect to deliver up Possession as aforesaid of any of the said Toll Gates, Bars, Chains, Toll Houses, or Buildings, then such Collector, Receiver, or other Person may be removed therefrom in manner provided by any Law or Statute in force relating to Turnpike Roads in *England*.

For extinguishing Arrears of Interest.

XIX. And whereas the Debt due and owing upon the Tolls authorized to be taken upon the Roads amounts to the Sum of Thirty-four thousand six hundred and twenty-seven Pounds Two Shillings and Sevenpence, together with an Arrear of Interest thereon: Therefore the Mortgagees in possession of the Toll Gates, Toll Bars, Chains, Toll Houses, and Buildings upon the Roads shall apply all Monies received by or payable to them up to the Commencement of this Act towards the Discharge of the Interest, or Arrears of Interest, due and owing up to that Day; and from such Day all Arrears

Arrears of Interest upon such Debt shall be considered as satisfied and discharged.

Application of Tolls.

XX. That all Monies in the Hands of the Trustees, and all Monies which shall be received by them 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, or incident thereto, and of executing the Mortgages in this Act directed to be made and executed:

Secondly, in Payment of the necessary Expenses of erecting or repairing Toll Gates, Toll Houses, Side Gates, Bars, or Chains, Viaducts, Bridges (not being County Bridges), Milestones, Posts and Fences, and of Books, Advertisements, Salaries of Officers, and other Expenses incidental to the Execution of this Act; but the Amount so applied shall not exceed the Sum of Two hundred and Thirty-five Pounds *per Annum*, exclusive of the Wages of Toll-gate Keepers and any Expenses incurred by the Trustees in prosecuting or defending Actions at Law or Indictments:

Thirdly, in paying towards the Expenses of maintaining and keeping in repair the Roads, not exceeding Three hundred and fifty Pounds *per Annum*:

Fourthly, in paying Interest after the Rate of Two Pounds *per Centum per Annum* on the Sum of Thirty-four thousand six hundred and twenty-seven Pounds Two Shillings and Sevenpence, specified in the Schedule to this Act annexed, or on so much thereof as shall for the Time being be owing on the Credit of the Tolls authorized to be taken on the Roads:

Fifthly, in paying off and discharging the Principal Monies specified in the First Part of the Schedule to this Act annexed:

Sixthly, in paying off and discharging, in manner in this Act mentioned, the Principal Monies specified in the Second and Third Parts of the Schedule to this Act annexed:

Lastly, in paying the further Expenses of maintaining, keeping in repair, and improving the Roads.

No Money to be laid out in repairing Streets, &c.

XXI. That it shall not be lawful for the Trustees to apply, expend, or appropriate any of the Tolls hereby granted in repairing, paving, lighting, cleansing, or otherwise improving any Street, Road, or Highway in any Town through or into which the Roads pass.

For appropriating a certain Sum in discharging Securities on the Tolls.

XXII. That when any Sum of Money amounting to the Sum of Two hundred Pounds shall be in the Hands of the Trustees, applicable to the Discharge of the Principal Monies specified in the Second and Third Parts of the Schedule to this Act annexed, it shall be lawful for the Trustees, and they are hereby required, to pay such Sums of Money as shall or may be agreed to be accepted by any Person

Person being a Creditor on the Tolls, as a Composition on and in satisfaction of his Security, to the Amount of Two hundred Pounds, according to the Stipulation after mentioned; (that is to say,) the Trustees shall, Twenty-one Days at least before the next General Meeting, cause public Notice to be given in some One or more Newspaper or Newspapers circulated in the Counties of *Wilts* and *Somerset*, or Notice in Writing to be sent by Post to each Mortgagee or his Agent, directed to his last known Place of Abode, at least Fourteen Days before such Meeting, that a Composition will be paid to the Amount of Two hundred Pounds to such Creditor on the said Tolls as shall be willing to accept the smallest Composition for his Security, and requiring such Creditors to transmit Proposals in Writing, sealed up, to the Trustees at the said Meeting, specifying therein the lowest Rate *per Centum* which such Creditor will accept and take for each and every such Security of which he may be possessed, due and owing on such Tolls (which said Proposals shall as soon after the Hour of One of the Clock in the Afternoon of the Day of the said Meeting as convenient be publicly opened by the Clerk to the Trustees at the said Meeting); and the Creditor whose Proposal shall specify the lowest Rate *per Centum* which he will accept and take for all or any of the said Securities, or for any Portion of any Securities, shall have the Preference, and be paid such Sum of Money as he may be willing to accept for the same (if the Amount due upon such Security shall not exceed the Amount of the Sinking Fund to be disposed of, or if the Amount due thereon shall exceed the Amount of such disposable Sinking Fund, then such Portion of the same as that Sum shall extend to satisfy), by the Treasurer to the Trustees, at the Expiration of One Calendar Month next after such Meeting, with all Interest then due for the same; and if Two or more of the said Creditors shall deliver in Proposals at the same Meeting for accepting a Composition for any Security at an equal Rate *per Centum*, then and in such Case it shall be forthwith determined by Lot, to be fairly drawn by the Clerk to the Trustees, to which of the said Creditors Preference shall be given in Payment of such Composition, and the Creditor having the casting Lot shall be paid his Composition, or such Part of the same as the Sum to be disposed of will extend to satisfy, at the Time and in the Manner herein-before mentioned; but if there shall not be any Proposals delivered in at any such Meeting by any of the Creditors for accepting any such Composition as aforesaid, to the Amount to be disposed of, or any Part of that Sum, at a less Rate than the full Amount of the Principal Monies due to him on the sad Tolls, then and in such Case, but not otherwise, the Trustees shall and may and they are hereby required to cause the Numbers of the respective Securities, with the several Sums for which they are given, to be separately set down in Writing, and put together in a Box or Wheel, and out of such Box or Wheel immediately afterwards cause

to be drawn the Numbers of so many of the said Securities as shall be equal in Value or Amount to the Sum so set apart and intended to be paid off, and in One Calendar Month next after such Numbers shall be respectively drawn, the Treasurer to the Trustees shall pay to the Person who shall be entitled to the respective Securities, the Numbers of which shall be drawn as aforesaid, or to the Trustee or Guardian of such of the Persons so entitled as shall be under Age, such Sum of Money as shall be due by virtue thereof, which they are hereby required to accept and take accordingly, in discharge of such Securities, or of such Part of the same as shall be thereby satisfied and paid.

Trustees to execute Mortgages for certain Money due for Land.

XXIII. And whereas there is owing for Land taken for the Purposes of the first-recited Act the several Sums of Money mentioned in the Second Part of the Schedule to this Act annexed: Therefore the Trustees shall at some Meeting, within Three Months after the Commencement of the Act, make and execute Mortgages of the Tolls by this Act granted or authorized to be collected upon the Roads, and of the Toll Gates and Toll Houses for collecting the same, unto any Person to whom any such Money is or shall be owing, or to his, her, or their Executors, Administrators, or Assigns, as a Security for the Principal Money owing to him or them, with Interest thereon after the Rate of Two Pounds *per Centum per Annum*, and may be made in the Manner and Form directed by any Law or Statute relating to Turnpike Roads in *England*, or as near thereto as the Circumstances of the Case will admit.

Mortgagees not to take possession of Toll Houses, &c. but for Payment of Interest.

XXIV. That whenever and so long as the Interest, at the Rate herein-before mentioned, upon all existing Mortgages of the Tolls by this Act granted shall be duly paid within Three Calendar Months next after the same shall become due, no Holder of any Mortgage of such Tolls shall be entitled to enter into possession of the Turnpikes, Toll Houses, or Buildings upon the Roads, or into the Receipt of the Tolls arising thereon, or of the Rent payable upon any letting of such Tolls; and every Mortgagee entering into possession of such Turnpikes, Toll Houses, or Buildings, or into the Receipt of such Tolls or Rents, shall pay the Interest from Time to Time becoming due, at the Rate herein-before mentioned, upon all the said existing Mortgages, without any Priority or Preference, and may also reimburse himself any Costs to which he may be entitled; and every such Mortgagee so being 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 to the Trustees for the Time being a full and true Account of his Receipts and Expenditure while so in possession or receipt as aforesaid, with proper Vouchers for the same; and if it shall appear by

by any such Account that the Interest due at the Rate herein-before mentioned on such Mortgages, up to the last of such half-yearly Days, and all such Costs as aforesaid, have been fully paid and satisfied, then such Mortgagee shall, when thereunto required by the Trustees, pay over to their Treasurer the Balance (if any) remaining in his Hands, and deliver up Possession of the Turnpikes, Toll Houses, and Buildings, and the Receipt of the said Tolls, and of any 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.

No Money to be borrowed.

XXV. That it shall not be lawful for the Trustees to borrow any Money on the Credit of the Tolls collected and received by virtue of this Act, in addition to the Monies due and owing on the Credit of the same.

Penalty for hanging Linen near the Roads, &c.

XXVI. That if any Person shall hang out any Yarn, Thread, Cloth, Linen, or Clothes on or on either Side of the Roads, or any of them, to the Prejudice, Annoyance, Interruption, or personal Danger of any Person travelling thereon, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings.

Act not exempt from Provisions of future General Acts.

XXVII. 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.

Term of Act.

XXVIII. That this Act shall commence on the Second *Tuesday* next after 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.

The

The SCHEDULE referred to by the foregoing Act.

FIRST PART.

DEBTS due from the TRUSTEES of the ROADS in respect of Land taken from Parties having only a limited Interest in such Land.

	£	s.	d.	Total. £	s.	d.
Blackley, Rev. Frederick Roger - -	110	0	0			
Dean and Chapter of Bristol - - -	31	5	0			
Davies, Rev. D. - - - -	111	0	0			
Glossop, Rev. Charles - - - -	38	0	0			
£				290	5	0

SECOND PART.

DEBTS due from the TRUSTEES of the ROADS in respect of Land taken from Parties entitled to such Lands.

	£	s.	d.	£	s.	d.
Brought forward - -	-	-	-	290	5	0
Allen, G. E., Esq., the Representatives of -	376	0	0			
Baker, the Rev. Charles William (late Cooper's)	79	5	1			
Baker, the Rev. Charles William (late Cooper's)	7	5	0			
Conolly, Charles, Esq., the Representatives of -	25	5	0			
Clutterbuck and Tugwell, Messrs. - -	2	4	0			
Day, Mrs., the Representatives of - -	36	8	0			
Daniell, J. C. - - - -	2	5	0			
Fisher, George Dyke, the Representatives of, and Baker, the Rev. Charles William (late Cooper's)	155	0	0			
Fisher, G. D., Assignees or Trustees of, and others - - - - -	33	5	0			
Houlton, John Torriano, Esq. - -	34	0	0			
Moysey, Rev. Abel, D.D., the Representatives of - - - - -	63	5	0			
Neeld, Joseph, Esq. - - - -	55	0	0			
Salter, Samuel, the Representatives of - -	7	0	0			
Thomas, J. O. - - - -	45	16	0			
Tugwell, G. C., Esq. - - - -	13	17	0			
Vivian, George, Esq. - - -	269	17	6			
Vivian, George, Esq. - - - -	31	5	0			
				1,236	17	7
Carried forward - - £				1,527	2	7

THIRD PART.

DEBTS due from the TRUSTEES of the ROADS secured by Mortgage of the Tolls.

Name of Mortgagee.	Amount.					
	£	s.	d.	£	s.	d.
Brought forward - -	-	-	-	1,527	2	7
Allen, Rev. John, Executor of John Allen -	1,400	0	0			
Baker, Henry - - - - -	300	0	0			
Baker, Rev. Charles William - - -	600	0	0			
Barnard, George - - - - -	200	0	0			
Batt, Thomas - - - - -	300	0	0			
Beesley, Rev. James - - - -	600	0	0			
Bleeck, Edwin, and Eliza his Wife - -	300	0	0			
Brown, Dr. Thomas Joseph, Right Rev. -	200	0	0			
Brownjohn, Catharine Hayes - - -	100	0	0			
Brownjohn, Martha - - -	100	0	0			
Brownjohn, Mary - - - -	100	0	0			
Butt, William, the Executors of - -	700	0	0			
Butt, Nathaniel Lewis - - - -	200	0	0			
Barton, Nathaniel, Esquire - - -	100	0	0			
Bulgin, Ann - - - - -	200	0	0			
Carascosa, the Baroness - - -	2,000	0	0			
Christie, Rev. John, and Susan his Wife -	200	0	0			
Cockey, Henry, and Daniel Arthur Good -	260	0	0			
Cockey, Maria - - - -	140	0	0			
Davies, Matthew - - - -	1,300	0	0			
Davies, Matthew, and Charles Davies, Executors of Jane Bennett - - - -	300	0	0			
Everett, Samuel, Benjamin Everett, and John Everett, Executors of John Everett -	600	0	0			
Everett, Joseph - - - - -	100	0	0			
Fisher, Rev. George Ingram, and Joseph Everett - - - - - -	1,300	0	0			
Frowd, George - - - - -	600	0	0			
Fussell, John Carpenter, Administrator of Henry Austin Fussell - - -	200	0	0			
Gale, Elizabeth, and Mary Padfield, Executrixes of William Baynton - - -	200	0	0			
Godwin, Henry - - - - -	700	0	0			
Griffith, Rev. Charles Tapp, D.D., Executor of Thomas Bayley - - - -	100	0	0			
Griffith, Rev. Charles Tapp, D.D. - -	100	0	0			
Carried forward - - - £	13,500	0	0	1,527	2	7

The Black Dog Road Act, 1853.

Name of Mortgagee.	Amount.					
	£	s.	d.	£	s.	d.
Brought forward - -	13,500	0	0	1,527	2	7
Haig, Maria, Widow, Executrix of Alexander Haig - - - - - -	1,000	0	0			
Hare, the Venerable Julius Charles, and William Winstanley Hull, Executors of Marcus Theodore Hare - - - - -	400	0	0			
Harris, Rachel - - - - -	300	0	0			
Ireland, Rev. John - - - -	100	0	0			
Jay, Rev. William, and Marianna Jane his Wife	200	0	0			
Jones, the Honourable Margaret Nugent, Widow, James Talbot the younger, now James Lord Talbot de Malahide, and John Aldridge, Esq.	100	0	0			
Kingsbury, Thomas - - - -	900		0			
Kirkwood, John Townsend - - -	2,100	0	0			
Ley, William, George Powney, and Thomas Verity Gabb Bligh - - -	200	0	0			
Lush, Eleanor - - - - -	200	0	0			
Martin, Thomas, Executor of Edward Butt -	100	0	0			
Morrish, Mrs. Mary, Executrix of George Mawhood George - - - -	1,200	0	0			
Maslen, Thomas - - - -	200	0	0			
Morgan, William - - - -	600	0	0			
Moody, Ezit, Edmund Moody, and Robert Moody, Executrix and Executors of Charles Moody - - - - -	100	0	0			
Olive, Rev. John - - - -	300	0	0			
Olive, Rev. John, and Edmund Crab Olive, Executors of Elizabeth Olive - - -	100	0	0			
Padfield, Mary - - - - -	200	0	0			
Payne, William - - - - -	200	0	0			
Payne, Thomas, Executor of Stephen Francis Phelps - - - - -	400	0	0			
Payne, Henry Nicholls - - - -	800	0	0			
Perrior, William - - - -	300	0	0			
Perrior, William, Executor of John Perrior -	300	0	0			
Phillips, Henry - - - - -	400	0	0			
Phillips, Jane (Widow), and John Phillips, Executrix and Executor of Jonathan Phillips	800	0	0			
Pooll, Henry Batten - - - -	100	0	0			
Provis, Robert - - - - -	100	0	0			
Ravenhill, John - - - -	100	0	0			
Richardson, Eleanor Frowd - - -	100	0	0			
Rous, Rev. George - - - -	1,000	0	0			
Sheppard, George - - - -	400	0	0			
Sheppard, William Halbert - - -	100	0	0			
Carried forward - - £	26,900	0	0	1,527	2	7

The Black Dog Road Act, 1853.

Name of Mortgagee.	Amount.					
	£	s.	d.	£	s.	d.
Brought forward - -	26,900	0	0	1,527	2	7
Smith, Susanna - - - -	500	0	0			
Spencer, Richard - - - - -	1,000	0	0			
Steele, Thomas, and John Broadley - -	100	0	0			
Stephen, John Ross, the Executor of - -	200	0	0			
Sheppard, Henry, Esq. - - - -	600	0	0			
Stone, William - - - - -	100	0	0			
Tayler, George, Executor of Martha Tayler -	800	0	0			
Thring, Henry, Esq. - - - -	1,000	0	0			
Tayler, William - - - -	200	0	0			
Vicary, George - - - - -	100	0	0			
West, Mary - - - - -	100	0	0			
Whitaker, Thomas, and Joshua Whitaker -	200	0	0			
Whitaker, Edward Thomas - - -	200	0	0			
Wickham, James Whalley Dawe Thomas -	200	0	0			
Withers, John, and Henry Withers, Executors of Sarah Withers - - - -	600	0	0			
Williams, Ann, and Catherine Williams - -	200	0	0			
Young, William - - - -	100	0	0	33,100	0	0
Total - - -	£			34,627	2	7

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