ANNO QUINQUAGESIMO SECUNDO

GEORGII III. REGIS.

Cap. 152.

An Act for making a new Branch of Road from the Town of *Carmarthen* to *Lougher*, in the County of *Glamorgan*, and another Branch of Road from the *Great Mountain* to *Llandilo*, in the same County. [9th *June* 1812.]

WHEREAS an Act was passed in the Thirty-second Year of the Reign of His present Majesty, intituled *An Act for repairing, altering, and improving the Road from* Golden Grove Park *in the Parish of* Llandilofawr, *to the Turnpike Road leading from the new Bridge over the River* Towy *to the Limekilns, in the Parish of* Llanddarog, *and also several other Roads therein mentioned, all in the County of* Carmarthen: And whereas another Act was passed in the Forty-first Year of the Reign of His present Majesty, intituled *An Act for amending, widening, and repairing several Roads in the County of* Carmarthen: And whereas another Act was also passed in the Fifty-first Year of the Reign of His present Majesty, intituled *An Act for continuing the Term, and altering and amending the Powers of Two Acts of His present Majesty, for repairing the Road from* Golden Grove Park, *to the Turnpike Road leading from the new Bridge to the Limekilns, and other Roads in the said Acts mentioned, in the County of* Carmarthen, *and for making Two new Branches of Road to communicate with the said Roads:* And whereas the Trustees appointed in and by virtue of the said recited Acts have made great Progress in the Execution thereof, and have borrowed considerable Sums of Money on the Credit of the Tolls thereby granted, which still remain due and cannot be paid off, nor can the said Roads be effectually amended, widened, improved, and kept in Repair, unless some of the Powers and Provisions

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of the said recited Acts be further altered, amended, and enlarged: And whereas the present Road leading from the Town of *Carmarthen* through *Porthyrhyd* and *Llanon* to the River *Lougher*, in the County of *Glamorgan*, is very circuitous and incommodious for Travellers and Carriages; and the present Road leading from *The Great Mountain* in the Parish of *Llanfihangel Aberbythick*, in the said County of *Carmarthen*, to the Town of *Llandilofawr* aforesaid, in the said County of *Carmarthen*, is likewise circuitous and incommodious for Travellers and Carriages; and it would be convenient to all Persons travelling the said Roads, if Power was given to make a new Branch of Road of the Length of Sixteen Miles or thereabouts, from the said Town of *Carmarthen* to the said River *Lougher*, in the County of *Glamorgan* aforesaid, nearly opposite *Llandilo*, *Talybont* Church in the said County of *Glamorgan*, to pass through the several Tenements and Premises following; (that is to say), *Tyrissa*, in the Occupation of *John Thomas*; *Ravensdale*, in the Occupation of *David Rees*, both situate in the Parish of *Llangannor*, in the said County of *Carmarthen*; *Glantannas*, in the Occupation of *John Stevens*; *Tybir*, in the Occupation of *Evan Evans*; *Velynsych*, in the Occupation of *David Davies*; *Gorsevach*, in the Occupation of *John Bowen*; *Tyr Philip*, in the Occupation of *David Summers*; *Blaengorse*, in the Occupation of *John Bowen*; *Parkyenarchog*, in the Occupation of *Thomas Davies*; *Gellydowill*, in the Occupation of *William Harries*; which said last-mentioned Tenements and Premises are situate in the Parish of *Llanarthney*, in the County of *Carmarthen* aforesaid; another Tenement of Land called *Garnwen*, in the Occupation of *John Thomas*; *Bronyberllan*, in the Occupation of *Henry Evans*; another Tenement called *Llwyn Onill*, in the Occupation of *Jane Evan* Widow; *Pantypwll*, in the Occupation of *Howell Morgan*; *Cwmaesgwyn*, in the Occupation of *Ann Thomas*; *Pantllan*, in the Occupation of *Griffith Thomas*; *Llwynyfedwen*, in the Occupation of *John Vaughan*; *Blaensych*, in the Occupation of *Henry John*; *Cwrtydrainog*, in the Occupation of *Mary Hugh*; *Llan*, in the Occupation of *Thomas Thomas*; *Berllan*, in the Occupation of *Margaret Walter*; *Cwmmawr*, in the Occupation of *John Thomas*; all which said last-mentioned Tenements and Premises are situate, lying, and being in the several Parishes of *Llandarog* and *Llanarthney*, in the said County of *Carmarthen*; also another Tenement of Land called *Llwynybrain*, in the Occupation of *David Nicholls*; *Morva*, in the Occupation of *Priscilla Evans*; *Park Dai*, in the Occupation of *Richard Jones*; *Treventy*, in the Occupation of *John Jones*; which said last-mentioned Tenements and Lands are situate in the Parish of *Llanarthney* aforesaid, in the County of *Carmarthen* aforesaid; also a Tenement of Land called *Pentowin*, in the Occupation of *John Davies*; *Gellyrhoden Renol*, in the Occupation of *Samuel Jones*; *Tyrkenol*, in the Occupation of *David Rees*; *Gellyglyd*, in the Occupation of *Elizabeth Owen* Widow; *Gelly Rhodin*, in the Occupation of *David Robert*; *Rhydsarn*, in the Occupation of *Thomas Richard*; *Rhosvach*, in the Occupation of *David John*; *Rhosvawr*, in the Occupation of *David Williams*; *Castlemawr*, in the Occupation of *Evan Jones*; *Yslyscoeduchaf*, in the Occupation of *Griffith Robert*; *Trenuthen*, in the Occupation of *Morgan Basset* and *Griffith Anthony*; *Trenuthenissa*, in the Occupation of *John Evan*; *Yslyscoedvawr*, in the Occupation of *Thomas Kirkhouse*; *Alltfawr*, in the Occupation of *William Morris*; *Castle Whyad*, in the Occupation of *David Thomas*; *Kybren Llwyd*, in the Occupation of *Walter Walter Tyynywain*, in the Occupation of *Thomas Thomas* of *Tygwyn*, in the Occupation of *Henry Vaughan*; all which last-mentioned

Lands and Premiſes are ſituate in the Pariſh of *Llanon*, in the County of *Carmarthen*; another Tenement of Land called *Tygwyn*, ſituate in the Pariſh of *Llanedy* in the ſaid County, in the Occupation of *Henry Vaughan*; *Jachlyn Kenol*, in the Occupation of *Henry Mainwaring*; *Tachlynucha*, in the Occupation of *Henry Davies*; *Hendy*, in the Occupation of *John Jones*; and *Yſtremenlle*, in the Occupation of *Morgan Hopkin*; all which laſt-mentioned Tenements and Lands are ſituate, lying, and being in the Pariſh of *Llanedy*, in the ſaid County of *Carmarthen*: And alſo another Branch of Road of the Length of Three Miles from the North End or the moſt proper Point of a Mountain called *The Great Mountain*, on the Line of the aforeſaid new Branch of Road from *Carmarthen* to *Lougher*, to the Town of *Llandelofawr* aforeſaid; and which ſaid laſt-mentioned new Branch of Road is to paſs, or intended to be made or paſs through the ſeveral Tenements following; (that is to ſay), a Tenement of Land called *Gwndwn*, in the Occupation of *David Rees*; *Gilrevach*, in the Occupation of *David Luke*; *Crommorgan*, in the Occupation of *David Lake*; *Tyrbree*, in the Occupation of *David Lake*; *Ty Kenol*, in the Occupation of *William Bowen*; *Rhydyfynnon*, in the Occupation of *Oakley Hopkin*; *Aberbulchid*, in the Occupation of *Oakley Hopkin*; *Parkglan*, in the Occupation of *John Bowen*; *Garnwen*, in the Occupation of *John Thomas*; *Gwern Evan Dew*, in the Occupation of *John Cleaver*; *Parkmawr*, in the Occupation of *John Bowen*; *Nantyrarian*, in the Occupation of *William Nicholas*; and *Love Lodge*, in the Occupation of *David Lewis*; and that in order to make the ſaid Roads more convenient for the Public, it will be neceſſary that the ſaid Truſtees for executing the ſaid recited Acts and this Act ſhould have the Care and Management of the ſame, and that they be made Parts of the Roads included in the ſaid Acts and this Act: But, as the ſame 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 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 the ſaid recited Acts, and all and every the Tolls, Duties, Clauſes, Powers, Exemptions, Remedies, Regulations, Proviſions, Penalties, Forfeitures, Matters, and Things therein contained, (ſave and except ſuch Parts of the ſame as have been heretofore or are hereby altered, varied, or repealed), ſhall be, and the ſame are hereby declared to be in full Force and Effect, and ſhall extend to the ſaid Roads herein-before deſcribed, and which ſhall be, and be deemed and taken to be Part of the Roads comprized in the ſaid Acts, and ſhall be made, amended, widened, and kept in Repair by the Truſtees appointed by or in purſuance of the ſaid Acts, as fully and effectually, to all Intents and Purpoſes, as if the ſame were repeated and re-enacted in the Body of this Act, and as if the ſaid new or additional Roads had been mentioned and comprized in, and directed to be made, amended, widened, and kept in Repair by the ſaid recited Acts; and the additional Term, and the Tolls by the ſaid recited Acts granted, ſhall be and are hereby declared to be a Security for and ſubject and liable to the Payment of all Sums of Money now due and owing on the Credit of the ſaid recited Acts, and all Intereſt due and to grow due for the ſame, and alſo of all other Sums of Money which ſhall be borrowed or become due on the Credit of the ſaid recited Acts and this Act, and for all Intereſt to grow due for the ſame reſpectively.

Recited Acts extended to new Roads.

II. Provided

Lands to be liable to repair Roads and Bridges as before.

II. Provided always, and be it further enacted, That where any particular Part or Parts of the said Roads, or any Bridges, Arches, Drains, Sewers, or Watercourses lying in and upon the same, have been accustomed or ought to be repaired and maintained by any particular Person or Persons, Bodies Politic or Corporate, by reason of the Tenure of any Lands, Tenements, or Hereditaments, or by the said County of *Carmarthen*, or any Parish or Township therein or otherwise howsoever, all and every such Part and Parts of the said Roads, and all such Bridges, Arches, Drains, Sewers, and Watercourses, shall continue to be maintained and kept in Repair by such Person or Persons, Bodies Politic and Corporate, County, Parishes, or Townships respectively, and in such Manner as the same ought to have been respectively maintained and kept in Repair in case this Act had not been made.

Treasurer to give Security.

III. And be it further enacted, That the said Trustees, or any Five or more of them, shall and they are hereby authorized, directed, and required, to take such Security from the Treasurer or Treasurers to be appointed for the Purposes of the said recited Act or of this Act, for the due Execution of his and their said Office and Offices, as to the said Trustees, or any Five or more of them, shall seem meet.

House, Garden, &c. not to be injured, (except, &c.)

IV. Provided always, and be it enacted, That nothing herein contained shall extend or be construed to extend to enable the said Trustees, or any Person or Persons acting by or under their Authority, to take, use, injure, or damage, for the Purposes of the said new Branches of Road, or any of them, to be made by virtue of the said recited Acts and this Act, any House or other Building which was erected and built on or before the First Day of *January* One thousand eight hundred and twelve, or any Land or Ground which on the said First Day of *January* was set apart and used as or for a Garden, Orchard, Yard, Paddock, planted Walk or Avenue to a House, without the Consent of the Owners and Occupiers thereof (other than and except such Houses, Buildings, Tenements, and Premises, as are herein-before enumerated and set forth).

Trustees not to deviate from the Plan without the Consent of the Owners of Lands, &c.

V. And whereas a Map or Plan describing the Lines of the said new Branches of Roads, and the Land through which the same are intended to be carried, together with a Book of Reference, containing a List of the Names of the Owners and Occupiers of such Lands, have been deposited at the Office of the Clerk of the Peace for the said County of *Carmarthen*; be it therefore further enacted, That the said Map or Plan, and Book of Reference, shall remain in the Custody of the Clerk of the Peace for the said County, to the End that all Persons may at any seasonable Times have Liberty to inspect and peruse the same, and to take Copies or Extracts thereof, at their Will and Pleasure, paying the Clerk of the Peace the Sum of One Shilling for every such Inspection, and at the Rate of Sixpence for every One hundred Words of such Copies or Extracts of the said Map or Plan; and that the said Trustees, in making the said new Branches of Roads, shall not deviate more than One hundred Yards of Three Feet each from the Line described in the said Map or Plan, without the Consent and Approbation in Writing of the Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, through whose Lands or Grounds such Deviation shall be made.

VI. Provided

VI. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to make the said new Branches of Road into, through, across, or over the Lands and Grounds of any Person or Persons, who is, are, or may be Owner or Owners of Land over which the same are set out and described as aforesaid, although the Name or Names of such Person or Persons may happen to be omitted in the said Map or Plan, or mis-stated in the said Book of Reference, in case it shall appear to any Two or more Justices of the Peace for the said County, and be certified by Writing under their Hands, that such Omission or Mis-statement proceeded from Mistake. Roads may be made through the Grounds of Persons whose Names may have been omitted in the Plan.

VII. And be it further enacted, That when any Passage shall be made for Cattle or Carriages from any of the said Roads, for the Convenience of any Proprietor or Occupier into whose Grounds it passes, such Proprietor or Occupier shall always cover the Drains crossing the Sides of the said Roads with sufficient Stone or Brick Work, in such a Manner as the Course of the Water in the Drains may not be interrupted, or the Roads thereby prejudiced; and that no Occupier of Lands shall turn any Water upon the Sides of the said Roads, nor conduct any Water across any of the said Roads, for the ameliorating his Fields or other Purposes, until he shall have applied for and obtained the Consents in Writing of Two of the said Trustees; and every such Proprietor or Occupier shall be obliged to carry the Water across the said Roads in a covered Drain of such Depth and Construction as that the Water may not prejudice the Roads; and in case the said Proprietor or Occupier shall neglect or refuse to do the same, after Seven Days previous Notice to that Effect, the said Trustees shall be and they are hereby empowered to execute and perform the said several Matters and Things hereby ordered and directed to be done, and to charge and levy the Expence of doing the same on the said Proprietor or Owner, in such and the like Manner as any other Penalty or Forfeiture is by the said recited Acts or this Act, or any of them, directed to be raised, levied, and collected. Passages and Drains into the Fields made so as not to prejudice the Roads.

VIII. And be it further enacted, That if any Person or Persons shall leave any Waggon, Wain, Cart, or other Carriage, or any Plough, Harrow, or other Implement of Husbandry, without some reasonable Cause to be allowed by the Justice before whom the Person so offending shall be summoned or conveyed in order to his Conviction, or except with regard to such Waggon, Wain, Cart, or other Carriage, during such Time as the same shall be loading or unloading and standing as near the Sides of the said Roads as conveniently may be, in, upon, or on the Sides of the said Roads, either with or without any Horse or Beast harnessed or yoked thereto, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings, One Moiety whereof shall go to the Informer, and the other Moiety shall be applied to the Purposes of this Act. Penalty for leaving Waggons, &c. on Roads.

IX. And be it further enacted, That the Costs, Charges, and Expences incident to and attending the obtaining and passing of this Act, shall be paid by the Trustees for executing the said recited Acts and this Act, or any Five or more of them, as soon as may be, out of the Money received or to be received or borrowed by virtue of the said recited Acts, or out of the First Monies which shall be collected by virtue of the said recited For paying the Expences of this Act

Acts and of this Act, in Preference to all other Payments whatsoever, save and except the Costs, Charges, and Expences of the obtaining and passing the said recited Act of the Fifty-first Year of the present Reign, which shall be paid in Preference to the Costs, Charges, and Expences of passing the present Act; and in case any Person or Persons shall advance and pay any Money for the Expences of obtaining and passing this Act, such Person or Persons shall be repaid the same, together with lawful Interest thereon, from the Time of advancing the same, out of the Money received or to be received or borrowed by virtue of the said recited Acts and of this Act, in Preference to all other Payments, save and except as aforesaid.

Term of the Act.

X. And be it further enacted, That this Act shall commence on the Third *Monday* after the passing of this Act, and together with the said recited Acts (subject to the Alterations and Amendments herein contained), shall continue in force, and be executed for and during the Term granted by the said recited Act of the Fifty-first Year of the Reign of His present Majesty.

Public Act.

XI. 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.

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