ANNO QUINQUAGESIMO SEXTO

GEORGII III. REGIS.

Cap. iii.

An Act for enlarging the Term and Powers of Two Acts of His preſent Majeſty, ſo far as the ſame relate to the Road from *Carter's Bridge*, in the Pariſh of *Chatteris*, within the *Iſle of Ely*, in the County of *Cambridge*, to the *Forty Feet Bridge*, in the Pariſh of *Ramſey*, in the County of *Huntingdon*.

[22d *March* 1816.]

WHEREAS an Act was paſſed in the Twelfth Year of the Reign of His preſent Majeſty, intituled *An Act for embanking, draining, and preſerving certain Fen Lands and Low Grounds, in the Pariſh of* Ramſey, *in the County of* Huntingdon; *and in the Pariſhes of* Doddington, March, Benwick, Wimblington, *and* Chatteris, *within the* Iſle of Ely, *in the County of* Cambridge; *and for amending the Road from a certain Bridge in the Pariſh of* Chatteris *aforeſaid, called* Carter's Bridge, *by a Drain called* Vermuyden's, *or the* Forty Feet Drain, *to a Bridge called the* Forty Feet Bridge, *in the ſaid Pariſh of* Ramſey: And whereas another Act was paſſed in the Thirty-fourth Year of the Reign of His preſent Majeſty, intituled *An Act for continuing the Term of ſo much of an Act of the Twelfth Year of His preſent Majeſty, as relates to the Road from* Carter's Bridge, *in the Pariſh of* Chatteris, *within the* Iſle of Ely, *in the County of* Cambridge, *to the* Forty Feet Bridge, *in the Pariſh of* Ramſey, *in the County of* Huntingdon: And whereas the Commiſſioners acting in the Execution of the ſaid Acts, have in purſuance of the Powers veſted in them, cauſed the Road deſcribed in the ſaid firſt recited Act to

12 G. 3. c. 26.

34 G. 3. c. 127.

be properly amended, and have from Time to Time duly applied the Tolls authorized to be collected for that Purpoſe; but the ſaid Road cannot be effectually amended and kept in good Repair, unleſs the Term of the ſaid Acts, ſo far as relates to the ſaid Road, be further continued, and ſubjecting certain Horſes and other Beaſts, now uſed or employed upon the ſaid Road, to the Payment of Toll: 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, ſo far as the ſame relate to the Road from a certain Bridge in the Pariſh of *Chatteris*, called *Carter's Bridge*, by a Drain called *Vermuyden's*, or the *Forty Feet Drain*, to a Bridge called the *Forty Feet Bridge*, in the Pariſh of *Ramſey*, and the ſeveral Powers, Proviſions, Matters, and Things, therein contained (except ſuch as are hereby varied or altered,) ſhall remain in full Force and Effect, and ſhall have Continuance for and during the further Term herein-after mentioned, in like Manner, and as fully and effectually as if the ſame were repeated and re-enacted in the Body of this preſent Act; and the Term, Toll, and Powers hereby granted ſhall be and are hereby declared to be ſubject and liable to the Payment of all Sums of Money now due and owing upon the Credit or on Account of the ſaid Road, or which ſhall or may hereafter be borrowed or become due on the Credit or on Account of the ſame, by virtue of the ſaid recited Acts and this Act, and of all Intereſt due and to grow due thereon reſpectively.

Former Acts continued.

II. And whereas it is by the ſaid firſt recited Act amongſt other Things enacted, that the Tolls thereby granted for amending the Road from *Carter's Bridge* to the *Forty Feet Bridge*, ſhould be demanded and taken for Carriages drawn by Horſes and other Beaſts of Draught, and alſo for every Horſe, Mare, Gelding, Aſs, or Mule, loaded or unloaded and not drawing, before the ſame ſhould be permitted to paſs through the Gates or Turnpikes to be erected upon the ſaid Road: And whereas the ſaid Road runs by the Side of a Navigable Drain, called *Vermuyden's* or the *Forty Feet Drain*, and that ſince the ſaid Drain was made navigable, the ſaid Road has been made uſe of for Horſes and other Beaſts employed in towing or haling thereon Barges, Lighters, and other Veſſels, and alſo Timber, by which great Injury has been done to the ſaid Road; and it is reaſonable that ſuch Horſes and other Beaſts ſo employed ſhould be ſubject and liable to the Payment of Toll, for paſſing through the Gates and Turnpikes erected or to be erected upon the ſaid Road, in the ſame Manner as Horſes, Mares, Geldings, Aſſes, or Mules, loaded or unloaded and not drawing, are now ſubject and liable to; be it therefore further enacted, That from and after the Second *Monday* after the paſſing of this Act, the following Toll ſhall be demanded and taken at each of the Turnpikes erected or to be erected upon the ſaid Road, by ſuch Perſon or Perſons as the ſaid Commiſſioners, or the major Part of them, at any Meeting to be held under the Powers of the ſaid recited Acts, ſhall appoint to receive the ſame, before any Horſe, Mare, Gelding, Mule, or Aſs, ſhall be permitted to paſs through the ſame; that is to ſay,

For impoſing a Toll upon Horſes, &c. towing or haling Veſſels or Timber along the Forty Feet Drain.

Toll.

For every Horſe, Mare, Gelding, Mule, or Aſs, uſed or employed in towing or haling any Barge, Lighter, or other Veſſel, or any Timber, upon the ſaid *Vermuyden's* or *Forty Feet Drain*, the Sum of Sixpence.

Which ſaid Sum of Money ſhall be demanded and taken in the Name of and as a Toll, and ſhall be veſted in the ſaid Commiſſioners, and be collected, recovered, and applied, in the ſame Manner, with the ſame Powers, and under and ſubject to the ſame Regulations and Reſtrictions, as the Tolls authorized by the ſaid recited Acts to be demanded and taken upon the ſaid Road, are by the ſaid firſt recited Act directed to be collected, recovered, and applied: Provided always, that if any Perſon or Perſons employed in towing or haling any Barge or other Veſſel, with any Horſe or Horſes or other Beaſt or Beaſts, ſhall, for the Purpoſe of evading the ſaid Toll, put ſuch Horſe or Horſes or other Beaſt or Beaſts on board of any Barge or other Veſſel, he or they ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Twenty Shillings.

Tolls not to be paid at more than One Gate in the ſame Day.

III. Provided always, and it is hereby declared, That no Perſon ſhall be ſubject to pay the Tolls hereby granted, at more than One Gate on the ſame Day, for or in reſpect of the ſame Horſe, Cattle or other Beaſt, and Carriage, paſſing or repaſſing upon the ſaid Road, in caſe more than One Gate ſhall hereafter be erected thereon.

For preventing Toll Collectors from taking undue Tolls.

IV. And be it further enacted, That all and every Toll Collector, being Leſſee of the ſaid Tolls, or appointed or continued either by the ſaid Commiſſioners or by any ſuch Leſſee or Leſſees, to collect the Tolls payable at any Turnpike or Toll Gate to be continued or erected by virtue of this Act, ſhall and he is hereby required to place his Chriſtian and Surname, painted on a Board in legible Characters, in the Front or on ſome other conſpicuous Part of the Toll Houſe or Toll Gate, immediately on his coming on Duty, each of the Letters of ſuch Name or Names to be at leaſt One Inch in Length, and of a Breadth in Proportion, and painted either in White Letters on a Black Ground, or Black Letters on a White Ground, and ſhall continue the ſame ſo placed during the whole Time he ſhall be upon Duty; and if any Collector of the ſaid Tolls ſhall not place ſuch Board as aforeſaid, and keep the ſame there during the Time aforeſaid, or ſhall demand or take a greater or leſs Toll from any Perſon than he ſhall be authorized to do by virtue of the Powers of this Act or the ſaid recited Acts, or of the Orders and Reſolutions of the Commiſſioners made in purſuance thereof; or ſhall demand and take a Toll from any Perſon or Perſons who ſhall be exempt from the Payment thereof and claim ſuch Exemption; or ſhall refuſe to permit or ſuffer, or ſhall in anyways hinder any Perſon or Perſons from reading ſuch Chriſtian or Surname; or ſhall refuſe to tell his Chriſtian or Surname to any Perſon or Perſons who ſhall demand the ſame, on having paid the ſaid Tolls, or any of them, or ſhall in anſwer to ſuch Demand give a falſe Name or Names; or ſhall refuſe or neglect to give a Ticket to denote the Payment of the Toll when demanded (all which Tickets the Collectors of the Tolls are hereby required to deliver *gratis* on the Receipt of ſuch Toll, and ſuch Tickets ſhall name and ſpecify the ſeveral Gates freed by the Payment of ſuch Toll or Tolls); or ſhall unneceſſarily detain any Paſſenger or Paſſengers, or ſhall make uſe of abuſive Language to any Commiſſioner, Treaſurer, Clerk, Surveyor, or other Officer, or any Traveller or Travellers, Paſſenger or Paſſengers; then and in every ſuch Caſe, every ſuch Toll Collector ſhall forfeit and pay any Sum not exceeding Forty Shillings for every ſuch Offence, as the Juſtice or Juſtices before whom the Information ſhall be laid ſhall adjudge; and ſuch Penalty ſhall

be

be recovered and applied as other Penalties are by the ſaid recited Acts or this Act directed to be recovered and applied.

For ſettling Diſputes concerning Tolls.

V. And be it further enacted, That if any Diſpute ſhall happen about the Amount of the Tolls due, or the Charges of keeping any Diſtreſs, it ſhall be lawful for the Collector or Perſon diſtraining to retain ſuch Diſtreſs, or the Money ariſing from the Sale thereof (as the Caſe may happen) till the Amount of the Tolls due and the Charges of the Diſtreſs and Sale and of keeping the Diſtreſs (as the Caſe may happen) be aſcertained by One or more Juſtice or Juſtices of the Peace for the County, Town, or Place, in which the Cauſe of Diſpute ſhall ariſe; who, upon Application made to him or them for that Purpoſe, ſhall examine the Matter on the Oath of the Parties or other Witneſs or Witneſſes, and ſhall determine the Amount of the Tolls due, and ſhall award ſuch Coſts and Charges to either Party as to the ſaid Juſtice or Juſtices ſhall appear right and proper; all which Coſts and Charges ſhall and may be levied and recovered, in caſe of Nonpayment thereof, forthwith, by Warrant under the Hand and Seal or Hands and Seals of ſuch Juſtice or Juſtices, rendering the Overplus (if any) on Demand, after deducting ſuch Coſts and Charges, and the Coſts and Charges of making ſuch Diſtreſs and Sale, to the Perſon or Perſons whoſe Goods and Chattels ſhall be ſo diſtrained and ſold.

Accounts of the Truſt to be open to the Inſpection of Creditors.

VI. Provided always, and be it further enacted, That the ſaid Commiſſioners ſhall, and they are hereby required from Time to Time to cauſe to be entered in a Book regular Accounts of the Receipts and Diſburſements, and of the ſeveral Articles for which ſuch Sums have been diſburſed, which Book ſhall be kept by the Treaſurer or Clerk, in order that the ſaid Commiſſioners, or any Creditor or Creditors on the ſaid Tolls, may at all ſeaſonable Times have Acceſs thereto, and take Copies or Extracts therefrom, without paying any Thing for the ſame; and in caſe the ſaid Treaſurer or Clerk ſhall refuſe to permit ſuch Perſon or Perſons as aforeſaid to inſpect or take Extracts from ſuch Book of Accounts, he ſhall forfeit and pay for every ſuch Offence any Sum not exceeding the Sum of Five Pounds.

Exemptions from Toll.

VII. And be it further enacted, That no Toll ſhall be demanded or taken for any Horſe, Cattle, or other Beaſt or Carriage employed in carrying or conveying, or going to carry or convey, or returning empty from carrying or conveying on the ſame Day, any Stone, Brick, Gravel, or other Materials for repairing the ſaid Road, or for repairing the Highways in any Pariſh, Hamlet, or Place through which any Part of the ſaid Road paſſes; or laden only with Lime, Dung, Marle, Soil, or other Manure to be uſed in manuring of Lands or Grounds; or with any Graſs, Hay, Clover, Fodder of any Sort, Straw, or Corn in the Straw, not ſold or diſpoſed of, or going to be ſold or diſpoſed of, but to be laid up in any of the Houſes, Outhouſes, Yards, Barns or Premiſes of any of the reſpective Inhabitants or Occupiers of the Land within the ſaid reſpective Pariſhes, Hamlets, or Places; or Corn for Seed, being the Growth and Produce of Land held and occupied by the Inhabitants and Occupiers within ſuch reſpective Pariſh, Hamlet, or Place, and carried for their own Private Uſe and Conſumption only, and not for Sale; nor for any Horſe, Cattle, or other Beaſt, drawing or going with, or going empty, or returning

turning empty after being laden only with any Ploughs, Harrows, or other Implements of Husbandry, belonging to any such Inhabitant or Occupier, nor for any Turf or Turves not intended for Sale, but to be laid up and burnt in any of the said Parishes, Hamlets, or Places; or in the Conveyance of any Hemp, Flax, or Cole-Seed, intended to be stacked or laid therein, from the Lands where such Hemp, Flax, or Cole-Seed shall be growing, to the Place where it shall be wetted, watered, or spread, and from thence to the Place where the same is intended to be so stacked or laid up; or of the Owners or Occupiers of Land within any of the said Parishes, Hamlets, or Places, or their Servants, going to or from their said respective Lands on the Business only of looking after such Lands, or the Stock and Crop upon the same; or for any Cattle or Carriages employed by the Corporation of *Bedford Level*, or the Commissioners of the River *Nene*, their Officers or Agents, for the Purposes of carrying or haling Materials for the making, repairing, or amending any Works which shall be deemed necessary for the draining the Great Level of the Fens, or the Preservation of the Navigation through the same; nor for any Horse or Horses or other Cattle going to or from Water, Pasture, or Plough, or other Work in Husbandry, upon or in any of the Lands within any of the said Parishes, Hamlets, or Places, or going to be or returning from being shoed or farried; or for any Cows going to or from milking in any of the said Parishes, Hamlets, or Places; or for any Sheep going to or from any Place used for the washing or clipping of Sheep near the said Road; nor shall any Toll be demanded or taken of or from any Rector, Vicar, or Curate, going to or returning from his own Parish Church, or other Place of Divine Worship, or visiting his sick Parishioners; or of or from any Person or Persons in any of the said Parishes, Hamlets, or Places, for passing through any of the said Toll Gates or Turnpikes on *Sundays*, or on any other Day on which Divine Worship is ordered by Authority to be celebrated, to or from his, her, or their respective Parish Churches, or other usual Place of Religious Worship licensed according to Law, for the Purpose of attending or after having attended Divine Service thereat; or for any Horses, Cattle, or Carriage, conveying the Corpse, or attending the Funeral of any Person who shall be interred in any of the said Parishes, Hamlets, or Places; or for any Horses or Carriages employed or to be employed in conveying, fetching, or guarding the Mails of Letters and Expresses under the Authority of His Majesty's Postmaster General, or in returning back from conveying or guarding the same; or for the Horses of Soldiers upon their March or upon Duty, or for Horses, Cattle, or Carriages attending them, or laden only with their Arms or Baggage, or employed in conveying any sick, wounded, or disabled Officers or Soldiers, or for any Waggon, Wain, Cart, or other Carriage whatsoever, or the Horse or Horses, or other Cattle drawing the same, which shall be employed in conveying any Ordnance, Barrack or Commissariat, or other Public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces; or for Horses or Carriages travelling with Vagrants sent by legal Passes; or for any Coaches, Berlins, or Landaus, Sociables, Chariots, Curricles, Calashes, Chaises, Phaetons, Whiskies, Chairs, or other Carriages, or Passengers on Horseback, going to or returning from any Election of any Knight or Knights of the Shire to serve in Parliament for the Counties of *Cambridge* and *Huntingdon*, during such Election, or on the Day before or after such Election shall begin or be concluded; and that no

Toll ſhall be demanded or taken for any Horſe, Mare, or Gelding, furniſhed by or for any Perſon or Perſons belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by them in going to or returning from the Place appointed for and on the Days of Exerciſe, provided that ſuch Perſons ſhall be dreſſed in the Uniform of their reſpective Corps, and have their Arms, Furniture, and Accoutrements, according to the Regulations provided for ſuch Corps reſpectively at the Time of claiming ſuch Exemption as aforeſaid; and if any Perſon or Perſons ſhall in any fraudulent or colluſive Manner whatſoever claim or take the Benefit of any of the Exemptions by this Act granted, not being entitled to the ſame, every ſuch Perſon ſhall forfeit and pay for every ſuch Offence any Sum not exceeding Five Pounds, One Moiety whereof ſhall go to the Informer, and the other Moiety ſhall be applied to the Purpoſes of this Act, and ſhall be recoverable in the Manner directed by the ſaid recited Acts.

Carriages conveying Military Stores not to be ſubject to Penalties for Overweight, &c.

VIII. And be it further enacted, That no Perſon owning or driving or cauſing to be driven any Waggon, Wain, Cart, or other Carriage provided for the Service of His Majeſty's Forces, or conveying any Ordnance, Barrack or Commiſſariat, or other Public Stores of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, ſhall be ſubject to any Penalty or Forfeiture for Overweight; nor ſhall any ſuch Waggon, Wain, Cart, or other Carriage be ſtopped or detained by reaſon of any Weight in any ſuch Waggon, Wain, Cart, or other Carriage, or of being drawn by any Number of Horſes or Oxen; but it ſhall be lawful for any Owner or Driver of any ſuch Waggon, Wain, Cart, or other Carriage, to put any Number of Horſes or Oxen to ſuch Waggon, Wain, Cart, or other Carriage; any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in this and the ſaid recited Acts contained to the contrary notwithſtanding.

Application of Compenſation Money when amounting to 200l.

IX. And be it further enacted, That if any Money ſhall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchaſed, taken, or uſed by virtue of the Powers of the ſaid recited Acts or this Act, for the Purpoſes thereof, which ſhall belong to any Corporation, Feme Covert, Infant, Lunatic, or Perſon or Perſons under any Diſability or Incapacity as in the ſaid recited Acts particularly mentioned, ſuch Money ſhall, in caſe the ſame ſhall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Commiſſioners for executing the ſaid recited Acts or this Act, to the Intent that ſuch Money ſhall be applied, under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made upon a Petition to be preferred in a ſummary Way by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands, Tenements, or Hereditaments, in the Purchaſe of the Land Tax, or towards the Diſcharge of any Debt or Debts or other Incumbrance, or Part thereof, as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments ſtanding ſettled therewith to the ſame or the like Uſes, Truſts, Intents, or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other

other Lands, Tenements, or Hereditaments, which ſhall be conveyed and ſettled to, for, and upon ſuch and the like Uſes, Truſts, Intents, and Purpoſes, and in the ſame Manner as the Lands, Tenements, or Hereditaments which ſhall be ſo purchaſed, taken, or uſed as aforeſaid, ſtood ſettled or limited, or ſuch of them as at the Time of making ſuch Conveyance or Settlement ſhall be exiſting undetermined and capable of taking Effect; and in the mean Time and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall, by Order of the ſaid Court of Chancery, upon Application thereunto, be inveſted by the ſaid Accountant General in his Name in the Purchaſe of Three Pounds *per Centum* Conſolidated, or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time and until the ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and Annual Produce of the ſaid Conſolidated or Reduced Bank Annuities, ſhall from Time to Time be paid by Order of the ſaid Court to the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the ſaid Lands, Tenements, or Hereditaments by the ſaid recited Acts or this Act directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

Where leſs than 200l. and amounting to 20l.

X. Provided always, and be it further enacted, That if any Money ſo agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchaſed, taken, or uſed for the Purpoſes aforeſaid, and belonging to any Corporation, or to any Perſon or Perſons under Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two hundred Pounds, and ſhall amount to or exceed the Sum of Twenty Pounds, then and in all ſuch Caſes the ſame ſhall, at the Option of the Perſon or Perſons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments ſo purchaſed, taken, or uſed, or of his, her, or their Guardian or Guardians, Committee or Committees, in caſe of Infancy or Lunacy, to be ſignified in Writing under their reſpective Hands, be paid into the Bank, in the Name and with the Privity of the ſaid Accountant General of the High Court of Chancery, to be placed to his Account as aforeſaid, in order to be applied in Manner before directed; or otherwiſe the ſame ſhall be paid at the like Option to Two Truſtees to be nominated by the Perſon or Perſons making ſuch Option, and approved of by Five or more of the Commiſſioners for executing the ſaid recited Acts and this Act (ſuch Nomination and Approbation to be ſignified in Writing under the Hands of the nominating and approving Parties), in order that ſuch Principal Money and the Dividends ariſing thereon may be applied in Manner herein-before directed, ſo far as the Caſe be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

Where leſs than 20l.

XI. Provided alſo, and be it enacted, That where ſuch Money ſo agreed or awarded to be paid as laſt before mentioned ſhall be leſs than Twenty Pounds, then and in all ſuch Caſes the ſame ſhall be applied to the Uſe of the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments ſo purchaſed, taken or uſed for the Purpoſes of the ſaid recited Acts and this Act, in ſuch Manner as the ſaid Commiſſioners, or any Five or more of them, ſhall think fit; or in caſe of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees,

to

to and for the Uſe and Benefit of ſuch Perſon or Perſons ſo entitled reſpectively.

Directions in Caſes of not making out Titles.

XII. And be it further enacted, That in caſe the Perſon or Perſons to whom any Sum or Sums of Money ſhall be awarded for the Purchaſe of any Lands, Tenements, or Hereditaments to be purchaſed by virtue of the ſaid recited Acts or this Act, ſhall refuſe to accept the ſame, or ſhall not be able to make a good Title to the Premiſes, to the Satisfaction of the ſaid Commiſſioners, or in caſe ſuch Perſon or Perſons to whom ſuch Sum or Sums of Money ſhall be ſo awarded as aforeſaid cannot be found, or if the Perſon or Perſons entitled to ſuch Lands, Tenements, or Hereditaments be not known or diſcovered, then and in every ſuch Caſe it ſhall and may be lawful to and for the ſaid Commiſſioners, or any Five or more of them, to order the ſaid Sum or Sums of Money ſo awarded as aforeſaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the ſaid Court of Chancery, to be placed to his Account to the Credit of the Parties intereſted in the ſaid Lands, Tenements, or Hereditaments [deſcribing them], ſubject to the Order, Controul, and Diſpoſition of the ſaid Court of Chancery, which ſaid Court of Chancery, on the Application of any Perſon or Perſons making Claim to ſuch Sum or Sums of Money, or any Part thereof, by Motion or Petition, ſhall be and is hereby empowered in a ſummary Way of Proceeding or otherwiſe, as to the ſaid Court ſhall ſeem meet, to order the ſame to be laid out and inveſted in the Public Funds, and to order Diſtribution thereof or Payment of the Dividends thereof, according to the reſpective Eſtate or Eſtates, Title or Intereſt of the Perſon or Perſons making Claim thereunto, and to make ſuch other Order in the Premiſes as to the ſaid Court ſhall ſeem juſt and reaſonable; and the Caſhier or Caſhiers of the Bank of *England*, who ſhall receive ſuch Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for ſuch Sum or Sums of Money, mentioning and ſpecifying for what and for whoſe Uſe the ſame is or are received, to ſuch Perſon or Perſons as ſhall pay any ſuch Sum or Sums of Money into the Bank as aforeſaid.

Reſpecting diſputed Titles.

XIII. Provided always, and be it further enacted, That where any Queſtion ſhall ariſe touching the Title of any Perſon to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, in purſuance of the ſaid recited Acts or this Act, for the Purchaſe of any Lands, Tenements, or Hereditaments, or of any Eſtate, Right, or Intereſt in any Lands, Tenements, or Hereditaments to be purchaſed in purſuance of the ſaid recited Acts or this Act, or to any Bank Annuities to be purchaſed with any ſuch Money, or to the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch Lands, Tenements, or Hereditaments at the Time of ſuch Purchaſe, and all Perſons claiming under ſuch Perſon or Perſons, or under the Poſſeſſion of ſuch Perſon or Perſons, ſhall be deemed and taken to have been lawfully entitled to ſuch Lands, Tenements, or Hereditaments according to ſuch Poſſeſſion, until the contrary ſhall be ſhewn to the Satisfaction of the ſaid Court of Chancery; and the Dividends or Intereſt of the Bank Annuities to be purchaſed with ſuch Money, and alſo the Capital of ſuch Bank Annuities, ſhall be paid, applied, and diſpoſed of accordingly, unleſs it

ſhall

ſhall be made appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Lands, Tenements, or Hereditaments, or to ſome Eſtate or Intereſt therein.

Court of Chancery may order Truſtees to pay Expences.

XIV. Provided alſo, and be it further enacted, That where by reaſon of any Diſability or Incapacity of the Perſon or Perſons, or Corporation, entitled to any Lands, Tenements, or Hereditaments to be purchaſed under the Authority of the ſaid recited Acts or this Act, the Purchaſe Money for the ſame ſhall be required to be paid into the Court of Chancery, and to be applied in the Purchaſe of other Lands, Tenements, or Hereditaments to be ſettled to the like Uſes, in purſuance of the ſaid recited Acts or this Act, it ſhall be lawful for the ſaid Court of Chancery to order the Expences of all Purchaſes from Time to Time to be made in purſuance of the ſaid recited Acts or this Act, or ſo much of ſuch Expences as the ſaid Court ſhall deem reaſonable, together with the neceſſary Coſts and Charges of obtaining ſuch Order, to be paid by the ſaid Commiſſioners, or any Five or more of them, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Reſpecting Statute Work.

XV. Provided always, and be it further enacted, That all Perſons who by Law are or ſhall be liable to do Statute Work, or are or ſhall be chargeable towards repairing and amending the ſaid Road, or any Part thereof, ſhall ſtill remain liable thereto in like Manner as heretofore; and it ſhall and may be lawful to and for any Two or more Juſtices of the Peace for the County, Liberty, Diviſion, or Place through which any Part of the ſaid Road paſſes, and they are hereby empowered and required (upon Application made to them for that Purpoſe, by the ſaid Commiſſioners or by their Treaſurer, Clerk or Surveyor by their Order,) Yearly, to adjudge and determine what Part or Proportion of the Statute Work ſhall every Year be done upon the ſaid Road by the Inhabitants of the reſpective Pariſhes, Hamlets or Places, in which the ſaid Road lies, and alſo what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every ſuch Pariſh, Hamlet, or Place, in lieu of or as a Compoſition for ſuch Statute Work as aforeſaid, ſhall be by him, her, or them paid to the ſaid Commiſſioners or to their Treaſurer; and in order thereunto it ſhall and may be lawful to and for ſuch Juſtices from Time to Time to ſummon the Surveyor or Surveyors of the Highways for every ſuch Pariſh, Hamlet, or Place, to bring in Liſts before ſuch Juſtices, at ſome Place to be expreſſed in ſuch Summons (within Ten Days after the ſerving of ſuch Summons) of the Names of the ſeveral Perſons who within ſuch Pariſh, Hamlet, or Place, are by Law ſubject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Compoſition for ſuch Statute Work, diſtinguiſhing the Nature of the Work to be done, whether with Teams or Draughts or otherwiſe, and alſo the Amount of the reſpective Sums to be paid, which Liſts of Names ſhall be made in ſuch Manner, and under ſuch Regulations and Reſtrictions, as is, are, or may be directed by any Law or Statute in force and effect for the Repair of the Public Highways; and out of ſuch Liſts ſuch Juſtices ſhall and may allot, appoint, and order, ſuch and ſo many of the Perſons who ſhall appear to be ſubject and liable to Statute Work as aforeſaid, to do ſuch Number of Days Statute Work in every Year upon the ſaid Road, as the ſaid Juſtices ſhall think reaſonable,

ſonable, and the ſame ſhall be done on ſuch Days and at ſuch Times (not being Haytime or Harveſt) and on ſuch Parts of the ſaid Road as the ſaid Comiſſioners or their Surveyor or Surveyors ſhall from Time to Time order, direct, and appoint; and the ſaid Juſtices ſhall and may alſo order and direct the Perſons who by ſuch Liſts ſhall appear to be ſubject and liable to the Payment of any Money in lieu of or as a Compoſition for Statute Work as aforeſaid, to pay ſuch Proportion thereof as the ſaid Juſtices ſhall think proper to the ſaid Commiſſioners or their Treaſurer, at ſuch Time or Times as the ſaid Juſtices ſhall direct; and in Default of Payment thereof, the ſame ſhall and may be recovered by Diſtreſs and Sale of the Goods and Chattels of the reſpective Perſons liable to the Payment thereof, in like Manner as any Penalty is by the ſaid recited Acts authorized or directed to be recovered; and each and every Perſon who ſhall neglect or refuſe to do ſuch Statute Work as aforeſaid, after Notice in Writing given to or left for him, her, or them at his, her, or their laſt or uſual Place or Places of Abode for that Purpoſe, ſigned by the Surveyor or Surveyors to the ſaid Commiſſioners, ſhall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horſe or Horſes, Beaſt or Beaſts, to be provided by him, her, or them, be ſubject and liable to ſuch Pains, Penalties, and Forfeitures as ſuch Perſon or Perſons may be ſubject or liable to by any Law or Statute in force and effect for the Repair of the Public Highways; and if any Perſon who ſhall come to work as a Labourer, or who ſhall be ſent with any Team or Draught to work on the ſaid Road, ſhall be found idle or negligent by any Surveyor to the ſaid Commiſſioners, ſuch Surveyor is hereby empowered to remove and turn off the Perſon who ſhall be found idle or negligent as aforeſaid; and in that Caſe every ſuch Perſon ſhall be ſubject and liable to the reſpective Forfeitures and Payments aforeſaid, as if he had neglected or refuſed to come, or ſuch Team or Draught had not been ſent to work on any Part of the ſaid Road; all which Forfeitures ſhall be paid to the Treaſurer to the ſaid Commiſſioners, and applied towards amending the ſaid Road; and in caſe the ſaid Surveyor or Surveyors of the Highways for any of the ſaid Pariſhes, Hamlets, or Places ſhall refuſe or wilfully neglect to give in ſuch Liſts as aforeſaid, or ſhall knowingly or wilfully give in falſe or imperfect Liſts, every ſuch Surveyor ſo offending ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Five Pounds.

For compounding for Statute Work.

XVI. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Commiſſioners to compound and agree with any Perſon or Perſons, Bodies Politic or Corporate, for the Statute Work to be by them done on the ſaid Road, or any Part thereof, and alſo with the Inhabitants and Occupiers of Lands, Tenements, or Hereditaments of and in all or any of the Pariſhes, Hamlets, or Places, in which the ſaid Road is ſituate, for a certain Sum of Money, by the Year or otherwiſe, as the ſaid Commiſſioners ſhall think reaſonable, in lieu of the Whole or of any Part of the Statute or other Work to be by all or any of the ſaid Inhabitants and Occupiers done on the ſaid Road, which Compoſition Money ſhall always be paid by the Surveyor or Surveyors of the Highways, or other Officer of the Pariſh, or by the Perſon or Perſons ſo compounding, to the Treaſurer to the ſaid Commiſſioners in advance, on or before the Twenty-fifth Day of *March* in each and every Year, or otherwiſe the Inhabitants and Occu-

piers of ſuch Pariſh, Hamlet, or Place, ſhall not be permitted to compound for that Year.

Surveyors not to get Materials in Private Grounds till after Notice.

XVII. Provided nevertheleſs, and be it further enacted, That it ſhall not be lawful for any Surveyor, or any other Perſon or Perſons under the Authority of the ſaid recited Acts or this Act, to dig, gather, take, or carry away any Materials for making or repairing the ſaid Road out of or from any incloſed Lands or Grounds, until Notice in Writing ſhall have been given to the Owner and Occupier of the Premiſes from which ſuch Materials are intended to be taken, or left for ſuch Owner and Occupier at his or her laſt or uſual Place of Reſidence, to appear before any Two or more Juſtices of the Peace for the County in which the Lands from which ſuch Materials are intended to be taken are ſituate, to ſhew Cauſe why ſuch Materials ſhould not be had from ſuch Lands; and in caſe ſuch Owner or Occupier ſhall attend purſuant to ſuch Notice, and ſhall not ſhew ſufficient Cauſe to the contrary, ſuch Juſtices ſhall, if they think proper, authorize ſuch Surveyor or other Perſon or Perſons to dig, gather, take, and carry away ſuch Materials at ſuch Time or Times as to ſuch Juſtices ſhall ſeem proper; and if ſuch Owner or Occupier ſhall refuſe or neglect to appear by himſelf or herſelf, or his or her Agent, ſuch Juſtices ſhall and may make ſuch Order therein as they ſhall think fit, as fully and effectually to all Intents and Purpoſes as if ſuch Owner or Occupier had attended, any Thing in the ſaid recited Acts contained to the contrary hereof notwithſtanding.

For paying the Expences of the Act.

XVIII. And be it further enacted, That the Coſts, Charges, and Expences of obtaining and paſſing this Act, ſhall be paid out of any Money collected or received, or to be collected or received by virtue of the ſaid recited Acts, or this Act.

Public Act.

XIX. 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.

Commencement and Continuance of the Act

XX. And be it further enacted, That the Term granted by the ſaid recited Acts, ſhall upon the Second *Monday* after the paſſing of this Act ceaſe and determine; and the ſaid recited Acts (ſubject to the Alterations, Variations, and Additions, herein-before contained) and this Act, ſhall from thenceforth commence, continue, and be in force, and be executed, for and during the Term of Twenty-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. 1816.