ANNO PRIMO & SECUNDO

GULIELMI IV. REGIS.

****

Cap. xiii.

An Act for making a Turnpike Road (with a Branch therefrom) from the *Angel* Inn, near *Darlington* in the County of *Durham*, to *Barton Lane End* in the County of *York*. [30th *July* 1831.]

WHEREAS it would be of great public Utility if Power were given to make a Turnpike Road, commencing at or near to a certain Inn called or known by the Name of the *Angel*, within the Parish of *Darlington* in the County of *Durham*, and terminating in the Turnpike Road leading from *Catterick Bridge* to *Piersebridge*, opposite to *Barton Lane End*, within the Parishes of *Barton*, *Barton Saint Cuthbert*, *Barton Saint Mary*, and *Middleton Tyas*, or some of them, in the North Riding of the County of *York*; and also a Bridge upon the Line of such Road, to be erected from or near to a certain Close called *Blackwell Holme*, in the Parish of *Darlington* aforesaid, to the opposite Shore, called *Stapleton Holme*, in the Parishes of *Croft* and *Stanwick* otherwise *Saint John's Stanwick*, or one of them in the said North Riding of the County of *York*; together with a Branch from and out of such Turnpike Road, commencing within the Townships of *Stapleton* and *Stanwick* otherwise *Saint John's Stanwick*, or one of them, in the said North Riding of the County of *York*, and terminating in the Turnpike Road from *Richmond* to *Lousy Cross*, at or near to *Lousy Cross* aforesaid, within the Parish of *Manfield* in the said North Riding: And whereas an Act was passed in the Fifth Year of the Reign of His late Majesty

5 G. 4. c. 69. King *George* the Fourth, intituled *An Act to enable Justices of the Peace for Ridings, Divisions, or Sokes, to act as Trustees for repairing and maintaining Turnpike Roads:* And whereas the beneficial Objects herein-before mentioned 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 Act passed in the Fifth Year of the Reign of His said late Majesty, and all the Powers and Provisions therein contained, shall (except so far as they are repealed or altered) be as valid and effectual for carrying this Act into execution as if they had been repeated and re-enacted in this Act.

Application of the Powers of the recited Act to this Act.

Defining the Objects and Powers of this Act.

II. And be it further enacted, That this Act shall be put in execution, for and during the Term herein-after mentioned, for the Purpose of making and maintaining a Turnpike Road, to commence at or near to a certain Inn called the *Angel*, within the Parish of *Darlington* in the County of *Durham*, thence passing through or into the said Parish of *Darlington*, and over the River *Tees*, (by means of a Bridge to be erected from or near to a certain Close called *Blackwell Holme*, in the Parish of *Darlington* aforesaid, to the opposite Shore, called *Stapleton Holme*, in the Parishes of *Croft* and *Stanwick* otherwise *Saint John's Stanwick*, in the said North Riding of the County of *York*, or one of them,) and also through or into the said several Parishes of *Croft* and *Stanwick* otherwise *Saint John's Stanwick*, and the several Parishes of *Barton*, *Barton Saint Cuthbert*, *Barton Saint Mary*, *Cleasby*, *Manfield*, *Middleton Tyas*, *Melsonby*, and *Gilling*, in the said North Riding, and to terminate in the Turnpike Road from *Catterick Bridge* to *Piersebridge*, opposite to *Barton Lane End*, within the several Parishes of *Barton*, *Barton Saint Cuthbert*, *Barton Saint Mary*, and *Middleton Tyas* aforesaid, and for the Purposes of such Road to make turnpike, and to divert, alter, widen, improve, and repair certain Parts of the existing Highway upon the Line and between the Points of the Commencement and of the Termination of the said new Road; and also for the Purpose of making and maintaining a Branch from and out of the said new Road, to commence at or near to a certain Close called *Stapleton Holme*, in the Parishes of *Croft* and *Stanwick* otherwise *Saint John's Stanwick* aforesaid, (or one of them,) in the Occupation of *John Johnson*, thence passing through or into the said several Parishes of *Croft* and *Stanwick* otherwise *Saint John's Stanwick*, *Cleasby*, *Manfield*, and *Gilling* aforesaid, and to terminate in the Turnpike Road from *Richmond* to *Lousy Cross*, at or near to *Lousy Cross* aforesaid, within the said Parish of *Manfield*, and for the Purposes of such Branch Road to make turnpike, and to divert, alter, widen, improve, and repair a certain Part of the existing Highway leading from *Cleasby* to *Manfield* aforesaid upon the Line and between the Points of the Commencement and of the Termination of the said Branch Road.

Trustees appointed.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the County of *Durham* and

for the North Riding of the County of *York*, together with *Henry Alison*, *William Alison*, the Honourable *Richard Pepper Arden*, *William Allan*, *Robert Henry Allan*, *Robert Addison*, *Jonathan Backhouse*, *William Backhouse*, *James Backhouse*, *John Backhouse*, *Robert Botcherby*, *John Booth*, *Robert Bower*, *Robert Bower* the younger, *Thomas Barker*, *Sheldon Cradock*, *Thomas Charge*, *John Coates*, *John Colling*, *William Colling*, *Richard Cundell*, *William Chaytor*, *Robert Colling*, *Edward Copley*, *Anthony Colley*, *Charles Colling*, the Honourable *Thomas Dundas*, *James Dalton* Clerk, *Cecil Dalton* Clerk, *Benjamin Dunn*, *Michael Glover*, *Samuel Gamlen* Clerk, *Richard Hodgson*, *John Hutton*, *George Healey*, *William Janson*, *Joseph Jamieson* Clerk, *William Kitching*, *Thomas Lax*, *Mark Milbank*, *George Middleton*, *Francis Mewburn*, *Warren Maude*, *William Ord*, *John Peacock*, *Edward Pease* the elder, *John Pease*, *Joseph Pease* the elder, *Joseph Pease* the younger, *Edward Pease* the younger, *John Beaumont Pease*, *Thomas Benson Pease*, *Nathaniel Plews*, *Powles Harrison Powles*, *Thomas Surtees Raine*, *John Smurthwaite*, *William Skinner* the elder, *William Skinner* the younger, *George Skinner*, *John Hoult Skinner*, *Henry Stobart*, *John Wilson*, *George Wray*, *Septimus Wray*, *James Allan Wright*, *John Allan Wright*, and their Successors, being duly qualified according to the Provisions and Directions of the several Acts for regulating Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for carrying into execution this Act.

Power to appoint additional Trustees.

IV. And be it further enacted, That it shall be lawful for the said Trustees from Time to Time, at any of their Meetings to be held in pursuance of this Act, (of which respective Meetings, and of the Purposes thereof, at least Ten Days previous Notice shall be given in manner by an Act passed in the Third Year of the Reign of His said late Majesty King *George* the Fourth, intituled *An Act to amend the General Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England, directed with respect to Meetings for the Appointment of Trustees on Vacancies,) to elect and appoint any Number of Persons, not exceeding Five in the whole, to be Trustees for the Purposes of this Act, in addition to the Trustees herein named; and such additional Trustees so elected, and being duly qualified as herein-before mentioned, shall have the same Powers and Authorities for executing this Act as if they had been named herein.

3 G. 4. c. 126.

First Meeting of the Trustees.

V. And be it further enacted, That the Trustees for executing this Act shall hold their First Meeting at the Town Hall in *Darlington* in the County of *Durham*, or at some other convenient Place in *Darlington* aforesaid, on the Fourth *Monday* next after the Commencement of this Act, or as soon afterwards as conveniently may be, between the Hours of Ten and Twelve of the Clock in the Forenoon, and shall and may then and from Time to Time afterwards adjourn to and meet at such Times and Places, within the Town of *Darlington* aforesaid, or in the Neighbourhood of the said Roads, as the said Trustees or the major Part of them present at such respective Meetings shall think proper and appoint.

VI. And

Roads, &c. may be made.

VI. And be it further enacted, That it shall be lawful for the said Trustees to make the said Roads and Bridge herein-before mentioned of such Width as they shall think proper, not exceeding Forty Feet, together with such Footpaths, Causeways, Embankments, Foundations, Piers, Abutments, Bridges, Arches, Culverts, Ditches, Drains, Fences, and other Works on the Lines of the said Roads and Bridge, as they shall think expedient, and for the Purposes aforesaid to take and use any Lands, Tenements, or Hereditaments, making or tendering Satisfaction to the Owners thereof and Persons interested therein for the same, or for the Damage they may sustain by the Execution of the Powers of this Act; and it shall also be lawful for the said Trustees, and for their Surveyors and Workmen, from Time to Time to enter upon any Lands, Tenements, or Hereditaments upon, in, over, or through which such Roads and Bridge, and also such Causeways, Embankments, Foundations, Piers, Abutments, Bridges, Arches, Culverts, Ditches, Drains, Fences, and other Works as aforesaid, or any of them, are intended to be made or pass, and also upon, in, over, or through any adjoining Lands, Tenements, and Hereditaments, and to stake out the same in such Manner as the said Trustees shall think expedient, without being deemed Trespassers, and without being subject to any Penalty or Punishment for entering or continuing upon such Lands, Tenements, or Hereditaments for any of the Purposes of this Act; and if any Person shall pull up, remove, or destroy any of such Stakes or other Marks used for the Purposes aforesaid, such Person shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

Plans deposited with the Clerks of the Peace to be open to Inspection, and may be made Evidence.

VII. And whereas Maps or Plans describing the said intended Roads and Bridge, and the Lands, Tenements, and Hereditaments upon, in, over, or through which the same are intended to be carried, together with Books of Reference thereto containing the Names of the Owners and Occupiers of such Lands, Tenements, and Hereditaments, have been deposited at the Offices of the respective Clerks of the Peace for the County of *Durham* and the North Riding of the County of *York;* be it therefore enacted, That the said Maps or Plans and Books of Reference shall remain in the Custody of the said respective Clerks of the Peace, to the end that all Persons may at all reasonable Times have Liberty to inspect the same and to take Copies thereof and Extracts therefrom, paying to such respective Clerks 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; and the said Maps or Plans and Books of Reference, or any or either of them, or any Copy thereof respectively, or of any Part thereof respectively, certified by the said Clerks of the Peace respectively for the Time being to be a true Copy thereof, shall be good Evidence in all Courts of Law; and the said Trustees in making such Roads or Bridge shall not deviate more than One hundred Yards from the Lines described in the said Maps or Plans, without the Consent in Writing of the Party or Parties upon, in, over, or through whose Lands, Tenements, or Hereditaments any such Deviations beyond the said Distance of One hundred Yards shall be made.

Restricting Deviation from Plan.

VIII. Pro-

Dwelling Houses not to be taken without Consent, except such as are mentioned in the Schedule.

VIII. Provided always, and be it further enacted, That the Powers and Authorities by this Act given for making the said Roads and Bridge shall not authorize the said Trustees to pull down or take or use any Dwelling House or other Building, or to take or use any Curtilage, Orchard, Garden, Yard, Park, Paddock, Lawn, Shrubbery, Plantation, planted Walk, or Avenue to a House, or any inclosed Ground planted and set apart as a Nursery for Trees, or any Part thereof respectively, without the Consent in Writing of the Owners or Proprietors thereof or other Persons interested therein first had and obtained, except such as are mentioned in the Schedule to this Act annexed.

Unintentional Errors in Plans or Books of Reference not to prevent the Execution of the Act.

IX. Provided also, and be it further enacted, That it shall be lawful for the said Trustees to make the said Roads and Bridge and other Works aforesaid upon, in, over, or through any Lands, Tenements, or Hereditaments upon, in, over, or through which such Roads, Bridge, and other Works are delineated on the said Maps or Plans, although such Lands, Tenements, or Hereditaments, or any of them, or the Situation thereof respectively, or the Names of the Owners or Occupiers thereof respectively, may happen to be omitted, mis-stated, or erroneously described in this Act or in the said Books of Reference, provided it shall appear to any Two or more Justices of the Peace for the County, Riding, or Place within which such Lands, Tenements, or Hereditaments shall be situate, (in case of Dispute about the same,) and be certified by Writing under their Hands, that such Omission, Mis-statement, or erroneous Description proceeded from Mistake; and the Certificate of the said Justices shall be deposited with and remain in the Custody of the Clerk of the Peace for such County or Riding for the Time being, as the Case may require.

Limiting the Period of purchasing Property.

X. Provided also, and be it further enacted, That if the said Trustees shall not within the Space of Three Years next after the passing of this Act agree for or cause to be valued and purchase the Lands, Tenements, and Hereditaments which they are by this Act authorized to take, or so much thereof respectively as they shall deem necessary for the Purposes of this Act, then and from thenceforth the Powers by this Act or by any other Act or Acts granted in relation to the taking of Lands, Tenements, or Hereditaments for the Purposes of Turnpike Roads shall, so far as relates to the Lands, Tenements, or Hereditaments herein-before mentioned, cease and be utterly void, unless with the Consent of the respective Owners of such Lands, Tenements, or Hereditaments, any thing in this Act or in any such Act or Acts as aforesaid contained to the contrary thereof notwithstanding.

Tolls.

XI. And be it further enacted, That the Tolls to be taken by virtue of this Act shall not exceed the following; (that is to say,)

For every Horse, Ass, Mule, or other Beast or Cattle drawing any Coach, Stage Coach, Landau, Berlin, Barouche, Sociable, Chariot, Calash, Hearse, Litter, Break, Chaise, Curricle, Gig, or other such like Carriage, when the same shall be drawn by Six or more Horses or other Beasts, the Sum of Sixpence; and drawn by Four or Three

Horses or other Beasts, the Sum of Eight-pence; and drawn by Two or One Horse or other Beast, the Sum of Ten-pence:

For every Horse, Ass, Mule, or other Beast or Cattle drawing any Waggon, Wain, Cart, Van, Caravan, or other such like Carriage, having the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards at the Bottom or Sole thereof, the Sum of Sixpence; and in case the Fellies of the Wheels thereof are of less Breadth than Six Inches and not less than Four Inches and a Half, the Sum of Eight-pence; and in case the Fellies of the Wheels thereof are of less Breadth than Four Inches and a Half, the Sum of Ten-pence:

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

For every Score of Oxen, Cows, or Neat Cattle, the Sum of One Shilling and Eight-pence, and so in proportion for any less Number than a Score:

For every Score of Calves, Swine, Sheep, or Lambs, the Sum of Nine-pence, and so in proportion for any less Number than a Score:

And for every Carriage with Four or more Wheels, not drawn by any Horse or other Beast, but propelled or moved by Machinery, the Sum of Two Shillings:

And for every Carriage with Three or a less Number of Wheels, not drawn by any Horse or other Beast, but propelled or moved by Machinery, the Sum of One Shilling:

Such respective Tolls to be paid before any such Person, or any such Horse, Mule, Ass, Cattle, or Beast, or any such Carriage, as aforesaid, shall be entitled to pass through such Turnpike or Toll Gate; and which said Tolls shall be and the same are hereby vested in the said Trustees for the Purposes of this Act:

And for every Person on Foot, for each Time he or she shall pass or repass on or over the said Bridge hereby authorized to be made across the River *Tees*, (except the Person actually driving and accompanying any Waggon, Wain, Cart, or such like Carriage,) the Sum of One Penny:

And for every Person who shall ride in or upon any Waggon, Cart, or other such like Carriage which shall pass on or over the said Bridge, not being a Waggon, Cart, or other Carriage usually employed for the Conveyance of Passengers by Hire, and not being the Person actually driving or accompanying such Waggon, Cart, or Carriage, or who shall ride upon any Horse or Beast drawing any such Waggon, Cart, or Carriage, the Sum of One Penny.

Collectors empowered to stop Persons not paying Toll.

XII. Provided always, and be it further enacted, That if any Foot Passenger or other Person liable to pay Toll at the said Bridge shall, after Demand thereof made by any Collector of the said Tolls, neglect or refuse to pay the same, it shall be lawful for such Collector to stop and prevent the Passage of any such Person until full Payment thereof.

Toll Gates to be erected.

XIII. And be it further enacted, That it shall be lawful for the said Trustees to erect or build upon each of the said Roads and Bridge or any Part thereof, or upon the Sides thereof or any Part thereof, when and where and as they shall judge proper, any Toll Gates or

Toll Bars, Toll Houses, and Weighing Machines, with Out-houses and Conveniences thereto, and to take in and inclose suitable Garden Spots for such Toll Houses, not exceeding One Eighth Part of a Statute Acre, as they shall think necessary, and from Time to Time to alter or take down and rebuild or to discontinue and remove the same, or any of them, as they shall think proper.

Fractional Part of a Halfpenny in Tolls.

XIV. And be it further enacted, That in all Cases where there shall be a fractional Part of a Halfpenny in the Amount of any of the Tolls hereby granted, the Sum of One Halfpenny shall be demanded and taken in lieu of such fractional Part.

No Exemptions allowed in respect of Carriages having the Nails of the Tire projecting more than One Quarter of an Inch.

XV. Provided always, and be it further enacted, That no Exemption from any of the Tolls by this Act granted shall be allowed for or in respect of any Horse, Beast, or Cattle drawing any Waggon, Wain, Cart, or other Carriage laden with any Materials for making or repairing any Highway, or for building, rebuilding, or repairing any Bridge, or with Dung, Soil, Compost, or Manure for improving Lands, or Lime for agricultural Purposes, or with Ploughs, Harrows, or Implements of Husbandry, or Hay, Straw, Fodder for Cattle, or Corn in the Straw, Potatoes, or other agricultural Produce, such Waggon, Cart, or other Carriage having the Nails of the Tire of the Wheels thereof projecting more than One Quarter of an Inch above the Surface of such Tire.

No Toll to be paid on repassing.

XVI. Provided also, and be it further enacted, That in case the Toll hereby authorized to be taken shall have been paid for the passing of any Horse, Beast, or Cattle through any One of such Toll Gates or Toll Bars, such Horse, Beast, or Cattle shall at any Time during the same Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night, upon Production of a Ticket denoting the Payment of such Toll on that Day, be permitted to repass Toll-free (except as herein-after mentioned with respect to Horses, Beasts, or Cattle drawing Stage Coaches or other such like Carriages, or drawing Post Chaises or other such like Carriages,) through the same Toll Gate or Toll Bar, and also through such other Toll Gates and Toll Bars (if any) as the Ticket for such Payment shall free: Provided nevertheless, that no Horse, Beast, or Cattle for which Toll shall have been paid at any of the said Toll Gates or Toll Bars, drawing another or different Waggon, Wain, Cart, or other such Carriage, or drawing for Hire or Reward a fresh or different Lading of the Weight of Two hundred and forty Pounds Avoirdupoise, or more, in the same Waggon, Wain, Cart, or other such Carriage, shall be permitted to repass through the same Toll Gate or Toll Bar on the same Day without again paying Toll, if in so repassing such Horse, Beast, or Cattle shall go or travel upon the said Road for the Distance of Three Miles or more.

Horses drawing Stage Coaches, &c. to be subject to Toll each Time of passing.

XVII. Provided always, and be it further enacted, That the Tolls hereby made payable shall be paid for or in respect of all Horses, Beasts, or Cattle drawing any Stage Coach, Stage Waggon, Van, Caravan, Cart, or other Stage Carriage carrying Passengers or Goods for Hire or Reward, for each Time of passing and for each Time

Time of repassing along the said Roads: Provided nevertheless, that no further or additional Tolls shall be payable in respect of any Stage Coach, Stage Waggon, Van, Caravan, Cart, or other Stage Carriage, on account only of the Horses drawing the same having been changed.

Horses let to Hire to be subject to Toll on every new Hiring.

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

Limiting the Number of Tolls.

XIX. Provided always, and be it further enacted, That no more than One full Toll (except as herein provided to the contrary) shall be taken for or in respect of the same Horse or Horses, Beast or Beasts, or Cattle, or Carriages, in any One Day, for passing and repassing through all the several Toll Gates or Toll Bars upon each of the said Roads.

Weights of Single-horse Carts limited.

XX. And for regulating the Weights to be allowed to Carts or other such Carriages which shall be drawn upon the said Roads by One Horse, Beast, or Cattle only; be it further enacted, That the Weights to be allowed to Carts or other such Carriages drawn by One Horse, Beast, or Cattle, shall never exceed the following; (that is to say,) from the First Day of *May* to the Thirty-first Day of *October* (both Days inclusive), One Ton and Fifteen Hundred Weight for each such Carriage and the Lading thereof, and from the First Day of *November* to the Thirtieth Day of *April* (both Days inclusive), One Ton and Ten Hundred Weight for each such Carriage and the Lading thereof.

One-horse Carts may be weighed.

XXI. And be it further enacted, That all Carts or other such Carriages passing along the said Roads drawn by only One Horse, Beast, or Cattle, shall and may be weighed at any Weighing Machine on the said Roads, and the like additional Tolls demanded and recovered for the Overweight thereof as are by Law payable in respect of the Overweight of Carts or other Carriages drawn by Two or more Horses; and all the Powers, Regulations, and Penalties now in force relating to the weighing of Carts or other Carriages drawn by Two or more Horses shall be applicable to Carts or other such Carriages passing on the said Roads drawn by only One Horse, Beast, or Cattle, and to the Drivers and Owners thereof.

To prevent Evasion of Tolls at the Bridge.

XXII. And be it further enacted, That after the said intended Bridge shall have been completed and opened to the Public, if any Person shall ford over the said River *Tees* between *Croft Bridge* and a certain Ford over the same River opposite to *Cleasby* aforesaid (being computed to be a Distance of Four Miles), either with or without any Horse, Sheep, Cattle, or Beast, or any Cart or Carriage, or shall use any Boat to convey himself or herself, or any other Person or Persons, or any Sheep, Cattle, or Beast, over the said River within that Distance, for Hire or Reward, or with Intent to evade the Payment of the said Tolls, or shall get up or down the Side or Sides of

of any Part of the said Bridge, or over any Gate to be erected at, near, or upon the same, or do any other Act in order or with Intent to evade the Payment of the said Tolls or any of them, such Person, and also every Person who shall permit himself or herself so to be conveyed or ferried over the said River as aforesaid, shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence: Provided nevertheless, that nothing in this Act contained shall extend to prevent the respective Owners and Occupiers of the Lands on both Sides of the said River, and the Servants of such Owners and Occupiers, from fording over the said River either on Foot, or with Horses, Cattle, and Carriages, for the Purpose of going to or coming from such Lands only, (but to or from no other Place, and to or for no other Purpose,) as fully and freely as if this Act had not been passed.

Money not to be laid out in repairing Streets, &c.

XXIII. Provided always, and be it further enacted, That no Part of the Money to be received by virtue of this Act shall be laid out in paving, cleansing, or repairing any Street, Road, or Highway within any Town, Village, or Place through which the said Roads may pass, and which Streets, Roads, and Highways now have or hereafter shall have Houses or other Buildings abutting upon or ranging along both Sides thereof, nor shall it be lawful for the said Trustees to collect any Toll therein, any thing herein contained to the contrary notwithstanding.

No Priority of Mortgagees.

XXIV. And be it further enacted, That no Preference shall be given to any Person or Persons who shall have advanced or who shall hereafter advance any Money on the Credit of the Tolls granted by this Act, to his, her, or their Assignee or Assignees, in respect of the Priority of the Mortgage or Assignment or other Security for the same, or of advancing such Money; but all such respective Persons shall (in proportion to the Sums mentioned in any such Security) be Creditors under this Act, and in equal Degree one with another, without any Preference or Priority.

Compensation to be made to R. Bower Esq.

XXV. And whereas *Robert Bower* of *Welham* in the County of *York*, Esquire, or other the Person or Persons claiming a Right of Ferry across the said River *Tees*, may be injured by the building and using of the said Bridge hereby authorized to be made across the said River; and it is fit and proper that a fair Compensation for such Injury should be made; be it therefore enacted, That the said Trustees shall and they are hereby required to make Compensation for any Injury which may be done to such Ferry by the erecting and using of the said Bridge; and if the said Trustees and the said *Robert Bower*, or other the Person or Persons as aforesaid, cannot agree upon the Amount of such Compensation, then the same shall be settled and ascertained in like Manner in all respects as is provided in the said herein-before recited Acts (in Cases of Parties not agreeing) in respect to the ascertaining and settling of Satisfaction for Lands, Tenements, and Hereditaments through, in, or upon which the said Roads hereby authorized are intended to be made, widened, and improved; and upon Payment of the Amount of such Compensation as shall be so agreed upon or settled and ascertained as aforesaid, the said Trustees shall from thenceforth and for ever thereafter be wholly exonerated, discharged, and indemnified from all

all further and other Claims and Demands whatsoever for Compensation or Satisfaction in respect of such Ferry by the said *Robert Bower* or other Person or Persons as aforesaid.

Application of Money.

XXVI. And be it further enacted, That all the Monies which shall arise and be produced by and from the Tolls by this Act granted and made payable, together with the Monies which shall be borrowed upon the Credit thereof, and all other Monies which shall arise and be produced by virtue thereof, shall be vested in the said Trustees, and shall be applied to and for the several Uses, Intents, and Purposes in the Order and Manner following; (that is to say,) in the first place, in the Payment of all the Costs, Charges, and Expences which shall have been incurred in applying for, preparing, obtaining, and passing this Act, and otherwise relating thereto respectively; secondly, in defraying the Expences of making the said Roads and Bridge, and of erecting Turnpikes, Toll Gates, Side Gates, and Toll Houses, with suitable Outbuildings, upon, across, and by the Side of the said Roads and Bridge; thirdly, in paying and discharging all the Interest which shall from Time to Time be owing to any Mortgagee or Mortgagees of the Tolls and Duties payable on the Roads by this Act directed to be made and kept in repair; fourthly, in making, amending, altering, raising, widening, repairing, and keeping in repair the said Roads and Bridge, and of building Bridges, Tunnels, Arches, and other Erections where the said Roads are or may be annoyed by Water, and for keeping the same, and also the same Turnpikes, Toll Gates, Side Gates, Toll Houses, and Outbuildings, in repair, and in executing the other Purposes of this Act; and lastly, in reducing, paying off, and discharging the several Principal Sums of Money which shall have been borrowed or which may be hereafter borrowed and secured by virtue of this Act.

Term of Act.

XXVII. And be it further enacted, That this Act shall commence on the Fourth *Monday* next after the passing hereof, and shall continue in force for the Term of Thirty-one Years, and from thence to the End of the Session of Parliament which may then next follow.

Public Act.

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

SCHE-

SCHEDULE referred to by the foregoing Act.

Nos. on Plan.	Owners Names.	Occupiers Names.	Description of Property.
	COUNTY OF DURHAM.		
	The Township of Blackwell within the Parish of Darlington.		
3	John Allan - -	John Allan - -	Plantation.
	The Honourable Richard Pepper Arden - -	Mathew Hedley -	Grass Scribe.
8	Esther Dixon, and Robert Hobson and Ann his Wife - -	William Lawson and Thomas Jemison - -	A small Garden.
	Richard Stamper -	Richard Stamper -	Paddock.
11	Jonathan Backhouse	Jonathan Backhouse	Plantation.
12	Ditto - -	Ditto - -	Ditto.
13	Ditto - -	Thomas Burrell -	Garden.
15	John Allan Wright	Joseph Johnson -	Small Plantation.
16	Ditto - -	Ditto - -	Ditto.
22	Ditto - -	Ditto - -	Ditto.
	NORTH RIDING OF THE COUNTY OF YORK.		
	Township of Stapleton in the Parishes of Croft and Saint John Stanwick.		
8	Robert Bower -	John Johnson -	Paddock.
9	Robert Bower -	John Johnson -	Garden.
10	Mary Chisman -	Isaac Johnson -	Garden.
11	Ditto - -	Ralph Hopp - -	Ditto.
12	Ditto - -	Robert Johnson -	Ditto.
13	Ditto - -	Ralph Hopp -	Dwelling House, Piggery, and Appurtenances.
14	Edward Johnson -	Edward Johnson -	Orchard.
15	Ditto - -	Ditto - -	Grass Scribe.
17	Robert Bower -	Thomas Watson -	Small Plantation.
23	Ditto - -	Ditto - -	Ditto.
	Ditto - -	Edward Johnson -	Paddock.
	Ditto - -	Robert Garget -	Scribe by Road.

Nos. on Plan.	Owners Names.	Occupiers Names.	Description of Property.
	Township of Stapleton in the Parishes of Croft and Stanwick otherwise Saint John's Stanwick.		
1	George Buckton -	George Buckton -	Orchard.
	Joseph Buckton -	Joseph Buckton -	Paddock.
	Townships of Barton and Barton Saint Cuthbert in the Parishes of Barton and Barton Saint Cuthbert.		
10	John Allan -	Edward Benson -	Orchard.
11	Ditto - -	John Coates -	Ditto.
12	George Hartley -	Thomas Charge -	Garden.
13	Ditto - -	Ditto - -	Pleasure Ground
19	Ditto - -	Ditto - -	Stack Yard, Garden, and Road to Buildings.
33	Thomas Charge -	Ditto - -	Limestone Quarry.
	Township of Cleasby in the Parish of Cleasby.		
49	Mary Wright -	Mary Wright -	Plantation.
	Township of Manfield in the Parish of Manfield.		
39	John Hutton -	John Gibson -	Small Garden.

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