ANNO TRICESIMO

VICTORIÆ REGINÆ.

Cap. lxxxiv.

An Act for maintaining certain Roads and Bridges in the County of *Northumberland* called the *Ford* and *Lowick* Turnpikes, and for the Liquidation of the Debt due on the Security of the Tolls taken at the said Roads and Bridges.

[17th *June* 1867.]

WHEREAS an Act was passed in the Fifth Year of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for repairing and improving the Roads in the Counties of* Northumberland *and* Durham *called the* Ford *and* Lowick *Turnpikes, and for making certain new Lines of Road in the said Counties:* And whereas the Purposes of the said Act have been duly carried out: And whereas considerable Sums of Money amounting in the whole to the Sum of Three hundred Pounds, the Particulars of which are set forth in the Schedule No. 1. to this Act annexed, and the further Sum of Four thousand and forty-nine Pounds, the Particulars of which are set forth in the Schedule No. 2. to this Act annexed, have been advanced upon the Credit of the Tolls authorized to be taken on the said Roads, and which Money still remains owing, together with large Arrears of Interest on Part thereof, 5 & 6 W. 4. c. xxvii.

thereof, and there is also due to the Executors of the late Surveyor, Mr. *William Lowrey*, the Sum of Two hundred and ninety-three Pounds Nine Shillings and Twopence, as set forth in the Schedule No. 3. to this Act annexed, being a Balance due to him at the Time of his Death: And whereas Interest at the Rate of Five *per Centum per Annum* is secured on such borrowed Money: And whereas, owing to the Neglect or Omission of the Persons for the Time being respectively entitled to the several Sums in the First Schedule to this Act to establish their respective Titles thereto, and to apply for the Interest accruing thereon, no Interest has been paid on any of the same several Principal Sums respectively for various long Periods, not being less in each and every Case than a continuous Period of Twenty Years, and it is expedient that the said Principal Sums and Interest should, if not claimed (as herein-after provided), be extinguished: And whereas Arrears of Interest have accumulated in respect of the several Principal Sums in the Second Schedule mentioned, owing to the Insufficiency of the yearly Revenue during many Years to meet and defray such Interest, and it is expedient that the said Arrears of Interest should be extinguished, except as herein-after is excepted: And whereas the several Sums which may now be due and owing on Mortgage of the Tolls of the said Roads and otherwise cannot be paid off, nor can the said Roads be effectually repaired, maintained, and improved, unless further Powers are granted, and the Term of the said Act be further continued and extended: And whereas it is expedient that the said recited Act should be repealed, and that further and more effectual Powers and Provisions should be granted in lieu thereof; but the same cannot be effected without the 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 and with the Authority of the same, as follows; (that is to say,)

Recited Act repealed.

1. From and after the Third *Monday* after the passing of this Act the said recited Act of Fifth *William* the Fourth shall be and the same is hereby repealed, and this Act shall thereafter be put in execution during the Term and for the Purposes hereafter mentioned.

Short Title.

2. In citing this Act for any Purpose whatsoever it shall be sufficient to use the Term "The *Ford* and *Lowick* Turnpike Trust Act, 1867;" and the Trustees for executing this Act may be styled "The Trustees of the *Ford* and *Lowick* Turnpike Roads."

Interpretation of Terms.

3. In this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something

thing 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," or "the said Trustees," shall mean the Trustees for the Time being acting in the Execution of this Act:

The Word "Toll-gate" or "Toll-gates" shall include Toll Houses, Turnpike Bars, Chains, and Side Gates:

The Expression the "Roads," or "the said Roads," shall mean the Roads for the Time being under the Management of the Trustees:

The Word "Carriage" shall include all Carriages, Coaches, Omnibuses, Vans, Caravans, Barouches, Chariots, Chaises, Curricles, Phaetons, Broughams, Cars, Gigs, and all other Carriages, by whatsoever Name known, and for the Time being respectively adapted or used for the Conveyance of Persons:

The Word "Cart" shall include all Carts, Waggons, Wains, Vans, Drays, Carriages, and all other Vehicles, by whatsoever Names known, and for the Time being respectively adapted or used for the Conveyance of Animals, Goods, Wares, Merchandise, Minerals, and other Articles and Things:

In describing or referring to any Person or Party, Animal, Matter, or Thing, wherever the Word importing the Singular Number or the Masculine Gender only is used the same shall be understood to include and shall be applied to several Persons or Parties as well as One Person or Party, and Females as well as Males, and several Animals, Matters, or Things as well as One Animal, Matter, or Thing respectively.

Conveyances, &c. under former Act to continue in force.

4. Subject to the Provisions of this Act, all Bonds, Mortgages, Conveyances, Covenants, Agreements, Contracts, and Securities made or entered into by any Person to or with the Trustees for executing the Act hereby repealed, or by any other Act therein mentioned, shall remain in full Force and Effect, and be and continue available in all Courts of Law and Equity, until the same be fully satisfied and performed on account and for the Benefit of the Trustees under this Act; and all Bonds, Mortgages, Bargains, Contracts, Agreements, or Notices made, entered into, or given by or by virtue of the Act hereby repealed, or of any other Act therein mentioned, or by the Trustees for executing the same, with or to any Person or Persons for any Purpose relating to the Roads therein respectively comprised, or to the Execution of any such Acts, and all Assignments and Transfers of such Bonds and Mortgages, shall, except so far as the same are extinguished, varied, altered, or otherwise provided for by this Act, remain in full Force and Effect, and be observed and kept by the Trustees under this Act, and by the other

other respective Parties to such Bonds, Mortgages, Contracts, Agreements, or Notices, according to the Terms, Stipulations, and the true and equitable Intent and Meaning thereof; and, subject to the Provisions of this Act, all such Bonds and Mortgages shall be a Charge on the Roads and the Tolls thereof in such and the same Manner as if the same had been given by the Trustees acting under the Act hereby repealed, or of any other Act therein mentioned; and all Powers and Authorities vested in the Trustees acting under the Act hereby repealed shall and may, notwithstanding such Repeal, be executed by the same Trustees until the First Meeting of the Trustees appointed by this Act.

Former Books to be Evidence.

5. All Books of Orders and Proceedings, Books for registering Mortgages and Assignments, and all other Books which have been kept by the Trustees acting in execution of the Act hereby repealed, and of the Acts thereby repealed, or by their Treasurer or Clerk under their Direction, according to the Provisions of such Acts, and are made Evidence thereby, or by any General Act relating to Turnpike Roads, shall be admitted as Evidence in all Courts and by all Judges, Justices, and others.

Arrears of Tolls and Monies and Property to vest in new Trustees.

6. All Rents and Tolls, and Arrears of Rents and Tolls, and all other Monies, due or owing or belonging to, and all Goods, Chattels, and Choses in Action, and all other Property, both Real and Personal, vested in or belonging to, the Trustees under the Act hereby repealed, shall immediately on the Commencement of this Act vest in and belong to the Trustees for executing this Act, and such last-mentioned Trustees may sue for and recover the same, and act in respect thereof, as effectually as if the same had been vested in and belonged to them under such repealed Act, and they shall in their Capacity of Trustees be liable to all the Debts and Engagements to which the Trustees under the Act hereby repealed were liable as such Trustees, except in so far as those Debts and Engagements are by this Act extinguished, altered, or reduced, and such last-mentioned Trustees shall thenceforth cease to be liable for any of the Debts or Engagements to which under such repealed Act they were otherwise liable.

Actions, &c. not to abate.

7. Any Action, Suit, Prosecution, or other Proceeding commenced by or against the Trustees under the Act hereby repealed before the Commencement of this Act shall not abate or be discontinued or prejudicially affected by this Act, but shall continue and take effect, both in favour of and against the Trustees, in the same Manner to all Intents as if this Act had not been passed, save only that the Trustees shall be substituted therein for the Trustees under the said Act hereby repealed.

8. The

Officers continued.

8. The Clerk and all other Officers or Servants appointed by virtue of or under the Act hereby repealed shall hold and enjoy their Offices and Employments, and be deemed Officers and Servants of the Trustees, until they shall respectively be removed by the Trustees, and shall have the like Powers and Authorities for the Purposes of this Act, and be subject to the like Rules and Regulations, as if they had been appointed under this Act.

Appointment of Trustees.

9. All Her Majesty's Justices of the Peace acting for the Time being for the County of *Northumberland*, together with *Frederick John Woodley Collingwood* of *Glanton Pike*, *Matthew Tewart Culley* of *Coupland Castle*, Esquires; Sir *William Davidson* of *Lanton*; the Reverend *Samuel A. Fyler* of *Cornhill*; *John Grey* of *Lipwood*, *James Grey* of *Kimmerston*, *George Annet Grey* of *Milfield Hill*, Esquires; the Right Honourable Earl *Grey* of *Howick*; the Right Honourable the Earl of *Durham*; *John Hodgson Hinde* of *Stelling Hall*, *John Himsworth* of *Ladythorn*, Esquires; the Reverend *George Jenkinson* of *Lowick*; the Reverend *Robert Jones* of *Branxton*; the Right Honourable the Earl of *Glasgow*; the Reverend *Thomas Knight* of *Ford*; the Right Honourable the Earl of *Tankerville*; *Henry Gregson* of *Lowlynn* Esquire; Sir *Horace Saint Paul* Baronet, of *Ewart*; the Reverend *William Proctor* of *Doddington*; *Prideaux John Selby* of *Twizel House*, *Watson Askew* of *Pallinsburn*, *George Culley* of *Fowberry Tower*, *Richard Hodgson* of *Carham Hall*, *Thomas Hodgson* of *Morris Hull*, *Robert Crossman* of *Cheswick House*, *Thomas Leyland* of *Haggerstone Castle*, *Francis Sitwell* of *Barmoor Castle*, *Alfred Knight Gregson* of *Lowlynn*, Esquires; Sir *John Marjoribanks* Baronet, of *Lees*; the Most Noble the Marquis of *Waterford* of *Ford Castle*; *Henry Bacon Grey* of *Styford*, Esquire; Sir *John Haggerstone* Baronet, of *Ellingham*; *John Collingwood* of *Cornhill*, *Henry Thomas Morton* of *Lambton*, *Prideaux Selby* of *Paston*, *Alexander Thompson* of *Kirknewton*, *George Rea* of *Middleton*, *John Ord* of *Nisbet*, *John Jackson* of *Lowick*, *William Smith* of *Melkington*, and *John George Grey* of *Milfield Hill*, Esquires, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for putting this Act into execution.

Power to appoint additional Trustees.

10. The said Trustees may and they are hereby authorized and empowered, at any of their General Meetings to be holden in pursuance of this Act, to elect and appoint any Number of Persons, not exceeding at any One Time Three in the whole, to be Trustees for the Purposes of this Act, in addition to the Trustees hereby appointed: Provided always, that no Person shall be so elected or appointed a Trustee unless Notice thereof shall have been given at the General Meeting immediately preceding the One at which the

Appointment is made; and such Trustees so elected and appointed, and being duly qualified, shall be and are hereby invested with the same Powers and Authorities for executing the same as if they had been herein named and appointed.

First Meeting of Trustees.

11. The said Trustees (any Three of whom shall be a Quorum) shall meet together at the *Delaval Arms*, *Ford*, in the County of *Northumberland*, on the Third *Tuesday* next after the passing of this Act, at the Hour of Twelve at Noon, or as soon after as conveniently may be, and proceed to the Execution of this Act; and such First Meeting, or any subsequent Meeting of the Trustees under this Act, may be adjourned from Time to Time, and to such Place, being in the Neighbourhood of the Trust Roads, as the Trustees present thereat, or, in the event of a smaller Number than Three or of no Trustee attending thereat, as the Clerk shall judge necessary: Provided that, upon a Requisition signed by Three Trustees, and addressed to the Clerk, a Special Meeting of the Trustees may be summoned, to be held at such Time and Place, being in the Neighbourhood of the Trust Roads, and for the Transaction of such Business, as may be specified in the said Requisition; and the Clerk shall summon such Meeting by sending a Notice thereof, and the Business to be transacted at it, to each Trustee by Post or otherwise not less than Seven Days before the Day appointed for such Meeting.

Manner of holding Meetings.

Power to appoint Committees.

12. The said Trustees may appoint Committees out of their own Number to take the Care and Management of particular Parts or Branches of the said Roads, or to execute any of the Purposes of this Act, according to such Instructions, Rules, and Regulations as shall be given and laid down by the said Trustees in a General Meeting assembled consistent with this Act; and the said Committees and their Surveyor may direct the repairing and keeping in repair such Part or Parts, Branch or Branches, of the said Roads as shall be entrusted to their Care, according to the Instructions, Rules, and Regulations so to be made by the said Trustees as aforesaid.

Roads and Bridges to which this Act is applicable.

13. This Act shall be put into execution for the Purpose of managing, maintaining, and upholding the following Roads; that is to say,

First, the Road from *Fenwick* branching from the *Belford* Turnpike Road by way of *Fenwick*, *Kyloe*, *Thrummell Hill*, *Lowick*, *Barmoor Lane End*, *Barmoor*, *Ford Common*, to *Ford Bridge*:

Second, the Road from *Ford Bridge* by way of *Crookham Lane End*, *Crookham*, to *Pallinsburn Cottage*, where it joins the *Cornhill Road* afterwards mentioned:

Third, the Road from *Crookham Lane End* before mentioned, by way of *Linthaugh*, to *Ford West Lodge*, where it joins the *Cornhill Road* afterwards mentioned:

Fourth,

Fourth, the Road from *Milfield March Burn* (where it joins the *Wooler* and *Breamish* Turnpike Roads) by way of *Flodden Tile Sheds*, *Ford West Lodge*, *Pallinsburn Cottage*, *Blue Bell*, *Pallinsburn*, *Barelees*, to *Cornhill*, where it joins with the *Berwick* and *Norham* and *Islandshires* Turnpike Road:

Fifth, the Road from the last-mentioned Road at *Flodden Tile Sheds* by way of *Flodden*, *Howtle*, *Lane House*, *Thornington*, *Langham Bridge*, *Pawston*, *Shotton*, to the Borders of *Scotland*, where it joins the *Scotch* Turnpike Road near *Yetholm Mains*:

Sixth, the Road from *Ford Bridge*, before mentioned, by way of *Ford Forge*, *Etal*, to *Duddo Burn*, where it joins the *Berwick* and *Norham* and *Islandshires* Turnpike Road:

Seventh, the Road from the first-mentioned Road at *Ford Common* by way of *Ford Colliery*, *Broomridge*, *Kimmerston*, *Redscar Bridge*, to *Milfield Plain*, where it joins the *Wooler* and *Breamish* Turnpike Road:

Eighth, the Road from *East Learmouth* to the Point where it joins the Township Road from *West Learmouth* to *Cornhill*:

Provided that should the Proprietor for the Time being of the *Ford* Estate make a new Road from *Ford* Village by way of *Ford Hill* to *Ford Common*, to obviate the Hill at *Ford* upon the present Road, the Trustees shall have Power, if such Road is made to their Satisfaction, and when and so soon as the same shall be open for the Use of the Public, to adopt the said new Road, and to direct that Portion of the Roads before mentioned between the Parts where the new Road leaves to the Junction therewith to be shut up by such Ways and Means as they shall direct: Provided also, that the Trustees shall not be liable to any Charge for rebuilding or replacing the said *Redscar Bridge*.

Sect. 5. of 9 G. 4. c. 77. to apply to the Roads.

14. All the Powers of the Fifth Section of the General Road Act passed in the Ninth Year of the Reign of His late Majesty King *George* the Fourth, Chapter Seventy-seven, shall apply to the Roads.

Power to take Tolls.

15. On and after the Third *Tuesday* after the passing of this Act it shall be lawful for the Trustees from Time to Time to demand and take, or cause to be demanded and taken, at the several and respective Toll Gates which are now or hereafter shall be upon or on the Sides of the said Roads, any Tolls not exceeding the following; (that is to say,)

For every Horse, Mule, or other Beast whatsoever drawing any Coach, Chariot, Barouche, Chaise, Hearse, Chair, Taxed Cart, or other Carriage, Sixpence:

For every Horse, Mule, or other Beast whatsoever (other than an Ass) drawing any Waggon or other Cart, Fourpence:

For

For every Ass drawing any Waggon or other Cart, Twopence:

For every Horse, Mule, or Beast of Burden (other than an Ass), laden or unladen, and not drawing, Twopence:

For every Ass, laden or unladen, and not drawing, One Penny:

For every Score of Oxen, Cows, or Neat Cattle, or young Horses unshod, and so in proportion for any greater or smaller Quantity, Tenpence:

For every Score of Sheep, Hogs, Lambs, Goats, or Kids, and so in proportion for any greater or smaller Quantity, Fivepence:

Provided always, that when any Tolls shall have been paid at the *Barelees* Toll Gate for any Horse, Mule, Ass, Beast, or other Cattle by this Act liable to Toll, then the same shall not be liable to any Toll on passing through the Toll Gates erected or to be erected at *Ford Bridge*, or across the Road between *Ford Bridge* and *Etal*; and when any Toll shall have been paid at either of the said last-mentioned Toll Gates the same Horse, Mule, Ass, Beast, or other Cattle shall not be liable to any Toll on passing through the Toll Gate at *Barelees*; and any such Horse, Mule, Ass, Beast, or other Cattle shall be liable to pay Toll at One only of the Toll Gates (if more than One) on the Road from *Ford Bridge* by way of *Flodden* and *Houtle* to the Border of *Scotland*.

Rule for charging Tolls.

16. The said Tolls at any or either of the said several and respective Toll Gates or Toll Bars shall be taken before any Horse, Mule, Ass, Beast, or other Cattle, or any Cart or Carriage whatever, shall be permitted to pass through any such Toll Gate or Toll Bar; and that in all Cases where 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 for passing and repassing in any Day.

Limiting the Tolls.

17. All Horses, Mules, Asses, Beasts, and other Cattle (except Horses, Beasts, or Cattle drawing any Postchaise, Stage Coach, Waggon, or other Stage Carriage as herein-after mentioned) shall, after Payment at any Toll Gate of the Tolls by this Act authorized to be taken in respect of such Horses, Beasts, or Cattle, and on producing a Ticket denoting such Payment, be permitted to return Toll-free through the same Toll Gate on the same Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night: Provided always, that it shall not be lawful for the said Trustees, or any Person authorized by them to be Collector of the said Tolls, to demand or take more than Four full Tolls in any One Day (such Day to be computed as aforesaid) for or in respect of the same Horses, Mules, Asses, Beasts, or Cattle passing or repassing along the whole of the said Roads, except

Horses,

Horses, Beasts, or Cattle drawing any Postchaise, Stage Coach, Waggon, or other Stage Carriage as herein-after mentioned.

Tolls to be paid in certain Cases every Time of passing and repassing.

18. For and in respect of all Horses or other Beasts drawing any Carriage or Cart conveying or carrying Passengers or Goods for Hire or Reward, or employed in conveying or carrying Passengers or Goods for Hire or Reward, for which Toll shall have been paid, and which shall return or repass on the same Day carrying for Hire or Reward, or employed for Hire or Reward in conveying or carrying Passengers or Goods through any Toll Gate on the said Roads, the Tolls hereby made payable shall be again paid every Time of passing, returning, or repassing along the said Roads: Provided nevertheless, that no further additional Toll shall be payable in respect of the Horses or other Beasts drawing any such Carriage or Cart on account only of the Horses drawing the same having been changed.

24 & 25 Vict. c. 70. to apply.

19. The Provisions of "The Locomotive Act, 1861," with respect to Tolls and otherwise, shall apply to this Act.

Application of Monies accruing under this Act.

20. All Monies which shall be in the Hands of the Trustees or their Treasurer at the Time of the passing of this Act, or which shall come to their Hands after the Commencement of this Act, shall be paid and applied as follows:

First, in defraying and discharging the Costs, Charges, and Expenses of and incident to and attending the applying for, obtaining, and passing this Act:

Secondly, in paying the Salaries of Officers, and in defraying the necessary Expenses of repairing, altering, and lighting Toll Gates and Toll Houses, and the Costs and incidental Expenses attending the Management of the said Roads, to an Amount together not exceeding Eighty Pounds *per Annum*, exclusive of the Salaries of Toll Collectors and Expenses of erecting Toll Gates, and Expenses with respect to Actions at Law, Suits, Indictments, or Proceedings in any Court of Law:

Thirdly, in paying Interest on the several Sums respectively specified in the said First Schedule hereto annexed, the respective Titles to which shall be duly established pursuant to the Proviso in that Behalf herein-after contained, or on so much of the same Principal Sum or Sums respectively as may from Time to Time remain unpaid, at the Rate of Three Pounds *per Centum per Annum*, and also on the several Principal Sums respectively specified in the said Second Schedule, or on so much of the same Principal Sum or Sums respectively as may from Time to Time remain unpaid, at the like Rate of Three Pounds *per Centum per Annum*; subject to the Proviso that no

Interest shall be paid or accrue due on any of the Sums in the said Schedules during such Time as the Expenses of this Act shall remain unpaid:

Fourthly, in paying the Expenses of maintaining and repairing the Roads, provided that it shall not be lawful for the said Trustees to apply a larger Sum than Four hundred and fifty Pounds *per Annum* in or towards such Expenses:

Fifthly, in paying off and discharging, in manner herein-after provided by this Act, the several Principal Sums in the Schedules to this Act respectively specified:

Lastly, in further maintaining and repairing the Roads and Bridges.

Notice to be advertised for Claimants of Principal Sums in the 1st Schedule to prove their Titles, or that in default they will be barred.

21. The Trustees shall, within One Calendar Month after the passing of this Act, give Notice to the several Persons named in the First Schedule, by Letter sent by Post addressed to each of the said several Persons at his last known Place of Abode, if known, or if not known then the said Trustees shall publish a Notice once in the *London* daily *Times* Newspaper, and once in a Newspaper circulated in the said County of *Northumberland*, to the Effect that unless the Person or Persons severally claiming to be respectively entitled to the several Principal Sums set forth in the said First Schedule shall, on or before the Expiration of One Calendar Month from the posting of such Letter or of the Publication of such Notice respectively, deliver to the Clerk for the Time being of the Trustees Notice in Writing claiming such Principal Sums respectively, and shall, within Three Calendar Months after the Delivery of such Notice, satisfactorily prove his or their Right to receive such Principal Sum or Sums respectively, the several and respective Principal Sums in respect of which no such Notice and Proof of Title shall be so given and established, together with all Interest and Arrears of Interest thereon, will be wholly barred and extinguished, and the same several Principal Sums, and all Interest and Arrears of Interest thereon respectively, are in such Case of Default of Notice and Proof of Title as aforesaid hereby declared to be respectively wholly barred and extinguished accordingly.

Parties proving their Titles pursuant to such Notice to receive Interest, and to be afterwards on same Footing as the Mortgagees in the Second Schedule.

22. Provided always, That the Person or Persons who shall respectively give such Notice, and satisfactorily prove his or their Title to such Principal Sums respectively mentioned or referred to in the last foregoing Section as aforesaid, shall be entitled to receive Interest thereon as herein-before declared and provided, and the same last-mentioned Principal Sums respectively shall afterwards be held and considered to be valid and legal Charges by way of Mortgage on the Tolls of the Roads, and be entitled to Interest thereon respectively from and after the Commencement of this Act

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in like Manner and on the same Footing as the several Principal Sums in the said Second Schedule.

Extinguishment of all Arrears of Interest.

23. All Arrears of Interest due to any Person or Persons upon any Bond or Mortgage prior to the Twelfth Day of *May* One thousand eight hundred and sixty-six, and all Liability or Claim upon the Trustees for Payment thereof, shall be and the same are hereby wholly barred and extinguished.

Mortgagees not to take possession so long as Interest is duly paid.

24. Whenever and so long as the Interest upon the Mortgage Debts for the Time being respectively due, according to the Provisions of this Act, shall be duly paid within Three Calendar Months next after the same shall become due, no Holder of any Mortgage of the Tolls shall be entitled to enter into possession of the Toll Gates upon the Road, or into the Receipt of the Tolls arising thereon, or of the Rent payable upon any Letting of such Tolls.

As to Mode of discharging Debt.

25. When and so often as the Sum applicable to the Discharge of the said Principal Monies shall amount to the Sum of Two hundred Pounds, the Trustees shall, at any General Annual or other Meeting, apply such Sum in the Payment of a proportionate Part of the said Principal Monies to the Persons entitled thereto so long as the Principal Sums, or any of them, or any Part of such Sums, shall remain due and owing, and shall, Twenty-eight Days at least before such General Annual or other Meeting, cause Notice to be given of such Meeting, and of the Purposes thereof, so far as the same relates to the Application of such Sum, in some public Newspaper or Newspapers usually circulated in the County of *Northumberland*, or by Letters sent by Post addressed to each Creditor entitled as aforesaid at his usual Place of Abode, if known, or if not known then to his or her Agent; and at such Meeting the Trustees shall apply such Sum, or a Portion thereof, (as the Case may require,) in or towards the Discharge of Monies owing on the Security of the Tolls to the Creditor entitled as aforesaid who shall, by Proposal in Writing transmitted to the Clerk of the Trustees before such Meeting, have offered to accept the lowest Composition in respect of the Principal Monies due to him, and after Payment to such Creditor as aforesaid shall apply the Surplus, if any, of such Sum, or a Portion thereof, (as the Case may require,) in or towards the Discharge of other Monies owing on the Security of the same Tolls to the Creditor entitled as aforesaid who, by Proposal as aforesaid, shall have offered to accept the next lowest Composition in respect of the Principal Monies due to him, and so in like Manner until the Sum applicable to such Payment shall be exhausted; and if and whenever Two or more Creditors entitled as aforesaid shall have

offered

offered to accept an equal Rate of Composition, it shall be lawful for the Trustees to determine by Lot the Preference between or amongst such Creditors, or to pay such Composition rateably between or amongst such Creditors, as the Trustees think fit; and if there be no such Proposal as aforesaid, or if there be any Surplus of the Sum applicable to such Payments after applying the same (so far as may be necessary) in or towards the Discharge of the Monies to which any such Proposals relate, the Trustees may apply the Sum applicable to such Payments, or the Surplus thereof, (as the Case may be,) rateably amongst the Creditors, or may determine by Lot or otherwise, as the Trustees think fit, to which of the Creditors the same shall be paid.

Not to borrow more Money on Tolls.

26. It shall not be lawful for the Trustees to borrow any further Sum or Sums of Money on the Credit of the Tolls: Provided always, that it shall be lawful for them to borrow any Sum of Money at a lower Rate of Interest to be applied in discharge of a Debt bearing a higher Rate of Interest.

Trustees not bound by Trusts affecting Sums owing.

27. The Trustees shall not be bound to see to the Execution of any Trust, whether expressed, implied, or constructive, to which any Sum of Money owing or which shall be borrowed or become owing on the Credit of the Tolls may be subject; and the Receipt of the Person or Persons whose Name or Names appear in the Schedules to this Act, or of the Person or Persons who shall, after the passing of this Act, appear in the Book of Mortgages of the Trustees to be entitled to any such Sum of Money, shall from Time to Time be a sufficient Discharge to the Trustees and their Treasurer for such Sum of Money, and for any Interest payable in respect thereof, notwithstanding any Trust to which such Sum may then be subject, and whether or not the Trustees, or their Treasurer, Clerk, or other Officer, shall have had Notice of such Trust, and the Trustees shall not be bound to see to the Application of the Money paid upon such Receipt.

Penalty for driving at a furious Rate.

28. If any Person or Persons whatsoever riding any Horse or Beast, or driving any Sort of Carriage or Cart, upon the said Roads and Bridges or any Part thereof, shall ride or drive the same at a furious Rate, every Person so offending in any or either of the Cases aforesaid shall forfeit and pay a Sum not exceeding Forty Shillings.

Penalty for One Person driving more than Two Carts.

29. It shall not be lawful for any One Person to act as the Driver of more than Two Carts on any of the said Turnpike Roads, and every Person so offending in the Premises shall forfeit and pay a Sum not exceeding Forty Shillings.

Roads not exempt from General Acts.

30. Nothing herein contained shall be deemed to exempt the Roads from the Provisions of any General Act relating to the Consolidation

solidation or other improved Management of Turnpike Roads which may pass during the present or any future Session of Parliament.

Commencement and Term of Act.

Provision as to the Discontinuance of Tolls and Disposition of Property of the Trust.

31. This Act, except as herein provided, shall commence on the Third *Tuesday* next after the passing thereof, and shall continue in force for the Term of Fifteen Years, and from thence to the End of the Session of Parliament which shall then next follow: Provided always, that when and as soon as the whole of the Principal Sums mentioned in the Second Schedule hereto, and also such of the several Principal Sum or Sums respectively specified in the said First Schedule hereto, the respective Titles to which shall be duly established as herein-before provided, shall have been paid off or discharged according to the Provisions of this Act, the Trustees shall not collect nor (except as herein-after is provided) lay out any Money on the said Roads; and the Trustees shall, within a Period of Six Months after the said Principal Sums shall have been so paid off or discharged, cause to be pulled down the Toll Houses of the said Trustees, and shall sell and dispose of the Materials of the same and other Property belonging to or vested in them as such Trustees, and shall apply the net Proceeds arising from such Sale or Disposition in repairing, maintaining, and improving the said Roads; and from and after the Payment or Discharge of such Principal Sums the said Roads shall cease to be Turnpike Roads, and shall be repaired as public Highways in such and the same Manner as public Highways are repairable by Law: Provided always, that if any of such Toll Houses shall be situate on Land adjoining to the said Roads, so that the same do not encroach upon the general Width of the said Roads between the Fences at the Place in question, the Trustees may, if they shall think fit, offer to sell the same to the Person owning the Frontage of the Land immediately adjoining such Toll House, and if such Person refuse to purchase the same the Trustees shall then cause the same to be pulled down and disposed of as herein-before provided.

The Ford and Lowick Turnpike Trust Act, 1867.

SCHEDULE No. 1.

Names of Creditors.	Amount of Principal.
	£ s. d.
Compton, Anthony	50 0 0
Glasgow, The Right Honourable the Earl of	100 0 0
Smith, Thomas	50 0 0
Strathmore, The Right Honourable the Earl of	100 0 0
	300 0 0

SCHEDULE No. 2.

Names of Creditors.	Amount of Principal.
	£ s. d.
Brown, John, Trustees of Will of	1,000 0 0
Cairns, George	180 0 0
Collingwood, Frederick J. W., Esq.	80 0 0
Culley, Matthew Tewart, Esq.	159 0 0
Davidson, John, and Christian, his Wife	200 0 0
Foreman, Sarah, Trustees of Will of	560 0 0
Forster, William, Esq.	800 0 0
Good, Thomas Sword, Esq.	500 0 0
Grey, James, Esq.	80 0 0
Knight, Margaret, Miss	240 0 0
Lamb, Oliver	100 0 0
White, Mrs. Mary, Trustees of	150 0 0
	4,049 0 0

SCHEDULE No. 3.

Name of Creditor.	Amount of Principal.
	£ s. d.
Lowrey, William, Executors of (No Interest to be paid on this Debt.)	293 9 2

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