ANNO SEXTO

GULIELMI IV. REGIS.

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diverge again from the said Highway called *Hollington Lane*, at or near a Cottage called *Yew-tree Cottage*, in a direct Line to the said Point of Junction; also to diverge from the said Highway leading to *Hastings* near *Cuckoo Hill* in the Parish of *Saint Mary Magdalen* in the Town and Port of *Hastings* in the said County of *Sussex*; but the same cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all His Majesty's Justices of the Peace for the Time being acting for the County of *Sussex*, together with Sir *William Ashburnham* Baronet, the Honourable *Percy Ashburnham*, the Honourable *Charles Ashburnham*, the Reverend *John Ashburnham*, the Venerable *Thomas Birch* Doctor of Civil Law, *John Bishop*, *William Bishop*, *James Burton* the elder, *Septimus Burton*, *John Cruttenden*, *William Duke*, Sir *Howard Elphinstone* Baronet, the Reverend *Thomas Ferris*, *Thomas Gorring*, the Reverend *Joseph Gould*, the Reverend *John Burrell Hayley*, the Reverend Sir *Charles Hardinge* Baronet, *James Hilder*, *John Langford*, *Charles Laurence*, *John Odiarne Luxford*, the Reverend *John Reed Munn*, the Reverend *William Margesson*, *Richard Palliser*, *John Cressett Pelham*, the Reverend *John Pratt*, *Thomas Perigoe*, the Reverend *Henry John Rush*, *John Smith*, *Benjamin Smith*, the Reverend *George Stonestreet Griffin Stonestreet*, *Charles Robert Sperling*, *William Thorpe*, the Reverend *Hugh Totty* Doctor of Divinity, *Thomas Frewen Turner*, the Reverend *Richard Wetherell*, *Robert Watts*, the Reverend *Jacob George Wrench* Doctor of Civil Law, and *John Wilkins Williamson*, and their Successors, being duly qualified according to the Laws now in force respecting Trustees of Turnpike Roads in *England*, shall be, and they, and their Successors to be duly elected in the Manner directed by the Laws now in force respecting Trustees of Turnpike Roads in *England*, are hereby appointed Trustees for making and maintaining a Turnpike Road according to a Line described on the Map or Plan herein-after mentioned, such Road to commence at or near the Side Bar Gate at the Entrance of *Hollington Lane* near *Beauport* in the Parish of *Hollington* in the County of *Sussex*, and to pass from thence to the Point of Junction of the *Hastings*, *Saint Leonard*'s, and *Hollington* Roads in *Hollington Lane* in the Parish of *Saint Leonard*'s in the said County, and from thence to *Chapel Green* in the Parish of *Saint Mary Magdalen* within the Liberty of the Town and Port of *Hastings* in the said County, and from thence by or near *Cuckoo Hill* to the Priory near *Priory Farm* in the Parish of the *Holy Trinity* within the Liberty of the said Town and Port and in the County aforesaid, such Roads passing through or into the Parishes of *Hollington* and *Saint Leonard*'s aforesaid in the said County, and the Parishes of *Saint Mary Magdalen*, the *Holy Trinity*, *Saint Michael*, and *Saint Leonard*'s, within the Liberty of the said Town and Port of *Hastings* in the said County, and to be called the *Hollington* and *Hastings* Turnpike Road, and for otherwise putting the several Acts for regulating Turnpike Roads and this Act into execution.

Trustees.

Power to appoint additional Trustees

II. And be it further enacted, That it shall be lawful for the said Trustees at any of their Meetings to elect and appoint any Number of Persons, not exceeding Three 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, shall have the like Powers and Authorities for executing this Act as if they had been herein named.

Meeting of Trustees.

III. And be it further enacted, That the First Meeting of the Trustees for executing this Act shall be held at the *George* Inn in *Battel* in the County of *Sussex*, or at some other convenient House or Place in the Neighbourhood of the said Road, on the Third *Thursday* next after the passing of this Act, or as soon after as conveniently may be, between the Hours of Ten of the Clock in the Forenoon and Three of the Clock in the Afternoon; and the said Trustees shall then and there proceed to carry this Act into execution, and shall then and from Time to Time afterwards adjourn to and meet at such Time and Place on the Line or in the Neighbourhood of the said intended Roads as they shall think proper.

Power to set out and make the Roads.

IV. And be it further enacted, That it shall be lawful for the said Trustees and they are hereby authorized and empowered to set out, make, and complete the said Roads herein-before mentioned and described of such Width as they may think proper, not exceeding the Width of Sixty Feet, together with such Footpaths, Arches, Bridges, Banks, Embankments, Ditches, Drains, Fences, and other necessary Works adjoining thereto as they may think requisite, such Bridges, Arches, or other Works over the Rivers, Brooks, Drains, and low Grounds being to be made and maintained of such Size and Capacity as shall be sufficient at all Times to take and pass off the Water freely from and out of the said Rivers, Brooks, Drains, and low Grounds, and for the Purposes aforesaid to take possession of the Houses, Buildings, Lands, Plantations, Orchards, and Gardens mentioned and set forth in the Schedule to this Act annexed, and set out and described in the Map or Plan and Book of Reference herein-after mentioned, tendering or making Satisfaction for the same to the Owners thereof and other Persons interested therein, or for the Damage which such Owners or other Persons may respectively sustain thereby; and it shall be lawful for such Trustees, and for their Surveyor and Workmen, from Time to Time to enter upon the said several Lands, and to stake out the same, for the Purposes of this Act, at such Time or Times and in such Manner as the said Trustees, or their Surveyor or Surveyors, under their Direction, shall think necessary or expedient, without such Trustees, Surveyor, or Workmen being deemed Trespassers or a Trespasser, or being subject or liable to any Fine, Penalty, or Punishment, for or by reason of such Entry; and if any Person shall displace, remove, take away, or destroy any Stake or Stakes used in such staking as aforesaid, or any Works used for that Purpose, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Plans, &c. to remain with the Clerk of the Peace, and be open toInspection.

V. And whereas a Map or Plan, describing the said intended Roads, and the Lands upon, in, over, or through which the same respectively are intended to be carried, together with a Book of Reference thereto, containing the Names of the Owners and Occupiers of such Lands, have been deposited in the Office of the Clerk of the Peace for the County of *Sussex*; be it therefore enacted, That the said Map or Plan and Book of Reference shall remain in the Custody of the Clerk of the Peace of the said

said County for the Time being, to the end that all Persons may, at all seasonable Times, have Liberty to inspect the same, and to take Copies thereof or Extracts therefrom, paying to such Clerk of the Peace the Sum of Five Shillings for every such Inspection, and at the Rate of Eightpence for every One hundred Words of such Copies or Extracts; and the said Map or Plan and Book of Reference, or either of them, or any Copy thereof respectively or of any Part thereof respectively certified by such Clerk of the Peace to be a Copy thereof, shall be good Evidence in all Courts of Law and Equity.

Trustees not to deviate more than One hundred Yards from the Plan, without Consent.

VI. And be it further enacted, That the said Trustees in making the said Roads by this Act authorized to be made shall have full Power and Authority to deviate from the Lines delineated on the Map or Plan so deposited with the Clerk of the Peace as herein-before mentioned: Provided always, that no such Deviation shall extend to a greater Distance than One hundred Yards from the Lines so delineated upon the said Map or Plan, without the Consent in Writing of the Party or Parties upon, in, over, or through whose Lands such Deviation beyond the said Distance of One hundred Yards shall be proposed to be made.

Houses, &c. not to be taken without Consent, except those mentioned in the Schedule.

VII. Provided always, and be it further enacted, That the Powers and Authorities by this Act granted for making the said Roads shall not authorize the said Trustees to pull down, or to take, use, or injure any Dwelling House or other Building, or to take, use, or injure any 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, (except such as are mentioned in the Schedule to this Act annexed,) without the Consent in Writing of the Owners or Proprietors thereof, or other Persons interested therein, first obtained.

Lands marked in the Plan may be used, although erroneously described in the Book of Reference.

VIII. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to make the said Roads, Bridges, and other Works through, across, or over the Lands of any Person who is or may be Owner of the Lands through or over which the same are respectively set out and described in the said Map or Plan and Book of Reference, although such Lands or the Name of such Person may be erroneously described, omitted, or mis-stated in the said Map or Plan and Book of Reference, provided it shall appear to any Two or more Justices of the Peace for the County in which the Lands shall be situate, in case of Dispute about the same, and be certified in Writing under their Hands, that such Omission or Mis-statement happened by Mistake.

Lands to be purchased in Two Years.

IX. Provided also, and be it further enacted, That if the said Trustees shall not within the Space of Two Years (to be computed from the passing of this Act) agree for and cause to be valued and paid for the whole of the Lands comprised in the Schedule to be purchased for the Purposes of this Act, it shall not thereafter be lawful for the said Trustees to take or use any such Lands then not purchased by them as aforesaid, without the Consent in Writing of the Owners thereof first had and obtained.

X. And

Trustees may erect Toll Gates.

X. And be it further enacted, That it shall be lawful for the said Trustees and they are hereby authorized to erect and set up or cause to be erected and set up such and so many Turnpikes, Toll Gates, Toll Bars, or Chains in, upon, or across the said Roads by this Act authorized to be made and maintained, or in, upon, or across any Part thereof, or upon the Sides thereof, as they shall think proper, and from Time to Time to remove, take away, or alter the Situation of any of them, and to erect another in the Room or Stead thereof, or to discontinue any of them, and also to erect and provide so many Toll Houses, with suitable Outhouses and other Conveniences, and to take in and inclose from the Side of the said Roads or from the Lands adjoining the same suitable Garden Spots for the same respectively (not exceeding One Eighth Part of a Statute Acre to each Toll House), and to erect and set up so many Weighing Machines at or near each and every or any of such Toll Houses as to the said Trustees shall seem proper or expedient.

Power to take Tolls.

XI. And be it further enacted, That it shall be lawful for the said Trustees, or any Collectors, or any other Persons acting under the Authority of the said Trustees, to demand and take at each and every of the said Turnpikes, Toll Gates, Toll Bars, and Chains which shall be erected or set up by the Authority of the said Trustees in or upon or across the said Roads or any Part thereof, or upon the Side thereof, on each and every Day, such Day to be computed from Twelve of the Clock in one Night to Twelve of the Clock on the next succeeding Night, the several respective Tolls following; that is to say,

Tolls.

For every Horse or other Beast drawing any Coach, Berlin, Landau, Chariot, Calash, Hearse, Caravan, Chaise, or other Pleasure Carriage, the Sum of Sixpence:

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage (except as herein-after mentioned), having the Soles or Bottoms of the Fellies of the Wheels of the Breadth or Gauge of Six Inches or upwards, the Sum of Three-pence:

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage having the Soles or Bottoms of the Fellies of the Wheels of a less Breadth or Gauge than Six Inches, the Sum of Four-pence Halfpenny:

For every Horse, laden or unladen, and not drawing, the Sum of Two-pence:

For every Mule or Ass, laden or unladen, and not drawing, the Sum of One Penny:

For every Drove of Oxen or Neat Cattle the Sum of Ten-pence *per* Score, and so in proportion for any less Number:

For every Drove of Hogs, Sheep, or Lambs, the Sum of Five-pence *per* Score, and so in proportion for any less Number:

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage at any Time between the First Day of *November* and the Twenty-fourth Day of *March* (both inclusive), laden with Wood or Hop Poles, sold or for Sale, or with Timber, Stone, Bricks, Tiles, Sea Coal, or Iron, Double the respective Tolls herein-before directed to be demanded or taken for Horses or other Beasts drawing such like Carriage; provided that such Double Tolls shall not be taken on account of any small Quantities of the Articles aforesaid not exceeding Three hundred Pounds Weight:

For every Horse or other Beast drawing any Carriage laden with Fish only, the Sum of One Penny, and the same Toll on returning with such Carriage empty on another Day:

For every Horse or other Beast drawing any Carriage having the Soles or Bottoms of the Fellies of the Wheels thereof of the Breadth or Gauge of Six Inches or upwards, between the Twenty-fifth Day of *March* and the Thirty-first Day of *October* (both inclusive) in every Year, laden with Wood or Hop Poles, sold or for Sale, Chalk, Lime, Limestone, or Rags, the Sum of One Penny Halfpenny:

For every Coach, Waggon, Vehicle, or other Carriage, of whatever Description, propelled or drawn wholly or in part by Steam, Gas, or any such like Means, or by Machinery, or otherwise than by Animal Power, the Sum of Five Shillings:

And for every Dog, Goat, or other such like Animal drawing any low Cart, Truck, or other Carriage, there shall be paid the Sum of One Penny:

Which said respective Tolls or Sums of Money shall be demanded and taken before any Horse, Mule, Ass, or other Beast or Cattle, or Carriage whatsoever, shall be permitted to pass through such Toll Gate or Turnpike, or Side Gate or Side Bar or Chain, which shall be erected or placed by virtue of this Act in, upon, or across the said Road, or on the Sides thereof, or any Part thereof, and which said respective Tolls or Sums of Money shall be and are hereby vested in the said Trustees, and shall be applied for the Purposes of this Act in manner herein-after directed.

Tolls vested in the Trustees.

Fractional Part of a Halfpenny in Tolls.

XII. Provided always, and be it further enacted, That in all Cases where there shall be a fractional Part of a Halfpenny in the Calculation or Amount of the Tolls hereby granted or authorized to be collected, or any of them, the full Sum of One Halfpenny shall be demanded and taken in lieu of such fractional Part.

Tolls to be taken but once a Day.

XIII. And be it further enacted, That if the full Toll hereby authorized to be taken shall have been paid for and in respect of any Horse, Beast, Cattle, or Carriage passing through any of the Turnpikes, Toll Gates, Toll Bars, or Chains maintained and supported by virtue of this Act, such Horse, Beast, Cattle, or Carriage (except as herein-after provided) shall be permitted to pass Toll-free through such Turnpike, Toll Gate, Toll Bar, or Chain at any Time or Times during the same Day, such Day to be computed as aforesaid, any thing herein contained to the contrary thereof in anywise notwithstanding.

Stage Coaches, &c. to pay each Time of passing.

XIV. Provided always, and be it further enacted, That for and in respect of all Horses or other Beasts drawing any Stage Coach or other Stage Carriage carrying or conveying Passengers or Goods for Pay, Hire, or Reward, and which shall return on the same Day (to be computed as aforesaid) through the same Turnpike, Toll Gate, Toll Bar, or Chain, the Tolls hereby made payable shall be paid for every Time of passing and repassing through such Turnpike, Toll Gate, Toll Bar, or Chain.

Post Chaises to pay each Time of passing.

XV. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for every Horse or other Beast let out to Hire, and

and drawing any Post Chaise or other Carriage, for each Time of passing or repassing along the said Roads, whenever any fresh Hiring thereof shall take place.

Steam Carriages to pay every Time of passing and repassing.

XVI. Provided always, and be it further enacted, That the Tolls hereby made payable for and in respect of any Carriage propelled or moved by Steam, Gas, or by Machinery, or any such like Means, or otherwise than by Animal Power, shall be paid every Time of the passing and repassing of such Carriage along the said Road.

Horses, &c. returning through Toll Gates with different Carriages not to be exempted from Payment of Toll.

XVII. And be it further enacted, That no Horse, Mule, Ass, or other Cattle in respect of which the Toll chargeable by this Act upon any Horse, Mule, Ass, or other Cattle drawing any Waggon, Wain, Cart, Tumbril, or other Carriage of the like Description, shall have been paid, shall be entitled to Exemption from the Payment of further Toll on repassing on the same Day through any of the said Turnpikes, Toll Gates, Toll Bars, or Chains, if drawing at the Time any Waggon, Wain, Cart, Tumbril, or other Carriage of the like Description different from that which was drawn by such Horse, Mule, Ass, or other Cattle, when such Toll was previously paid, but in every such Case Toll shall be demanded and payable in respect of every such Horse, Mule, Ass, or other Cattle, as if no Toll had been previously paid on that Day.

Limiting the Number of Tolls to be taken.

XVIII. Provided always, and be it further enacted, That nothing herein contained shall extend or be deemed or construed to extend to empower the said Trustees, or any Collector or Collectors to be by them appointed for that Purpose, to demand or take more than Two full Tolls for passing over the whole Line of Road.

Tolls not to be laid out in repairing Streets.

XIX. Provided always, and be it further enacted, That it shall not be lawful for the said Trustees to apply any of the Tolls authorized by this Act to be taken, nor any of the Monies raised by virtue of this Act, in or towards the repairing or improving of any Street through or into which the said Roads shall pass.

No Railway to cross the Road on a Level.

XX. And be it further enacted, That no Railway or Tramroad used by any Engine or Carriage impelled or moved by Steam, Gas, or Machinery shall cross the said Turnpike Road upon a Level, but shall be carried over the same, or the said Road shall be carried over the said Railway, by means of a Bridge.

Trustees, &c. declared not incompetent Witnesses in Actions, &c. 3 G. 4. c. 126.

XXI. And whereas by an Act passed in the Third Year of the Reign of His 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, it is enacted, that the Trustees and Commissioners of Turnpike Roads may sue and be sued in the Name or Names of any such Trustees or Commissioners, or of their Clerk or Clerks for the Time being: And whereas Doubts have arisen whether such Trustees, Commissioners, or Clerks are competent to give Evidence in any Action or Suit in which they may be Plaintiffs or Defendants, and it is expedient that such Doubts should be removed; be it therefore enacted, That no Trustee or Clerk acting under the Authority of the said recited Acts or of this Act shall be deemed incompetent to give Evidence or shall be disqualified from giving Evidence in any such Action

Action or Suit by reason of any such Trustee, Commissioner, or Clerk being the nominal Plaintiff or Defendant in such Action or Suit.

The Freehold and Inheritance of Lands to remain and be vested in the Persons of whom they are purchased.

XXII. And be it further enacted, That in case any Land shall be purchased by the said Trustees for the Purposes of this Act, the Freehold and Inheritance of and in the Lands so purchased shall not by means of any such Purchase, or any Conveyance made in pursuance thereof, be vested in the said Trustees, but the Freehold Inheritance of and in the Lands so purchased shall, notwithstanding such Purchase and Conveyance, remain and be vested in the Person or Persons in whom the same were vested immediately prior to such Purchase by the said Trustees; and the said Trustees shall, by means of such Purchase and Conveyance, or either of them, be entitled to a perpetual Right of Way in or upon the Lands purchased by them.

The Right of Way to cease when Lands are not wanted.

XXIII. Provided also, and be it further enacted, That if at any Time any Land purchased by the said Trustees for the Purposes of the said Road mentioned in this Act, or any of them, shall not be wanted for the same, then and in such Case the Right of Way in or upon the said Lands vested in the said Trustees shall cease, determine, and be extinguished, and the Freehold and Inheritance of the said Lands shall be and remain in the Person or Persons then entitled to the same, free and discharged of and from such Right of Way.

The Trustees to have the same Power of cutting the Lands taken by them as if they had purchased the Fee Simple.

XXIV. Provided always, and be it further enacted, That the said Trustees shall have such and the same Power and Authority of cutting and digging the Lands taken by them for the Purposes of this Act, and of erecting Toll Houses thereon, and otherwise using the same, as fully and effectually to all Intents and Purposes as the said Trustees would have had in case they had purchased the Fee Simple of the said Lands under and by virtue of the Powers contained in any of the Acts now in force for regulating Turnpike Roads in *England*, any thing herein contained to the contrary in anywise notwithstanding.

The Trustees to have Power of stopping up or diverting unnecessary Highways, &c. after Notice of Order.

XXV. And whereas, when the Turnpike Road hereby authorized to be made is completed, some Parts of the Highways described in the Map or Plan before mentioned, and of the Footpaths leading into or out of the same, will become useless, and other Parts of the said Highways and Footpaths will, for the Convenience of the Public, require to be diverted into the said Turnpike Road or otherwise; be it therefore enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, at any Meeting or Meetings to be held under this Act after the making of the said Road, by Writing under their Hands and Seals to order and direct that such Parts of the said Highways and Footpaths, or any of them, as they shall deem expedient, shall be diverted, and that such Part or Parts thereof as they shall deem useless and unnecessary shall be stopped up and discontinued at the End of Four Calendar Months next after the Date of such Order; and from and after the Expiration of such Four Calendar Months it shall not be lawful for any Person or Persons whomsoever afterwards to use the said Highways or Footpaths, or such Part or Parts thereof as shall be so stopped up and discontinued as aforesaid,

said, but the same shall thenceforth cease to be Common Highways or a Common Highway, Common Footpaths or a Common Footpath, to all Intents and Purposes whatsoever: Provided always, that Notice in Writing of such Order having been made as aforesaid shall be affixed on some conspicuous Place by the Side of the Highways or Footpaths so ordered to be diverted, stopped up, and discontinued as aforesaid, and also upon the principal Door of the Church or Chapel (if any) belonging to the Parish or Parishes within which such Highways or Footpaths shall be situate, immediately before Divine Service upon Three successive *Sundays* next after the making of such Order, and shall also be inserted twice in some public Newspaper usually circulated in the said County of *Sussex*, for the Purpose of enabling any Person or Persons who may be aggrieved by the said Order to make his, her, or their Appeal against the same as herein-after provided; nor shall any such Highway or Footpath be stopped up or discontinued in case any such Person or Persons shall make any such Appeal within Four Calendar Months next after the making of such Order until the Determination of such Appeal.

Appeal may be made against the Order within Four Months.

XXVI. And be it further enacted, That it shall be lawful for any Person or Persons who may be aggrieved by the making of any Order hereby authorized for diverting, stopping up, and discontinuing the said old Highways or Footpaths, or any or either of them, to appeal against the same at any General or Quarter Sessions of the Peace for the Eastern Division of the said County of *Sussex* which shall be held within the Space of Four Calendar Months next after the making of the said Order, upon giving a Notice in Writing of such Appeal, to be signed by such Appellant or Appellants, to the Clerk of the said Trustees for the Time being, or by leaving the same at the usual Place of Abode of such Clerk, at least Twenty-one Days before such General or Quarter Sessions of the Peace; and the Justices assembled at such General or Quarter Sessions, upon Proof of such Notice of Appeal having been duly given as aforesaid, are hereby authorized and required to hear and determine the said Appeal, and upon the Quashing or Confirmation of the said Order to award and adjudge that the Party against whom such Appeal shall be determined shall pay such Costs as the said Justices shall appoint; and the said Appeal, having been so heard and determined, shall be final and conclusive to all Intents and Purposes whatsoever; and no Order against which any such Appeal shall be made as aforesaid shall be quashed for Want of Form only: Provided also, that in case no Appeal shall be made within the Time aforesaid, the said Order or Orders shall be final and conclusive on all Persons whomsoever.

If no Appeal, the Order to be final.

Satisfaction to be made to the Owners of Land through which such Diversions are made.

XXVII. And be it further enacted, That Satisfaction shall be made to the Owner or Owners of the Land or Ground through which any such Diversion of the said Highways or Footpaths respectively shall pass, such Satisfaction to be made by the said Trustees in the Manner directed by the Laws now in force for regulating Turnpike Roads in *England*; and all Monies expended in diverting or stopping up the said Highways and Footpaths shall be paid out of the Monies received by virtue of this Act.

As to Highways stopped up.

XXVIII. And be it further enacted, That such Parts of the said Highways or Footpaths as shall be ordered to be stopped up or discontinued shall revert to and become the Property of the Owner or Owners of the adjoining Lands.

Sinking Fund.

XXIX. And be it further enacted, That from and after the First Day of *January* One thousand eight hundred and thirty-eight such annual Sum as the said Trustees shall think proper (such Sum not being less than Fifty Pounds) shall from thenceforth be charged on and during the Continuance of this Act be appropriated and paid out of the Tolls and Dues to arise at the several Gates on the said Road, in order to form a Sinking Fund for the gradual Payment of all the Principal Sum or Sums to be borrowed on Mortgage of the Tolls; and that as often as the said Trustees shall think proper the said Sinking Fund shall be applied in the Payment of an equal Amount of the said Principal Money due or owing on the Credit or Security of the said Tolls hereby charged with the Payment of such annual Sum rateably or by Lot among the Creditors, as the said Trustees shall think proper.

Application of Monies.

XXX. And be it further enacted, That all the Monies which shall be received or which shall arise or be produced by virtue of this Act shall be applied in the Order and Manner following; that is to say, in the first place, in payment of all the Expences which shall have been incurred in applying for and obtaining and passing this Act; in the second place, in making the Road by this Act directed to be made, and in erecting Turnpikes, Toll Gates, Side Gates, and Toll Houses, with suitable Outbuildings, upon, across, and by the Side of the said Road; and, in the third place, in paying the Interest which shall from Time to Time become due in respect of every Sum of Money which shall be borrowed or taken up at Interest on Security of the Tolls hereby granted; in the fourth place, in paying the annual Sum for forming such Sinking Fund as is herein-before directed; and, in the last place, in defraying the Expences of erecting and keeping in repair the Toll Gates, Toll Bars, Weighing Engines, Toll Houses, and other Buildings, and of widening, repairing, improving, and preserving the Roads by this Act directed to be made or kept in repair as aforesaid, and of erecting and making necessary and convenient Bridges and other Works upon the same.

Rule for the Construction of certain Expressions in the Act.

XXXI. And be it further enacted, That wherever in this Act any Word shall be used importing the Singular Number or the Masculine Gender only, such Word shall be construed to include several Matters as well as one Matter, several Persons as well as one Person, and Females as well as Males; and where the Word "Corporation" shall be used, the same shall be construed to mean any Body Politic, Corporate, or Collegiate, Civil or Ecclesiastical, Aggregate or Sole; and where the Word "Lands" shall be used, the same shall be construed to include Tenements and Hereditaments; unless in any of the Cases aforesaid it be otherwise specially provided, or there be something in the Subject or Context repugnant to such Construction.

Term of the Act.

XXXII. And be it further enacted, That this Act shall commence and take effect upon the passing thereof, and shall thenceforth continue and be

be in force and be executed for and during the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

XXXIII. 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. Public Act.

The

The SCHEDULE to which the foregoing Act refers.

No. on Plan.	Description of Property.	Owners or reputed Owners.	Occupiers.	Parish.
1	Pasture - -	Sir Charles Montolieu Lamb, Baronet.	Himself - -	Hollington.
2	Plantation, Pastures, and Stone Quarry.	Ditto - -	Ditto - -	Ditto.
3	Wood - -	Ditto - -	Ditto - -	Ditto.
4	Wood and Stone Pits	Ditto - -	Ditto - -	Ditto.
5	Wood - -	John Cressett Pelham, Esquire.	Himself - -	Ditto.
6	Ditto and Road -	Frederick Bowman, Esquire.	Richard Maplesden -	Ditto.
7	Arable - -	Ditto - -	Ditto - -	Ditto.
8	Pasture and Arable -	Thomas Starr - -	Himself - -	Ditto.
9	Hop Garden - -	Sir Charles Montolieu Lamb, Baronet.	Himself - -	Ditto.
10	Arable - -	Ditto - -	Ditto - -	Ditto.
11	Ditto - -	Frederick Bowman, Esquire.	Richard Maplesden -	Ditto.
12	Two Pieces of Pasture	Thomas Starr - -	Himself - -	Ditto.
13	Pasture - -	Frederick Bowman, Esquire.	Richard Maplesden -	Ditto.
14	Ditto - -	Ditto - -	Ditto - -	Ditto.
15	Ditto - -	Richard Cossom -	George Lambert -	Ditto.
16	Garden - -	Ditto - -	Ditto - -	Ditto.
17	Pasture - -	Ditto - -	Ditto - -	Ditto.
18	House, Garden, Yards, and Buildings.	Ditto - -	Ditto - -	Ditto.
19	Garden - -	Ditto - -	Ditto - -	Ditto.
20	Arable - -	Sarah Milward - -	James Oliver - -	Ditto.
21	Pasture, Lodges, and Premises.	Thomas Starr - -	Himself - -	Ditto.
22	House, Gardens, Yards, and Buildings.	Sir Charles Montolieu Lamb, Baronet.	William Britt - -	Ditto.
23	Arable - -	Sarah Milward - -	James Oliver - -	Ditto.
24	Pasture - -	Ditto - -	Thomas Starr -	Ditto.
25	Pasture - -	Ditto - -	James Oliver - -	Ditto.
26	House, Garden, Yards, and Buildings.	William King - -	Edwin Mose - -	Ditto.
27	Pasture - -	William Farncomb -	Edward Farncomb -	Ditto.
28	Ditto - -	Thomas Starr - -	Himself - -	Ditto.
29	Houses, Gardens, Yards, and Buildings.	William Farncomb -	William Streeter and Ann Child.	Ditto.
30	Arable - -	Sarah Milward - -	James Oliver - -	Ditto.
31	Garden - -	Ditto - -	William Streeter -	Ditto.
32	Arable - -	Ditto - -	James Oliver - -	Ditto.
33	Arable - -	Ditto - -	Ditto - -	Ditto.
34	Hop Garden and Shaw	William Farncomb -	Edward Farncomb -	Ditto.
35	Barn, Oast, Buildings, Yard, and Premises.	Ditto - -	Ditto - -	Ditto.
36	Road and Shaw -	Ditto - -	Ditto - -	Ditto.
37	Hop Garden - -	Ditto - -	Ditto - -	Ditto.

No. on Plan.	Description of Property.	Owners or reputed Owners.	Occupiers.	Parish.
38	Highway - -	The Surveyors of the Parish.	- - -	Hollington.
39	Garden - -	John Powell - -	William Shoesmith -	Ditto.
	Garden - -	The Churchwardens and Overseers.	James Standen -	Ditto.
40	House, Garden, Yards, and Buildings.	Ditto - -	Ditto - -	Ditto.
41	House, Garden, Yards, and Buildings.	Ditto - -	Themselves - -	Ditto.
42	Pasture - -	James Buckland -	Himself - -	Ditto.
43	Hop Garden - -	Ditto - -	Ditto - -	Ditto.
	Ditto and Arable -	Ditto - -	Ditto - -	Ditto.
44	Houses, Gardens, Yards, and Buildings.	Thomas Standen -	Alexander Turner and James Lambert.	Ditto.
45	Arable - -	William Farncomb -	Edward Farncomb -	Ditto.
46	Garden - -	Henry Humphrey Jackson, Esquire.	Alexander Turner and James Lambert.	Ditto.
47	Pasture - -	William Farncomb -	Edward Farncomb -	Ditto.
48	Arable - -	James Buckland -	Himself - -	Ditto.
49	House, Gardens, Yards, and Buildings.	The Churchwardens and Overseers.	Benjamin Foster -	Ditto.
50	Part of a Garden, Cottage, and Premises.	Henry Humphrey Jackson, Esquire.	Henry Britt - -	Hollington and St. Leonard's.
51	Pasture - -	Sarah Milward - -	James Oliver -	Hollington.
52	Ditto - -	Sir John Godfrey Thomas, Baronet, and Michael Clayton, Esquire.	Charles Deudney and Robert Deudney.	Hollington and St. Leonard's.
53	Wood - -	Ditto - -	Ditto - -	St. Leonard's.
54	Arable - -	Ditto - -	Ditto - -	Ditto.
55	Wood - -	Ditto - -	Ditto - -	Ditto.
56	Arable - -	Ditto - -	Ditto - -	Ditto.
57	Wood - -	Ditto - -	Ditto - -	Ditto.
58	Arable - -	Ditto - -	Ditto - -	Ditto.
59	Wood and Waste Ground now inclosed.	Ditto - -	Themselves - -	Ditto.
60	Pasture - -	Sarah Wimsett - -	Richard Lamb -	Ditto.
61	Arable - -	Sir John Godfrey Thomas, Baronet, and Michael Clayton, Esquire.	Charles Deudney and Robert Deudney.	Ditto.
62	Garden - -	George Scrivens -	John Cossum -	Ditto.
63	Ditto - -	Robert Deudney and William Pain.	Ditto - -	Ditto.
64	Ditto - -	George Scrivens and Joseph Dix.	John Pilbeam and Joseph Dix.	St. Mary Magdalen.
65	Building, Garden, and Premises.	Joseph Dix - -	Himself - -	Ditto.
66	Houses, Gardens, Yards, and Buildings.	George Scrivens -	Edward Dury, Edward Coot, and Thomas Standen.	Saint Mary Magdalen and St. Leonard's.
67	Road - -	Sir John Godfrey Thomas, Baronet, and Michael Clayton, Esquire.	- - -	Ditto.
68	Houses, Gardens, Yards, and Buildings.	George Scrivens -	Robert Avann, John Cossum, and John Pilbeam.	St. Mary Magdalen.
69	House, Garden, Yards, and Buildings.	Ditto - -	William Pain -	Ditto.
70	Garden and Ground -	Ditto - -	Himself - -	Ditto.
	Houses, Yards, Gardens, and Premises.	Henry Sandhurst and William Elphick.	Themselves - -	Ditto.

No. on Plan.	Description of Property.	Owners or reputed Owners.	Occupiers.	Parish.
71	Arable - -	The Corporation of Hastings.	William Ransom and William Ridley.	St. Mary Magdalen.
72	Ditto - -	Ditto - -	Ditto - -	Ditto.
73	Ditto - -	Ditto - -	Ditto - -	Ditto.
74	Ditto - -	Wastel Brisco, Esquire	Himself - -	Ditto.
75	Ditto and Plantation	Ditto - -	Ditto - -	Ditto.
76	Pasture, Yards, Barn, and Buildings.	The Corporation of Hastings.	William Ransom and William Ridley.	Ditto.
77	Pasture - -	Ditto - -	Ditto - -	Ditto.
78	House, Garden, Yards, and Buildings.	Wastel Brisco, Esquire	Thomas Griffin -	Ditto.
79	Houses, Gardens, Yards, and Buildings.	John Wyborn and Mary Weller.	John Wyborn junior and Henry Weller.	Ditto.
80	Houses, Gardens, Yards, Buildings, and Plantations.	Wastel Brisco, Esquire	John Wyborn and Wastel Brisco, Esquire.	Ditto.
81	House, Yard, Garden, and Buildings.	William Wyborn -	Himself - -	Ditto.
82	Pasture - -	Wastel Brisco, Esquire	Himself - -	Ditto.
83	Pasture, Pond, and Road.	Sir John Godfrey Thomas, Baronet, Michael Clayton, Esquire, the Reverend John Jones.	Themselves - -	Ditto.
84	House, Garden, Yards, and Buildings, and Pond.	Waste. Brisco, Esquire	Stephen Bourner and Wastel Brisco, Esquire.	Ditto.
85	Barns, Lodges, Yards, and Buildings.	Ditto - -	Himself - -	Ditto.
86	Arable - -	Ditto - -	Ditto - -	Ditto.
87	Ditto - -	Ditto - -	Ditto - -	Ditto.
88	Pasture - -	Ditto - -	Ditto - -	Ditto.
89	Ditto - -	Ditto - -	Ditto - -	St. Michael.
90	Ditto - -	Ditto - -	Elizabeth Forster -	The Holy Trinity.
91	House, Garden, Yards, and Buildings.	The Earl of Cornwallis and Sarah Milward.	Themselves - -	St. Michael.
92	Pasture and Road -	George Clark Jones, Jonathan Reeds, William Furner Ditch, George Ditch.	- - -	St. Mary Magdalen.
93	Highway - -	The Surveyors of the Parish.	Elizabeth Forster -	The Holy Trinity.
97	Pasture - -	The Earl of Cornwallis and Sarah Milward.	- -	St. Leonard's.
98	Road - -	The Surveyors of the Parish.		

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