ANNO QUINQUAGESIMO

GEORGII III. REGIS.

Cap. 136.

An Act for making and maintaining a Road from a Place called *Yſtrad*, in the Pariſh of *Lanfabon*, in the County of *Glamorgan*, to *Pontymoil*, near the Town of *Pontypool*, in the County of *Monmouth*, with a collateral Branch to join the *Newport* Turnpike Road at *Riſca*, in the County of *Monmouth*; and for building a Bridge at or near *Yſtrad* aforeſaid, and another Bridge near *Penllwyn*, in the County of *Monmouth*. [24th *May* 1810.]

WHEREAS the Road leading from a certain Place called *Yſtrad*, in the Pariſh of *Lanfabon*, in the County of *Glamorgan*, to a Place called *Pontymoil*, near the Town of *Pontypool*, in the County of *Monmouth*; and the Collateral Branch of Road therefrom to join the *Newport* Turnpike Road at *Riſca*, in the ſaid County of *Monmouth*, through the ſeveral Pariſhes of *Lanfabon* and *Gellygare*, in the ſaid County of *Glamorgan*, and *Bedwas*, *Monythuſloin*, *Panteague*, *Trevethin* and *Riſca*, in the ſaid County of *Monmouth*, are very much out of Repair, and in many Parts thereof narrow, circuitous, and inconvenient to Travellers and Carriages, and the ſame cannot be effectually amended, widened, diverted, altered, repaired and kept in Repair by the ordinary Courſe of Law; And whereas if the ſaid Road and Collateral Branch thereof, were amended, widened, diverted, and repaired, and the

Courſe thereof in ſome Places varied and altered; and if a Bridge were erected and built near *Yſtrad* aforeſaid, over and acroſs the River *Rumney*, to the oppoſite Side in the ſaid Pariſh of *Bedwas*; and another Bridge over the River *Sirhowy*, near *Penllwyn*, in the ſaid County of *Monmouth*, it would be of great Advantage, and attended with much Convenience to the Owners of Eſtates, and other Inhabitants near the ſame, and would be of great public Utility: But the ſaid ſeveral Purpoſes 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 Sir *Charles Morgan* Baronet, Sir *Robert Saluſbury* Baronet, *Capel Leigh*, *John Jones*, *Benjamin Hall* Doctor of Divinity, *Benjamin Hall*, *Richard Crawſhay*, *Watkin George*, *Robert Smith*, *John Hodder Moggridge*, *Richard Perkins* the younger, *William Vaughan*, *John Llewellin*, *Thomas Thomas*, *John Goodrich*, *John Bruce Bruce*, *William Bruce Knight* Clerk, *Wyndham Lewis*, *Rowland Williams*, *Cann Wilkins*, *Howell Williams* Clerk, *Daniel Williams*, *William Davies*, *Edward Jones*, *Thomas Edwards*, *Richard Brantbwaite*, *Robert Jones*, *James Thomas*, *William Morgan*, *George Thomas*, *Bartlett Goodrich*, *Evan Jacob*, *William Goodrich*, *John Thomas*, *Edmund Williams* of Maeſyruddid, *Henry Daniel Simon*, *Matthew Adean*, *Joſeph Auſtin*, *James Arthur*, *George Buckle*, *John Buckle*, *John Bowſher*, *Daniel Baker*, *Robert Thompſon*, *Charles Bragge*, *Robert Boy*, *Nicholas Blannin*, *John Brewer*, *Andrew Edwards Butler*, *Nathaniel Beadles*, *William Baghott* the younger, *Edward Blewitt*, *Edward Francis Blewitt*, *Reginald James Blewitt*, *John Brewer* the younger, *William Brewer*, *William Brewer* the younger *Charles Brewer*, Sir *Henry Coſby* Knight, *William Curre*, *Joſeph Camplin* Doctor of Phyſic, *Edward Curre*, *Joſeph Cowles*, *Charles Cracroft*, *Charles Watkins Cracroft*, *Robert Craroft*, *Francis Chambre*, *Chriſtopher Chambre*, *William Charles* Clerk, *Edward Bolton Clive*, *Holford Cotton* Clerk, *Thomas Cocke*, *Thomas Davies*, *Francis Davies* Clerk, *John Davies* Clerk, *James Davies*, *Edward Barnard Davies*, *William Davies* Clerk, *Richard Davies* Clerk, *Thomas Davies*, *Thomas Davies* the younger, *James Barnard Davies*, *Richard Davies*, *John Evans*, *John Evans* Clerk, *John Edwards*, *Henry Edmonds*, *William Edmonds*, *William Edwards*, *Thomas Edwards*, *Thomas Evans*, *Evan Evans*, *Edward Fere*, *Thomas Fydell*, *John Fydell*, *William Ford*, *Thomas George*, *John Griffiths*, *William Griffiths*, *Baker Gabb*, *Baker Gabb* the younger, *John Gabb*, *James Aſhe Gabb*, *James Green*, *James George*, *John George* Clerk, *George Gilbert* Clerk, *James Hammond*, *Anthony Hammond*, *Anthony Montonnier Hawkins* Doctor of Medicine, *Henry Montonnier Hawkins*, *Meredith Howell* Clerk, *Sir John Edward Harrington* Baronet, *James Harrington*, *John Harris*, *John Harris* the younger, *Charles Herbert*, *Arthur Harris*, *Thomas Hooper*, *Hoſkins*, *William Hooper* Clerk, *Robert Hughes*, *William Hughes*, *Thomas Hughes*, *James Hughes*, *John Hughes*, *Cornelius Harris*, *Edward Harris*, *Edward Harris* the younger, *James Harvey*, *Samuel Hopkins*, *Warren Jane*, *William Hurdman Jane* Doctor in Divinity, *Warren Jane* the younger, *Selwyn James*, *Charles James*, *Roynon Jones*, *Roynon Jones* the younger, *Edward Jones* Clerk, *Samuel Jenkins*, *George Thomas Jenkins*, *Thomas Jennings*, *Warren Hurdman Jane*, *William Hurdman Jane*, *George Jones*, *Edmund Jones*, *James Jenkins*, *Joſeph Jones*, *William Jones*, *William Jenkins*, *Hercules Jenkins*, *John James*, *Thomas Jenkins*, *Thomas Jones* Attorney at Law, *Thomas Jones* Tanner, *William*

Truſtees.

Jones, *Thomas Jones* of Usk, *Alexander Jones*, *Phillip Jones*, *Edmund Jones* the younger, *John Kemeys*, *Gardner Kemeys*, *Robert Morgan Kinsey*, *William Morgan Kinsey*, *Charles Lewis*, *Thomas Lewis*, *Thomas Lewis* the younger, *Charles James Lewis*, *Francis Lewis* Clerk, *Edward Higford Lewis*, *Edward Lewis* Clerk, *John Craven Lewis*, *Thomas Leyson* Clerk, *David Lewis*, *John Lewis* Clerk, *John Lewis*, *John Lewis* the younger, *James Lewis*, *Richard Lee*, *William Lewis* Clerk, *William Lucas* Clerk, *Richard Lucas* Clerk, *Richard Lewis*, *Thomas Leyson* the younger, *William Morgan*, *John Morgan*, *James Morgan*, *William Morgan* Clerk, *Thomas Morgan*, *Samuel Morgan*, *Charles Morgan* of *Tregare*, *David Morgan*, *Thomas Matthews*, *Robert Mackenzie*, *Moses Morgan*, *William Nicholl*, *John Owen*, *William Proctor*, *James Proctor*, *John Proctor*, *Robert Pidcock*, *William Partridge*, *Joseph Pyrke*, *Joseph Pyrke* the younger, *James Price*, *William Philips* of Witston, *Thomas Prichard*, *William Philips* of Risca, *Charles Price*, *Andrew Prichard*, *William Powell*, *John Price*, *William Powell* Clerk, *Hugh Powell Tudor Price* Clerk, *Thomas Price*, *John Powell*, *Moses Price*, *Henry Philips*, *David Philips*, *John Philips*, *Thomas Philips*, *John Prichard*, *Samuel Rosser*, *James Rooke*, *James Rooke* the younger, *William Reese*, *Richard Rogers*, *Phillip Reese*, *Charles Rogers*, *Jeremiah Rosher*, *Peter Rigby*, *Richard Reese*, *James Campbell Smart*, *Warren Seys*, *William Seys* Clerk, *William Seys* the younger Clerk, *Thelwall Salusbury* Clerk, *William Shuckburgh*, *Thomas Robert Salusbury*, *Thomas Stoughton*, *Thomas Swinnerton*, *John Sparrow*, *John Scudamore*, *Richard Scudamore*, *John Lucy Scudamore*, *John Saunders* Clerk, *John Byrkin Thomas*, *Zouch Turton*, *Daniel Treagose*, *Charles Hanbury Tracey*, *John Kemeys Tynte*, *Edward Thomas*, *James Tudor*, *Benjamin Tate* Clerk, *John Thomas* Clerk, *William Thomas* the younger, *Lewis Thomas*, *George Thomas*, *Michael Thomas*, *Thomas Tudor* the younger, *William Tudor*, *James Tudor*, *Thomas Turner*, *Charles Kemeys Tynte*, *Thomas Vernor*, *William Williams*, *Richard Watkins*, *Thomas Williams*, *James Woodrosse*, *Henry Wise*, *Samuel Wise*, *Henry Wise* the younger, *Samuel Wise* Clerk, *Henry Williams*, *Edmund Williams*, *Alexander Wood*, *Daniel Williams* of Redwick, *John Wade*, *James Williams* Clerk, *Thomas Wilkins*, *Philip Williams* Clerk, *John Wood*, *John Wood* the younger, *John Waters*, *John Williams*, *William Williams*, *Charles Williams*, *Abraham Williams*, *William Addams Williams*, *William Addams Williams* the younger, *John Addams Williams* Clerk, *John Hanbury Williams*, *Capel Hanbury Williams*, *George Hanbury Williams*, *William Ferdinand Hanbury Williams*, *John Hanbury Williams* the younger, *Richard Williams*, *John Williams* Clerk, *Benjamin Waddington*, *William Wiseham*, *Thomas Addams Williams* Clerk, *Leyson Williams*, *Lewis Williams*, *William Yarworth*, *James Yarworth*, *William Baghott*, *Charles Powell* Clerk, *William Wiseham* the younger, *John Wiseham*, *Samuel Homfray*, *Richard Fothergill*, *Matthew Monkhouse*, *Samuel Homfray* the younger, *Charles Robinson Morgan*, *George Gould Morgan*, and their Successors, to be elected and appointed in Manner herein-after mentioned, shall be and they are hereby appointed Trustees for amending, widening, altering, diverting, repairing and keeping in Repair the Road leading from the said Place called *Ystrad*, in the said County of *Glamorgan*, to the said Place called *Pontymoil*, near the Town of *Pontypool*, in the County of *Monmouth*, with the said Collateral Branch to *Risca*, in the said County of *Monmouth*, through the said several Parishes of *Lanfabon*, *Gellygare*, *Bedwas*, *Monythusloin*, *Panteague*, *Trevethin* and *Risca*, and for the Purposes of carrying this Act into Execution.

II. And

No Act to be deemed valid unleſs done at a Meeting.

II. And be it further enacted, That no Act of the ſaid Truſtees ſhall be or be deemed to be good, valid or effectual, unleſs the ſame be done at ſome Meeting to be holden in purſuance of this Act (except as hereinafter mentioned), and all Powers and Authorities by this Act granted to the ſaid Truſtees, ſhall and may be exerciſed from Time to Time by the major Part of them who ſhall attend at any Meeting to be holden in purſuance of this Act, the Number of ſuch Truſtees preſent at every ſuch Meeting not being leſs than Five; and all the Orders and Proceedings of the major Part of ſuch Truſtees preſent at ſuch their ſeveral Meetings ſhall have the ſame Force and Effect as if the ſame were made or done by all ſuch Truſtees for the Time being (ſave and except as herein excepted); and at every Meeting of the ſaid Truſtees a Chairman ſhall and may be appointed; and when and as often as it ſhall happen that there ſhall be an Equality of Votes at any ſuch Meeting, upon any Queſtion, (including the Vote of the Chairman,) it ſhall be lawful for the Chairman to give the deciſive or caſting Vote.

Qualification of Truſtees.

III. Provided always, and be it further enacted, That no Perſon ſhall be capable of acting as a Truſtee in any Caſe in the Execution of this Act, unleſs at the Time of his acting he ſhall have or be ſeiſed in his own Right, or in the Right of his Wife, and be in the actual Poſſeſſion, Enjoyment or Receipt, of the Rents and Profits of Lands, Tenements, and Hereditaments, of the clear yearly Value of Fifty Pounds above Reprizes, or be Heir Apparent of ſome Perſon or Perſons ſeiſed of ſuch an Eſtate, of the clear yearly Value of One hundred Pounds, or be in the Poſſeſſion of or entitled to a Perſonal Eſtate to the Amount of Onethouſand Pounds; nor (except in adminiſtering the Oath herein-after mentioned, and giving Notice of the firſt Meeting of the ſaid Truſtees) unleſs he ſhall have taken and ſubſcribed an Oath before any Three or more of the ſaid Truſtees, who are hereby required and empowered to adminiſter the ſame; and ſuch Oath ſhall be in the Words following; that is to ſay,

Oath.

'I *A. B.* do ſwear, That I truly and *bonâ fide* am ſeiſed of, in my own Right, [*or*, in the Right of my Wife, *as the Caſe may be*] and in the actual Poſſeſſion, Enjoyment, or Receipt of the Rents and Profits of Lands, Tenements or Hereditaments, of the clear yearly Value of Fifty Pounds [*or*, am Heir Apparent of a Perſon who, to the beſt of my Knowledge and Belief, is ſeiſed of ſuch an Eſtate of the clear yearly Value of One hundred Pounds; [*or*, am poſſeſſed of or entitled to a Perſonal Eſtate of the Amount of One thouſand Pounds.]

'So help me GOD.'

And if any Perſon not being ſo qualified, ſhall nevertheleſs preſume to act as a Truſtee in the Execution of this Act, every ſuch Perſon ſhall for every ſuch Offence forfeit and pay the Sum of Fifty Pounds to any Perſon or Perſons who ſhall ſue for the ſame, to be recovered in any of His Majeſty's Courts of Record at *Weſtminſter* by Action of Debt, or on the Caſe, or by Bill, Suit or Information, wherein no Eſſoign, Protection, or Wager of Law, or more than one Imparlance ſhall be allowed; and every Perſon ſo ſued or proſecuted ſhall prove that he is qualified as aforeſaid, or otherwiſe ſhall pay the ſaid Penalty, without any other Proof on the Part of the Plaintiff or Proſecutor than that ſuch Perſon hath acted as a Truſtee in the Execution of this Act; provided nevertheleſs, that all Acts

Acts and Proceedings of any Person or Persons acting as a Trustee or Trustees in the Execution of this Act, though not qualified as aforesaid, previous to his or their being convicted of the said Offence, shall notwithstanding such Conviction, be as good, valid, and effectual as if such Person or Persons had or have been duly qualified, according to the Direction of this Act.

No Person holding any Place of Profit to act as a Trustee, &c.

IV. And be it further enacted, That no Person having or enjoying any Place of Profit arising out of or by Reason of the Tolls hereby granted, shall be capable of acting as a Trustee in the Execution of this Act, during his Enjoyment of such Place of Profit, nor shall any such Trustee be capable of acting in any Case where he shall be personally interested, otherwise than as a Creditor on the Tolls hereby granted and made payable: Provided nevertheless, that such Trustees as are or shall be Justices of the Peace, shall and may in their respective Jurisdictions act as Justices of the Peace in the Execution of this Act, notwithstanding their being Trustees, except only in such Cases where they shall be personally interested.

Victuallers not to be Trustees.

V. Porvided always, and be it enacted, That no Person or Persons who shall keep any Victualling-house or other House of publick Entertainment, or who shall sell any Wine, Cider, Beer, Ale, spirituous or other strong Liquors by Retail, shall be capable of acting as a Trustee, or of taking, holding, or enjoying any Place or Places of Trust or Profit under the said Trustees, or of collecting the Tolls hereby granted and made payable during such Time as he, she, or they shall keep such Victualling-house, Ale-house, or other House of publick Entertainment, or shall sell any Wine, Cider, Ale, spirituous or other strong Liquors by retail; but no such Person shall be precluded from farming such Tolls, provided he, she, or they employ a Person or Persons to collect such Tolls who shall not be under any such Incapacity.

Election of new Trustees.

VI. And be it further enacted, That when and so often as any Trustee or Trustees shall die or refuse to act in the Execution of this Act, it shall be lawful for the surviving or remaining Trustees, by Writing under their Hands, from Time to Time, to elect and appoint one other Person to be a Trustee in the room or stead of each Trustee so dying or refusing to act; but Notice of the Time and Place of the Meeting for every such Election of a new Trustee or Trustees shall be given by the Clerk for the Time being to the said Trustees, by affixing a Copy of such Notice on each of the Gates or Turnpikes which shall be then erected on the said Roads, at least Fourteen Days before every such Meeting; and every such Person who shall from Time to Time be so elected and appointed as aforesaid, shall be and he is hereby vested with the same Powers for putting this Act in Execution, as if such Person had been named in and appointed by this Act.

Trustees may sue and be sued in the Name of their Clerk.

VII. And be it further enacted, That the said Trustees acting in the Execution of this Act shall and may sue and be sued in the Name of their Clerk, and that no Action commenced, sued, prosecuted, or defended, by or against the said Trustees, or any of them, by virtue or on Account of this Act, in the Name of their Clerk as aforesaid, shall abate or be discontinued by the Death or Removal of such Clerk, or by the Act or Default of such Clerk, without the Consent of the Trustees, at a Meeting

ing to be holden in purſuance of this Act; but the Clerk to the Truſtees for the Time being ſhall be deemed Plaintiff or Defendant in every ſuch Action, as the Caſe may be: Provided always, that ſuch Clerk, in whoſe Name any Action or Suit ſhall be commenced, proſecuted, or defended in purſuance of this Act, ſhall be reimburſed and paid out of the Monies to be raiſed by virtue of this Act, all ſuch Coſts, Damages, and Charges, as by the Event of every ſuch Proceeding he ſhall be put to or become chargeable with, by Occaſion of his being ſo made Plaintiff or Defendan.

Time and Place of the firſt Meeting of the Truſtees.

VIII. And be it further enacted, That the ſaid Truſtees ſhall meet at the Inn now occupied by *Edward James* at *Newbridge* in the ſaid Pariſh of *Monythuſloin*, on the Fourth *Monday* next after the paſſing of this Act, or as ſoon after as conveniently may be, between the Hours of Eleven of the Clock in the Forenoon and Two of the Clock in the Afternoon, of which Meeting Notice ſhall be given by Advertiſement to be inſerted in ſome News-paper or News-papers circulated in the Neighbourhood, at leaſt Fourteen Days before ſuch Meeting; and at which Meeting the ſaid Truſtees ſhall proceed to the Election of a Clerk; and in the Execution of this Act, ſhall and may at ſuch Meetings, and at their ſeveral Meetings to be holden in purſuance of this Act, from Time to Time adjourn themſelves, and afterwards meet there, or at any other Place or Places in or near the ſaid Roads, and at ſuch Time or Times as the ſaid Truſtees ſhall think moſt convenient, as often as it ſhall be neceſſary, for putting this Act into Execution; and if at any Meeting to be held in purſuance of this Act there ſhall not appear a ſufficient Number of Truſtees to act or to adjourn to another Day (Three Truſtees being deemed ſufficient for an Adjournment only), or in Caſe the ſaid Truſtees, at any Meeting to be holden for putting this Act into Execution, ſhall omit or refuſe to adjourn or ſhall adjourn for any longer Time than for Three Calendar Months, then and in either of the ſaid Caſes the Clerk to the ſaid Truſtees ſhall, by Notice to be inſerted in ſuch News-paper or News-papers as aforeſaid, and affixed on ſuch Gates or Turnpikes as aforeſaid, at leaſt Seven Days before the next Meeting, appoint the ſaid Truſtees to meet at the Place where the laſt Meeting was holden or was appointed to have been holden reſpectively, or at ſome other convenient Houſe in or near the ſaid Roads, on that Day Three Weeks from the Day on which ſuch Meeting was holden or was appointed to have been holden; and in caſe the Clerk to the Truſtees ſhall refuſe or neglect to give, or by any Means ſhall be prevented from giving ſuch Notice as aforeſaid, it ſhall be lawful for any Three or more of the ſaid Truſtees, (though not aſſembled at a Meeting), at any Time or Times after the Space of Seven Days after ſuch Refuſal or Neglect of ſuch Clerk, or by being ſo prevented, by Notice in their own Names to be inſerted and affixed in Manner aforeſaid, to appoint the ſaid Truſtees to meet at ſome convenient Houſe in or near the ſaid Roads upon that Day Three Weeks after the Date of ſuch laſt-mentioned Notice; and that the ſaid Truſtees at all their Meetings ſhall defray their own Charges and Expences.

No Order, &c. to be revoked or altered, but at a Meeting holden for the Purpoſe,

IX. And be it further enacted, That no Order, Appointment, or Proceeding made at a Meeting of the ſaid Truſtees holden in purſuance of this Act ſhall be revoked or altered at any ſubſequent Meeting, unleſs at a Meeting to be holden for that Purpoſe, nor unleſs Notice ſpecifying the Revocation or Alteration intended to be made, be inſerted in ſuch News-

paper

paper or News-papers as aforesaid, and affixed on such Gates or Turnpikes as aforesaid, at least Thirty Days before such subsequent Meeting, nor unless a Majority of Three-fourths of the Trustees present at such subsequent Meeting shall decide in Favour of such Revocation or Alteration. on Notice previously given.

X. And be it further enacted, That if after any Adjournment it shall, upon any Emergency, be thought necessary by the said Trustees, or any Five or more of them, that an earlier Day of Meeting should be appointed than that Day to which the last Meeting shall have been adjourned, then and in such Case the Clerk to the said Trustees, by an Order in Writing, signed by any Five or more of such Trustees (though not assembled at a Meeting), appointing the Time, Place, and Purpose of such earlier Meeting, shall forthwith give Notice of such earlier Meeting in the Manner before directed, such Time not being earlier than Ten Days after such Notice; and all Proceedings of the said Trustees, at all such Meetings to be appointed as last mentioned, shall be as good, valid, and effectual as they would have been in Case the said Trustees had met in pursuance of an Adjournment. Meetings on Emergencies.

XI. And be it further enacted, That all the Orders and Proceedings of the said Trustees in the Execution of this Act, and the Names of the Trustees at each Meeting, shall be entered in a Book or Books to be kept by the Clerk to the said Trustees for that Purpose, and signed by the Chairman and Clerk present at each Meeting, or either of them, and that every such Book shall be opened at all seasonable Times to the Inspection of any of the said Trustees, or of the Creditors on the respective Tolls hereby granted and made payable, who shall be at Liberty to have and take Copies thereof, or Extracts therefrom, paying for every such Copy or Extract the Sum of Sixpence for every Seventy-two Words, and so in Proportion for any greater or less Number of Words; which said Entries, duly signed as aforesaid, shall be deemed Originals, and shall be read and admitted as Evidence in Cases of Appeal, and in all Suits or Actions in any Court whatsoever, touching any Thing done or to be done in pursuance of this Act. Orders and Proceedings to be entered in Books, &c.

XII. And be it further enacted, That the said Trustees, at any Meeting to be holden in pursuance of this Act, shall and may, by Writing under their Hands, nominate and appoint one fit Person to be Clerk, and the same or One other fit Person to be Treasurer for the said Roads, and One or more fit Persons to be Collectors of the Tolls; and shall and may, within One Month after the Appointment of such Clerk and Treasurer, and (if they shall think proper) from such Officers take such Security, by Bonds or otherwise, for the due and faithful Discharge of their respective Offices, as to the said Trustees, at any Meeting to be holden in pursuance of this Act, shall seem necessary and sufficient; and also shall and may in like Manner nominate and appoint One or more fit Person or Persons to be Surveyor or Surveyors of the said Roads, and also such other Officers as they the said Trustees shall think necessary to employ in the Execution of this Act; and shall and may from Time to Time remove such Clerk, Treasurer, Collector, Surveyor, or other Officer as they shall see Occasion, and appoint others in Case of Death or such Removal; and may allow out of the Monies to be received by virtue of this Act such Allowances and Compensations to be made to the Trustees may appoint Officers and allow Salaries.

several Officers, to be appointed as aforesaid, and to such other Persons as shall be assisting in and about the Execution of this Act, as to the said Trustees shall seem proper.

Officers to account on Oath.

XIII. And be it further enacted, That all such Officers and other Persons to be appointed as aforesaid, shall from Time to Time, when thereunto required by the said Trustees, deliver to such Trustees, or to such Person or Persons as they shall for that Purpose appoint, a true and perfect Account in Writing under their respective Hands, of all Monies which shall have been by them respectively had, collected, or received, by virtue of this Act, and how and to whom and for what Purpose the same, or any Part thereof, hath been disposed of, together with proper Vouchers and Receipts for such Payments, and shall verify their said respective Accounts upon Oath; and all such Officers and Persons shall and they are hereby required to pay all such Monies as upon the Balance of such Account or Accounts shall appear to be in their Hands, to such Person or Persons as the said Trustees shall appoint to receive the same; and if any of the said Officers or Persons shall refuse or neglect to render or give such Accounts as aforesaid, or to produce and deliver up the Vouchers and Receipts relating to the same, or to verify the Articles thereof on Oath, (which Oath the said Trustees, or any Three or more of them, are hereby authorized and empowered to administer), or to pay the Balance remaining in their Hands when thereunto required in Manner aforesaid; or if any such Officers or Persons shall refuse or neglect to deliver up to the said Trustees, or to such Person or Persons as they shall appoint, within Four Days after being thereunto required by the said Trustees, or their Clerk, all Books, Accounts, Papers, and Writings, in their Custody or Power, in anywise relating to the Execution of this Act, and Complaint shall be made of any such Refusal or Neglect to any Justice of the Peace for the County where the Officer or Officers, Person or Persons, so neglecting or refusing, shall be or reside, by the said Trustees, or by any Person or Persons on their Behalf, duly authorized by their Order made at some Meeting to be holden in pursuance of this Act, such Justice may and he is hereby authorized and required, by Warrant or Warrants under his Hand and Seal, to summon such Officer or Officers, Person or Persons to appear before him, and upon his, her, or their not appearing according to such Summons, then by Warrant or Warrants under his Hand and Seal, to cause such Officer or Officers, Person or Persons, to be apprehended and brought before him; and upon his or their appearing, or having been summoned and not appearing, or not being to be found, such Justice may and he is hereby authorized and required to hear and determine the Matter of such Complaint in a summary Way; and if upon the Confession of the Officer or Officers, Person or Persons, against whom any such Complaint shall be made, or by the Oath or Oaths of any credible Witness or Witnesses, it shall appear to such Justice that any of the Monies which shall have been collected or received by virtue of this Act, shall be in the Hands of such Officer or Officers, Person or Persons, such Justice may and he is hereby authorized and required, upon Non-payment thereof, forthwith, or at such Time or Times as he shall allow and appoint for the Payment of the same, by a Warrant or Warrants under his Hand and Seal, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Officers, Person or Persons respectively; and if no Goods or Chattels of such Officer or Officers, Person or Persons respectively, shall be found sufficient

ſufficient to anſwer and ſatisfy the ſaid Money and the Charges of ſuch Diſtreſs and Sale, or if it ſhall appear to ſuch Juſtice that ſuch Officer or Officers, Perſon or Perſons, have wilfully refuſed or neglected to give and deliver ſuch Account or Accounts of his, her or their Receipts and Payments as aforeſaid, or to verify the Truth of any ſuch Account, or of the Articles thereof, upon Oath as aforeſaid, or to produce and deliver the ſeveral Vouchers and Receipts relating to ſuch Accounts reſpectively, or the Book or Books, Accounts, Papers, and Writings in his, her, or their Cuſtody or Power, in anywiſe relating to the Execution of this Act; then and in any of the Caſes aforeſaid the ſaid Juſtice may and he is hereby authorized and required, by Warrant or Warrants under his Hand and Seal, to commit ſuch Officer or Officers, Perſon or Perſons, to the Common Goal or Houſe of Correction in and for the County or Place where he, ſhe, or they ſhall be or reſide, there to remain, without Bail or Mainprize, until he, ſhe, or they ſhall have delivered in and ſettled his, her, or their Accounts, and ſhall have verified the ſame on Oath, and ſhall have delivered up the Vouchers and Receipts relating thereto, and ſhall have paid the Money which ſhall appear to be in his, her, or their reſpective Hands, and the reaſonable Charges of ſuch Diſtreſs and Sale, as ſhall in that reſpect have been made, or until he, ſhe, or they ſhall have compounded with the ſaid Truſtees, and paid the Compoſition Money to the ſaid Truſtees, or to ſuch Perſon or Perſons as they ſhall appoint to receive the ſame (and which Compoſition the ſaid Truſtees are hereby in ſuch Caſe empowered to make), or until he, ſhe, or they ſhall deliver up ſuch Books, Accounts, Vouchers, Papers and Writings as aforeſaid, or ſhall have given Satisfaction in reſpect thereof to the ſaid Truſtees; provided always, that no Perſon ſo committed for want of ſufficient Diſtreſs ſhall be confined or detained in Priſon for any longer Space of Time than Six Calendar Months.

Truſtees may appoint temporary Collectors, &c.

XIV. And be it further enacted, That upon the Death, Incapacity, Abſconding, Miſbehaviour, or Abſence of any Collector or Receiver of the reſpective Tolls, any Three or more of the ſaid Truſtees, though not aſſembled at a Meeting holden in purſuance of this Act, ſhall and may from Time to Time nominate and appoint one other proper Perſon to be a Collector or Receiver of the ſaid reſpective Tolls, in the Stead of ſuch Collector or Receiver ſo dying, or becoming incapable, or abſconding, miſbehaving, or abſenting him or herſelf, until the next Meeting of the ſaid Truſtees to be holden in purſuance of this Act; which Perſon ſo nominated and appointed ſhall have the like Power and Authority, and be anſwerable and accountable in the ſame Manner in all reſpects, as the Perſon in whoſe Room or Stead he or ſhe ſhall have been ſo appointed would have had or been ſubject to; and that if any Collector or Receiver of the ſaid reſpective Tolls who ſhall have been diſcharged from his ſaid Office by the ſaid Truſtees, or the Wife or Widow, or any of the Children, Family, or other Repreſentatives of any Collector or Receiver who ſhall die, abſcond, abſent himſelf, or be diſcharged, or any other Perſon, ſhall refuſe or neglect to deliver up the Poſſeſſion of any Houſe or Building to be erected or ſet up by virtue of this Act, and the Garden and Appurtenances thereunto belonging, for the Space of Four Days after Demand thereof made, and Notice in Writing given or left on the Premiſes for that Purpoſe, by or under the Hands of any Three or more of the ſaid Truſtees; then and in any of thoſe Caſes it ſhall be lawful for any Juſtice or Juſtices of the Peace for the County or Place in which ſuch Toll-houſe

or Building ſhall be, by Warrant under his or their Hand and Seal or Hands and Seals, to order any Conſtable or other Peace Officer within the ſame County or Place, with ſuch Aſſiſtance as ſhall be neceſſary, to enter ſuch Houſe or Building in the Day-time, and to remove the Occupier or Occupiers thereof, and all and every Perſon or Perſons who ſhall be found therein, together with his, her, or their Goods, out of the ſame, and to put the ſaid Truſtees, or any Three or more of them, or their Clerk, or their new appointed Officer, into the Poſſeſſion thereof, with the Appurtenances.

Power to erect a Bridge over the River Rumney, and another Bridge over the River Sirhowy.

XV. And be it further enacted, That the ſaid Truſtees ſhall and they are hereby authorized and empowerd to make and erect a Bridge at or near *Ystrad* aforeſaid, over the ſaid River *Rumney*, and another Bridge near *Penllwyn* aforeſaid over the ſaid River *Sirhowy*, or to repair the preſent old Bridge near *Penllwyn* aforeſaid over the River *Sirhowy*.

Power to contract for Bridge and and other Works.

XVI. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees from Time to Time to contract and agree with any Perſon or Perſons whomſoever, as well for the making of the ſaid Bridges or either of them, as all or any of the Works to be made in purſuance of this Act, as for the upholding, maintaining, and keeping the ſame in Repair, for any Time or Term not exceeding the Term of Seven Years, under ſuch Terms, Reſtrictions, and Conditions, and at ſuch Annual Sums as they ſhall think proper, ſo that Security be given by the Perſon agreeing or contracting for any of the ſaid Works for the due and faithful Performance of the Covenants, Conditions, and Agreements to be therein contained.

Bridges and Road to be amended, &c.

XVII. And be it further enacted, That the ſaid Bridges, and the Roads at each End thereof, for the Space of One hundred Yards, ſhall at all Times for every hereafter be made, amended, improved, ſupported, repaired and kept in Repair, by and out of the Tolls authorized to be taken on the ſaid Roads; any Law, Act, Statute or Cuſtom, to the contrary notwithſtanding.

Power to dig Lands for Materials for Bridges, Banks, &c.

XVIII. And be it further enacted, That it ſhall be lawful for ſuch Surveyor or Surveyors, or other ſuch Officer or Officers as ſhall be appointed by the ſaid Truſtees for managing and ſuperintending the building and finiſhing of the ſaid Bridges and other Works, to cut, dig, quarry, take and carry away, or cauſe to be cut, dug, quarried, and taken or carried away any Quantity of Earth, Stone or other Materials proper for the effecting and doing the ſame reſpectively, in, upon, out of or from any Lands or Grounds of any Perſon or Perſons whomſoever where the ſame can be found; ſuch Lands, Fields or Grounds, not being a Garden, Orchard, Yard, Park, Paddock, Walk or Walks, or Avenue to a Houſe, or any Piece of Ground planted and ſet apart as a Nurſery for Trees; and ſuch Satisfaction for digging, quarrying, and taking of Earth, Stone or other Materials therefrom for the Purpoſe aforeſaid, or any other of the Purpoſes of this Act, ſhall be made by the ſaid Truſtees, or ſuch Surveyor or Surveyors, or other Officer or Officers, to the Owner of ſuch Lands, for the Damages he, ſhe, or they ſhall thereby ſuſtain, as ſhall be agreed upon between ſuch Truſtees and ſuch Owner or Owners reſpectively; but if the ſaid Truſtees and ſuch Owner or Owners cannot agree concerning the Amount of ſuch Damages, then the ſame ſhall be aſſeſſed, adjudged,

and finally determined by the Juſtices aſſembled at the next or ſome other Quarter Seſſions of the Peace to be holden for the County wherein ſuch Lands are ſituate, upon Complaint thereof made at ſuch Quarter Seſſions by ſuch Owner or Owners, Notice thereof in Writing being given by him, her, or them, to ſuch Surveyor or Surveyors or other Officer or Officers, Seven Days before ſuch Complaint ſhall be made.

Power to erect Turnpikes and Toll-houſes.

XIX. And be it further enacted, That the ſaid Truſtees ſhall and may and they are hereby empowered to erect and ſet up, or cauſe to be erected and ſet up, in ſuch Place or Places as they ſhall think moſt convenient and proper, one or more Gates or Turnpikes in, upon, and acroſs the ſaid Roads, or on the ſaid Bridges ſo to be erected and built as aforeſaid, and alſo ſhall and may erect and ſet up, or cauſe to be erected and ſet up, acroſs or on the Sides or Side of any Part of the ſaid Roads where any Road, Lane, or Highway joins or meets the ſame, as many Side-gates or Turnpikes as the ſaid Truſtees or any Seven or more of them, ſhall think proper, with a Toll-houſe and proper and neceſſary Buildings and Conveniences thereto, and ſhall and may purchaſe and take Land ſufficient for ſuch Toll Houſes and neceſſary Accommodations thereto, not exceeding one Quarter of an Acre to each Toll-houſe: Provided always, that no Toll ſhall be taken at any Gate or Turnpike erected by virtue of this Act within the Diſtance of Seven Miles of any other Gate or Turnpike erected under the ſame Act, Toll having been on the ſame Day paid at ſuch other Gate or Turnpike, and a Ticket thereof produced.

Tolls to be taken.

XX. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees to demand and take, or cauſe to be demanded and taken, by ſuch Perſon or Perſons as the ſaid Truſtees ſhall from Time to Time appoint, the Tolls following, at each of the ſaid Gates and Side-gates or Turnpikes erected on the ſaid Roads, before any Horſe, Beaſt, Cattle or Carriage, ſhall be permitted to paſs through the ſame; that is to ſay),

Tolls.

For every Horſe, Mare, Gelding, Mule, or other Beaſt of Burthen, laden or unladen and not drawing, any Sum not exceeding Two-pence:

For every Horſe, Mare, Gelding, or other Beaſt drawing any Waggon, Wain, Cart or other ſuch like Carriage, with Wheels of leſs Breadth than Six Inches, any Sum not exceeding Sixpence, and with Wheels of Six Inches or upwards any Sum not exceeding Four-pence:

For every Horſe, Mare, Gelding, or other Beaſt drawing any Waggon, Wain, Cart, or any other ſuch like Carriage loaded with Timber, between the Firſt Day of *November* and the Firſt Day of *March* in every Year, with Wheels of leſs Breadth than Six Inches, any Sum not exceeding One Shilling, and with Wheels of Six Inches or upwards, any Sum not exceeding Nine-pence:

For every Horſe, Mare, Gelding, Mule, or other Beaſt drawing any Coach, Chariot, Chaiſe, Landau, Phæton, Curricle Gig, Car of Pleaſure, or for travelling, or any other ſuch like Carriage, any Sum not exceeding Six pence:

For every Score of Oxen or other Neat Cattle, any Sum not exceeding One Shilling and Eight-pence, and for every Score of Calves, Swine, Goats, Sheep, or Lambs, any Sum not exceeding Ten-pence, and ſo in Proportion for

for any greater or leſs Number of Oxen or other Neat Cattle, Calves, Swine, Goats, Sheep or Lambs.

Tolls to be taken on Sundays.

XXI. And be it further enacted, That it ſhall be lawful for the reſpective Toll-gatherers or Collectors on the ſaid Roads, and they are hereby authorized and empowered, on each and every *Sunday*, to be computed from Twelve of the Clock on *Saturday* Night to Twelve of the Clock on *Sunday* Night in each and every Year during the Continuance of this Act, to demand and take for and in reſpect of each and every Carriage, Horſe, Beaſt, or other Cattle paſſing through any Gate or Turnpike upon the ſaid Roads or any of them, Double the Toll or Sum which may for the Time being be demanded and taken by virtue of this Act for the ſame reſpectively, on any other Day of the Week, before ſuch Carriage, Horſe, Beaſt, or other Cattle ſhall be permitted to paſs through any ſuch Gate or Gates, Turnpike or Turnpikes; which ſaid reſpective Sums of Money hereby authorized to be taken as aforeſaid ſhall be demanded and taken in the Name of or as Tolls, and ſhall be and are hereby veſted in the ſaid Truſtees, and ſhall be applied as herein-after is directed; and if any Perſon ſubject and liable to the Payment of any of the ſaid Tolls ſhall after Demand thereof made neglect or refuſe to pay the ſame or any Part or Parts thereof, it ſhall be lawful for the Perſon or Perſons authorized and appointed as aforeſaid, to collect ſuch Tolls by himſelf or themſelves, or taking ſuch Aſſiſtance as he or they ſhall think neceſſary, to ſeize and diſtrain any Horſe, Cattle, or Carriage upon or in reſpect of which ſuch Toll is hereby impoſed, together with their reſpective Bridles, Saddles, Geers, Harneſs or Accoutrements; and if the Toll or any Part thereof ſo neglected or refuſed to be paid, and the reaſonable Charges of ſuch Seizure or Diſtreſs ſhall not be paid within the Space of Five Days next after ſuch Seizure or Diſtreſs made, the Perſon or Perſons ſo ſeizing and diſtraining may ſell the Horſe, Cattle, or Carriage ſo ſeized and diſtrained or a ſufficient Part thereof, returning the Overplus of the Money to ariſe by ſuch Sale, if any, and what ſhall remain unſold upon Demand to the Owner thereof, after ſuch Tolls, and the reaſonable Charges occaſioned by ſuch Seizure, Diſtreſs and Sale, ſhall be deducted.

Tolls veſted in the Truſtees;

XXII. And be it further enacted, That the ſaid reſpective Tolls ſhall be, and they are hereby veſted in the ſaid Truſtees, and ſhall be paid, applied, aſſigned, and diſpoſed of for the Uſe, Benefit, and Advantage of the ſaid Roads, and for the ſeveral Purpoſes of this Act.

and may be levied by Diſtreſs and Sale.

XXIII. And be it further enacted, That if any Perſon or Perſons ſubject to the Payment of any ſuch Tolls, ſhall after Demand thereof made, refuſe or neglect to pay the ſame, or any Part thereof, it ſhall be lawful for the Perſon or Perſons appointed to collect the ſaid reſpective Tolls, by himſelf, herſelf or themſelves, or taking ſuch Aſſiſtance as he, ſhe, or they ſhall think neceſſary, to ſeize and diſtrain any Horſe, Mare, Gelding, Mule, Aſs, or other Beaſt or Cattle, upon which ſuch Toll is by this Act impoſed, together with their Bridles, Saddles, Gears, Harneſs or Accoutrements, or the Goods and Chattels of the Perſon or Perſons refuſing to pay the ſame; and if ſuch Tolls, and reaſonable Charges of ſuch Seizure and Diſtreſs, ſhall not be paid within the Space of Five Days next after ſuch Seizure and Diſtreſs made, the Perſon or Perſons ſo ſeizing and diſtraining ſhall and may ſell the Horſe or Horſes, Mare, Gelding,

Gelding, Mule, Aſs, Beaſt or Cattle, or their Bridles, Saddles, Gears, Harneſs or Accoutrements, or the Goods or Chattels ſo ſeized or diſtrained, or a ſufficient Part thereof, returning the Overplus (if any) upon Demand, and what ſhall remain unſold, to the Owner thereof, after ſuch Tolls and the reaſonable Charges occaſioned by ſuch Seizure and Diſtreſs ſhall be deducted and paid.

Tolls to be paid but once in repaſſing, except, &c.

XXIV. Provided always, and be it further enacted, That no Perſon who ſhall have paid Toll for paſſing through any Gate or Turnpike to be erected by virtue of this Act, ſhall be ſubject to any Toll for returning through ſuch Gate or Turnpike on the ſame Day with the ſame Horſe or Horſes, Cattle or Carriage, but ſhall return Toll-free, on delivering a Note or Ticket to the Collector of the Tolls of ſuch reſpective Gates or Turnpikes, which Note or Ticket ſuch Collector is hereby required to deliver *gratis* on the Receipt of the Toll: Provided alſo, that no Toll ſhall be demanded or taken at any Side-gate or Turnpike for any Horſe or other Beaſt or Cattle, which ſhall only croſs the ſaid Roads, and which ſhall not go or travel, or be driven thereon, exceeding the Diſtance of One Hundred Yards.

No Tolls to be demanded for only croſſing the Road.

Diſputes concerning Tolls to be ſettled by a Juſtice.

XXV. Provided alſo, and be it further enacted, That if any Diſpute ſhall happen about the Quantity of Tolls due, or the Charges of taking, keeping, or ſelling any Diſtreſs or Diſtreſſes, it ſhall be lawful for the Collector or Perſon taking ſuch Diſtreſs to retain the ſame, or the Money ariſing by Sale thereof, as the Caſe may happen, until the Quantity of Tolls due, and the Charges of taking, keeping, and ſelling ſuch Diſtreſs or Diſtreſſes ſhall be aſcertained by ſome Juſtice or Juſtices of the Peace for the County or Place wherein ſuch Diſpute ſhall ariſe, who upon Application made to him or them for that Purpoſe ſhall examine the ſaid Matter on the Oath of the Parties, or of any credible Witneſs or Witneſſes (which Oath ſuch Juſtice or Juſtices is or are hereby empowered to adminiſter), and determine the Quantity of the Tolls due and aſſeſs the Charges of ſuch Seizure, Diſtreſs, Keeping and Sale, and alſo of the Collector's Attendance on ſuch Juſtice or Juſtices for that Purpoſe, all which Sums ſo determined or aſſeſſed ſhall be paid to the ſaid Collector or other Perſon before he ſhall be obliged to return any Diſtreſs, or the overplus Money after the Sale thereof, or of any Part thereof.

Collectors of Tolls to be competent Witneſſes.

XXVI. And be it further enacted, That in Caſe any Diſpute, Suit, or Litigation ſhall ariſe touching or in anywiſe relating to the ſaid reſpective Tolls, or any of them, the Perſon or Perſons appointed to collect the ſame reſpectively, or any other Perſon or Perſons acting by or under the Authority of the ſaid Truſtees, ſhall not by Reaſon thereof be diſqualified from giving Evidence in any ſuch Diſpute, Suit, or Litigation.

Bridges, Turnpikes, and Toll-houſes veſted in the Truſtees.

XXVII. And be it further enacted, That the Right and Property of the ſaid Bridges, and of all the ſaid reſpective Turnpikes and Toll-houſes, and other Building, Fences, and Appurtenances thereto reſpectively, to be erected or provided upon, at the Side of, or near the ſaid Roads, and of all Gates, Poſts, Rails, Bars, Fences, Mileſtones erected on the ſaid Roads or Bridges, or either of them, and of the Materials for building or altering the ſame reſpectively, and all the Materials, Tools, and other

Things, which ſhall be provided, collected, or made uſe of for making, repairing, or improving the ſaid Roads or Bridges, or either of them, ſhall be and the ſame are hereby reſpectively veſted in the ſaid Truſtees for the Time being, and they the ſaid Truſtees are hereby authorized and empowered to bring Actions, or to prefer Bills of Indictment againſt any Perſon or Perſons who ſhall ſteal, take away, or damage the ſaid Bridges, or either of them, or any of ſuch Turnpikes, Toll Houſes, or other Gates, Poſts, Rails, Bars, Buildings, Fences, Mileſtones, Materials, Tools or other Things as aforeſaid, or any of them; and in all ſuch Actions or Bills of Indictment reſpectively it ſhall be and be deemed ſufficient to ſtate generally that the Article or Articles, Thing or Things, for or in reſpect of which ſuch Action or Actions ſhall be brought, or Bill or Bills of Indictment found, is or are the Property of the Truſtees for repairing and maintaining the Road leading from *Yſtrad* to *Pontymoil*, without particularly mentioning and ſpecifying the Name or Names of all or any of the ſaid Truſtees.

Truſtees may lower Tolls, and raiſe them again if neceſſary.

XXVIII. And be it further enacted, That the ſaid Truſtees, at any Meeting to be holden for that Purpoſe (whereof Fourteen Days Notice ſhall be inſerted in ſuch News-paper or News-papers as aforeſaid, and affixed on ſuch Gates or Turnpikes as aforeſaid), may and they reſpectively are hereby empowered from Time to Time to lower or reduce all or any of the ſaid reſpective Tolls hereby granted, and alſo any additional Tolls payable by any Act or Acts of Parliament now in Force for Overweight, in ſuch Manner as to them ſhall ſeem fit and convenient, and to order ſuch reſpective Tolls ſo lowered or reduced to be collected and received in ſuch Manner, Parts, and Proportions as they ſhall think fit, ſo that ſuch Reduction be no Prejudice to, and be with the Conſent of Five-ſixth Parts in Value of the ſeveral Perſons who ſhall have advanced any Money on the Credit of this Act at the Time of ſuch Reduction; and the ſaid Truſtees may and they are hereby empowered to raiſe the ſaid reſpective Tolls again, or any Part thereof, ſo that the ſame do not exceed the reſpective Tolls herein-before granted and made payable; and ſuch reſpective Tolls ſo, lowered or reduced, and raiſed again, ſhall be collected, recovered, paid, applied and diſpoſed of, in ſuch and the ſame Manner as the ſaid reſpective Tolls herein-before granted and now payable as aforeſaid, are reſpectively directed to be collected, recovered, paid and applied.

Truſtees may compound for Tolls.

XXIX. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees from Time to Time to compound for any Time not exceeding One Year as they ſhall think proper, with any Perſon or Perſons for any Horſes, Beaſts, or Cattle paſſing the ſaid Road, or on any Part or Parts thereof, for all or any of the Tolls to be paid for or in reſpect of ſuch Horſes, Beaſts, or Cattle; and all ſuch Compoſition Money ſhall be paid in Advance quarterly or otherwiſe, as the ſaid Truſtees ſhall appoint, and in Default thereof the Compoſition ſhall be void.

Penalty on diſpoſing of or uſing Tickets to evade the Tolls.

XXX. And be it further enacted, That if any Perſon or Perſons ſhall diſpoſe of or ſell, or offer to diſpoſe of or ſell any Ticket to any Perſon or Perſons, in order to evade the Payment of any of the ſaid reſpective Tolls, every ſuch Perſon ſo offering, diſpoſing, or ſelling of ſuch Ticket or Tickets, and the Perſon or Perſons receiving and making uſe of the ſame,

same, shall respectively forfeit and pay any Sum not exceeding Forty Shillings, whereof One Moiety shall go to the Informer, and the other Moiety shall be applied towards the Purposes of this Act.

Trustees empowered to lease the Tolls.

XXXI. And be it further enacted, That the said Trustees may and they are hereby authorized and empowered, at any Time or Times during the Continuance of this Act, upon Fourteen Days Notice being inserted in such News-paper or News-papers, and to be affixed on such Gates or Turnpikes as aforesaid, to lease, demise, or let to farm the Tolls granted by this Act, or any Part or Parts thereof, to any Person or Persons whomsoever, at and for the best yearly Sum or Sums of Money which can be gotten for the same: Provided always, that every Lease, Demise, or Agreement for the letting, demising or leasing thereof, be made in Writing, and duly executed by the Person or Persons taking or farming the said Tolls respectively, and by the said Trustees, and be not made for a longer Space of Time than Three Years at any one Time; and the Monies which shall be so agreed to be paid for the said respective Tolls shall be made payable and paid to the Treasurer of the said Trustees as aforesaid, by Quarterly Payments; and the Person or Persons to whom the said respective Tolls shall be so leased shall always pay one Quarter's Rent in Advance; and the Person or Persons to whom the said Tolls shall have been leased, demised, or farmed as aforesaid, shall be liable to account for the same Rent to the said Trustees; and in case of Non-payment thereof, the same shall and may be levied and recovered upon and from him, her, or them, by the same Ways and Means, and in such Manner as any Monies are herein directed to be levied and recovered from any Officer or other Person appointed by and liable to account with the said Trustees as aforesaid.

Exemptions from Tolls.

XXXII. Provided always, and be it further enacted and declared, That no Toll shall be demanded or taken for any Horse, Cattle, or Carriage employed in carrying or conveying, or going to carry or convey, or only returning from carrying or conveying, having been employed in carrying or conveying in the same Day any Stone, Brick, Gravel, Sand, or other Materials for making or repairing the said Roads or for repairing any of the Roads or Highways in any Township, Parish or Place, through which the said Roads lead, or any Lime, Sand, Dung, Marle, Soil, Mould, Compost or other Manure, of what Nature or Kind soever, to be used in manuring or improving of Land; or for any Cattle or Carriage employed in carrying or conveying, or returning from carrying or conveying, having been employed only in carrying and conveying on the same Day any Sainfoin, Fodder, Straw or Corn in the Straw, not sold or disposed of, but passing to be laid up or placed in the Outhouses, or on the Lands of the Owners thereof, or any Ploughs, Harrows or other Implements of Husbandry; nor shall any Toll be demanded or taken of or from any Rector, Vicar, or Curate going to or returning from his own Parish Church or other Place of Divine Worship, or visiting his sick Parishioners; or of or from any Person or Persons in any of the said Townships, Parishes or Places, for passing through any of the said Turnpikes on *Sundays*, or on any other Day on which Divine Worship is ordered by Authority to be celebrated, to or from his, her, or their respective Parish Church, or other usual Place of Religious Worship licensed according to Law; or for any Cattle or Carriage conveying the Corpse or attending the Funeral of any Person

to

to be interred in any of the ſaid Pariſhes; or for any Cattle belonging to any of the Inhabitants which ſhall be only going to or returning from Paſture or Water; or for any Cattle or Carriage belonging to any Inhabitant of any Townſhip, Pariſh, or Place wherein any ſuch Gate or Turnpike ſhall be erected, which ſhall be only paſſing to the Smith's Shop in order to be ſhoed, farried or repaired, or for the Return of any ſuch Cattle or Carriage unloaden; or for any Waggons, Carts or other Carriages, Ploughs, Harrows or other Implements of Huſbandry, going to or returning from any Wheelwright's Shop empty and unladen, to be altered, amended, or being made new, in paſſing through any Gate from the ſaid Smith's Shop to the Place of Reſidence of any ſuch Inhabitant; or for any Cattle or Carriage going to or returning from any Corn Mill or any Oat Kiln, for or with any Corn, Grain, Malt, Wheat, or Flour for the Owner's Uſe or Conſumption in his or her Dwelling-houſe, and not for Sale; nor ſhall any Toll be demanded or taken for any Horſes or Carriages, of whatever Deſcription, employed or to be employed in conveying, fetching, or guarding Mails of Letters and Expreſſes, under the Authority of His Majeſty's Poſt-maſter General, or in returning back from conveying or guarding the ſame; or for the Horſes of Soldiers upon their March or upon Duty, or for Cattle or Carriages attending them, or laden only with their Arms or Baggage; nor for any Horſe, Mare, or Gelding furniſhed by or for any Perſon belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by him in going to or returning from the Place appointed for and on the Days of Exerciſe, provided ſuch Perſons are in the Uniform of their reſpective Corps, and have their Arms, Furniture, and Accoutrements according to the Regulations provided for ſuch Corps reſpectively at the Time of claiming ſuch Exemption; nor for any Waggon, Wain, Cart or other Carriage whatſoever, or the Horſe or Horſes, or other Cattle drawing the ſame, which ſhall be employed in conveying any Ordnance, Barrack or Commiſſariat or other publick Stores of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces; or for Horſes or Carriages travelling with Vagrants ſent by legal Paſſes; nor ſhall any Toll be demanded or taken for any Coaches, Berlins, Landaus, Chariots, Calaſhes, Chaiſes, Chairs, or Paſſengers on Horſeback, going to or returning from any Election of a Knight or Knights of the Shire to ſerve in Parliament for the Counties of *Monmouth* or *Glamorgan*, on the Day or Days of ſuch Election, or on the Day before or Day after ſuch Election ſhall begin or be concluded; and if any Perſon ſhall claim and take the Benefit of any of the Exemptions aforeſaid, not being entitled to the ſame, every ſuch Perſon ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Five Pounds.

Owners or Drivers of Waggons employed in the Service of His Majeſty's Forces not to be ſubject to Penalties for Overweight, &c.

XXXIII. And be it further enacted, That no Perſon owning or driving or cauſing to be driven any Waggon, Wain, Cart, or other Carriage provided for the Service of His Majeſty's Forces, or carrying any Ordnance, Barrack or Commiſſariat or other publick Stores of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, ſhall be ſubject to any Penalty or Forfeiture for Overweight, nor ſhall any ſuch Waggon, Wain, Cart or other Carriage be ſtopped or detained by reaſon of any Weight in any ſuch Waggon, Wain, Cart or other Carriage, or of being drawn by any Number of Horſes or Oxen; but it ſhall be lawful for any Owner or Driver of any ſuch Waggon, Wain, Cart or other Carriage, to put any

any Number of Horſes or Oxen to ſuch Waggon, Wain, Cart or other Carriage; any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in this Act contained to the contrary notwithſtanding.

Penalty on Perſons going through private Grounds to avoid the Tolls.

XXXIV. And be it further enacted, That if any Owner or Occupier of any Lands adjoining to any Part of the ſaid Roads, or near to any of the ſaid Turnpikes, ſhall knowingly permit or ſuffer any Perſon or Perſons to paſs through or over any Part of the ſaid Lands, or through any Gate, Paſſage, Incloſure or Private Way, with any Horſe, Cattle or Carriage; or if any Perſon or Perſons ſhall paſs through or over any ſuch Lands, Gates, Paſſage, Incloſure or Private Way, with any Horſe, Cattle or Carriage; or if any Perſon or Perſons ſhall take off or cauſe to be taken off from any Carriage any Horſe or other Beaſt, or any Part of the Loading of any ſuch Carriage, whereby the Payment of any of the ſaid reſpective Tolls, or any Part thereof reſpectively, ſhall or may be avoided, every Perſon ſo offending in any of the Caſes aforeſaid, ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Five Pounds.

Power to remove Gates within the Limits preſcribed.

No Gate to be removed unleſs by order at a Meeting held for that Purpoſe.

XXXV. Provided always, and be it further enacted, That it ſhall be lawful for the ſaid Truſtees from Time to Time to take down and remove any Gate, Side-Gate, or Turnpike, and any Toll-Houſe, Building or other Conveniences erected or provided by virtue of this Act, and to ſet up the ſame again at any other Place or Places: Provided nevertheleſs, that no Gate, Side-gate, or Turnpike to be erected or ſet up by virtue of this Act, ſhall at any Time after the ſame ſhall be ſo ſet up be taken down or removed to any other Place, except by Order of the ſaid Truſtees at a Meeting convened for that Purpoſe, and unleſs Notice, ſpecifying the Intention of taking down and removing ſuch Gate, Side-gate or Turnpike, and the Place to which the ſame is propoſed to be removed, be inſerted in ſuch Newſpaper or Newſpapers, and affixed on ſuch Gates or Turnpikes as aforeſaid, Twenty-one Days at leaſt before ſuch Meeting; any Thing in this Act contained to the contrary thereof notwithſtanding.

Truſtees enabled to borrow Money on the Credit of the Tolls.

XXXVI. And be it further enacted, That the ſaid Truſtees ſhall and may, and they are hereby empowered from Time to Time to borrow and take up at Intereſt any Sum or Sums of Money, which they ſhall think neceſſary and ſufficient for the making, amending, widening, altering, diverting, improving, repairing and keeping in Repair the ſaid Roads, and making, erecting and maintaining the ſaid Bridges, and for otherwiſe carrying this Act into Execution, upon the Credit of the ſaid Tolls hereinbefore granted and made payable at the ſeveral Gates, Side-gates, or Turnpikes thereon; and the ſaid Truſtees ſhall and may from Time to Time, by Aſſignment or Mortgage in Writing under their Hands and Seals, aſſign over or mortgage the ſaid Tolls, or any Part or Parts of ſuch Tolls, (the Charge of ſuch reſpective Aſſignments or Mortgages to be paid out of ſuch Tolls), for any Time during the Continuance of this Act, as a Security or Securities for the Repayment of ſuch Sum and Sums of Money as ſhall or may be borrowed and taken up upon the Credit of ſuch Tolls as aforeſaid, together with Intereſt for the ſame, to the Perſon or Perſons who ſhall advance and lend ſuch Money, his, her, or their Executors, Adminiſtrators and Aſſigns; ſuch Intereſt to be paid and payable by equal Quarterly Payments at the Dwelling Houſe of the Treaſurer for the Time being to the ſaid Truſtees;

all which Assignments or Mortgages shall be in the Words or to the Effect following; *videlicet*,

Form of Mortgage.

'BY Virtue of an Act passed in the Fiftieth Year of the Reign of His Majesty King *George* the Third, intituled [*here insert the Title of this Act*] We of the Trustees acting in Execution of the said Act, in Consideration of the Sum of paid by to the Treasurer to the said Trustees, do hereby grant, bargain, sell, and demise unto the said his [*or* her] Executors, Administrators and Assigns, such Proportion of the Tolls arising by virtue of the said Act, and also the Turnpikes and Toll-houses for collecting the same, as the Sum of doth or shall bear to the whole Sum which may at any Time be borrowed or become due and owing, or charged on the Credit thereof, to be had and holden from this Day of in the Year of our Lord for and during the Continuance of the said Act, unless the said Sum of with Interest at the Rate of *per Centum per Annum*, shall be sooner paid and satisfied. Given under our Hands and Seals this Day of in the Year of our Lord

Creditors may assign their Securities,

And Copies of all such Assignments or Mortgages shall be entered in a Book or Books to be kept for that Purpose by the Clerk to the said Trustees; and which Book or Books shall and may at all seasonable Times be perused and inspected by the said Trustees or Mortgagees, or any Person or Persons on their Behalf, without Fee or Reward; and every Person to whom any such Assignment or Mortgage shall be made as aforesaid, or who shall be entitled to the Money thereby secured, may from Time to Time transfer his or their Right, Title, Interest, or Benefit to the same, and to the Principal and Interest thereby secured, to any other Person or Persons whomsoever, by any Writing under his or their Hand and Seal, before One or more credible Witness or Witnesses, in the Words or to the Effect following; (*videlicet*),

Form of Assignment.

'I [*or*, We *as the Case may be*] being entitled to the Sum of secured to Executors, Administrators and Assigns, by virtue of an Assignment or Mortgage, bearing Date the Day of under the Hands and Seals of of the Trustees acting in the Execution of an Act made in the Fiftieth Year of the Reign of His Majesty King *George* the Third, intituled, [*here insert the Title of this Act*] upon the Credit of the said Act, do hereby transfer all my [*or*, our, *as the Case may be*] Right and Title in and to the same, and all the Principal and Interest Money now due and owing thereon, unto Executors, Administrators and Assigns. Dated this Day of in the Year of our Lord

Witness.

Assignments to be registered.

And every such Transfer shall be produced and notified to the Clerk for the Time being to the said Trustees within Ten Days from the Date thereof, who shall

shall cause an Entry or Memorial to be made thereof in the Book or Books, containing the Date, Names of the Parties, and Sums of Money therein mentioned to be transferred, for which the said Clerk shall be paid the Sum of Two Shillings and Sixpence, and such Tranfers shall then entitle such Assignee or Assignees, his, her, or their Executors, Administrators and Assigns, to the Benefit thereof and Payment thereon; and such Assignee or Assignees may in like Manner transfer the same again, and so *toties quoties*; and every such subsequent Transfer shall in like Manner as aforesaid be produced and notified to the said Clerk, who shall cause an Entry or Memorial to be made thereof, and shall be paid the like Sum for making the same as aforesaid; and it shall not be in the Power of any Person or Persons (except such to whom the same shall be last transferred) to make void, release, or discharge the original Security or Monies thereby due, or any Part thereof; and all Persons to whom any Mortgage or Transfer shall be made by virtue of this Act shall be, in Proportion to the Sums of Money therein respectively mentioned, Creditors on the Tolls upon the Credit whereof the same shall be borrowed, in equal Degree one with another, and shall have no Preference in respect to the Priority of advancing any such Monies, or of the Dates of such Assignments or Mortgages respectively.

Application of the Tolls, &c.

XXXVII. And be it further enacted, That the Monies to arise by all the Tolls hereby granted and made payable at the several Gates, Side-gates, or Turnpikes which shall be erected on the said Roads, and which may be borrowed on the Credit thereof as aforesaid, and all other Monies and Payments whatsoever arising and to be paid or received as Compositions, Fines or otherwise, by Authority and for the Purposes of this Act, shall be paid to the Treasurer for the Time being to the said Trustees, and the same shall be applied and disposed of, in the First Place in the Payment and Discharge of all the Costs, Charges, and Expences incident to and attending the obtaining and passing of this Act; and, in the next Place, in paying and discharging the Interest and Principal of the Monies to be borrowed by virtue of this Act, and the Charges and Expences of making, amending, widening, altering, diverting, improving, repairing and keeping in Repair the said Roads, and in making, erecting, maintaining, and keeping in Repair the said Bridges, and other Works and Roads appertaining or belonging thereto, and all other Charges and Expences of carrying this Act into Execution; provided nevertheless, that the Interest of the Monies to be borrowed on the Credit of the Tolls, shall in the First Place, from Time to Time, be duly and regularly paid as the same respectively shall become due and payable, out of such Tolls, before such Tolls shall be applicable to any other Purpose whatsoever.

Costs of obtaining this Act to be first paid.

XXXVIII. And be it further enacted, That all the Costs, Charges, and Expences incident to and attending the obtaining and passing of this Act, shall be borne, paid, and defrayed out of the Monies already subscribed for the Purposes of this Act, and the said Trustees are hereby required and directed to pay the same thereout accordingly, in Preference to any other Payment or Payments whatsoever.

Trustees may make, alter, and divert the Roads, &c.

XXXIX. And be it further enacted, That the said Trustees shall and they are hereby fully empowered from Time to Time, as they shall think

proper, to make, divert, widen, turn, ſhorten, vary or alter, within the Diſtance herein-after mentioned, the Courſe or Path of any Part or Parts of the ſaid Roads compriſed in this Act, and the ſaid Roads or any Variation thereof, may be made of any Width not exceeding Sixty Feet, and that any ſuch Alteration, Diverſion, Variation, or widening the Roads may be made through any Common or Waſte Ground, without making any Satisfaction for the ſame, and through any private or incloſed Lands or Hereditaments, firſt making Satisfaction to the Owners thereof, and Perſons intereſted therein, for the Damage they may ſuſtain thereby; and for that Purpoſe it ſhall be lawful for the ſaid Truſtees to treat, contract, and agree with the Owners of, and Perſons intereſted in any Lands or Hereditaments for the Purchaſe thereof, or for the Loſs or Damage ſuch Owners or Perſons intereſted may ſuſtain, by the making, widening, diverting, or changing the Courſe or Path of any Part or Parts of the ſaid Roads through ſuch Lands and Hereditaments; and it ſhall be lawful for all Bodies Politic or Corporate, Eccleſiaſtical or Civil, Corporations Aggregate or Sole, and all Feoffees in Truſt, Committees, Executors, Adminiſtrators, Huſbands, Guardians and other Truſtees whatſoever, not only for and on Behalf of themſelves, their Heirs and Succeſſors reſpectively, but alſo for and on Behalf of Infants, Femes Covert, and *Cestuique* Truſts, and all other Perſons whomſoever, to treat, contract and agree with the ſaid Truſtees, for the Sale of ſuch Lands and Hereditaments, or any Part thereof, or for their Intereſt therein, for the Purpoſes of this Act, and to ſell and convey the ſame as Occaſion ſhall be or require; and all Contracts, Agreements, Sales and Conveyances which ſhall be ſo made, ſhall be valid to all Intents and Purpoſes, any Law, Statute, Uſage, or any other Matter or Thing whatſoever to the contrary thereof in anywiſe notwithſtanding; and all Perſons ſhall be and they are hereby indemnified for what they ſhall do by virtue or in purſuance of this Act.

Bodies Politic, &c. empowered to ſell.

Where Owners of Lands refuſe to treat, Damage and Recompence to be ſettled by a Jury, &c.

XL. And be it further enacted, That if any ſuch Bodies Politic or Corporate, Eccleſiaſtical or Civil, Corporations Aggregate or Sole, or any ſuch Feoffees in Truſt, Committees, Executors, Adminiſtrators, Huſbands, Guardians, or any other Perſon or Perſons as aforeſaid, intereſted in any ſuch Lands or Hereditaments, upon Notice in Writing by the Clerk for the Time being to the ſaid Truſtees, to him, her, or them given, or left at the Dwelling-Houſe or Houſes, Place or Places of Abode, of ſuch Perſon or Perſons, or of the Head Officer or Officers of ſuch Bodies Politic, Corporate, Eccleſiaſtical or Civil, or at the Houſe of the Tenant in Poſſeſſion of the Lands or Hereditaments intended to be taken in and added to any Part of the ſaid Roads, or to which the ſaid Roads are intended to be diverted or varied as aforeſaid, ſhall for the Space of Ten Days after ſuch Notice given or left as aforeſaid, neglect or refuſe to treat, or ſhall not agree in the Premiſes, or by reaſon of Abſence ſhall be prevented from treating, then and in every or any ſuch Caſe the ſaid Truſtees ſhall cauſe it to be enquired into, and aſcertained by and upon the Oaths of a Jury of Twelve indifferent Men of the County in which ſuch Lands and Hereditaments ſhall be ſituate, (which Oath any Two or more of the ſaid Truſtees are hereby empowered to adminiſter), what Damage will be ſuſtained by, and what Recompence and Satisfaction ſhall be made to ſuch Owners or Proprietors, or other Perſon or Perſons intereſted, for or on Account of the taking of ſuch Lands or Hereditaments into the ſaid Roads, or of making,

making, widening, diverting, varying, or changing the ſaid Roads through the ſame; and in order thereunto the ſaid Truſtees are hereby empowered and required from Time to Time to ſummon before the ſaid Jury, and examine upon Oath all and every Perſon and Perſons whomſoever, who ſhall be thought proper and neceſſary to be examined concerning the Premiſes, (which Oath any Two or more of the ſaid Truſtees are hereby empowered to adminiſter); and they the ſaid Truſtees ſhall order the ſaid Jury to view the Place or Places in Queſtion, and uſe all lawful Ways and Means as well for their own as for the Jury's better Information in the Premiſes, and after the ſaid Jury ſhall have ſo aſcertained and ſettled ſuch Damage and Recompence, they the ſaid Truſtees ſhall order, adjudge and direct the Sum or Sums of Money which ſhall be ſo aſſeſſed by the ſaid Jury, to be paid to the Owners or Proprietors of or Perſon or Perſons intereſted in the ſaid Lands or Hereditaments, or to be depoſited in the Bank of *England* in Manner by this Act directed, according to ſuch Verdict or Inquiſition of the ſaid Jury; which Verdict or Inquiſition and Judgement or Determination ſo had and made ſhall be final, binding and concluſive, to all Intents and Purpoſes againſt all Parties and Perſons whomſoever claiming or to claim in Poſſeſſion, Reverſion, Remainder, Expectancy or otherwiſe, their Heirs and Succeſſors, as well abſent as preſent, Infants, Femes Covert, and Perſons under any Diſability or Incapacity whatſoever, Bodies Politic or Corporate, Eccleſiaſtical or Civil, Aggregate or Sole, as well as all other Perſons whomſoever, and againſt all and every ſuch Owners and Proprietors, and all and every Perſon or Perſons anywiſe intereſted in ſuch Lands, Grounds or Hereditaments, ſhall thereby be thenceforth, to all Intents and Purpoſes, excluded and diveſted of all Right, Title, Claim, Intereſt, and Property of, in, to, or out of the ſame.

Verdict of Jury to be final.

XLI. And be it further enacted, That for the ſummoning and returning ſuch Jury or Juries, the ſaid Truſtees are hereby empowered to iſſue their Warrant or Warrants, under their Hands and Seals, to the Sheriff of the County in which ſuch Lands or Hereditaments ſhall be ſituate, thereby requiring ſuch Sheriff to impannel, ſummon, and return an indifferent Jury of Twenty-four Perſons, to appear before the ſaid Truſtees at ſuch Time and Place as in ſuch Warrant or Warrants ſhall be appointed, and the ſaid Sheriff or his Deputy is hereby required to impannel, ſummon, and return Twenty-four ſuch Perſons as aforeſaid, and out of the Perſons ſo impannelled and returned, or out of ſuch of them as ſhall appear upon ſuch Summons, the ſaid Truſtees ſhall ſwear or cauſe to be ſworn Twelve, who ſhall be the Jury for the Purpoſes aforeſaid, and for ſuch other Purpoſes as are required by this Act, and in Default of a ſufficient Number of Jurymen, the ſaid Sheriff or his Deputy ſhall and is hereby required to return other honeſt and indifferent Men of the Standers-by, or that can ſpeedily be procured to attend that Service, to make up the Number of Twelve; and the ſaid Truſtees, and all Perſons intereſted, ſhall have their lawful Challenges againſt any of the ſaid Jurymen; and the ſaid Truſtees, acting in the Premiſes ſhall have Power from Time to Time to impoſe any reaſonable Fine or Fines on ſuch Sheriff or his Deputies, or on any Bailiffs or Agents making Default in the Premiſes, and on any of the Perſons who being ſummoned and returned on ſuch Jury, ſhall not appear, (except for ſome reaſonable Excuſe), or appearing ſhall refuſe to be ſworn on the ſaid Jury, or being ſworn ſhall refuſe

By Truſtees Warrant Sheriff to impannel a Jury.

Jury to be challenged, and Sheriff and Jury fined for Default.

refuſe to give, or ſhall not give, his or their Verdict, or ſhall in any other Manner wilfully neglect his or their Duty therein, (contrary to the true Intent and Meaning of this Act); and on any Perſon or Perſons who being ſummoned to give Evidence before the ſaid Jury as aforeſaid touching the Premiſes, ſhall not attend (except for ſome reaſonable Excuſe), or attending ſhall refuſe to be ſworn and examined, or to give Evidence touching the ſame, ſo that no ſuch Fine do exceed the Sum of Ten Pounds upon any Perſon for One Offence.

Money allowed for Lands, &c. how to be charged and tendered, &c.

XLII. And be it further enacted, That all and every Sum and Sums of Money or Recompence to be agreed for or aſcertained as aforeſaid, ſhall be and is and are hereby charged on the ſaid Tolls, or upon the Monies to be borrowed on the Credit of ſuch Tolls, and ſhall be paid thereout accordingly; and upon Tender or Payment thereof to the Perſon or Perſons entitled thereto, or to their Agents, or upon Payment of the ſame into the Bank of *England* in Manner by this Act directed, as the Caſe may be, it ſhall be lawful for the ſaid Truſtees, their reſpective Surveyors, Workmen or Agents, to enter into or upon, and to take ſuch Lands and Hereditaments, and to do all and every Act, Matter and Thing in relation to ſuch Lands and Hereditaments as the Truſtees ſhall think proper; and the Lands and Hereditaments ſo added to, taken in, or made Part of the ſaid Roads ſhall be fenced from the adjoining Lands by the ſaid Truſtees, and ſhall be deemed and taken to be for ever thereafter a Part of the ſaid Roads, hereby directed to be made, amended, widened, altered, improved and kept in Repair, and ſhall to all Intents and Purpoſes be a Public and Common Highway, and ſhall be repaired and kept in Repair by ſuch Ways and Means as the Roads hereby appointed to be made, amended, widened, altered, improved, and kept in Repair, is by this Act to be repaired; and after the new Road ſhall be completed the Lands and Grounds conſtituting ſuch old or former Roads ſhall be veſted in the ſaid Truſtees, and ſhall and may be ſold and conveyed by them (if they ſhall think fit) for the beſt Price that can be reaſonably gotten for the ſame; and the Money ariſing by ſuch Sale ſhall be applied and diſpoſed of for the Benefit of this Act, and a Conveyance of the ſaid old Road, being executed by the ſaid Truſtees, and enrolled with the Clerk of the Peace for the County in which ſuch old Road ſhall be ſituate, ſhall be good, valid, and effectual in Law.

Owners of Land uſed for the new Road to have the firſt Offer of the old Road.

XLIII. Provided always, and be it further enacted, That whenever the Courſe of any of the ſaid Roads ſhall be altered by virtue of this Act, and a new Road opened and made in and upon the adjoining Land, the Offer of the Purchaſe of ſuch old Road (if the ſame ſhall be to be ſold) ſhall be firſt made to the Owner of ſuch adjoining Land which ſhall be cut and uſed for the Purpoſe of making ſuch new Road; and in caſe ſuch Owner ſhall be deſirous of becoming the Purchaſer of ſuch old Road, and cannot agree with the ſaid Truſtees for the Price to be paid for the ſame, and ſuch Owner ſhall ſtill be deſirous of becoming the Purchaſer thereof, then the Value thereof ſhall be ſettled and aſcertained by a Jury, in ſuch Manner as the Price of any Land to be taken in purſuance of this Act is directed to be ſettled and aſcertained; and ſuch Owner ſhall be deemed the Purchaſer thereof at the Sum to be aſcertained by the ſaid Jury to be the Value thereof; and in caſe he ſhall refuſe to pay ſuch Money, upon Demand

made thereof by the Treaſurer or Clerk for the Time being to the ſaid Truſtees, and Tender of ſuch Conveyance as aforeſaid, the ſame ſhall and may be recovered by the ſaid Truſtees by Action of Debt in any of His Majeſty's Courts of Record; and in caſe any ſuch Owner ſhall not then and thereupon agree, or ſhall refuſe to purchaſe any ſuch old Road, any Affidavit to be made and ſworn before a Maſter Extraordinary in the High Court of Chancery, or before one of His Majeſty's Juſtices of the Peace for the County where ſuch Piece or Pieces of Ground ſhall lie, by ſome Perſon or Perſons (not intereſted in the Premiſes) ſtating that ſuch Offer was made by or on the Behalf of the ſaid Truſtees, and that ſuch Offer was not then and thereupon agreed to, or was refuſed by the Perſon or Perſons to whom the ſame was offered, ſhall in all Courts whatſoever be ſufficient Evidence and Proof that ſuch Offer was made and was not agreed to, or was refuſed by the Perſon or Perſons to whom it was made (as the Caſe may be); provided nevertheleſs, that if the Lands of Two or more Perſons ſhall be taken for any ſuch new Road as aforeſaid, each and every ſuch Owner ſhall be entitled to the firſt Offer of ſo much of the old Road as is lying immediately adjoining to his or her Land reſpectively, in Manner aforeſaid: provided alſo, that if the Owner or Owners reſpectively ſhall be willing and conſent to take ſuch old Road in Exchange for ſuch new Road, it ſhall and may be lawful to and for the ſaid Truſtees and they are hereby required to aſſign the ſame to ſuch Perſon or Perſons, by entering the ſame in their Books, and delivering to him, her or them, a Copy of the Entry thereof, ſigned by any Five or more of the ſaid Truſtees, which Copy ſhall be a good and valid Title to the ſame, and be available in any Suit at Law or in Equity.

How the Expences of the Jury ſhall be paid.

XLIV. And be it further enacted, That in caſe any ſuch Jury ſhall give in and deliver a Verdict or Aſſeſſment for more Money as a Recompence for the Right, Intereſt, or Property of any Perſon or Perſons in any Lands or Hereditaments, or for any Loſs or Damage to be by him, her or them, ſuſtained, than what ſhall have been agreed to and offered by the ſaid Truſtees before the ſummoning and returning of the ſaid Jury, as a Recompence or Satisfaction for any ſuch Right, Intereſt or Property, or Loſs or Damage as aforeſaid, or for leſs Money than ſhall have been offered to be accepted or taken by the ſaid Truſtees as the Purchaſe Money for any ſuch old Road as aforeſaid, then and in every ſuch Caſe the Coſts and Expences of ſummoning and maintaining the Jury and Witneſſes, and all other Expences incident thereto, ſhall be borne and paid by the ſaid Truſtees out of the Money to ariſe by virtue of this Act; but if ſuch Jury ſhall give and deliver a Verdict or Aſſeſſment for no more or for leſs Money than ſhall have been agreed to and offered by the ſaid Truſtees before the ſummoning and returning of the ſaid Jury, as a Recompence and Satisfaction for any ſuch Right, Intereſt or Property, or Loſs or Damage as aforeſaid, or for more Money than ſhall have been offered to be accepted or taken for any ſuch old Road as aforeſaid; then and in every ſuch Caſe the Coſts and Expences of ſummoning and maintaining the ſaid Jury and Witneſſes, and all other Expences incident thereto, ſhall be borne and paid by the Perſon or Perſons with whom the ſaid Truſtees ſhall have ſuch Controverſy or Diſpute; which ſaid Coſts and Expences having been aſcertained and ſettled by ſome one Juſtice of the Peace for the County in which ſuch Lands or Hereditaments ſhall lie, not intereſted in the Matter in Queſtion, (who is hereby authorized and required to

examine

examine and ſettle the ſame), ſhall and may be deducted out of the Money o aſſeſſed and adjudged as ſo much Money advanced to and for the Uſe of ſuch Perſon or Perſons, and the Payment or Tender of the Remainder of ſuch Monies ſhall be deemed and taken, to all Intents and Purpoſes, to be a Payment and Tender of the whole Sum or Sums ſo aſſeſſed or adjudged; or otherwiſe ſuch Coſts and Expences, in caſe the ſame be not paid on Demand, after being ſo aſcertained and ſettled as aforeſaid, may be recovered by the Clerk to the ſaid Truſtees, by ſuch Ways and Means as are herein-after provided for Recovery of Penalties and Forfeitures: Provided always, that in all Caſes where any Perſon or Perſons ſhall, by reaſon of Abſence, have been prevented from treating with the ſaid Truſtees, the whole of ſuch Coſts and Expences ſhall be borne and paid by the ſaid Truſtees in Manner aforeſaid.

For reſtraining the Truſtees from deviating beyond a certain Diſtance of Line preſcribed in the Plan, &c.

XLV. And whereas Maps or Plans deſcribing the Line of the ſaid Roads, and the Lands through which the ſame are carried, together with Books of Reference, containing Liſts of the Names of the Owners and Occupiers of ſuch Lands, having been depoſited at the Offices of the Clerks of the Peace for the Counties of *Monmouth* and *Glamorgan*; be it therefore enacted, That the ſaid Maps or Plans and Books of Reference ſhall remain in the Cuſtody of the Clerks of the Peace for the ſaid Counties, to the End that all Perſons may at any ſeaſonable Times have Liberty to inſpect and peruſe the ſame, and to take Copies or Extracts thereof at their Will and Pleaſure, paying the Clerks of the Peace the Sum of One Shilling for every ſuch Inſpection, and at the Rate of Sixpence for every One hundred Words of ſuch Copies or Extracts of the ſaid Maps or Plans and Books of Reference, and that the ſaid Truſtees, in making the ſaid Roads, ſhall not deviate more than Two hundred Yards, of Three Feet each, from the Line preſcribed in the ſaid Maps or Plans, without the Conſent and Approbation in Writing of the Perſon or Perſons, Body Politic, Corporate or Collegiate, through whoſe Lands or Grounds ſuch Deviation ſhall be made: Provided nevertheleſs, and be it further enacted, that nothing in this Act contained ſhall extend or be conſtrued to extend to enable the ſaid Truſtees in making or varying any of the ſaid Roads to deviate from that Part of the Line of Road preſcribed by the ſaid Maps or Plans which runs from the Eaſt Head of a certain Lake or Pond called the *Furnace Lake*, to a certain Wood called *Coed Alice*.

Truſtees not reſtrained from diverting the Roads beyond 200 Yards, if Parties conſent.

XLVI. Provided always, and be it further enacted, That nothing in this Act contained ſhall extend or be conſtrued to extend to prevent, hinder, or reſtrain the ſaid Truſtees from widening, diverting, turning, ſhortening, varying, or altering the Courſe or Path of any Part or Parts of the ſaid Roads beyond the Diſtance of Two hundred Yards through the Lands or Grounds of any Perſon or Perſons whomſoever, in caſe ſuch Perſon or Perſons ſhall be conſenting thereto, and ſhall ſignify his, her, or their Conſent in Writing to ſuch Diverſion or Alteration being made.

Truſtees may make the Road through Grounds although the Owners Names are not in the Book of Reference.

XLVII. Provided alſo, and be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees to make the ſaid Roads into, through, acroſs or over the ſeveral Lands or Grounds of any Perſon or Perſons who is, or are, or may be Owner or Owners of Lands over which the ſame are ſet out and deſcribed in the ſaid Maps or Plans as aforeſaid, although the Name or Names of ſuch Perſon or Perſons may happen to be omitted in

in the ſaid Books of Reference, in Caſe it ſhall appear to any Two or more Juſtices of the Peace for the County in which ſuch Lands or Grounds ſhall be ſituate, and be certified by Writing under their Hands, that ſuch Error or Omiſſion proceeded from Miſtake.

Application of Compenſation Money if amounting to 200*l.*

XLVIII. And be it further enacted, That if any Money ſhall be agreed, or awarded to be paid for any Lands, Tenements or Hereditaments purchaſed, taken or uſed by virtue of the Powers of this Act for the Purpoſes thereof, which ſhall belong to any Corporation, Feme Covert, Infant, Lunatic, or Perſon or Perſons under any Diſability or Incapacity, as herein mentioned, ſuch Money ſhall, in Caſe the ſame ſhall amount to or exceed the Sum of Two Hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the ſaid Truſtees, to the Intent that ſuch Money ſhall be applied, under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made on a Petition to be preferred in a ſummary Way by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands, Tenements or Hereditaments, in the Purchaſe or Redemption of the Land Tax, or towards the Diſcharge of any Debt or Debts, or ſuch other Incumbrances, or Part thereof, as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands Tenements or Hereditaments, or affecting other Lands, or Hereditaments, ſtanding ſettled therewith, to the ſame or the like Uſes, Intents, or Purpoſes, or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted under the like Direction and Approbation of the ſaid Court in the Purchaſe of other Meſſuages, Lands, Tenements, or Hereditaments, which ſhall be conveyed and ſettled to, for, and upon ſuch and the like Uſes, Truſts, Intents, and Purpoſes, and in the ſame Manner as the Meſſuages, Lands, Tenements and Hereditaments which ſhall be ſo purchaſed, taken or uſed as aforeſaid, ſtood ſettled or limited, or ſuch of them as at the Time of making ſuch Conveyance and Settlement ſhall be exiſting, undetermined, and capable of taking Effect; and in the Meantime and until ſuch Purchaſe ſhall be made, the Money ſhall, by Order of the Court of Chancery, upon Application thereto, be inveſted by the ſaid Accountant General in his Name, in the Purchaſe of Three Pounds *per Centum* Conſolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the Meantime and until the ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and annual Produce of the ſaid Conſolidated or Reduced Bank Annuities, ſhall from Time to Time be paid by Order of the ſaid Court to the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the ſaid Lands, Tenements and Hereditaments, ſo hereby directed to be purchaſed in caſe ſuch Purchaſe or Settlement was made.

As to Application of Money when leſs than 200*l.* and exceeding 20*l.*

XLIX. Provided always, and be it further enacted, That if any Money ſo agreed or awarded to be paid for any Lands, Tenements or Hereditaments, purchaſed, taken or uſed for the Purpoſes aforeſaid, and belonging to any Corporation, or to any Perſon or Perſons under Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two Hundred Pounds,

Pounds, and shall be equal to the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Hereditaments so purchased, taken or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, either be paid into the Bank of *England*, in the Name and with the Privity of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner herein-before directed, or otherwise the same shall be paid at the like Option to Two Trustees to be nominated by the Person or Persons making such Option, and approved of by the said Trustees, (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money and the Dividends arising thereon, may be applied in any Manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

Application of Compensation Money if less than 20 *l.*

L. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next before mentioned, shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Hereditaments so purchased, taken, or used for the Purposes of this Act, as the said Trustees shall think fit, or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

In case of not making out Titles, &c.

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

Order in the Premiſes as to the ſaid Court ſhall ſeem juſt and reaſonable; and the Caſhier or Caſhiers of the Bank of *England*, who ſhall receive ſuch Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for ſuch Sum or Sums of Money, mentioning and ſpecifying for what and for whoſe Uſes the ſame is or are received, to ſuch Perſon or Perſons as ſhall pay any ſuch Sum or Sums of Money into the Bank as aforeſaid.

Where any Queſtion ſhall ariſe touching the Right to ſuch Money, &c.

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

The Court of Chancery may order reaſonable Expences of Purchaſes to be paid by the Company.

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

Truſtees not to take down Houſes, &c.

LIV. Provided always, and it is hereby enacted and declared, That the Power and Authority given to the ſaid Truſtees as aforeſaid, ſhall not extend to the taking down of any Dwelling Houſe or other Building, or taking in the Site of any Houſe or other Building, or any Part thereof, or to make Uſe of for any of the Purpoſes of this Act any Orchard, Gardens, Yards, Park, Paddock, planted Walk, or Avenue to a Houſe, or any incloſed Grounds planted and ſet apart as a Nurſery for Trees, or any Part thereof reſpectively, without the Conſent in Writing of the Owners and

and Proprietors thereof, and the ſeveral Perſons intereſted therein reſpectively; any Thing herein contained to the contrary in anywiſe notwithſtanding.

The Inhabitants of the ſeveral Pariſhes, Townſhips, Diſtricts, or Places made liable to repair the Road.

LV. And be it further enacted, That the Roads hereby authorized to be made, amended, widened, turned, and varied, ſhall be deemed and taken to be and ſhall be a Publick Highway for ever, to all Intents and Purpoſes whatſoever; and the Owners of Eſtates, and the Inhabitants of the ſeveral Pariſhes, Townſhips, Diſtricts or Places, through which the ſaid Roads ſhall lead, paſs and extend, ſhall be and for ever continue ſubject and liable to the Repair thereof, in like Manner in every reſpect as they are by Law liable to the Repair of any other common Highway in the ſaid Pariſhes, Townſhips, or Places.

How the Statute work ſhall be apportioned.

LVI. And, for aſcertaining and determining what Part of the Statute-work ought to be performed on the ſaid Roads by the Inhabitants of the ſeveral Pariſhes, Townſhips, Hamlets, Diſtricts, or Places through which the ſaid Roads ſhall paſs; be it therefore enacted, That it ſhall and may be lawful to and for any Two or more of the Juſtices of the Peace for the County through which ſuch Roads ſhall paſs, and they are hereby empowered and required, upon Application made to them by the ſaid Truſtees, yearly to adjudge and determine what Part or Proportion of the Statute-work ſhall every Year be done upon the ſaid Roads by the Inhabitants of the reſpective Pariſhes or Places in which the ſaid Roads do lie, and alſo what Proportion of Money received by the Surveyor or Surveyors of the Highways of every ſuch Pariſh or Place in lieu of or as a Compoſition for ſuch Statute-work as aforeſaid, ſhall be by him, her or them paid to the ſaid Truſtees, or their Treaſurer or Treaſurers; and in order thereunto, it ſhall and may be lawful to and for ſuch Truſtees from Time to Time to ſummon the Surveyor or Surveyors of the Highways for every ſuch Pariſh or Place, to bring in Liſts before ſuch Juſtices at ſome Place to be expreſſed in ſuch Summons (within Ten Days after the ſerving of ſuch Summons) of the Names of the ſeveral Perſons, who within ſuch Pariſh or Place are by Law ſubject and liable to do Statute-work for that Year, or to the Payment of any Money in lieu of or as a Compoſition for ſuch Statute-work, diſtinguiſhing the Nature of the Work to be done, whether with Teams or Draughts, or otherwiſe, and alſo the Amount of the reſpective Sums to be paid, which Liſts of Names ſhall be made in Manner and under ſuch Regulations and Reſtrictions, as are or may be directed by any Law or Statute in Force and Effect for the Repairs of the Publick Highways, and out of ſuch Liſts the ſaid Juſtices ſhall and may allot, appoint, and order ſuch and ſo many of the Perſons who ſhall appear to be ſubject and liable to Statute-work as aforeſaid, to do ſuch Number of Days Statute-work in every Year upon the ſaid Roads as the ſaid Juſtices ſhall think reaſonable, and the ſame ſhall be done on ſuch Days and at ſuch Times (not being Hay Time or Harveſt), and in ſuch Parts of the ſaid Roads as the ſaid Truſtees, or their Surveyor or Surveyors, ſhall from Time to Time order, direct or appoint; and the ſaid Juſtices ſhall and may alſo order and direct the Perſon who by ſuch Liſts ſhall appear to be ſubject and liable to the Payment of any Money in lieu of or as a Compoſition for Statute-work as aforeſaid, to pay ſuch Proportion thereof as the ſaid Juſtices ſhall think proper to the ſaid Truſtees or their Treaſurer, at ſuch Time or Times as they the ſaid Juſtices ſhall direct,

direct, and in Default of Payment, the ſame ſhall and may be recovered by Diſtreſs and Sale of the Goods and Chattels of the reſpective Perſons liable to the Payment thereof, in like Manner as any Penalty is by this Act authorized or directed to be recovered, and each and every Perſon who ſhall neglect or refuſe to do ſuch Statute-work as aforeſaid, after Notice in Writing given to or left for him, her or them, at his, her or their uſual Place or Places of Abode for that Purpoſe, by any Surveyor of the ſaid Truſtees, ſhall for every Day of his, her or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horſe or Horſes, Beaſt or Beaſts, to be provided by him, her or them, be ſubject and liable to ſuch Pains, Penalties and Forfeitures, as ſuch Perſon or Perſons may be ſubject or liable to by any Law or Statute in Force and Effect for the Repair of the publick Highways; and if any Perſon who ſhall come to work as a Labourer, or ſhall be ſent with any Team or Draught to work on the ſaid Roads, ſhall be found idle or negligent by any Surveyor to the ſaid Truſtees, ſuch Surveyor is hereby empowered to remove and turn off the Perſon who ſhall be found idle or negligent as aforeſaid; and in that caſe every ſuch Perſon ſhall be ſubject and liable to the reſpective Forfeitures and Payments aforeſaid, as if he had neglected or refuſed to come, or ſuch Team or Draught had not been ſent to work on any Part of the ſaid Roads, all which Forfeitures ſhall be paid to the Treaſurer of the ſaid Truſtees, and applied towards amending the ſaid Roads; and in caſe the ſaid Surveyor or Surveyors of the Highways for any of the ſaid Pariſhes or Places ſhall refuſe or wilfully neglect to give in ſuch Liſts as aforeſaid, or ſhall knowingly or wilfully give in falſe or imperfect Liſts, every ſuch Surveyor ſo offending ſhall for every Offence forfeit and pay any Sum not exceeding Ten Pounds.

Truſtees may compound for Statute Work.

LVII. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees to compound and agree with any Perſon or Perſons, Bodies Politick or Corporate, for the Repairs of or Statute-work to be by them done on the ſaid Roads, or any Part thereof, and alſo with the Inhabitants and Occupiers of Lands, Tenements, or Hereditaments of and in all or any of the Pariſhes or Places in which the ſaid Roads ſhall lie and be ſituate, for a certain Sum of Money by the Year or otherwiſe, as the ſaid Truſtees ſhall think reaſonable, in lieu of the Whole or any Part of the Statute or other Work to be by all or any of the ſaid Inhabitants and Occupiers done on the ſaid Roads, which Compoſition Money ſhall always be paid by the Surveyor or Surveyors of the Highways or other Officer of the Pariſh, or by the Perſon or Perſons ſo compounding, to the Treaſurer of the ſaid Truſtees in Advance, on or before the Firſt Day of *March* in each and every Year, or otherwiſe the Inhabitants and Occupiers of ſuch Pariſh or Place ſhall not be permitted to compound for that Year.

Truſtees may direct Proſecutions at the Expence of the Tolls.

LVIII. And be it further enacted, That the ſaid Truſtees at any Meeting whereof Notice ſpecifying the Time and Place when and where and the Purpoſe for which ſuch Meeting is intended to be held, ſhall be inſerted in ſuch News-paper or News-papers, and affixed on ſuch Gates or Turnpikes as aforeſaid, at leaſt Ten Days previous to the Time when ſuch Meeting is appointed to be held, may and they are hereby authorized and empowered, when and as often as they ſhall think fit and neceſſary, to direct Indictments to be preferred and proſecuted, and the Expences to be

defrayed out of the Monies arising by virtue of this Act, against the Inhabitants of all or any of the Parishes or Places through which the said Roads pass, and against the Hundred or County liable to repair Bridges, who shall have neglected or refused respectively to repair the same.

Surveyors may remove Annoyances and turn Watercourses, &c.

LIX. And be it further enacted, That it shall be lawful for the said Turnpike Surveyor or Surveyors, and such Person or Persons as he or they shall direct or appoint, (such Surveyor or Surveyors having an Order from the said Trustees for that Purpose), to remove and prevent all Annoyances on any Part of the said Roads by Filth, Dung, Ashes, Rubbish, or otherwise, and to turn any Watercourses, Sinks or Drains, running into, along, and out of the said Roads, to the Prejudice thereof, and to open, scour, and cleanse any Watercourses and Ditches adjoining to the said Roads, and make the same as deep and large as he or they shall think proper and necessary, and to cut down, lop or top at proper Seasons of the Year, any Trees or Bushes growing in the said Roads, or in the Hedges or Banks adjoining thereto, and within Fifteen Feet of the Centre thereof, and to take and carry away the same, in case the Owner or Occupier of the Premises shall neglect to remove the same, or to cut down or carry away such Trees or Bushes as aforesaid, or to open, scour or cleanse such Watercourses or Ditches, or to remove such other Annoyances, for the Space of Ten Days next after Notice in Writing given for that Purpose, under the Hand or Hands of such Surveyor or Surveyors, and the Charges thereof (to be settled by the said Trustees) shall be reimbursed to the Surveyor or Surveyors by such Owners or Occupiers, and the same shall be recovered in such Manner as the Penalties and Forfeitures are herein-after directed to be recovered; and if after Removal of any of the said Annoyances, any Person shall offend in the like Manner, every such Person shall, for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings.

Surveyors may make Causeways, &c. making Satisfaction for the same.

LX. And be it further enacted, That it shall be lawful for the said Surveyor or Surveyors, by Order of the said Trustees, to make or cause to be made Causeways or Embankments in and upon the said Roads, and to erect, support, and repair any Bridge or Bridges, Arch or Arches, Watercourse or Watercourses, upon the said Roads, and also to make or cause to be made a Road or Roads through the Grounds adjoining any narrow or ruinous Part or Parts of the said Roads (not being the Ground whereon any House or Houses, or other Buildings stand, or a Garden, Orchard, Park, Paddock, planted Walk or Avenue to any House), to be made Use of by all Passengers, Cattle, Carriages or otherwise, as a publick Highway, whilst the old Road or ruinous Road is widening or repairing, and till it shall be convenient and safe for Passengers and Carriages to pass thereon, making such reasonable Satisfaction to the Owners or Occupiers of such Grounds respectively, through which any such Drains shall be made, or whereon such Arches shall be erected, or through which any such temporary Road shall be made, for the Damages which such Owners or Occupiers respectively shall or may sustain thereby, as shall be adjudged reasonable by the said Trustees: And in case of any Difference concerning the same between such Owners and Occupiers and the said Trustees, that then it shall be lawful for the Justices of the Peace or the major Part of them, assembled at the next General Quarter Sessions of the Peace for the County in which such Grounds shall be situate, to

ſettle, adjudge and determine what Recompence ſhall be made to ſuch Owners and Occupiers for the Damage they ſhall have ſuſtained as aforeſaid, whoſe Determination therein ſhall be final.

Surveyors to take Gravel, &c. in waſte Grounds without paying for the ſame, leveling and railing Pits, &c. and alſo out of private Grounds, by Order of Truſtees, on paying for the Damage.

LXI. And be it further enacted, That it ſhall be lawful for the ſaid Surveyor or Surveyors, and ſuch Perſon or Perſons as he or they ſhall appoint, to ſearch for, dig, gather, and take away any Gravel, Furze, Heath, Sand, Beach, Stones, or other Materials for making or repairing the ſaid Roads, in and out of any River or Brook, or out of any Moor, Waſte or Common Grounds, or from the Sea-ſhore, without paying any Thing for ſuch Materials, ſuch Surveyor or Surveyors levelling or cauſing to be levelled all ſuch Holes and Pits, or otherwiſe cauſing the ſame to be railed or fenced off where or from whence any ſuch Materials ſhall be dug, gathered or taken away, in ſuch Manner as that the ſame ſhall not be dangerous to any Cattle or Travellers whatſoever, and paying for the Damages done by landing, and for going over or through any Lands, Grounds, or private Lanes or Roads, for or with ſuch Materials, to be aſcertained as herein-after mentioned; and alſo that it ſhall be lawful for the ſaid Surveyor or Surveyors, and ſuch Perſon or Perſons as he or they ſhall appoint, (ſuch Surveyor or Surveyors firſt having an Order in Writing of the ſaid Truſtees for that Purpoſe,) to ſearch for, dig, gather, and take away all or any ſuch Materials as aforeſaid, in, upon, or out of, from and over the private Ground or incloſed Lands of any Perſon or Perſons, not being a Garden, Orchard, Park, Yard, Paddock, or planted Walk or Walks, or Avenue to a Houſe, Lawn, or incloſed Plantation, paying or tendering to the Owners or Occupiers reſpectively, for the Damages done to ſuch private Grounds or incloſed Land, where and from whence any ſuch Materials as aforeſaid ſhall be dug, gathered and taken away, or over which the ſame or any other Materials for the Repair of the ſaid Roads ſhall be carried, ſuch Equivalent in Money as the ſaid Truſtees ſhall adjudge reaſonable; and in caſe of any Difference concerning the ſame, the Matter ſhall be ſubject to an Appeal to the Quarter Seſſions as herein-after mentioned.

Difference to be ſettled at the Quarter Seſſions.

Surveyors not to carry away Materials out of private Grounds without giving Notice to the Occupiers.

LXII. Provided always, and be it further enacted, That it ſhall not be lawful for any Surveyor or Surveyors, or other Perſon or Perſons, under the Authority of this Act, to take and carry away any Materials for repairing the ſaid Roads from any incloſed Lands or private Grounds, until Notice in Writing ſhall have been given to the reſpective Occupiers thereof, from which ſuch Materials are intended to be taken, or left for ſuch Occupiers reſpectively at their reſpective uſual Places of Reſidence, to appear before the ſaid Truſtees, or before any Two or more Juſtices of the Peace acting for the County where ſuch Lands are ſituated, on a certain Day to be mentioned in ſuch Notice, and not ſooner than Ten Days from the Service thereof as aforeſaid, to ſhew Cauſe why ſuch Materials ſhall not be had or taken from ſuch incloſed Lands or private Grounds reſpectively; and in caſe ſuch Occupier ſhall attend purſuant to ſuch Notice, but ſhall not be able to ſhew ſufficient Cauſe to the contrary, the ſaid Truſtees, or ſuch laſt-mentioned Juſtices, ſhall (if they think meet,) authorize ſuch Surveyor or other Perſon to dig, gather, and carry away ſuch Materials, in, upon, out of, from and over ſuch incloſed Lands and private Grounds reſpectively, at ſuch Time or Times as to ſuch reſpective Truſtees, or to ſuch Juſtices, ſhall ſeem proper, and if any ſuch Occupier

ſhall

ſhall refuſe or neglect to appear by himſelf or his Agent, the ſaid Truſtees, or ſuch Juſtices, ſhall and may nevertheleſs make ſuch Order therein as they ſhall think fit, as fully and effectually to all Intents and Purpoſes, as if ſuch Occupier or his Agent had attended.

Penalty on taking away Materials raiſed by Surveyors.

LXIII. And be it further enacted, That if any Perſon or Perſons whomſoever ſhall take away any Materials which ſhall have been dug, gotten or gathered, for the Repair or Uſe of the ſaid Roads, or ſhall raiſe or carry away any Materials out of any Pit or Quarry which ſhall have been made, dug or opened, for the Purpoſe of getting Materials for any Part of the ſaid Roads, before the ſaid Surveyors or their Workmen ſhall have diſcontinued working therein, for the Space of Fourteen Days, (except the Owner or Occupier of any private Ground, and Perſons authorized by ſuch Owner or Occupier to get Materials for his own private Uſe only and not for Sale), every Perſon ſo offending ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Five Pounds.

Roads to be meaſured and Mile-ſtones erected, &c.

LXIV. And be it further enacted, That the ſaid Truſtees ſhall cauſe the ſaid Roads to be meaſured, and Stones or Poſts to be ſet up in or near the Sides of the ſaid Roads, at the Diſtance of one Mile from each other, denoting the Diſtance of every ſuch Stone or Poſt from any Town or Place, as the ſaid Truſtees ſhall think proper, and alſo proper Direction-poſts; and if any Perſon ſhall wilfully pull up or damage any of ſuch Poſts or Stones, or ſhall obliterate or deface any of the Letters, Figures or Marks, which ſhall be inſcribed thereon, and be thereof convicted before any One or more Juſtice or Juſtices of the Peace for the County in which ſuch Offence ſhall be committed, either by Confeſſion of the Party, or by the Oath of One or more credible Witneſs or Witneſſes, every ſuch Perſon ſo offending ſhall forfeit and pay any Sum not exceeding Five Pounds for each Stone or Poſt, Letter, Figure or Mark, ſo wilfully broken, pulled up, obliterated or defaced, to be levied and recovered as herein-after mentioned; or if any Perſon ſhall ride upon any Footway adjoining to any Part of the ſaid Roads, or ſhall wilfully or careleſsly drive any Horſe or other Beaſt or Cattle, or any Swine, or any Cart or Carriage thereon, or ſhall cauſe any Damage to be done to any ſuch Footways; or if any Driver of any Waggon or other Carriage ſhall wilfully or careleſsly break or damage any of the Poſts or Stones erected for the Security of the ſaid Footways, or drive the Wheel of his Carriage againſt the ſame, or the Side or Sides of the ſaid Footways, or if any Perſon ſhall hale or draw or cauſe to be haled or drawn upon any Part of the ſaid Roads any Tree or Piece of Timber, or any Stone, otherwiſe than upon Wheel Carriages, or ſhall ſuffer any Part of any Tree or Piece of Timber which ſhall be conveyed upon any Wheel Carriage to drag upon any Part of the ſaid Roads, or ſhall plough over or drag any Plough upon any Part of the ſaid Roads, or in ploughing ſhall turn any Horſe or other Beaſt drawing any ſuch Plough upon any Part of the ſaid Roads to the Prejudice thereof, or if any Perſon or Perſons ſhall lay any Hay, Straw, or other Matter or Thing upon any Part of the ſaid Roads to be made into Manure, or ſhall ſcrape off the ſame, or any Mud, Soil, or other Matter or Thing which ſhall be or lie upon any Part of the ſaid Roads with any ſharp pointed Inſtruments ſo as to damage the ſaid Roads or any Part thereof, or if any Perſon or Perſons ſhall leave any Waggon, Wain, Cart or other Carriage, or any Plough, Harrow or other Implement of Huſbandry, in, upon, or on the Sides of the ſaid Roads, either

either with or without any Horſe or Beaſt harneſſed or yoked thereto, without ſome reaſonable Cauſe to be allowed by the Juſtice before whom the Perſon ſo offending ſhall be ſummoned or conveyed in order to his or her Conviction, or except with regard to ſuch Waggon, Wain, Cart or other Carriage, during ſuch Time as the ſame ſhall be loading or unloading and ſtanding as near the Side of the ſaid Roads as conveniently may be, or ſhall lay any Piece of Timber, or any Stones, Brick, Hay, Straw, Lime, Dung, Manure, Soil, Rubbiſh, or other Matter or Thing whatſoever in any Part of the ſaid Roads, or on the Side or Sides thereof to the Prejudice thereof, or to the Annoyance of any Perſon or Perſons travelling thereon, and be convicted thereof reſpectively by the Confeſſion of the Party or by the Oath of one or more credible Witneſs or Witneſſes, before any one or more Juſtice or Juſtices of the Peace for the County in which any or either of the ſaid Offences ſhall be committed, every Perſon ſo offending ſhall forfeit and pay any Sum not exceeding Forty Shillings for every ſuch Offence, one Moiety whereof ſhall be allowed and paid to the Informer, and the other Moiety ſhall be applied to the Purpoſes of this Act.

Truſtees may contract for repairing the Road.

LXV. And be it further enacted, That the ſaid Truſtees may and they are hereby empowered from Time to Time to contract and agree with any Perſon or Perſons for making, repairing, widening, altering, turning, or amending the ſaid Roads, or any Part or Parts thereof, or for doing any other Work to be done in the Execution of this Act, in ſuch Manner, and for ſuch Sum or Sums of Money as the ſaid Truſtees ſhall think proper; and that all Contracts and Agreements in Writing entered into purſuant to an Order made at any Meeting by the ſaid Truſtees, ſhall be binding to and upon the ſaid Truſtees and their Succeſſors, and alſo to and upon all other Perſons who ſhall ſign the ſame, his, her or their Executors and Adminiſtrators reſpectively; and that Actions and Suits may be maintained thereon, and Damages and Coſts recovered againſt the Party or Parties failing in the Execution of ſuch Contracts or Agreements.

Penalty on obſtructing the Execution of this Act.

LXVI. And be it further enacted, That if any Perſon or Perſons ſhall aſſault, interrupt or hinder, or cauſe or promote to be aſſaulted, interrupted or hindered, any Collector of the Tolls, or any Surveyor or Surveyors, or any other Perſon or Perſons by them, or any of them, or by the ſaid Truſtees employed in the Execution of this Act, every ſuch Perſon ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Five Pounds.

Power to Collectors to detain unknown Perſons guilty of Offences.

LXVII. And whereas Perſons guilty of Offences under this Act may be tranſient Perſons, unknown to the Collectors, Surveyors, or other Officers under this Act; be it therefore enacted, That it ſhall be lawful for any of the ſaid Collectors, Surveyors, or other Officers reſpectively, to ſeize and detain any ſuch unknown Perſon or Perſons guilty of any Offence as aforeſaid, and to convey him, her, or them before one or more Juſtice or Juſtices of the Peace for the County or Place where any ſuch Offence or Offences ſhall be committed, without any other Warrant or Authority than this Act for ſo doing.

Recovery of Penalties.

LXVIII. And be it further enacted, That all Penalties and Forfeitures by this Act impoſed, the Manner of levying and Recovery whereof is not herein

herein particularly directed, ſhall be levied and recovered by Diſtreſs and Sale of the Goods and Chattels of the Offender or Offenders, by Warrant under the Hand and Seal of any Juſtice of the Peace for the County in which ſuch Offence ſhall be committed, which Warrant ſuch Juſtice is hereby empowered to grant, upon the Confeſſion of the Party, or upon the Evidence of any credible Witneſs or Witneſſes upon Oath (which Oath ſuch Juſtice is hereby empowered to adminiſter), and the Overplus of the Money (if any) ariſing from ſuch Diſtreſs and Sale, ſhall be returned upon Demand to the Owner of ſuch Goods and Chattels, after deducting the Coſts and Charges of making, keeping, and ſelling ſuch Diſtreſs; and ſuch Penalties and Forfeitures when recovered (if not herein-before directed to be otherwiſe applied) ſhall be paid to the Treaſurer of the ſaid Truſtees, and ſhall be applied towards the Purpoſes of this Act: and in caſe ſufficient Diſtreis ſhall not be found, or ſuch Penalties and Forfeitures ſhall not forthwith be paid, it ſhall and may be lawful to and for ſuch Juſtice and he is hereby authorized and required, by Warrant under his Hand and Seal, to cauſe the Offender or Offenders to be committed to the Common Gaol or Houſe of Correction of the County in which ſuch Offence ſhall be committed, and there to remain, without Bail or Mainprize, for any Time not exceeding Three Calendar Months, nor leſs than Ten Days, unleſs ſuch Penalties and Forfeitures, and all reaſonable Charges attending the Recovery thereof, ſhall be ſooner fully paid and ſatisfied.

Application of Penalties.

LXIX. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees from Time to Time, if they ſhall ſee Cauſe, to pay and apply any Part of ſuch Penalties and Forfeitures, or any of them, not exceeding one Moiety of them or any of them, to and for the Uſe of the Informer or Informers; any Thing herein contained to the contrary notwithſtanding.

LXX. And be it further enacted, That Convictions of Offenders againſt this Act, ſhall be drawn up in the Form or to the Effect following; that is to ſay)

Form of Conviction.

Monmouthſhire, or Glamorganſhire to wit [as the caſe may be].

‘ BE it remembered, That on the Day of in the Year of our Lord *A. B.* is convicted before me ‘ one of His Majeſty's Juſtices of the Peace for the County of ‘ on his own Confeſſion [*or*, on the Oath of a credible ‘ Witneſs, *or*, on the Oaths of and ‘ two credible Witneſſes [*as the caſe may be*] [*Here ſpecify the Offence, and ‘ the Time and Place when and where the ſame was committed*] contrary to ‘ an Act paſſed in the Fiftieth Year of the Reign of His Majeſty King *George* ‘ the Third, intituled [*Here inſert the Title of this Act*]; and I, the ſaid ‘ Juſtice, do adjudge the ſaid to have hereby incurred ‘ the Penalty of to be paid, recovered and applied in ‘ Manner directed by the ſaid Act. Given under my Hand and Seal, the ‘ Day and Year firſt aforeſaid.’

Which Conviction, in the Form or to the Effect aforeſaid, ſhall be valid and effectual in Law to all Intents and Purpoſes.

Appeal to Quarter Seſſions.

LXXI. Provided always, and be it further enacted, That in caſe any Perſon or Perſons ſhall think him, her, or themſelves aggrieved by any Thing

Thing done in purſuance of this Act, and for which no particular Method of Relief hath been already hereby appointed, it ſhall be lawful for ſuch Perſon or Perſons to appeal to the Juſtices of the Peace at the next General or Quarter Seſſions of the Peace for the County in which ſuch Cauſe of Appeal ſhall ariſe next after the Expiration of Six Calendar Months from the Time ſuch Matter of Appeal ſhall have ariſen, the Perſon or Perſons appealing having firſt given Ten Days Notice at leaſt of his, her or their Intention to bring ſuch Appeal, and of the Matter thereof, to the Treaſurer or Clerk to the ſaid Truſtees, and forthwith after ſuch Notice entering with one or more ſufficient Surety or Sureties into a Recognizance before One or more Juſtice or Juſtices of the Peace for the ſaid County, for proſecuting ſuch Appeal, and abiding by ſuch Determination and Order as the Court ſhall make therein; and the Juſtices in ſuch Seſſions are hereby authorized and required to hear and determine the Matter of ſuch Appeal in a ſummary Way, and to make ſuch Determination therein, and award Coſts to either of the Parties, or otherwiſe as they ſhall judge proper, and ſuch Determination ſhall be final, binding and concluſive to all Parties, and to all Intents and Purpoſes whatſoever.

Diſtreſs not unlawful for Want of Form.

LXXII. And be it further enacted, That where any Diſtreſs ſhall be made for any Sum of Money to be levied by virtue of this Act, the Diſtreſs itſelf ſhall not be deemed unlawful, nor the Party or Parties making the ſame be deemed a Treſpaſſer or Treſpaſſers on Account of any Defect or Want of Form in the Information, Summons, Conviction, Warrant of Diſtreſs, or other Proceedings relating thereto; nor ſhall the Party or Parties diſtraining be deemed a Treſpaſſer or Treſpaſſers *ab initio*, on Account of any Irregularity that ſhall be afterwards done by the Party or Parties ſo diſtraining; but the Perſon or Perſons aggrieved by ſuch Irregularity ſhall and may recover full Satisfaction for the ſpecial Damage in an Action on the Caſe.

Proceedings not to be quaſhed for Want of Form.

LXXIII. And be it further enacted, That no Proceedings to be had touching the Conviction of any Offender againſt this Act, ſhall be quaſhed or vacated for Want of Form, or be removable by *Certiorari*, or any other Writ or Writs or Proceſs, into any of His Majeſty's Courts of Record at *Weſtminſter*, any Law or Statute to the contrary notwithſtanding.

Limitations of Actions.

LXXIV. Provided always, and be it further enacted, That no Action or Suit ſhall be commenced or brought againſt any Perſon or Perſons for any Thing done in purſuance of this Act, until Twenty-one Days Notice thereof ſhall have been given to the Clerk to the ſaid Truſtees, or after a ſufficient Satisfaction or Tender thereof hath been made to the Party or Parties aggrieved, or after Three Calendar Months next after the Fact committed; and every ſuch Action or Suit ſhall be laid, brought, and tried in the County in which the ſame was committed, and not elſewhere; and the Defendant or Defendants in every ſuch Action or Suit may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence at any Trial to be had thereupon, and that the ſame was done in purſuance and by the Authority of this Act; and if the ſame ſhall appear to be ſo done, or that ſuch Action or Suit ſhall be brought before Twenty-one Days Notice thereof ſhall have been given as aforeſaid, or after a ſufficient Satisfaction made or tendered as aforeſaid, or after the Time limited for bringing the ſame as aforeſaid, or ſhall be brought in

any

any other County, then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plantiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit, after the Defendant or Defendants shall have appeared, and if upon Demurrer, Judgement shall be given against the Plaintiff or Plaintiffs, then the Defendant or Defendants shall recover Treble Costs, and shall have such Remedy for recovering the same as any Defendant or Defendants hath or have for his, her, or their Costs, in any other Cases by Law.

Subscribers to pay their Subscription Money.

LXXV. And be it further enacted, That the several and respective Persons who have subscribed Money for and towards the making, amending, widening, altering, diverting, improving, repairing and keeping in Repair the said Roads, shall and are hereby required to pay the Sum or Sums so by them respectively subscribed, in such Parts and Proportions, within such Time and Times, and to such Person or Persons as the said Trustees shall direct and appoint; and if any Person or Persons shall neglect or refuse to pay the same in Manner aforesaid, it shall be lawful for the said Trustees to sue for and recover the same, in the Name of the Clerk or Treasurer to the said Trustees, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit or Information, wherein no Essoign, Protection, Wager of Law, or more than one Imparlance shall be allowed.

Publick Act.

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

Commencement and Term of this Act.

LXXVII. And be it further enacted, That this Act, and all the Tolls and Powers hereby given, shall commence and take Effect on the passing of this Act, and shall be in Force and have Continuance for and during the Term o Twenty-one Years, and from thence to the End of the then next Session of Parliament.

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