ANNO SEPTIMO

GEORGII IV. REGIS.

Cap. lxxxiv.

An Act for more effectually making, repairing, and improving certain Roads leading to and from *Liskeard*, and certain other Roads therein mentioned, in the Counties of *Cornwall* and *Devon*.

[5th *May* 1826.]

WHEREAS an Act was passed in the Fourth Year of the Reign of His present Majesty, intituled *An Act for more effectually making, repairing, and improving certain Roads leading to and from* Liskeard, *and certain other Roads therein mentioned, in the Counties of* Cornwall *and* Devon; whereby, after reciting Three former Acts for repairing the said Roads, or some of them, and setting forth that the Trustees for executing the said former Acts had borrowed considerable Sums of Money on the Credit of the Tolls thereby granted, and that such Sums were still due and owing, and that it was expedient certain Improvements or new Lines of Road should be made, the said Three former Acts were repealed; and it was enacted, that the said recited Act of the Fourth Year of the Reign of His present Majesty should thenceforth be put in execution for amending and improving and keeping in repair the Roads therein and herein-after mentioned: And whereas the Monies borrowed on the Credit of the Tolls arising on the said Roads still remain undischarged, and cannot be paid off, nor can the said Roads be properly altered, widened, and improved, or preserved in a proper State of Repair, unless the Powers and Provisions of the said recited Act be amended and enlarged; and it would be more convenient to the Trustees, and beneficial to the said Roads, and to the Public, if the said Act were repealed, 4 G. 4. c. 52.

repealed, and if further and other Provisions were granted instead thereof: And whereas a new Line of Road from *Tresulgan Lake* to *Trerule Foot*, in the Parish of *Saint Germans*, by the said Act directed or authorized to be made, has been commenced, and a considerable Part thereof has been made, and the making and completing of the whole thereof is now in Progress: And whereas the Road comprised in the said Act, leading from *Liskeard* to *Torpoint* and *Cremill Passage*, is in some Parts narrow, steep, circuitous, and incommodious, and it would be of much Convenience and Advantage to the Public if certain new Pieces of Road were to be made on the Line of the said last-mentioned Road; (that is to say), a new Piece of Road diverging from *Antony Green*, through *Brockhole*, along *Whacker Lake*, *Trethill*, *Kerslake*, and *Sheviock*, to join the present Road near *Stump Cross*; a new Piece of Road diverging from *Polscove* by the Side of *Sconner Lake*, through *Trewin* and *Sconner*, and along the Side of *Polbathick Lake*, to join the present Road near *Polbathick* Lime Kilns; and a new Piece of Road from *Polbathick* up the Valley, through *Treskelly*, to join the present Road at *Trerule Foot*; and a new Piece of Road diverging at or from near *Tresulgan Bridge* up the Valley, and through *North Trevido*, to join the present Road near the Quarry on the Eastern Side of *Cartuther*; and also a new Piece of Road diverging from the Farm at *Mount Edgcumbe* along the Shore of *Milbrook Lake*, across *Inceworth Barton*, *Penhale Lake*, and along the Shore of *Saint John's Lake* to *Antony Green*: And whereas it would be advantageous to the Neighbourhood, and of public Utility, if the Trustees for the Care of the said Roads were discharged from the Care and Management of so much of the said Roads as leads from *Crafthole* to *Saint Germans Beacon*, in the Parishes of *Sheviock* and *Saint Germans*, and if instead thereof a new Piece of Road were made from and out of the said intended new Piece of Road leading from *Polbathick* to *Trerule Foot*, at or near *Treskelly*, to *Hessenford*: And whereas it is expedient that the Highway or Road leading from the present Turnpike at or near the Turnpike Gate called *Looe Mills Gate* towards *Looe Down*, should be made Turnpike, and put under the Care of the said Trustees, for the Space of One hundred and eighty Yards from the said present Turnpike Road: And whereas an Act was passed in the Third Year of the Reign of His present Majesty King *George* the Fourth, intituled
3 G. 4. c. 126. *An Act to amend the general Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England: And whereas an Act was passed in the Fourth Year of the Reign of His said present
4 G. 4. c. 95. Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the general Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England: And whereas an Act was passed in the Fifth Year
5 G. 4. c. 69. of the Reign of His said present Majesty, intituled *An Act to enable Justices of the Peace for Ridings, Divisions, or Sokes, to act as Trustees for repairing and maintaining Turnpike Roads*: 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 from and after the Twenty-ninth Day of *September* next, the said Act of the Fourth Year of the Reign of His present Majesty, intituled *An Act for*

Recited Act 4 G. 4. c. 52. repealed, and this Act to take effect.

more effectually making, repairing, and improving certain Roads leading to and from Liskeard, *and certain other Roads therein mentioned, in the Counties of* Cornwall *and* Devon, shall be and the same is hereby declared to be repealed; and this Act shall from thenceforth commence and take effect, and shall be put in execution for and during the Term herein-after mentioned, for the Purpose of more effectually repairing, widening, altering, diverting, and from Time to Time improving and keeping in repair the Road from the East End of *West Taphouse Lane* to the Borough of *Liskeard*, and from thence to *Coombe Row House*; and also the Road from the said Borough of *Liskeard* to *Craflhole*, and from thence to *Cremill Passage* and *Torpoint*; and from *Barn Street* to *Duloe Church*, and from *Lux Street* to *Crathick Ford*, and from *Bull Post* to *Treworgey Cross*, and from *Barrett's Cross Gate* One hundred and twenty Feet towards *Coldstile*, and from the present Turnpike Road near *Looe Mills Gate* One hundred and eighty Yards towards *Looe Down*, in the Counties of *Cornwall* and *Devon*; and for making and completing and maintaining in repair the said new Line of Road from *Tresulgan Lake* to *Trerule Foot*, now in Progress as aforesaid; and also for making and completing and maintaining in repair the said several other new Pieces of Road herein-before described or mentioned.

New Term and Tolls liable to Debt.

II. And be it further enacted, That this Act, and the Term and Tolls hereby granted, shall be and they are hereby made subject and liable to the Payment of all Monies which have been borrowed, and are now due and owing on the Credit of the Tolls authorized to be taken by the said Act of the Fourth Year of the Reign of His present Majesty, intitled *An Act for more effectually making, repairing, and improving certain Roads leading to and from* Liskeard, *and certain other Roads therein mentioned, in the Counties of* Cornwall *and* Devon, and of all Interest due and to grow due thereon respectively, as fully and effectually, to all Intents and Purposes, as if such Monies had been borrowed or become due and owing on the Credit or Security of the Tolls granted by this Act; and all and every Person and Persons who may owe, or be subject or liable to the Payment of any Sum or Sums of Money to the Trustees for executing the said recited Act hereby repealed, or to any Person or Persons for the Benefit of the said Roads, shall be liable to the Payment of all such Sum and Sums of Money to the Trustees for executing this Act.

Bonds, &c. under former Acts to be good under this Act.

III. And be it further enacted, That all Conveyances, Bonds, Covenants, Agreements, and Securities made or entered into by any Person or Persons to or with any of the Trustees for executing the said recited Act of the Fourth Year of the Reign of His present Majesty, intituled *An Act for more effectually making, repairing, and improving certain Roads leading to and from* Liskeard, *and certain other Roads therein mentioned, in the Counties of* Cornwall *and* Devon, hereby repealed, according to the Provisions and Directions of such Act, shall remain in full force and effect, and shall be and continue available in all Courts of Law and Equity, notwithstanding the Repeal of the said Act, until the same are or shall be fully satisfied and performed on account of, or for the Benefit of the Roads included in this Act; and all Contracts, Agreements, Demises, Mortgages, and Securities,

rities, made or entered into by such Trustees to or with any Person or Persons, shall remain in full force and effect, and shall be binding on the Trustees for executing this Act and the said recited Acts of the Third, Fourth, and Fifth Years of the Reign of His said present Majesty, and be observed and kept by them according to the Terms, Stipulations, and Tenor thereof respectively.

Books used under former Act, to be Evidence.

IV. And be it further enacted, That all and every Book and Books of the Proceedings of the Trustees in execution of the said recited Act of the Fourth Year of the Reign of His present Majesty, intituled *An Act for more effectually making, repairing, and improving certain Roads leading to and from* Liskeard, *and certain other Roads therein mentioned, in the Counties of* Cornwall *and* Devon, hereby repealed, or of any Act then in force and made Evidence thereby, shall be admitted in Evidence in all Courts, and by all Judges, Justices, and others; and all such Books, and all Books of Accounts of Receipts and Disbursements kept, had, or made under the said Act, and all Books for registering Mortgages or Assignments made in pursuance thereof, shall be preserved and kept by the said Trustees, or as they shall direct, and shall at all seasonable Times be open to the Inspection of the said Trustees and any Creditor or Creditors of the Tolls without Fee or Reward; and the said Trustees and Creditors, or any of them, shall and may take Copies of or Extracts from the said Book or Books, or any Part or Parts thereof respectively, without paying any thing for the same; and in case the said Clerk shall refuse to permit or shall not permit the said Trustees or such Creditors, or any of them, to inspect the said Book or Books, or to take such Copies or Extracts as aforesaid, such Clerk shall forfeit and pay any Sum of Money not exceeding Five Pounds.

Officers to account.

V. And be it further enacted, That all Persons who are or who have been employed, or who have received any Tolls or other Money on account of the Roads comprised in the said recited Act of the
4 G. 4. c. 52. Fourth Year of the Reign of His present Majesty, intituled *An Act for more effectually making, repairing, and improving certain Roads leading to and from* Liskeard, *and certain other Roads therein mentioned, in the Counties of* Cornwall *and* Devon, or who have or shall have in their Custody or Possession any Money, Books, Papers, Writings, or other Things relating to the said Roads, shall account for and pay and deliver over the same and every Part thereof to the Trustees for executing this Act, in like Manner and under the like Penalties as the several Collectors and other Persons receiving any Money by virtue of the said recited Act of the Third Year of the Reign of His said present Majesty, and of the said recited Act of the Fourth Year of the Reign of His present Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the general Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England, and this Act, are required to pay or account for the same.

Powers of the recited Acts 3, 4, & 5 G. 4. extended to this Act.

VI. And be it further enacted, That the said recited Act passed in the Third Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies,

Remedies, Matters, and Things therein contained (save and except such Parts thereof as are expressly varied, altered, or repealed by the said recited Act of the Fourth Year of the Reign of His present Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the general Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England, and also save and except such Parts thereof as are expressly varied, altered, or otherwise provided for by this Act), and also the said recited Act passed in the Fourth Year of the Reign of His present Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the general Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained (save and except such Parts thereof as are expressly varied, altered, or otherwise provided for by this Act); and also the said recited Act passed in the Fifth Year of the Reign of His present Majesty, and the Power or Provision therein contained, shall respectively be as good, valid, and effectual for carrying this Act and the several and respective Purposes thereof into execution, as if the same had respectively been repeated and re-enacted in the Body of this Act.

Trustees.

VII. And be it further enacted, That all His Majesty's Justices of the Peace acting for the County of *Cornwall*, and all His Majesty's Justices of the Peace acting for the County of *Devon* respectively, for the Time being, together with the Right Honourable *Reginald Pole Carew* Lord Viscount *Valletort*, Lord *Eliot*, Sir *Joseph Copley* Baronet, *Francis Glanville*, *Francis Hearle Rodd*, *John Tillie Coryton*, *Francis Glanville* the younger, *Edmund Carthew*, *William Pedler*, *John Carthew*, *Thomas Robins*, *William Jope*, *John Glanville* Clerk, *Charles Trelawny* of *Coldrinnick*, *John Burell* of *Burell*, *William Lewis Salisbury Trelawny*, *John Buller* of *Morval*, *Thomas Bond* of *East Looe*, *William Marshall* of *Treworgey*, *John Coryton Roberts* of *Treval*, *Duke Yonge* Clerk, *John Lloyd Lugger* of *Freethy* Clerk, *John Boger* of *Wolsdon*, *William Rowe* Clerk, *Hugh Littleton* Clerk, *Henry Grylls* Clerk, *Thomas Hoblyn*, *Abraham Hambly*, *John Jope* Clerk, *James Carthew*, *William Glencross*, *John Carthew* the younger, *Richard Doidge* of *Trenodden*, *John Allen*, *John Taunton*, *Richard Couche*, *James Clogg*, *Robert Coad*, *Richard Dyer*, *Joseph Eales*, *John Littleton* of *Trewin*, *Richard Sobey* of *Trencreek*, *Thomas Sobey* of *Treburgie*, *William Maynard* of *Penearth*, *John Sobey* of *Trewolland*, *Thomas Little* of *Saint Keyne*, *John Grigg* of *Liskeard*, *William Hambly* of *Molinnick*, *George Rowe* of *Trewetha*, *John Penwarne* of *Trehawke*, *Hugh Snell* of *Trevido*, *William Hicks Lord*, *John Slyman*, *William Stephens*, *John Stephens*, *John Vosper*, *Arthur Peter*, *Anthony Pike*, *Thomas Nattle*, *William Vallack*, *Robert Bint*, *John Martin*, *Peter Rogers*, *Peter Vallack*, *John Hodge*, Colonel *James Drummond Buller Elphinstone*, *Reginald Pole* Clerk, *George Poole Norris* Clerk, *Stephen Puddicombe* Clerk, and their Successors, being duly qualified according to the Directions of the said recited Act of the Third Year of the Reign of His present Majesty, and of the said recited Act of the Fourth Year of the Reign of His present Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present*

Majesty, to amend the general Laws now in being for regulating Turnpike Roads in that Part of Great Britain *called* England, and of the said recited Act of the Fifth Year of the Reign of His present Majesty, shall be and they are hereby appointed Trustees for repairing, widening, altering, diverting, making, completing, improving, and keeping in repair the said Roads, and for otherwise putting this Act into Execution.

Power to appoint additional Trustees.

VIII. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered from Time to Time, at any of their Meetings, to elect and appoint any Number of Persons, being duly qualified as directed by the said recited Act of the Third Year of the Reign of His present Majesty, and of the said recited Act of the Fourth Year of the Reign of His present Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the general Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England, not exceeding Four in the whole in addition to the Number of Trustees herein named and appointed, to be Trustees for the Purposes of this Act; and such Persons, so elected and appointed, shall be Trustees for the Purposes of this Act, and are hereby invested with the same Powers and Authorities for executing this Act as if they had been herein named.

Old Officers to continue until removed by Trustees.

IX. And be it further enacted, That each and every Treasurer who shall have been appointed consistently with the Provisions of the said recited Act passed in the Third Year of the Reign of His present Majesty, and of the said recited Act of the Fourth Year of the Reign of His present Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the general Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England, and not contrary to the Provisions or Directions of this Act, and each and every Clerk, Receiver, Collector, Surveyor, and other Officer appointed under or by virtue of the said first-recited Act hereby repealed, shall hold and enjoy such their several and respective Offices and Employments until removed therefrom respectively by the Trustees for executing this Act; and each and every such Clerk, Receiver, Collector, Surveyor, and other Officer shall have the like Powers and Authorities for the Purposes of this Act, and for carrying the same into execution, and shall be subject and liable to such Pains and Penalties, and to the like Powers of Removal, and to the like Rules and Regulations in all respects whatsoever, as if he or they had been appointed under or by virtue of this Act.

Treasurer and Clerk not to be the same Person.

X. Provided always, and be it further enacted, That it shall not be lawful for the said Trustees to continue or appoint the Person who hath been or may be appointed to act as their Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or any Person in the Service or Employ of any such Clerk, or the Clerk or any Person in the Service or Employ of the Partner of any such Clerk, to be the Treasurer for the Purposes of this Act, or to continue or appoint the Person who hath been or may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or any Person in the

Service or Employ of any such Treasurer, or the Clerk or any Person in the Service or Employ of the Partner of any such Treasurer, to be the Clerk to the said Trustees; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk, or the Clerk or any Person in the Service or Employ of any such Clerk, or the Clerk or any Person in the Service or Employ of the Partner of any such Clerk, shall act as Treasurer, or being the Partner of any such Treasurer, or the Clerk or any Person in the Service or Employ of any such Treasurer, or the Clerk or any Person in the Service or Employ of the Partner of any such Treasurer, shall act as Clerk in the Execution of this Act, or if any such Treasurer shall hold any Place or Office of Profit or Trust under the said Trustees other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person who shall sue for the same, to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than one Imparlance, shall be allowed.

First Meeting of Trustees.

XI. And be it further enacted, That the Trustees for executing this Act shall meet at the Guildhall in the Borough of *Liskeard*, or at some other convenient House or Place in *Liskeard* aforesaid, on the Third Day of *October* next after the passing of this Act, or as soon after as conveniently may be, and shall and may then, and from Time to Time after, adjourn to and meet at such Times and at such Place or Places, in the Neighbourhood of the said Roads, as they shall think proper, and the Hours for such Meetings shall be between Ten of the Clock in the Forenoon and Two of the Clock in the Afternoon.

Power to continue or erect Toll Gates, Toll Houses, &c.

XII. And be it further enacted, That the said Trustees may, and they are hereby authorized and empowered, if they shall think proper, to continue, remove, take away, or alter the Situation of all or any of the Toll Gate or Gates, Bar or Bars, Chain or Chains, and Toll Houses, which have been erected in, upon, or across any Part of the said Roads; and shall and may erect or cause to be erected such and so many other Toll Gate or Gates, Bar or Bars, Chain or Chains, Toll Houses, and Weighing Machine or Weighing Machines, in, upon, or across any Part or Parts of the said Roads, and also in, upon, and across any Part of the new Pieces of Road by this Act authorized to be made, and upon the Side or Sides thereof respectively, and from Time to Time to remove, take away, or alter the Situation of the same, or any of them, as they the said Trustees shall think proper and expedient; and also shall or may erect or provide a Toll House or Toll Houses with suitable Outbuildings and other Conveniences, and may also take in and inclose from the said Roads convenient Garden Spots for the said Toll Houses respectively, not exceeding One Eighth Part of a Statute Acre to each Toll House.

Power to take Tolls.

XIII. And be it further enacted, That it shall be lawful for the said Trustees, or any Person or Persons appointed by virtue of this Act Collector or Collectors as aforesaid, and they are hereby authorized

rized and required, to demand and take (subject to the Restrictions and Exemptions herein-after mentioned), at each and every of the respective Toll Gates and Side Gates which shall be continued or erected by virtue of this Act in, upon, or across any of the said Turnpike Roads, or on the Sides thereof or any Part thereof (except on the new Pieces of Road by this Act authorized to be made between *Antony Green* and *Trerule Foot*, and between *Mount Edgcumbe Farm* and *Antony Green*, and between *Treskelly* and *Hessenford*), the several Tolls following; (that is to say),

For every Horse or other Beast (Oxen and Asses excepted), drawing any Carriage whatever, any Sum not exceeding Nine-pence:

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

For every Ox drawing any Carriage whatever, any Sum not exceeding Four-pence Halfpenny:

For every Ass drawing any Carriage whatever, any Sum not exceeding Three-pence:

For every Drove of Oxen, Cows, or Neat Cattle, any Sum not exceeding One Shilling and Eight-pence *per* Score; and so in proportion for any less Number:

For every Drove of Calves, Swine, Sheep, or Lambs, any Sum not exceeding Ten-pence *per* Score; and so in proportion for any less Number.

And at each and every of the respective Toll Gates and Side Gates which shall be erected by virtue of this Act in, upon, or across, or on the Side of any of the new Pieces of Road hereby authorized to be made between *Antony Green* and *Trerule Foot*, and between *Mount Edgcumbe Farm* and *Antony Green*, the several Tolls following; (that is to say),

For every Horse or Mule drawing any Carriage whatever, any Sum not exceeding One Shilling:

For every Ox drawing any Carriage whatever, any Sum not exceeding Sixpence:

For every Ass drawing any Carriage whatever, any Sum not exceeding Four-pence:

For every Horse or Mule not drawing, any Sum not exceeding Three-pence:

For every Ass not drawing, Two-pence:

For every Drove of Oxen, Cows, or Neat Cattle, any Sum not exceeding Two Shillings and Sixpence *per* Score; and so in proportion for any less Number:

For every Drove of Calves, Swine, Sheep, or Lambs, One Shilling and Three-pence *per* Score; and so in proportion for any less Number.

And at each and every of the respective Toll Gates and Side Gates which shall be erected by virtue of this Act in, upon, or across, or on the Side of the new Piece of Road hereby authorized to be made between *Treskelly* and *Hessenford*, the several Tolls following; (that is to say),

For every Horse or Mule drawing any Carriage whatever, any Sum not exceeding Four-pence Halfpenny:

For every Ox drawing any Carriage whatever, any Sum not exceeding Two-pence Farthing:
For every Ass drawing any Carriage whatever, any Sum not exceeding Three Halfpence:
For every Horse or Mule not drawing, any Sum not exceeding One Penny:
For every Ass not drawing, One Halfpenny:
For every Drove of Oxen, Cows, or Neat Cattle, any Sum not exceeding Ten-pence *per* Score; and so in proportion for any less Number:
For every Drove of Calves, Swine, Sheep, or Lambs, any Sum not exceeding Five-pence *per* Score; and so in proportion for any less Number.

Which said respective Sums of Money or Tolls shall be demanded and taken before any Horse, Mule, Ass, Beast, or other Cattle whatsoever, drawing or not drawing, shall be permitted to pass through any Toll Gate or Turnpike, or Side Gate or Side Bar, or Chain, which shall be continued, erected, or placed by virtue of this Act in, upon, or across the said Roads, or on the Sides thereof, or any Part thereof; and which said respective Tolls shall be and are hereby vested in the said Trustees, and shall be applied for the Purposes of this Act in manner herein-after directed.

Tolls on the Hessenford Line to be varied as on the Mian Line.

XIV. Provided always, and be it further enacted, That in case the Tolls payable on the Main Line of the said Roads shall at any Time or Times be reduced, a proportionate Reduction, as near as may be, shall at the same Time be made in the last-mentioned Tolls to be taken between *Hessenford* and *Treskelly*, and the same Tolls shall be raised proportionably with the Tolls on the said Main Line, if at any Time or Times such last-mentioned Tolls shall be again raised.

Tolls to be paid but Once a Day.

XV. Provided always, and be it further enacted, That in case the Toll hereby authorized to be taken shall have been paid for the passing of any Horse, Beast, or Cattle through any one of such Toll Gates, Turnpikes, or Side Gates, such Horse, Beast, or Cattle shall, upon a Ticket denoting such Payment on that Day being produced, be permitted to pass Toll-free through the same Toll Gate, Turnpike, or Side Gate, and also through such other Gate or Gates, if any, as the Ticket for such Payment shall free, at any Time or Times during the same Day; any thing in this Act contained to the contrary thereof in anywise notwithstanding.

Limiting the Number of Tolls to be paid on the whole Roads.

XVI. Provided also, and be it further enacted, That nothing herein contained shall extend or be construed to extend to empower the said Trustees, or any Collector or Collectors, to demand or take for or in respect of the same Horse, Beast, or Cattle, for passing or repassing at any Time or Times in any one Day through all or any of the Toll Gates, Turnpikes, or Side Gates along that Part of the said Roads which lies between the East End of *West Taphouse Lane* and *Coombe Row House* more than Two full Tolls; and along that Part of the said Roads and intended new Pieces of Road which lies between *Liskeard* and *Torpoint* and *Cremill Passage*, exclusive of the Road between *Hessenford* and *Treskelly*, more than Two full Tolls; and along the intended new Piece of Road between *Hessenford* and *Treskelly*, more

more than One full Toll; and along all the remaining Parts of the said Roads more than One full Toll: Provided also, that Payment of Toll for or in respect of any Horse or other Beast, drawing or not drawing, at any one of the Gates, or Side or Stop-gates, to be placed on that Part of the said intended new Lines of Road which lies between *Polbathick* and *Cremill*, shall for the same Day, on the Production of a Ticket denoting such Payment, exempt from the Payment of any other or additional Toll in respect of the same Horse or Beast at the same Gate, and all other Gates on that Part of the said new Lines as aforesaid, and likewise at the Gates at *Crafthole* and *Cremill*; and, in like manner, Payment of Toll for or in respect of any Horse or other Beast at *Crafthole* and *Cremill* shall, for the same Day, exempt from the Payment of Toll in respect of the same Horse or other Beast at the same Gates, and likewise at the Gates to be erected on that Part of the said new Lines of Road which lies between *Polbathick* and *Cremill*, on producing a Ticket denoting such Payment, and on paying such a Sum as shall amount to the Difference of Toll payable at *Crafthole* or *Cremill*, and at the Gates to be erected on that Part of the said new Lines as aforesaid.

Payment of certain Gates to free other Gates on Payment of the Difference of Toll.

Stage Coaches, &c. to pay every Time of passing:

XVII. Provided also, and be it further enacted, That the Tolls hereby made payable for or in respect of Horses or Beasts drawing any Stage Coach, Diligence, Van, Caravan, or Stage Waggon, or other Stage Carriage conveying Passengers or Goods for Pay or Reward, shall be payable and paid every Time of passing or repassing along the said Roads, or any of them.

Post Chaises on every new Hiring.

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

Exemptions for Agricultural Produce.

XIX. Provided always, and be it further enacted, That no Toll shall be demanded or taken by virtue of this Act, for any Horse, Beast, or other Cattle, Cart, or Carriage employed in carrying or conveying, or going empty to fetch, carry, or convey, or returning empty from carrying or conveying, having been employed only in carrying or conveying, on the same Day, any Lime, Dung, Soil, Compost, or Manure for improving Lands, or any Ploughs, Harrows, or Implements of Husbandry, (unless laden also with some other thing not hereby exempted from Toll), or any Hay, Straw, Fodder for Cattle, or Corn in the Straw, which has grown or arisen on Land or Ground in the Occupation of the Owner of any such Hay, Straw, Fodder, or Corn in the Straw, Potatoes, or other Agricultural Produce, which has not been bought, sold, or disposed of, nor is going to be sold or disposed of; or for any Horses or other Beasts employed in Husbandry, going to or returning from Plough or Harrow, or to or from Pasture or Watering Place, such Horses or other Beasts going to or returning from Plough or Harrow, or to or from Pasture or Watering Place, not going or returning on those Occasions more than Two Miles on the said Roads; and if any Person shall claim or take the Benefit of the said Exemption, not being legally entitled to the same, every such Person shall

forfeit and pay any Sum not exceeding Five Pounds, and the Proof of Exemption shall lie on the Person claiming the same.

In what Cases Exemptions not to be allowed.

XX. Provided always, and be it further enacted, That no such Exemption from Toll as herein-before mentioned shall be claimed or allowed, unless the Tires of the Wheels of such Cart or other Carriage with Two Wheels, be of the Breadth of Three Inches or more, if drawn by One Horse or other Beast; or of the Breadth of Four Inches and a Half or more, if drawn by Two Horses or other Beasts; or of the Breadth of Six Inches or more, if drawn by Three Horses or other Beasts, nor unless the Tires of the Wheels of such Cart or other Carriage, with Four Wheels, be of the Breadth of Three Inches or more, if drawn by One or Two Horses or other Beasts; or of the Breadth of Four Inches and a Half or more, if drawn by Three or Four Horses or other Beasts; or of the Breadth of Six Inches or more, if drawn by Five or more Horses or other Beasts.

Exemption of Corn ground at Bodgara Mills.

XXI. And be it further provided and enacted, That none of the Tolls made payable by this Act shall be demanded or taken for any Carriage, Horse, or Beast carrying any Corn or Grain, ground or to be ground at *Bodgara Mills* in the aforesaid Borough of *Liskeard*, such Corn or Grain being for the Use of the Owner and his Family, and not for Sale; and if any Person shall claim or take the Benefit of the same Exemption, not being legally entitled to the same, every such Person shall forfeit and pay any Sum not exceeding Five Pounds, and the Proof of Exemption shall lie on the Person claiming the same.

Application of the Money.

XXII. And be it further enacted, That all the Monies which have been subscribed or advanced for or towards making the new Pieces of Road, and all Monies which shall arise and be produced by and from the Tolls by the said recited Acts and this Act granted and made payable, together with the Monies which shall be borrowed upon the Credit thereof, and all other Monies which shall arise and be produced by virtue thereof, shall be vested in the said Trustees for the Time being, and be applied to and for the several Uses, Intents, and Purposes, and in the Order and Manner following; (that is to say), in the first place, in Payment of all the Costs, Charges, and Expences incidental to and attending the applying for and obtaining and passing of this Act, and then in defraying the Expences of making and completing the Roads by this Act authorized to be made and completed, in erecting and repairing Toll Gates and Toll Houses, in paying the Interest due upon the several Principal Sums of Money which have been borrowed and secured in pursuance of the former Act hereby repealed, and which have been subscribed for the Purposes of this Act, and which shall from Time to Time be borrowed and secured in pursuance of this Act; in the next place, in keeping the said Roads in repair; and lastly, in discharging the several Principal Sums of Money which have been borrowed and secured in pursuance of and for the Purposes of the former Act hereby repealed, and which have been subscribed for the Purposes of this Act, and which may hereafter be borrowed and secured by virtue of this Act.

XXIII. And

Trustees to erect Toll Gates and take Tolls on each of the Branches.

XXIII. And be it further enacted, That the said Trustees shall and they are hereby required to erect and set up and continue upon each and every Branch of Road comprized in this Act, One or more Toll Gate or Toll Gates, Toll Bar or Toll Bars, or Turnpike or Turnpikes, and to demand and take thereat the Tolls by this Act granted.

No Money to be laid out on Roads where there is no Turnpike erected, or no Tolls taken.

XXIV. Provided always, and be it further enacted, That no Money arising from any of the Tolls hereby authorized to be collected and taken, shall be applied in or towards the Repair of any Branch Road comprized in this Act, unless some Toll Gate, Toll Bar, or Turnpike shall be erected and continued upon such Branch Road, nor unless the Tolls hereby granted shall be demanded and taken thereat, pursuant to the Powers and Provisions of this Act and the said recited Acts.

Not to extend to the Streets of Liskeard.

XXV. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to empower the said Trustees to lay out or apply any of the Money raised by the Tolls hereby granted, or borrowed on the Credit thereof, in paving or repairing any Highway or Street in the Town of *Liskeard*.

Subscribers to pay their Subscriptions.

XXVI. And be it further enacted, That the several and respective Persons who have subscribed for or agreed to advance any Money for and towards the making or maintaining the said Roads, shall and they are hereby required to pay the Sum or Sums of Money so subscribed, within such Time and Times, and in such Parts and Proportions as the said Trustees shall order and direct, and the same shall be demanded by and paid to such Person or Persons as the said Trustees shall by any Writing under their Hands authorize to receive the same; and if any Person or Persons shall neglect or refuse to pay the same, or any Part thereof as aforesaid, it shall be lawful for the said Trustees to sue for the same in the Name of any one of such Trustees, or of their Clerk, and to recover the same, together with full Costs of Suit, in any of His Majesty's Courts of Record, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than one Imparlance, shall be allowed; and all such Monies shall be vested in the said Trustees, and applied as herein-before mentioned.

New Pieces of Road may be made.

XXVII. And be it further enacted, That the said Trustees shall and may and they are hereby authorized and empowered to make the said several new Pieces of Road herein-before described, upon, in, over, or through any private Lands, Grounds, or Hereditaments, making or tendering Satisfaction to the Owners thereof and Persons interested therein for the same, or for any Damage they may sustain thereby, and also in, upon, over, or through any Commons or Waste Lands, without making any Satisfaction for such Commons or Waste Lands, of such Width or Dimensions as they shall think proper, not exceeding Forty Feet, together with such Footpaths, Causeways, Embankments, Bridges, Arches, Culverts, Ditches, Drains, and Fences on the Line of the said Road, as they shall think necessary or expedient, and for such Purpose or Purposes to pull down or take and use any

any Houses, Buildings, Tenements, or Hereditaments mentioned in the Schedule to this Act annexed marked (A.), making Satisfaction to the Owners thereof and Persons interested therein for the same, or for the Damage they may sustain thereby; and it shall also be lawful for the said Trustees, and for their Surveyors or Surveyor and Workmen, from Time to Time to enter upon the Lands and Premises, or Hereditaments, through which or whereupon such Roads, Footpaths, Causeways, Embankments, Bridges, Arches, Culverts, Ditches, Drains, and Fences are intended to be made or pass, and also upon any adjoining Lands or Grounds, and to stake out the same in such Manner as the said Trustees shall think necessary or expedient, without being deemed a Trespasser or Trespassers, and without being subject or liable to any Fine, Penalty, or Punishment for entering or continuing upon such Lands or Premises respectively, for any of the Purposes of this Act; and if any Person shall pull up, remove, or destroy any of such Stakes or other Marks used for the Purposes aforesaid, every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

Roads to be made according to the Map or Plan deposited at the Office of the Clerks of the Peace.

XXVIII. And whereas a Map or Plan, describing the Line of the said new Pieces of Road, and the Lands, Hereditaments, and Premises through or over which the same are to be made or carried, together with a Book of Reference, containing a List of the Names of the Owners and Occupiers of such Lands, Hereditaments, and Premises, have been deposited at the Office of the Clerk of the Peace for the said County of *Cornwall*, and at the Office of the Clerk of the Peace for the said County of *Devon*; be it therefore enacted, That the said Maps or Plans and the 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 all seasonable Times have liberty to inspect and peruse the same, and to take Copies or Extracts thereof at their Will and Pleasure, paying the Clerk of the Peace the Sum of One Shilling for every such Inspection, and at the Rate of Four-pence for every Seventy-two Words of such Copies or Extracts of such Maps or Plans and Books of Reference; and the said Trustees in making the said Roads shall not deviate more than One hundred Yards of Three Feet each from the Lines described in such Maps or Plans, without the Consent and Approbation in Writing of the Person or Persons, Bodies Politic, Corporate, or Collegiate, through whose Lands or Premises such Deviation shall be made.

Lands marked in the Plans may be used notwithstanding Errors in the Books of Reference.

XXIX. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to make the said Roads into, through, across, or over the several Lands, Hereditaments, or Premises of any Person or Persons who is or are or may be Owner or Owners of Lands or Premises over which the same is or are set out and described in the said Maps or Plans as aforesaid, and Schedule hereunto annexed, although the Name or Names of such Person or Persons may happen to be omitted or mis-stated in the Book or Books of Reference, or in the Schedule to this Act, marked (A.), in case it shall appear to any Two or more Justices of the Peace for the County in which the Premises shall be situate, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake.

Trustees restrained from pulling down Dwelling Houses, &c. not specified in the Schedule, without Consent of the Owner.

XXX. Provided always, and be it further enacted, That the Powers and Authorities given by this Act for making the said Roads shall not extend or be construed to extend to authorize the said Trustees to take or pull down any Dwelling House or other Building, or to take in or make use of any Curtilage, Garden, Yard, Park, Paddock, Lawn, Shrubbery, 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 Owner or Proprietor thereof, or other Person interested therein, first had and obtained, except such as are mentioned in the Schedule to this Act annexed, marked (A).

Dwelling Houses to be purchased in Five Years.

XXXI. Provided also, and be it further enacted, That in case the said Trustees shall not purchase the Lands, Buildings, Tenements, and Hereditaments mentioned in the Schedule to this Act annexed, within the Space of Five Years from the passing of this Act, all the Powers granted by this Act or the said recited Acts, for purchasing, taking, or using the same, or such of them as shall not then have been purchased, shall cease and determine, save and except with the Consent of the Owners or Proprietors thereof for the Time being.

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

XXXII. And be it further enacted, That if any Money shall be paid, or agreed or awarded to be paid, for the Purchase of any Lands, Tenements, or Hereditaments to be purchased, taken, or used for the Purposes of the said Roads, which shall belong to any Body Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Corporation Aggregate or Sole, Tenant for Life or in Tail, or to any Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee for or on behalf of any Infant, Idiot, Lunatic, Feme Covert, or other Cestuique Trust, or to any Person or Persons whose Lands, Tenements, or Hereditaments are limited in strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, 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 Court of Exchequer, to be placed to his Account there *ex parte* the Trustees for executing this Act, pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His present Majesty King *George* the Fourth, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at* Westminster *on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward; and shall, when so paid in, there remain until the same shall, by Order of the said Court, made upon a Petition to be preferred to the said Court 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, be applied either in the Purchase or Redemption of the Land Tax, or in or towards the Payment or Discharge of any Debt or Debts, or other Incumbrances, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith, or to the same or the like Uses, Trusts, Intents, or Purposes, as the said

1 G. 4. c. 35.

Court of Exchequer shall authorize to be purchased, redeemed, paid, or discharged, or such Part thereof as shall be necessary; or, until the same shall, upon the like Application, be laid out in a summary Way by Order of the said Court in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed, limited, and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, or Hereditaments which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined or capable of taking effect; and in the meantime and until such Order can be made, the said Money may, by Order of the said Court, 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, or in Government or Real Securities; and in the meantime, and until the said Bank Annuities or Government or Real Securities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends or Interest and annual Produce of the said Consolidated or Reduced Bank Annuities or Government or Real Securities 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 such Lands, Tenements, or Hereditaments so to be purchased, conveyed, and settled.

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

XXXIII. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments to be purchased, taken, or used for the Purposes of the said Roads, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed or amount 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 Lands, Tenements, or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy, Idiotcy, Lunacy, or other Incapacity, with the Approbation of the said Trustees or any Three or more of them, to be signified in Writing under their respective Hands, be paid into the Bank of *England*, in the Name and with the Privity of the said Accountant General of the Court of Exchequer, and be placed to his Account, as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same may be paid, at the like Option and with the like Approbation, to Two Trustees, to be nominated by the Person or Persons who for the Time being would be entitled to the Rents and Profits of the Lands, Tenements, and Hereditaments so to be purchased and settled, such Nomination to be approved of by Three or more of the Trustees for executing this Act, and such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties; and the Money so paid to such Trustees, and the Dividends and Produce arising thereon and therefrom, shall be by them applied in like Manner as is herein-before directed with respect to the Money so to be paid into the Bank in the Name of the Accountant General of the Court of Exchequer,

Exchequer, but without obtaining or being required to obtain any Order of the said Court touching the Application thereof.

Where under 20*l.*

XXXIV. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next herein-before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be paid to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of this Act, for his, her, or their own Use and Benefit; or in Cases of Infancy, Idiotcy, Lunacy, or other Incapacity, then such Money shall be paid to his, her, or their Guardian or Guardians, Committee or Committees, Trustee or Trustees, to and for the Use and Benefit of such Person or Persons respectively entitled thereto.

In case of not making out a good Title, or Persons cannot be found, the Purchase Money to be paid into the Bank.

XXXV. 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, taken, or used under or by virtue of the Powers 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 in case the 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 to order the said Sum or Sums of Money so awarded as aforesaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the said Court of Exchequer, to be placed to his Account there, 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; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the said Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England* who shall receive such Sum or Sums of Money is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying therein for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank of *England* as aforesaid.

In case of disputed Titles.

XXXVI. 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 said Court of Exchequer, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, Title, or Interest in any Lands,

Tenements,

Tenements, or Hereditaments to be purchased in pursuance of this Act for the Purposes aforesaid, or to any Bank Annuities or Government or Real Securities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities or Government or Real Securities, the Person or Persons who shall have been in possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court; and the Dividends or Interest of the Bank Annuities or Government or Real Securities to be purchased with such Money, and also the Capital of such Bank Annuities or Government or Real Securities, 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 may order reasonable Expences to be paid by Trustees.

XXXVII. 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, taken, or used under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the said Court of Exchequer, or 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 to the said Court shall seem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Trustees out of the Monies to be received by virtue of this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Ditches, Drains, Bridges, &c. by whom to be made and cleansed.

XXXVIII. And be it further enacted, That it shall be lawful for the said Trustees, and their Surveyor or Surveyors, or other Person or Persons by them appointed, and they are hereby authorized and empowered, to make such Ditches, Drains, or Watercourses, of a sufficient Depth and Breadth for keeping the said Roads dry, and conveying the Water from the same; and also, where necessary, into or through any Fields, Lands, or Grounds adjoining to or lying near the said Roads (not being a Yard, Garden, Orchard, Park, Paddock, planted Walk, or Avenue to a House), at the Expence of the said Trustees, out of the Monies to be received by virtue of this Act; and all such sufficient Bridges, Arches, Culverts, Trunks, Tunnels, or Plats as shall be necessary, also at the Expence of the said Trustees, out of the Monies aforesaid, any Law or Statute to the contrary notwithstanding; and all such Ditches, Drains, and Watercourses, Bridges, Arches, Culverts, Trunks, Tunnels, or Plats, when so made and completed, shall for ever afterwards be scoured, cleansed, and kept open, repaired and maintained, by the Occupiers of the adjoining

Fields, Lands, or Grounds; but all such new Bridges, Arches, Culverts, Trunks, Tunnels, and Plats as shall cross or pass in or under the said Roads, shall be scoured, cleansed, and kept open, repaired and maintained by the said Trustees, subject to the Provisions of the said Act of the Third Year of the Reign of His present Majesty.

Public Act.

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

Commencement and Continuance of this Act.

XL. And be it further enacted, That this Act shall commence upon the Twenty-ninth Day of *September* next, and shall continue and be in force for Twenty-one Years, and from thence to the End of the then next Session of Parliament.

SCHE-

SCHEDULE (A.) referred to by this Act.

Description of Premises.	Names of Owners.	Names of Occupiers.
Two Orchards, at or near North Trevido, in the Parish of Menheniot	Thomas Pollard	Thomas Pollard.
Four Orchards and Three Gardens, in the same Parish	Thomas Pollard	William Michell.
One Orchard in the same Parish	James Rundle	William Michell.
A Plantation and Orchard, near the above, in the same Parish	Captain J. R. Lapenotiere	Richard Kern.
An Orchard, in same Parish	Selina Hony, or her Son	Richard Maynard, or his Assignees.
An Orchard, in same Parish	Charles Trelawny, Esquire	George Hicks.
Four Orchards, at or near Lowclicker, in same Parish	C. Trelawny, Esquire; Thomas Pollard, Lessee	Thomas Pollard.
Three Orchards, near the above, and in the same Parish	C. Trelawny, Esq.; Agnes Moon, Lessee	John Chisel.
Two Orchards and a Farm Yard, in the Parish of Saint Germans	The Earl of St. Germans	John Short.
A Nursery, in same Parish	The Earl of St. Germans	William Vosper.
An Orchard, near Carycawn, in the same Parish	Sir Joseph Copley	John Carpenter.
An Orchard and Dwelling House, at or near Hessenford, in the same Parish	Sir Joseph Copley	Joan Smith.
An Orchard, at or near Hessenford, in the same Parish	Sir Joseph Copley	John Crago.
Two Orchards, at or near Hessenford aforesaid	Sir Joseph Copley	Daniel Clark.
One Orchard and a Garden, at or near Hessenford aforesaid	Sir Joseph Copley	John Jenkins.
Three Gardens, at or near Polbathick Cottage, in the Parish of Sheviock	Thomas Short Peters	William Holman and William Geake.
A Garden, near the above, and in the same Parish	Thomas Short Peters	William and Daniel Couling.
An Orchard, at Sconner, in the Parish of Sheviock	The Right Honourable Reginald Pole Carew	Robert Bickford.
A Plantation, at or near Trewin, in Sheviock aforesaid	John Littleton	John Littleton.
A Garden, near Polscove, in the same Parish	Right Honourable Reginald Pole Carew; Henry March and others, Lessees	Henry March.

Description of Premises.	Names of Owners.	Names of Occupiers.
An Orchard, near the above	Right Honourable R. P. Carew; Henry March and others, Lessees -	Henry March.
Two Orchards and a Garden, at or near the Village of Sheviock - -	Right Honourable R. P. Carew; ——— Praed, Esquire, Lessee - -	John Trevan.
A Garden, at or near Sheviock Village - -	Right Honourable R. P. Carew; Ann Roberts, Lessee - - -	John Landrey.
A Rick Yard, on the Sheviock Glebe - -	Right Honourable R. P. Carew, the Patron; Reverend Reginald Pole, Rector - - - -	Samuel Lyne.
An Orchard, at or near Cleave, in the Parish of Antony St. Jacob - -	Right Honourable R. P. Carew	William Hicks, John Pike, and Melchisidec Rogers, some or one of them.
A Garden, at or near Millbrook, in the Parish of Maker - - -	Overseers of the Poor of Maker - -	Parish Officers of Maker.

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