ANNO QUINQUAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 47.

An Act for continuing and amending an Act of the Thirty-third Year of His present Majesty, for repairing the Road from the Turnpike Road between *Gateshead* and *Hexham*, near *Lobley-hill*, in the County of *Durham*, to *Burtryford*, in the Parish of *Stanhope*, in the same County, together with several Branches therefrom.

[18th *May* 1814.]

WHEREAS an Act was passed in the Thirty-third Year of the Reign of His present Majesty, intituled *An Act for repairing, widening, and altering the Road from the Turnpike Road between* Gateshead *and* Hexham, *near* Lobley-hill, *in the Parish of* Whickham, *in the County of* Durham, *to* Burtryford, *in the Parish of* Stanhope, *in the same County, and a Branch from the said Road near* Bryan's Leap, *in the County of* Durham, *to the* Corbridge *Turnpike Road, near* Blackhedley, *in the County of* Northumberland, *and another Branch from the said Road at* Wolsingham, *in the County of* Durham, *to* Crosgate, *near the City of* Durham: And whereas by virtue of the said recited Act, several Sums of Money, amounting in the whole to the Sum of Eight thousand five hundred and fifty-five Pounds, have been subscribed, borrowed, and raised, on the Credit of the Tolls thereby granted, for the Purpose of carrying 33 G. 3. c. 148.

carrying the ſaid recited Act into Execution, and which ſaid Sums have not, nor can any Part thereof be repaid, nor hath or can any Intereſt be paid for the ſame, nor can the ſaid Road be effectually improved and kept in Repair, unleſs the ſaid recited Act be continued for a further Term (as the Term thereby granted is nearly expired), and it is expedient for thoſe Purpoſes that further Tolls and Powers ſhould be granted, and that the ſaid Act ſhould be amended and altered in other Reſpects: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid recited Act of the Thirty-third Year of the Reign of His preſent Majeſty, and all and every the Powers, Authorities, Penalties, Forfeitures, Clauſes, and Proviſions therein contained, (except ſo far as the ſame are altered or repealed), and alſo the Tolls, Powers, Authorities, Clauſes, and Proviſions in this Act contained, ſhall be, and continue in full Force and Effect for and during the Term herein-after granted or mentioned, which ſaid Term hereby granted ſhall be and is hereby declared to be ſubject and liable to the Payment of all Sums of Money now due and owing upon the Credit of the ſame Act, and of ſuch Sum or Sums of Money as ſhall be borrowed for the Purpoſes of this Act, and of all Intereſt due and to grow due for the ſame reſpectively.

Former Act continued.

Truſtees.

II. And be it further enacted, That *Adam Aſkew*, *Bryan Abbs*, *John Adamſon*, *Arthur Aylmer*, *George Atkinſon*, the Right Honourable *Henry Vane* commonly called Viſcount *Barnard*, *Thomas Bonner*, *Robert Ward Browell*, *Thomas Balaney*, *Robert Balaney*, *David Bevens*, *James Backhouſe*, *Edward Backhouſe*, *William Backhouſe*, *William Beckwith*, *George Barrington* Clerk, *John Bacon* Clerk, *Ralph Byerly*, *Bowey Snowſgreen*, *Thomas Richard Beaumont*, *James Blackburn* Clerk, *William Bates*, *Beaumont*, *Cuthbert Bainbridge*, *Eaſt Gate*, *Thomas Blackett*, *John Carr*, *John Thomas Carrighan*, *Edward Charlton* of *Broadwood*, *James Clavering*, *Iſaac Cookſon* junior, *John Cookſon*, *William Cumming*, *Robert Curry* the younger, *John Curry*, *John Carr*, *John Collinſon* Clerk, *Peter Coates*, *Henry A. Cockrane*, *Thomas Chipchaſe*, *Caleb Dixon* Clerk, *James Dunn* Clerk, *Morton John Eden Daviſon*, *Richard Dobſon*, *Gibſide*; Sir *Robert Eden* Baronet, *William Elliſon* junior, *Chriſtopher Elliſon*, *Edward Emerſon*, *Chriſtopher Ebdon*, *William Featherſtonehaugh*, *Thomas Fenwick*, *Robert Fenwick*, *William Greenwell* of *Kibbleſworth*, *Thomas Greenwell*, *William Thomas Greenwell*, *Thomas Greenwell*, *John Greenwell*, *Broomſhields*; *John Greenwell*, *George Greenwell*, *Nicholas Greenwell*, *Joſeph Grangor*, *John Greenwell*, *Sunderland*; *John Hopper*, *Newcaſtle*; *Francis Hopper*, *William Hutchinſon*, *Thomas Hopper*, *Shotleyfield*; *Robert Hilyard*, *Thomas Hopper*, *Durham*; *John Hedley*, *Edward Jackſon*, *John Jackſon*, *John Jobling*, *Samuel Jobling*, *John Jobling* Clerk, *John Wren Jackſon*, *Peter Jonn* Clerk, *William Jonn*, *Walter Ker*, *John Lyon*, *Charles Lyon*, *Newby Lowſon*, *John George Lambton*, *Henry Lambton*, *Robert Lynn*, *George Liddell*, *George Thomas Leaton*, Sir *Henry Lawſon* Baronet, *John Muſchamp*, *Arthur Mowbray*, *Chriſtopher Maſon*, *Edward Marſhall* Clerk, *Robert Moſes*, Sir *C. Monck*, *William Nesfield* Clerk, *Ord*, *London*; *George Ornſby*, *Joſeph Proud*, *Richard Richardſon* Doctor in Divinity; *Brook Richmond*, *George Rippon*, *William Shields*, *Richard Shields*, *Charles Silvertop*, *John Surtees*, *Meddomſley*; *Anthony Surtees*

Surtees of *Hamſterley-hall*, *Anthony Surtees* junior, *Robert Surtees* of *Redworth*, *William Thomas Salvin*, *Bryan Salvin*, *Edward Shepherdſon*, *John Selby*, *Robert Stringer*, *John Swinburne*, *Swinburne*, *George Sowerby*, *Robert Stagg*, *John Scafe*, *Robert Tweddell* Clerk, *Charles Thorpe* Clerk, *Thomas Todd* of *Lancheſter*, *Joſeph Thompſon* Clerk, *Thomas Taylor*, *Francis Bradſhaw Taylor*, *John Taylor*, *Anthony Todd*, *Thomas White*, *Thomas Wilkinſon*, *Witton Caſtle*; *Thomas Wilkinſon* of *Oſwald Houſe*; *Clennel Wilkinſon*, *John Wren*, *Thomas Foſter Wallis*, *John Watſon*, *London*; *John Ward*, *Lancheſter*; *John Wooler*, *Jonathan Wooler*, *Edward Whitelock* Clerk, *Henry Witham*, *Edward Woodhouſe*, *Edward Woodhouſe* junior, *Richard Wharton*, *Matthew Woodifields*, *Lewis Walton*, *Thomas Watſon*, *Henry Williamſon*, and *William Wray*, ſhall be, and they are hereby added to and joined with the Truſtees appointed by or in purſuance of the ſaid recited Act; and the ſaid Truſtees herein nominated, and their Succeſſors, (being qualified according to the Directions of the ſaid Act), ſhall have the like Powers and Authorities to act in the Execution of the ſaid Act and this Act, as fully and effectually, to all Intents and Purpoſes, as if they had been appointed by the ſaid recited Act.

Appointing additional Truſtees.

III. And be it further enacted, That it ſhall and may be lawful to and for the Truſtees hereby or by the ſaid recited Act nominated and appointed, or any Nine or more of them, to elect any Number of Perſons, not exceeding Ten in the Whole, to be Truſtees for executing the ſaid recited Act and this Act, in addition to the Truſtees hereby or thereby nominated or appointed; and ſuch Truſtees ſo elected, and being duly qualified, ſhall be and are hereby inveſted with ſuch and the ſame Powers and Authorities for executing the ſaid recited Act and this Act, as if they had been hereby or thereby nominated and appointed.

Regulations as to Truſtees Meetings.

IV. And be it further enacted, That ſo much of the ſaid recited Act as impowers and authorizes Five or more of the Truſtees to compoſe a Meeting, and put into Execution the ſaid recited Act, ſhall be and the ſame is hereby repealed and made void; and that the ſaid Truſtees, or any Three or more of them, ſhall compoſe a Meeting, and ſhall meet at the Houſe of Miſtreſs *Sarah Lumley*, in *Lancheſter*, in the County of *Durham*, known by the Sign of *The King's Head*, or at ſome other convenient Houſe or Place in the ſame Town, on the Day of the Commencement of this Act, or as ſoon after as conveniently may be; and ſuch Three or more of the ſaid Truſtees ſhall then proceed to carry the ſaid recited Act and this Act into Execution; and that the ſaid Truſtees, or any Three of them, ſhall then and from Time to Time afterwards adjourn themſelves, and meet at the ſame Place, or at ſuch other Place, upon or near the ſaid Road and Branches of Road reſpectively, and at ſuch Times as the ſaid Truſtees, or any Three or more of them, ſhall from Time to Time order and direct; provided that no Adjournment ſhall be made for any longer Time than Six Calendar Months, and that no more than Two ſucceſſive Meetings ſhall be held at the ſame Place, or within the Diſtance of Five Miles thereof; and that the ſaid Truſtees, or any Three or more of them, ſhall have the like Powers and Authorities to hold Meetings, and to put this and the ſaid recited Act into Execution, as any Five of the Truſtees had in and by the ſaid recited Act; and ſuch Meetings and Tranſactions as were directed in and by the ſaid recited Act to be not leſs than Seven of the Truſtees, ſhall conſiſt of Five or more of the ſaid Truſtees; and ſuch

ſuch Meetings as were required in and by the ſaid recited Act to be not leſs than Twelve of the Truſtees, ſhall be and conſiſt of Nine or more of the ſaid Truſtees:

Former Tolls repealed.

V. And be it further enacted, That from and after the Twelfth Day of *May* One thouſand eight hundred and fifteen, the ſeveral Tolls and Duties granted and made payable by the ſaid recited Act ſhall ceaſe and be no longer paid, and that in lieu thereof there ſhall from thenceforth be demanded, received, and taken the ſeveral Tolls and Duties herein-after mentioned; (that is to ſay),

New Tolls granted.

For every Coach, Chariot, Landau, Berlin, Chaiſe, Curricle, Calaſh, or Hearſe, drawn by Six Horſes, Mares, or other Beaſts of Draught, the Sum of Three Shillings; and drawn by Four Horſes, Mares, or other Beaſts of Draught, the Sum of Two Shillings; and drawn by Two Horſes, Mares, or other Beaſts of Draught, the Sum of One Shilling:

For every Chaiſe or Chair, drawn by One Horſe, Mare, or other Beaſt of Draught, the Sum of Sixpence:

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

And for every Aſs, laden or unladen, and not drawing, the Sum of One Penny Halfpenny:

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of Ten-pence *per* Score; and ſo in Proportion for a greater or leſs Number:

For every Drove of Calves, Hogs, Goats, Sheep, or Lambs, the Sum of Five-pence *per* Score; and ſo in Proportion for a greater or leſs Number:

For every Four-wheeled Waggon, Wain, Cart, or other ſuch Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Nine Inches, and rolling a flat or level Surface of that Breadth, or ſo level as to deviate not more than Half an Inch, and drawn by any Number of Horſes, Mares, Oxen, or other Beaſts of Draught, the Sum of Four-pence for every Horſe or Mare, and Two-pence for every Ox:

For every Two-wheeled Waggon, Wain, Cart, or other ſuch Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Nine Inches, and rolling ſuch a flat or level Surface as aforeſaid, and drawn by any Number of Horſes, Oxen, or other Beaſts of Draught, the Sum of Three-pence for every Horſe or Mare, and Two-pence for every Ox:

For every Four-wheeled Waggon, Wain, Cart, or other ſuch Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Six Inches, and rolling a flat or level Surface of that Breadth, or ſo level as to deviate not more than Half an Inch, and drawn by any Number of Horſes, Oxen, or other Beaſts of Draught, the Sum of Five-pence for every Horſe or Mare, and Four-pence for every Ox:

For every Two-wheeled Waggon, Wain, Cart, or other ſuch Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Six Inches, and rolling a flat or level Surface as aforeſaid, and drawn by any Number of Horſes, Oxen, or other Beaſts of Draught, the Sum of Four-pence for every Horſe or Mare, and Three-pence for every Ox:

For every Four-wheeled Waggon, Wain, Cart, or other ſuch Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof rolling a flat

flat or level Surface of a leſs Breadth or Gauge than Six Inches, but not leſs than Four Inches, and drawn by any Number of Horſes, Oxen, or other Beaſts of Draught, the Sum of Seven-pence for every Horſe or Mare, and Five-pence for every Ox:

For every Two-wheeled Waggon, Wain, Cart, or other ſuch Carriage, having the Sole or Bottom of the Fellies thereof rolling a flat or level Surface of a leſs Breadth or Gauge than Six Inches, and not leſs than Four Inches, and drawn by Two or more Horſes, Oxen, or other Beaſts of Draught, the Sum of Sixpence for every Horſe or Mare, and Four-pence for every Ox:

For every the like Carriage, drawn by One Horſe, Ox, or other Beaſt of Draught, the Sum of Four-pence:

For every Four-wheeled Waggon, Wain, Cart, or other ſuch Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof rolling a flat or level Surface of a leſs Breadth or Gauge than Four Inches, but not leſs than Three Inches, and drawn by any Number of Horſes, Oxen, or other Beaſts of Draught, the Sum of Eight-pence for every Horſe or Mare, and Sixpence for every Ox:

For every Two-wheeled Waggon, Wain, Cart, or other ſuch Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof rolling a flat or level Surface of a leſs Breadth than Four Inches, but not leſs than Three Inches, and drawn by Two or more Horſes, Oxen, or other Beaſts of Draught, the Sum of Seven-pence for every Horſe or Mare, and Six-pence for every Ox:

For every the like Carriage, drawn by One Horſe, Ox, or other Beaſt of Draught, the Sum of Five-pence:

For every Four-wheeled Waggon, Wain, Cart, or other ſuch Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof rolling a flat or level Surface of a leſs Breadth than Four Inches, and not leſs than Two and an Half Inches, drawn by any Number of Horſes, Oxen, or other Beaſts of Draught, the Sum of Nine-pence for every Horſe or Mare, and Seven-pence for every Ox:

For every Two-wheeled Waggon, Wain, Cart, or other ſuch Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof, rolling a flat or level Surface of a leſs Breadth than Four Inches, and not leſs than Two and an Half Inches, and drawn by more than One Horſe, Ox, or other Beaſt of Draught, the Sum of Eight-pence for every Horſe or Mare, and Sixpence for every Ox:

For every the like Carriage, drawn by One Horſe, Ox, or other Beaſt of Draught, the Sum of Sixpence:

Double Tolls to be taken in certain Caſes.

And for every Two-wheeled Waggon, Wain, Cart, or other Carriage, drawn by more than One Horſe or Horſes, or One or more Ox or Oxen, or other Beaſt of Draught, having the Sole or Bottom of the Fellies of the Wheels thereof rolling a flat or level Surface of a leſs Breadth than Two and an Half Inches, to pay Double Toll:

For every Two-wheeled Waggon, Wain, Cart, or other ſuch Carriage, drawn by One Horſe, Ox, or other Beaſt of Draught, having the Sole or Bottom of the Fellies of the Wheels thereof rolling a flat or level Surface of a leſs Breadth than Two and an Half Inches, the Sum of Sixpence; and for the like Carriage, from and after the Twelfth Day of *May* One thouſand eight hundred and ſeventeen, to pay Double Toll.

Which ſaid reſpective Tolls and Duties in and by this Act granted and made payable, ſhall be, and they are hereby veſted in the Truſtees for the

Time being, for carrying the ſaid recited Act and this Act into Execution, and ſhall be received and taken in ſuch Proportions and Manner, and paid, levied, reduced, or raiſed again, leaſed, mortgaged, applied, diſpoſed of, and aſſigned in ſuch Manner as the Tolls and Duties granted by the ſaid recited Act are thereby authorized and directed to be received, taken, paid, levied, reduced, or raiſed again, leaſed, mortgaged, applied, diſpoſed of, and aſſigned reſpectively (except as by this Act is otherwiſe directed).

Truſtees not to erect more Gates than at preſent.

VI. Provided always, and be it enacted, That it ſhall not be lawful for the ſaid Truſtees to erect any greater Number of Turnpikes or Toll-gates than are preſcribed by the ſaid recited Act, except Side-gates.

Carriages, &c. employed in carrying Lime or Coals to pay leſs Toll.

VII. Provided always, and be it further enacted, That, for the Paſſage through any of the ſaid Toll-gates or Turnpikes of every Carriage employed in carrying Lime-ſtones or Lime, where the Wheels thereof ſhall not be of a leſs Breadth or Gauge than Two and an Half Inches, and drawn by more Horſes, Oxen, or other Beaſts of Draught than One, inſtead of the Tolls herein-before mentioned and made payable, Two-pence for each Horſe, Ox, or other ſuch Beaſt of Draught drawing ſuch Carriage ſhall be demanded and taken, and no more; and for every the like Carriage, drawn by One Horſe or Ox only, the Sum of One Penny; and for every Carriage, the Wheels thereof being of a leſs Breadth or Gauge than Two and an Half Inches, to pay Double the Toll for ſuch Carriage carrying Lime-ſtones or Lime, from and after the Twelfth Day of *May* One thouſand eight hundred and ſeventeen; and for the Paſſage through any of the ſaid Turnpikes or Toll-gates of any Horſe, Mare, Gelding, Mule or Aſs, not drawing, but going for or returning laden with either of the ſame Articles laſt aforeſaid, inſtead of the Tolls herein-before mentioned and made payable, One Halfpenny for each ſuch Horſe, Mare, Gelding, Mule, or Aſs, ſhall be demanded and taken, and no more; and for the Paſſage through any of the ſaid Turnpikes or Toll-gates of any Carriage employed in carrying Coals, Peats, or Turves, where the Wheels thereof ſhall not be of a leſs Breadth or Gauge than Two Inches and an Half, and drawn by more Horſes, Oxen, or other Beaſts of Draught than One, inſtead of the Tolls herein-before mentioned and made payable, Three-pence for each Horſe, Ox or other Beaſt, drawing ſuch Carriage, ſhall be demanded and taken, and no more, and for every the like Carriage, drawn by One Horſe or Ox only, the Sum of Two-pence; and for every Carriage, the Wheels thereof being of a leſs Breadth or Gauge than Two and an Half Inches, and drawn by more Horſes, Oxen, or other Beaſts of Draught than One, to pay Double the Toll for ſuch Carriage carrying Coals, Peats, or Turves; and for every the like Carriage, the Wheels thereof being of a leſs Breadth or Gauge than Two Inches and an Half, and drawn by One Horſe, Ox, or other Beaſt of Draught only, to pay Three-pence for every ſuch Carriage; and for the Paſſage through any of the ſaid Turnpikes or Toll-gates of any Horſe, Mare, Gelding, Mule, or Aſs, not drawing but going for or returning laden with Coals, Peats, or Turves, inſtead of the Tolls herein-before mentioned and made payable, One Penny for each Horſe, Mare, Gelding, Mule or Aſs, ſhall be demanded and taken, and no more.

VIII. Provided

VIII. Provided nevertheleſs, That if any Carriage employed in carrying Lime-ſtones or Lime, or Coals, Peats, or Turves, or if any Horſe, Mare, Gelding, Mule, or Aſs, not drawing, but going for or returning laden with any of the ſame Articles, ſhall return or repaſs the ſame Day through the ſame Toll-gates or Turnpikes, laden with other or different Articles, ſhall, on re-paſſing ſuch Toll-gates or Turnpikes, be ſubject and liable to and pay ſuch further Sum, in addition to what ſhall have been paid for Toll in the ſame Day, as will make up the full Tolls herein-before mentioned and made payable. Exception as to Carriages, &c. returning laden with other Articles.

IX. And be it further enacted, That no Toll ſhall be demanded or taken for any Horſe, Ox, or other Beaſt, or any Carriage paſſing through any of the Turnpikes erected or to be erected in, upon, and on the Sides of the ſaid Road, and Branches of Road reſpectively, and employed or to be employed in carrying or conveying Stones, Bricks, Lime, Timber, Wood, Gravel, or any other Materials for repairing the ſaid Road, and Branches of Road reſpectively, or any of the Highways in the Pariſhes, Townſhips, Diſtricts or Places in which the ſame Road and Branches of Road do reſpectively lie, or in carrying or conveying, any Dung, Mould, or Compoſt for manuring and improving Land, or Hay, Corn in the Straw, Fodder, or other Produce of the Lands to be laid up in Houſes, Outhouſes, Barns, or Yards, the ſame not being bought or ſold, or any Ploughs, Harrows, or any other Implements of Huſbandry, or for any Carriage conveying Stones, Wood, Underwood, or any other Materials for making or repairing any Fences, Hedges, or Drains for improving Land, or returning empty when ſo employed; nor ſhall any of the Tolls or Duties hereby granted be demanded or taken from any Perſon or Perſons reſiding in the ſaid Pariſhes, Townſhips, Diſtricts, or Places, who ſhall paſs through any of the ſaid Turnpikes or Toll-gates to or from Church, Chapel, or any other Place of Religious Worſhip on *Sundays* or Holidays, in the Pariſh, Townſhip, Diſtrict, or Place where ſuch Perſons ſhall reſide, or when atending the Funeral or Funerals of any Perſon or Perſons who ſhall die and be buried in any of the Pariſhes in which the ſaid Road and Branches of Road reſpectively do lie; nor for any Horſes, Mares, Geldings, or Cattle going to or returning from Work, in cultivating the Lands or Grounds within ſuch Pariſhes, Townſhips, Diſtricts, or Places; or going to or returning from Paſture, or Watering Places, (provided that ſuch laſt-mentioned Exemption ſhall only extend to ſuch Cattle as ſhall be driven to or from Water or Paſture from one Pariſh to the next adjoining Pariſh, or to ſuch Cattle as ſhall not paſs upon the ſaid Road and Branches of Road reſpectively more than the Space of Two Miles, in going to or returning from Water or Paſture); nor for any Cattle or Carriage belonging to the reſpective Inhabitants of ſuch Pariſhes, Townſhips, Diſtricts, or Places, only paſſing to the Smith's Shop to be ſhod or repaired; nor for any Horſes or Carriages which ſhall be employed in conveying any Mail or Expreſſes, made up under the Authority or Direction of His Majeſty's Poſtmaſter General, or his Deputies, either when employed in conveying, fetching, or guarding the ſame, or in returning back from conveying the ſame; nor for or in reſpect of any Horſes belonging to Officers or Soldiers upon their March or on Duty; nor for any Horſes, Cattle, or Carriages employed in carrying or conveying, the Arms or Baggage of any ſuch Officers or Soldiers, or conveying any wounded, ſick, or diſabled Officers or Soldiers, nor for any Wag- Exemptions from Toll.

gon, Wain, Cart, or other Carriage whatever, or the Horſe or Horſes, or other Cattle drawing the ſame, which ſhall be employed in conveying any Ordnance, Barrack, or Commiſſariat or other Public Stores, of or belonging to His Majeſty, or for the Uſe of His Maeſty's Forces; or 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 Horſes, Carts, or Carriages, employed in carrying or conveying Vagrants ſent by legal Paſſes; nor for the Horſes or Carriages of any Perſon or Perſons going to or returning from any Election of a Knight or Knights of the Shire to ſerve in Parliament for the reſpective Counties of *Durham* or *Northumberland*; and if any Perſon ſhall claim or 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 a Sum not exceeding Five Pounds.

Carriages employed in His Majeſty's Service not to be ſubject to Toll for Overweight.

X. 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 conveying any Ordnance, Barrack, Commiſſariat, or other Public Stores of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, ſhall not be ſubject or liable to any Penalty or Forfeiture for Overweight; nor ſhall any 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 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 the ſaid recited Acts or this Act contained to the contrary notwithſtanding.

To prevent evading Tolls.

XI. And be it further enacted, That if any Perſon or Perſons ſhall, with any Horſe, Cattle, Beaſt, or Carriage whatſoever, paſs through any Land or Ground, not being the Owner or Owners, Occupier or Occupiers thereof, or his, her, or their Servant or Servants, adjoining to or lying near any Toll-gate or Turnpike erected or to be erected by virtue of the ſaid recited Act or this Act, the ſame not being a common Road, or with any ſuch Horſe, Cattle, Beaſt, or Carriage ſhall paſs along any Road commonly uſed for the Purpoſe of conveying Coals, and called or known by the Name of a Waggon-way or Railway, adjoining to or lying near any ſuch Toll-gate or Turnpike, with Goods or Articles not the Property of the Owners or Leſſees of ſuch Waggon-way or Rail-way, or Goods or Articles not being for the Uſe of any Colliery or Collieries, belonging to ſuch Owners or Leſſees, (except Lime, Lime-ſtone, and Manure, for the Purpoſe of Agriculture, and Lead and Litharge); or if any Owner, Occupier, or Leſſee of any ſuch Land, Ground, Waggon-way, or Rail-way, ſhall knowingly permit or ſuffer any Perſon or Perſons, with any Horſe, Cattle, Beaſt or Carriage to paſs through or along the ſame (except as before excepted), whereby the Payment of any of the ſaid Tolls, or any Part or Parts thereof, ſhall be evaded, or if any Perſon

or

or Perſons ſhall give to or receive from any Perſon other than the Collectors of the ſaid Tolls, or forge or counterfeit any Ticket by the ſaid recited Act directed to be given by the Collectors of the ſaid Tolls, or ſhall forcibly paſs through any Toll-gate or Turnpike with any Horſe, Cattle, Beaſt, or Carriage, or ſhall at any Time or Times take off, or cauſe to be taken off, any Horſe, Ox, or any other Cattle or Beaſt, from any Carriage, whereby the Payment of any of the ſaid Tolls, or any Part or Parts of the ſaid Tolls, ſhall be evaded, or ſhall leave or cauſe to be left upon or near to any Part of the ſaid Road and Branches of Road reſpectively, any Carriage, Horſe, Cattle, or Beaſt, with an Intent to evade the Payment of any of the ſaid Tolls, or any Part or Parts thereof, or with ſuch Intent ſhall unload any Goods from any Horſe, Cattle, Beaſt, or Carriage, any Perſon ſo offending in any of the Caſes aforeſaid ſhall, for every ſuch Offence, forfeit and pay a Sum not exceeding Forty Shillings, at the Diſcretion of the Juſtice or Juſtices before whom ſuch Offender ſhall be convicted.

Power to remove Toll-gates.

XII. Provided always, and be it further enacted, That it ſhall be lawful for the ſaid Truſtees, or any Nine or more of them, and they are hereby empowered, from Time to Time, when and ſo often as they ſhall think proper, to cauſe any of the Turnpikes or Toll-gates which are or ſhall be erected in, upon, or acroſs, or on the Side or Sides of the Road and Branches of Road reſpectively, by virtue of the ſaid recited Act or this Act, to be removed to and erected in, upon, or acroſs, or on the Side or Sides of ſuch other Part or Parts of the ſaid Road and Branches of Road reſpectively, as the ſaid Truſtees ſhall from Time to Time order and direct, provided that none of the ſaid Toll-gates or Turnpikes ſhall be removed as aforeſaid, unleſs Thirty Days previous Notice of the Intention to remove the ſame ſhall have been given in One or more of the Newſpapers publiſhed at *Newcaſtle-upon-Tyne* aforeſaid, and alſo affixed in Writing upon all the chief Turnpikes or Toll-gates then ſtanding upon the ſaid Road and Branches of Road reſpectively.

For recovering Poſſeſſion of Toll-houſes.

XIII. And be it further enacted, That if any Leſſee of any of the Tolls by this Act granted, or any Gate-keeper, ſhall refuſe to deliver up Poſſeſſion of any Turpike-gate or Toll-houſe erected or to be erected upon or on the Side of the ſaid Road, after the Expiration of his Leaſe or Term, or after Non-payment of all Arrear of Rent for Ten Days after Demand thereof made by the Surveyor of the ſaid Road, any Juſtice of the Peace for the County, Riding, or Diviſion in which the Toll-houſe and Premiſes are ſituate, may, by Warrant under his Hand and Seal, order a Conſtable, with ſuch Aſſiſtants as ſhall be neceſſary, to enter the Toll-houſe and Premiſes in the Day-time, and remove the Perſons who ſhall be found therein, together with their Goods, out of ſuch Premiſes.

Former Roads may be ſold or ſtopped up.

XIV. And be it further enacted, That the ſaid Truſtees, or any Three or more of them, after diverting any Part of the ſaid Road or Branches thereof, ſhall or may, from Time to Time, with the Conſent of Two Juſtices of the Peace for the ſaid County, but ſubject to Appeal in Manner directed by the ſaid Act, ſtop up or leave unrepaired the old or former Road, unleſs the ſame may be wanted for any public Uſe, or for the particular Convenience of the Occupancy of any Lands or Tenements to which the ſame may lead, or ſhall be by the ſaid Truſtees ſold for the beſt

Price or Prices that can be gotten for the ſame, or exchanged for other Lands uſed for the Purpoſes of this Act, and the Money ariſing by ſuch Sale ſhall be applied to the Purpoſes of this Act, and the Conveyance to be made of ſuch Lands, being executed by Three of the ſaid Truſtees, and inrolled with the Clerk of the Peace for the County of *Durham*, ſhall be good and effectual to all Intents and Purpoſes.

When Pieces of Land are to be ſold, the firſt Offer to be made to the original Proprietor.

XV. Provided always, and be it enacted, That the ſaid Truſtees, before they ſhall ſell and diſpoſe of any Piece or Pieces of Ground as aforeſaid, ſhall offer the ſame to the Perſon or Perſons from whom the ſame ſhall have been purchaſed, or where the ſame ſhall ariſe by reaſon of diverting any Part or Parts of the ſaid Road, then to the Perſon or Perſons whoſe Lands ſhall adjoin thereto, and in caſe ſuch Perſon or Perſons reſpectively ſhall not then and thereupon agree (except with reſpect to or on account of the Price thereof, as herein-after mentioned), or ſhall refuſe (except with reſpect to or on account of the Price thereof), to purchaſe or re-purchaſe the ſame reſpectively, an Affidavit to be made and ſworn before a Maſter, or Maſter Extraordinary, in the High Court of Chancery, or before Two of His Majeſty's Juſtices of the Peace for the County in which ſuch Land or Ground ſhall be ſituate, (who are hereby empowered and required to take the ſame,) by ſome Perſon or Perſons no ways intereſted in the ſaid Piece or Pieces of Ground, ſtating that ſuch Offer was made by and 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 ſo 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 ſuch Offer was made (as the Caſe may be); and in caſe ſuch Perſon or Perſons ſhall be deſirous of purchaſing the ſame, and he, ſhe, or they, and the ſaid Truſtees, ſhall differ and not agree with reſpect to the Price thereof, then the Price or Prices thereof ſhall be aſcertained by a Jury, in Manner in the ſaid recited Act directed, with reſpect to diſputed Value of Premiſes to be purchaſed by the ſaid Truſtees in purſuance of the ſaid recited Act or this Act, and the Expence of hearing and determining ſuch Difference ſhall be borne and paid in Manner in the ſaid Act directed, with reſpect to ſuch Purchaſes made by the ſaid Truſtees *mutatis mutandis*, and the Money to ariſe by the Sale or Sales of ſuch Pieces or Parcels of Ground ſhall be applied to the Purpoſes of the ſaid recited Act and this Act, but the Purchaſer or Purchaſers thereof ſhall not be anſwerable or accountable for any Miſapplication or Non-application of ſuch Money, and the Conveyances of ſuch Piece or Pieces of Ground ſhall be made to the Purchaſer or reſpective Purchaſers thereof, and in ſuch Manner and Form as is in the ſaid Act directed with reſpect to the Conveyances to be made of the Land conſtituting any Part of the Road herein directed to be ſold.

In caſe the Parties cannot agree, the Price to be determined by a Jury.

Application of Money awarded amounting to 200l.

XVI. And be it further enacted, That if any Money ſhall be agreed or aſſeſſed to be paid for any Lands, Tenements, or Hereditaments purchaſed, taken, or uſed by virtue of the ſaid recited Act or this Act, which ſhall belong to any Body Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, Feoffees in Truſt, Guardians, Committees, Truſtees, Femes Covert, or other incapacitated Perſon or Perſons, ſuch Money ſhall, if the ſame amount to 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 Truſtees for executing the ſaid recited Act and this Act, to the Intent that ſuch Money ſhall be paid, under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made upon 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 of the Land Tax, or the Diſcharge of any Debt or Debts, or ſuch other Incumbrance or Part thereof, as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands, Tenements or Hereditaments, or affecting other Lands, Tenements or Hereditaments, ſtanding ſettled 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 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 mean Time, and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall, by Order of the ſaid 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 mean Time, 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, to be purchaſed by virtue of the ſaid recited Act or this Act, in caſe ſuch Purchaſe or Settlement were made.

Application where the Compenſation is leſs than 200l. and exceeds 20l.

XVII. Provided always, and be it further enacted, That if any Money ſo agreed or aſſeſſed to be paid for any Lands, Tenements or Hereditaments, purchaſed, taken, or uſed for the Purpoſes aforeſaid, and belonging to any Body Politic, or to any Perſon or Perſons under any Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two hundred Pounds, and ſhall exceed 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, 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 Two or more of the ſaid Truſtees for executing this

this Act, 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 said Court of Chancery.

Application when the Money is less than 20l.

XVIII. Provided also, and be it further enacted, That when such Money so agreed or assessed to be paid as herein-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 the said recited Act or this Act, in such Manner as the said Trustees, or any Five or more of them, shall think fit; or in case of Infancy or Lunacy, then to his 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.

XIX. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded or assessed for any Lands, Tenements or Hereditaments, to be purchased by virtue of the said recited Act or 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 Five or more of them; or in case the Person or Persons to whom such Sum or Sums of Money shall be awarded or assessed 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 Five or more of them, to order the Sum or Sums of Money so awarded or assessed 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 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, 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 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 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 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 as aforesaid.

Persons in Possession presumptively entitled.

XX. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person or Persons to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the

the Accountant General of the Court of Chancery, in purſuance of the ſaid recited Act or 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 to the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch Lands, Tenements, and 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 be lawfully entitled to ſuch Lands, Tenements and 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 may order reaſonable Expences of Purchaſes to be paid by the Truſtees.

XXI. Provided always 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 the ſaid recited Act or 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 or Hereditaments, to be ſettled to the like Uſes in purſuance of the ſaid recited Act and 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 ſaid 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.

For getting Materials for repairing the Roads, &c.

XXII. And be it further enacted, That it ſhall be lawful for the Surveyor and Surveyors, and ſuch Perſon and Perſons, as he or they ſhall appoint, to dig, take, and carry away any Furze, Heath, Stone, Sand, Gravel, and other Materials, proper or convenient for repairing the ſaid Road and Branches of Road reſpectively, out of any Waſte or Common, River or Brook, (not being within the Diſtance of Thirty Yards from any Bridge, Dam, Wear, or Jetty), in any Pariſh, Townſhip, Village, or Hamlet, in which the ſaid Road and Branches of Road reſpectively, or any Part or Parts thereof reſpectively do lie; and for Want of ſufficient Quantity of ſuch Furze, Heath, Stone, Sand, Gravel, or other Materials, in the Places laſt deſcribed, then to dig, take, and carry away, the like Materials out of any Commons and Waſte Grounds, Common River or Brook, (not being within the like Diſtance from any Bridge, Dam, Wear, or Jetty), in any adjoining Pariſh, Townſhip, Village, or Hamlet, without making any Recompence for the ſame, the ſaid Surveyor and Surveyors filling up, fencing, or levelling all ſuch Pits and Holes, as ſhall be made or occaſioned by the digging for or taking away ſuch Materials, and making ſuch Allowance or Satisfaction to the Perſon or Perſons through whoſe Land or Private Ways ſuch Materials ſhall be led and carried, for the Damages done and occaſioned thereby, as the ſaid Truſtees, or any

Three or more of them, ſhall judge fit and reaſonable; and in caſe ſufficient Materials cannot be gotten in ſuch Commons, Waſtes, Common Rivers, and Brooks as aforeſaid, it ſhall be lawful for ſuch Surveyor and Surveyors, by Order of the ſaid Truſtees, or any Three or more of them, to dig for and take away the like Materials out of the Private Grounds of any Perſon or Perſons (not being a Garden, Orchard, Yard, Paddock, Park, Planted Walk, or Avenue to any Houſe, or Incloſed Ground, planted, ſet apart, or uſed as a Plantation or Nurſery for Trees), where ſuch Materials are and may be found, and from Time to Time to carry away ſuch and ſo much of the ſaid Materials reſpectively, as the ſaid Surveyor or Surveyors ſhall judge neceſſary for repairing and amending the ſaid Road and Branches of Road reſpectively, paying ſuch Recompence for the Damage done, to the Owners and Occupiers of the reſpective Grounds, where, through, and from whence the ſame ſhall be carried away, as the ſaid Truſtees, or any Three or more of them, ſhall judge reaſonable; and in caſe of any Difference between ſuch Owners and Occupiers, or any of them, and the ſaid Truſtees, touching the Damages aforeſaid, any Two Juſtices of the Peace for the County or Counties wherein the Lands lie, from which ſuch Materials ſhall be taken, or over or through which the ſame ſhall have been led or carried, on Ten Days Notice being given by either Party to the other in Writing, ſhall and may adjudge, aſſeſs, and finally determine the ſame, in ſuch Manner as they ſhall think fit and expedient.

For regulating Statute Labour.

XXIII. And be it further enacted, That from and after the Twelfth Day of *May* One thouſand eight hundred and fifteen, ſo much of the ſaid Act as relates to the Performance of Statute Labour on the ſaid Roads, ſhall be, and the ſame is hereby repealed, and that all Perſons who by Law are liable to do Statute Work on any Part of the Roads within the Pariſhes, Townſhips, or Places through which the ſaid Roads, or any Part thereof paſs, ſhall be liable to do the ſame on the ſaid Roads, and it ſhall and may be lawful to and for any Two or more Juſtices of the Peace acting in the ſaid County of *Durham*, and they are hereby required and empowered, upon Application made to them by the ſaid Truſtees, or by their Clerk or Surveyor, by their Order, 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, Townſhips, or Places in which the ſaid Roads lie; and alſo what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every ſuch Pariſh, Townſhip, 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 Juſtices from Time to Time to ſummon the Surveyor or Surveyors of the Highways for every ſuch Pariſh, Townſhip, 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, Townſhip, or Place, are by Law ſubject and liable to do Statute Work for that Year, or for the Payment of any Money in lieu of or as 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 as is or may be directed by any Law or Statute in Force and Effect for the Repairs of

the Public 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, and appoint; and the said Justices shall and may also order and direct the Persons 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; and in Default of Payment thereof, 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 last or usual Place or Places of Abode, for that Purpose, by any Surveyor to 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 and liable to by any Law or Statute in Force and Effect for the Repair of the Public 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 or Surveyors to the said Trustees, such Surveyor or Surveyors is and are hereby empowered to remove and turn off the Persons who shall be found idle or negligent as aforesaid; and in that Case every such Person sending such Labourer, Team, or Draught, shall be subject and liable to the respective Forfeitures and Payments aforesaid, as if 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 to the said Trustees, and applied towards amending the said Roads; and in case the Surveyor or Surveyors of the Highways for any of the said Parishes, Townships, or Places, 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 or Surveyors so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Ten Pounds.

Expences of this Act.

XXIV. And be it further enacted, That the Expences of obtaining and passing this Act, together with legal Interest for Money advanced by any Person or Persons for that Purpose, shall be paid out of the Money already raised by virtue of the said recited Act, or out of the first Money which shall be collected or received by virtue of the said recited Act and this Act.

Public Act.

XXV. 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.

XXVI. And

Commencement and Continuance of this Act.

XXVI. And be it further enacted, That this Act shall commence upon the Twelfth Day of *May* One thousand eight hundred and fifteen, and shall continue in force for the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

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