ANNO SEPTIMO

GEORGII IV. REGIS.

Cap. xvi.

An Act for more effectually repairing and improving the Roads from *Manchester* in the County Palatine of *Lancaster*, to *Salters Brook* in the County Palatine of *Chester*, and for making and maintaining several Extensions or Diversions of Road, and a new Branch of Road to communicate therewith. [22d *March* 1826.]

WHEREAS an Act was passed in the Thirty-third Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for repairing and amending the Roads leading from the Town of* Manchester *in the County of* Lancaster, *through the Town of* Ashton-under-Lyne *and Parish of* Mottram Longdendale, *and from thence to* Salters Brook *in the County Palatine of* Chester: And whereas an Act was passed in the Fifty-eighth Year of the Reign of His said late Majesty, intituled *An Act for continuing the Term and altering and enlarging the Powers of an Act passed in the Thirty-third Year of His present Majesty's Reign, for repairing the Roads from* Manchester *in the County Palatine of* Lancaster, *to* Salters Brook *in the County Palatine of* Chester: And whereas an Act was passed in the Third Year of the Reign of His present Majesty King *George* the Fourth, intituled *An Act to amend the general Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England: And whereas an Act was passed in the Fourth Year of the

33 G. 3. c. 139.

58 G. 3. c. 9.

3 G. 4. c. 126.

4 G. 4. c. 95. Reign of His said 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 whereas an Act was passed in the Fifth Year of the Reign of His said present Majesty, intituled

5 G. 4. c. 69. *An Act to enable Justices of the Peace for Ridings, Divisions, or Sokes, to act as Trustees for repairing and maintaining Turnpike Roads:* And whereas the Trustees for executing the said recited Acts of the Thirty-third and Fifty-eighth Years of the Reign of His late Majesty King *George* the Third have proceeded in putting the same in Execution, and have made considerable Progress in repairing and improving the Roads therein mentioned, and have borrowed and taken up at Interest several considerable Sums of Money upon the Credit of the Tolls thereby granted: And whereas the making and maintaining of a Diversion or Extension of the said Roads in the Township of *Ardwick* in the said County Palatine of *Lancaster*, commencing from or nearly from the Northerly End of *Chancery Lane*, to and along *Tipping Street* and *Medlock Street*, there to communicate with the Southerly End of the Bridge over the River *Medlock*, in the Turnpike Road leading from *Manchester* aforesaid, to *Stockport* in the said County Palatine of *Chester;* and also the making a Diversion of the said Roads in the Parish of *Ashton-under-Lyne* in the said County Palatine of *Lancaster*, commencing from or nearly from a certain Place in *Audenshaw* in the said Parish of *Ashton-under-Lyne*, called *Ashton Lane End*, to the Town of *Ashton-under-Lyne* in the said Parish of *Ashton-under-Lyne*, at or near to *Saint Peter*'s Church in the said Parish of *Ashton-under-Lyne;* and also the making and maintaining of another Diversion of the said Roads from or nearly from *Boyer Fold* to or near unto *Brundrett Lane End*, both in the Township of *Stayley* in the Parish of *Mottram in Longdendale* in the said County Palatine of *Chester;* and also the making and maintaining of another Diversion of the said Roads from or nearly from the End of the Lane called the *Old Hall Lane* to or near to *Mottram Moor*, both in the said Parish of *Mottram in Longdendale;* and also the making and maintaining of an Extension or new Branch of Road from the said Road at or near the Toll Bar called the *Mottram Toll Bar* to *Broadbottom Bridge*, both in the said Parish of *Mottram in Longdendale*, would be of great public Utility: And whereas it would be more convenient if the said recited Acts of the Thirty-third and Fifty-eighth Years of the Reign of His said late Majesty King *George* the Third were repealed, and further, better, and more effectual Powers granted, as well for making and maintaining the said several Extensions, Diversions, and new Branch of Road herein-before mentioned, as for repairing, widening, diverting, and improving the present Roads included and comprised in the same Acts; but the beneficial Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That upon the Third *Wednesday* next after the passing of this Act the said recited Acts passed in the Thirty-third and Fifty-eighth Years of the Reign of His said late Majesty King *George* the Third shall be and the same are hereby declared to be repealed, and null and void to all Intents and Purposes whatsoever; and this Act shall commence and take effect, and be put in

Recited Acts 33 & 58 G. 3. repealed, and this Act to take effect.

Execution for and during the Term herein-after mentioned, as well for the Purpose of amending, widening, diverting, altering, repairing, improving, and keeping in repair the Roads leading from the Town of *Manchester* aforesaid to *Salters Brook* aforesaid, as for making and maintaining a Diversion or Extension of the said Roads in the said Township of *Ardwick*, from the Northerly End of *Chancery Lane* aforesaid, to and along *Tipping Street* and *Medlock Street* aforesaid, there to communicate with the Southerly End of the Bridge over the River *Medlock* in the Turnpike Road leading from *Manchester* aforesaid to *Stockport* aforesaid; and also a Diversion of the said Roads in the said Parish of *Ashton-under-Lyne*, commencing from or nearly from a certain Place in *Audenshaw* aforesaid, called *Ashton Lane End*, to the said Town of *Ashton-under-Lyne* at or near to *Saint Peter*'s Church aforesaid; and another Diversion of the said Roads from or nearly from *Boyer Fold* to or near unto *Brundrett Lane End*, both in the Township of *Stayley* aforesaid; and another Diversion of the said Roads from or nearly from the End of the Lane called *Old Hall Lane* to or near to *Mottram Moor*, both in the said Parish of *Mottram in Longdendale*; and also an Extension or new Branch of Road in the said Parish of *Mottram in Longdendale*, from or nearly from the Toll Bar called the *Mottram Toll Bar* to *Broadbottom Bridge* aforesaid; and for otherwise putting the said recited Acts of the Third, Fourth, and Fifth Years of the Reign of His said present Majesty and this Act in Execution.

Tolls granted by this Act made liable to the original Debt.

II. And be it further enacted, That the Term and Tolls by this Act granted shall be and are hereby charged with and made subject and liable to the Payment of all Sums of Money now due and owing upon the Credit or on account of the said recited Acts of the Thirty-third and Fifty-eighth Years of the Reign of His late Majesty, and of all Interest due and to grow due thereon respectively, as fully and effectually to all Intents and Purposes as if such Money had been borrowed or become due on the Credit of this Act, or of the Tolls hereby authorized to be collected.

Securities, &c. under former Acts, to continue in force.

III. And be it further enacted, That all Conveyances, Bonds, Covenants, Agreements, Contracts, and Securities, made to or by, or entered into by any Person or Persons to or with any of the Trustees for executing the said Acts of the Thirty-third and Fifty-eighth Years of the Reign of His said late Majesty, shall remain in full Force and Effect, and be and continue available in all Courts of Law and in Equity, until the same are or shall be fully satisfied and performed; and all Bargains, Contracts, Agreements, or Notices, made, entered into, or given by the said Trustees for executing the same Acts with or to any Person or Persons for any Purpose relating to the said Roads, or to the Execution of the same Acts, shall remain in full Force and Effect, and be observed and kept by the Trustees for executing this Act, and by the other respective Parties to such Contracts, Agreements, or Notices, according to the Terms, Stipulations, and the true and equitable Intent and Meaning thereof, notwithstanding the Repeal of the said Acts of the Thirty-third and Fifty-eighth Years of the Reign of His said late Majesty.

Books under former Acts Evidence.

IV. And be it further enacted, That all Books kept for registering Mortgages and Assignments, and all Entries therein, and all Books of Proceedings

Proceedings of the Trustees of the said Roads, kept according to the Directions and Provisions of the said recited Acts hereby repealed, or either of them, and made Evidence thereby, shall and may be given in Evidence in all Cases of Appeal, and in all Prosecutions, Suits, Actions, and Proceedings whatsoever, in such and the same Manner as if the said recited Acts of the Thirty-third and Fifty-eighth Years of the Reign of His said late Majesty had not been repealed.

Officers under former Acts to account to Trustees of this Act.

V. And be it further enacted, That all Persons who have been employed, or who shall have received any Tolls or other Money by virtue or in pursuance of the said recited Acts hereby repealed, or who shall have in their Custody or Possession any Books, Accounts, Papers, Writings, or Things relating to the said Roads, shall account for, pay, and deliver over the same to the said Trustees, in like Manner and under the like Penalties as are by the said recited Acts of the Third and Fourth Years of the Reign of His present Majesty, or either of them, inflicted in respect to the several Persons receiving any Monies, or having the Possession of any Books, Writings, or other Things, by virtue of the said Acts and this Act.

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

VI. And be it further enacted, That the said recited Act passed in the Third Year of the Reign of His said present Majesty, 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, repealed, or otherwise provided for by the said recited Act of the Fourth Year of the Reign of His said present Majesty, or 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 said present Majesty, 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, repealed, or otherwise provided for by this Act), and also the said recited Act passed in the Fifth Year of the Reign of His said 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 for the Time being acting for the said Counties Palatine of *Lancaster* and *Chester*, or either of them, together with the Right Honourable *George Harry Grey* commonly called Lord *Grey*, the Honourable *Henry Booth Grey*, the Honourable *William Booth Grey*, the Honourable and Reverend *Anchitel Grey*, *William Astley*, *James Adshead*, *John Atherton* of *Hollingworth*, *Thomas Ashton*, *John Barlow*, *James Barton*, *John Brooke*, *Abel Bayley*, *James Bayley*, *Robert Buckley*, *Edward Buckley*, *John Booth*, the Reverend *George Chetwode*, *George Cheetham*, *Hyde John Clarke*, *Edward Clarke*, *David Cheetham*, *John Cheetham*, *Robert Davies*, *John Davenport*, *Thomas Dearnelly*, *David Dockray*, *Thomas Entwisle*, *Thomas Ellison*, *Matthew Ellison*, the Reverend *Frederick William Foster*, *Booth Grey*, *John Grimshaw* of *Audenshaw*, *Joseph Stansfield Grimshaw*, *John Grimshaw* of *Gorton*, *George Grimshaw*, *William Hampson*, *George Hadfield*, *John*

John Harrop of *Ashton-under-Lyne*, *John Harrop* the younger of *Ashton-under-Lyne*, *Samuel Heginbottom*, *James Heginbottom*, *Samuel Hyde*, *George Hyde* of *Stayley*, *Edward Hobson*, *Thomas Hadfield*, *Joseph Hulme*, *Dauntesey Hulme*, *Roger Holland*, *George Hyde* of *Tintwisle*, *Joshua Heginbottom* of *Reddish*, *William Harrison*, *David Harrison*, *Abel Harrison*, *Allen Harrison*, *Edward Hollingworth*, *Samuel Hadfield*, *Isaac Harrop*, *John Heginbottom*, *Joseph Harrop*, *John Howard*, *Joseph Jones* the younger, *James Jowett*, *John Kenworthy*, *John Kershaw* of *Hurst*, *James Kennedy*, *John Kennedy*, *Aaron Lees*, *William Lees* of *Whiston*, *Jeremiah Lees*, *Henry Lees*, *Joseph Lees*, *Robert Lees*, *John Lees* of *Castle Hall*, *Edward Lees*, *George John Legh*, *John Lowe*, *James Lord*, *Thomas Lord*, *John Leech*, *Samuel Marsland* of *Broadbottom*, *George Murray*, *John Newton*, *Devereux Jones Nicholls*, *Thomas Ousey*, Reverend *Charles Kenrick Prescot*, *John Radcliffe*, *John Reddish*, *James Rhodes*, *John Rhodes*, *John Roberts*, *William Robinson*, *James Sidebottom* of *Millbrook*, *George Sidebottom*, *Joe Sidebottom*, *Thomas Sidebottom*, *William Sidebottom*, *John Sidebottom*, *James Sidebottom* of *Treacle Street*, *Edward Sidebottom*, *John Justice Southam*, *Thomas Shaw*, *William Shaw*, *Richard Stelfox*, *Thomas Smith*, *Samuel Swire*, *John Richard Delap Tollemache*, *Robert Thorneley*, *John Thorneley*, *Thomas Travis*, Reverend *James Turner*, *James Walker*, Reverend *Thomas Watkins*, *Daniel Whittle*, *John White*, *John Whitacre*, *George Whyatt*, *John Kenyon Winterbottom*, *John Wood*, *Joshua Wood*, *Robert Woolley*, *James Woolley*, *George Worthington* of *Audenshaw*, and *Robert Worthington*, and their Successors, being duly qualified according to the Directions of the said recited Acts of the Third, Fourth, and Fifth Years of the Reign of His said present Majesty, shall be and they are hereby appointed the Trustees for carrying the said Acts and 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, at their first Meeting to be holden in pursuance of this Act, to elect and appoint any Number of Persons, not exceeding Five in the whole, to be Trustees for the Purposes of this Act, and the said recited Acts of the Third, Fourth, and Fifth Years of the Reign of His said present Majesty, in addition to the Trustees hereby appointed; and such Trustees so elected and appointed, and being qualified according to the Directions of the said recited Acts of the Third, Fourth, and Fifth Years of the Reign of His said present Majesty, shall be and they are hereby invested with the same Powers and Authorities for executing this and the said recited Acts as if they had been named and appointed in and by this Act.

First Meeting of the Trustees.

IX. And be it further enacted, That the said Trustees shall meet together at the *Globe Tavern* in *Ashton-under-Lyne* aforesaid, or some other convenient Place near to the said Roads, upon the Third *Wednesday* next after the passing of this Act, at Eleven of the Clock in the Forenoon, or as soon after as conveniently may be, for the Purpose of carrying the same and the said recited Acts of the Third and Fourth Years of the Reign of His said present Majesty into Execution.

Old Officers (except the Treasurer) to continue.

X. And be it further enacted, That every Clerk, Receiver, Collector, Surveyor, and other Officer, (except the Treasurer), appointed under and by virtue of the said recited Acts of the Thirty-third and Fifty-eighth Years of the Reign of His said late Majesty, or either of them, shall hold

hold and enjoy such their several and respective Offices and Employments until he or they shall be removed therefrom respectively by the said Trustees; and every such Clerk, Receiver, Collector, Surveyor, and other Officer, shall have the like Powers and Authorities for carrying the said recited Acts of the Third and Fourth Years of the Reign of His present Majesty, and this Act, into Execution, and shall be subject and liable to the like Pains, Penalties, and Powers of Removal, and to the like Regulations in all respects whatsoever, as if he or they had been nominated or appointed under or by virtue of the said recited Acts of the Third and Fourth Years of the Reign of His said present Majesty, or this Act.

Clerk not to act as Treasurer, and vice versâ.

XI. Provided always, and be it further enacted, That it shall not be lawful for the said Trustees to continue or appoint the Person or Persons who hath or have been or who may be appointed to act as their Clerk or Clerks in the Execution of this Act, or the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of the Partner or Partners of such Clerk or Clerks, to be the Treasurer or Treasurers for the Purposes of this Act, or to continue or appoint the Person or Persons who hath or have been or who may be appointed Treasurer or Treasurers, or the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of the Partner or Partners of such Treasurer or Treasurers, to be the Clerk or Clerks to the said Trustees; and if any Person or Persons shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person or Persons being the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks, or of his or their Partner or Partners, shall accept the Office of Treasurer, or being the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers, or of his or their Partner or Partners, shall accept the Office of Clerk in the Execution of this Act, or if any such Treasurer shall hold or accept 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 or Persons 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, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than one Imparlance, shall be allowed.

Power to make the Diversions and Branch.

XII. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby fully authorized and empowered, to set out, make, and complete, and from Time to Time to repair, widen, divert, and improve the said several Extensions, Diversions, and new Branch of Road herein-before mentioned, and every of them, and make the same of such Width as the said Trustees may think proper, not exceeding the Width of Twenty Yards; and from and after the making thereof respectively, the same shall be and be deemed to be to all Intents and Purposes

Part of the Roads included in this Act, and shall be deemed and taken to be and shall be respectively public Highways to all Intents and Purposes.

Trustees to make and maintain Part of the Road from Great Ancoats Street to Audenshaw, authorized to be made by 6 G. 4. c. 51.;

XIII. And whereas an Act was passed in the Sixth Year of the Reign of His said present Majesty, intituled *An Act for making and maintaining a Road from* Great Ancoats Street *in the Town of* Manchester *in the County of* Lancaster, *to join a Diversion of the* Manchester *and* Salters Brook *Road in* Audenshaw, *in the Parish of* Ashton-under-Lyne *in the said County, and Two Branches of Road communicating therewith:* And whereas it is expedient that the Trustees for carrying this Act into Execution shall be authorized to make, complete, and maintain a Quarter of a Mile in Length of the most eastwardly Part of the Road in *Audenshaw* aforesaid, authorized to be made under and by virtue of the said last-recited Act, or to agree with the Trustees for executing the same Act to pay to them a Sum of Money for making and maintaining the said Part of the same Road; be it therefore further enacted, That the said Trustees for executing this Act shall, and they are hereby authorized and required, within One Year after the passing of this Act, to make and complete, and during the Continuance of this Act, and the Term hereby granted, to maintain and keep in repair, by and out of the Monies to be received under and by virtue of this Act, One Quarter of a Mile in Length of the Road in *Audenshaw* aforesaid, authorized to be made in and by the said last-mentioned Act of the Sixth Year of the Reign of His said present Majesty, measuring from the Place where the same Road is intended to join the said intended Diversion hereby authorized to be made between *Ashton Lane End* and *Saint Peter*'s Church aforesaid, and also within One Year after the Commencement of this Act to make and complete the same intended Diversion.

or agree with the Trustees of that Act to pay a Sum of Money in lieu of making the Road.

XIV. Provided nevertheless, and be it further enacted, That it shall be lawful for the Trustees for executing this Act to contract and agree with the Trustees for executing the said Act of the Sixth Year of the Reign of His said present Majesty, for the said last-mentioned Trustees to make and complete, and maintain and keep in repair the said One Quarter of a Mile in Length of the said Road, for such Sum or Sums of Money as may be agreed upon between the said respective Trustees, and to pay the Monies so to be agreed upon out of the Monies to be raised under and by virtue of this Act, to the said Trustees for executing the said Act of the Sixth Year of the Reign of His said present Majesty, according to the Tenor of such Agreement; and from and after such Payment, the Liability of the Trustees under this Act to make, maintain, and keep in repair the said One Quarter of a Mile in Length of the said last-mentioned Road shall cease and determine.

Maps or Plans deposited at the Offices of the Clerks of the Peace may be inspected.

XV. And whereas Maps or Plans, describing the Line of the said new Diversions and Branch of Road, together with Books of Reference, containing Lists of the Names of the several Owners and Occupiers of the Lands, Buildings, Tenements, and Hereditaments through which the said Diversions and new Branch of Road are intended to pass, have been deposited at the Offices of the respective Clerks of the Peace for the said Counties Palatine of *Lancaster* and *Chester*; be it therefore further enacted, That the said Maps or Plans and Books of Reference shall remain in the Custody of the said respective Clerks of the Peace, to the end

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 to the said respective Clerks of the Peace for the Time being the Sum of One Shilling for every such Inspection, and at the Rate of Sixpence for every One hundred Words of such Copies or Extracts; and the said Trustees, in making the said Diversions and Branch of Road, shall not deviate more than One hundred Yards, of Three Feet each, from the Lines described in the said Maps or Plans, without the Consent and Approbation in Writing of the Person or Persons, Bodies Politic, Corporate, or Collegiate, through whose Lands and Premises the said respective Diversions or Branch shall be made.

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

XVI. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to make the said Diversions and Branch of Road into, through, across, or over the several Lands, Buildings, Tenements, and Hereditaments described in the said Maps or Plans, and Schedule hereunto annexed, although the Name or Names of the Owner or Owners, Occupier or Occupiers thereof, may happen to be omitted or mis-stated in the said Books of Reference, or in the Schedule to this Act annexed, in case it shall appear to any Two or more Justices of the Peace for the County in which the same Lands, Buildings, Tenements, and Hereditaments shall be situate, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake only, or that the real Owners or Occupiers of such Lands, Houses, Buildings, or Premises had Notice that the same would be wanted for the Purposes thereof.

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

XVII. Provided also, and be it further enacted, That the Powers and Authorities given by this Act for making, maintaining, widening, diverting, improving, or altering the said Roads comprised in this Act, shall not extend or be construed to extend to empower or authorize the said Trustees to take or pull down, injure or damage, any Dwelling House or other Building, or to take in or make use of any Curtilage, Orchard, Garden, Yard, Park, Paddock, Lawn, Shrubbery, planted Walk, or Avenue to a House, or any inclosed Ground planted and set apart as a Nursery for Trees, or any Part thereof respectively, 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 or specified in the Schedule to this Act annexed: Provided always, that if the said Trustees shall not within the Space of Five Years (to be computed from the passing of this Act) agree for, or cause to be valued and paid for, in manner directed by the said recited Acts of the Third and Fourth Years of the Reign of His said present Majesty, the several Messuages and other Buildings, Tenements, Gardens, Yards, Paddocks, and Plantations which they are hereby empowered to purchase, take, and use, or so much thereof as they shall deem necessary or proper for the Purposes of this Act, then and from thenceforth the Powers which are hereby given them for such Purpose only shall cease, determine, and be utterly void, save and except with the Consent of the Owners or Proprietors and Occupiers thereof respectively.

When the Diversion in Mottram is

XVIII. And be it further enacted, That from and after the Time when the said Trustees shall have made and completed the said Diversion hereby

hereby authorized to be made from the End of the *Old Hall Lane* to or near to *Mottram Moor* aforesaid, and also the said new Branch of Road to *Broadbottom Bridge* aforesaid, so much of the said present Road as may lie between the End of *Old Hall Lane* aforesaid and the Commencement of the said new Branch of Road, and which would otherwise be deserted by reason of the said last-mentioned Diversion, shall be and be deemed and taken to be, to all Intents and Purposes, a Part of the said Branch of Road to *Broadbottom*.

made, Part of the old Road shall form a Part of the Broadbottom Branch.

XIX. And be it further enacted, That it shall be lawful for the said Trustees, if they think proper, to continue or remove all and every or any of the Toll Gates or Turnpikes and Toll Houses now standing and being in or upon or across the said Roads, or on the Sides thereof, and also to erect and set up or build, or cause to be erected, set up, and built, upon, in, or across the said Roads and Branch Roads by this Act directed or authorized to be made, repaired, and amended, or on the Sides thereof respectively, or any Part thereof respectively, when, where, and as they shall judge necessary, any Gate or Gates, Turnpike or Turnpikes, Side Gate or Side Gates, Side Bar or Side Bars, Chain or Chains, Weighing Machine or Weighing Machines, and also One or more Toll House or Toll Houses, with Outhouses and Conveniences suitable thereto, at or near each Gate, Bar, Chain, or Weighing Machine, and to take in and inclose on the Sides of the said Roads and Branch Roads suitable Garden Spots for the same Toll Houses respectively, not exceeding One Eighth Part of a Statute Acre for each such Garden, as they shall think necessary, and from Time to Time to take down and remove, and afterwards rebuild or reinstate, the same Toll Houses, Gates, Turnpikes, Side Gates, Side Bars, Chains, or Weighing Machines, or any of them, as they the said Trustees shall think proper and direct or appoint.

Power to erect Toll Gates, Turnpikes, Side Gates, &c.

XX. And be it further enacted, That it shall be lawful for the said Trustees, or any Collector or Collectors or other Person or Persons acting under the Authority of the said Trustees, to demand and take at each and every of the Toll Gates or Turnpikes which are or shall be standing and being, or which shall be erected by virtue of this Act, in, upon, across, or on the Side or Sides of the said Roads and Branch Road by this Act authorized to be made, repaired, and amended, or any of them, or on the Sides thereof respectively, the several Tolls following; (that is to say),

Power to take Tolls.

Tolls.

For every Horse or other Beast drawing any Coach, Chaise, Chariot, Hearse, or other such Carriage with Four Wheels, as follows; (that is to say), when there shall be only One such Horse or other Beast, the Sum of Nine-pence; when there shall be Two or Three such Horses or other Beasts, the Sum of Sixpence; and when there shall be Four or more such Horses or other Beasts, the Sum of Five-pence:

For every Horse or other Beast drawing any Curricle, Gig, or other such Carriage with Two Wheels, the Sum of Sixpence:

For every Horse or other Beast drawing any Caravan or other such Carriage with Four Wheels, used for the Conveyance of Goods, and built and constructed with Springs, as follows; (that is to say), when there shall be One or Two such Horses or other Beasts, the Sum of Seven-

Seven-pence; and when there shall be Three or more such Horses or other Beasts, the Sum of Sixpence:

For every Horse or other Beast drawing any Caravan or other such Carriage with Two Wheels, used for the Conveyance of Goods, and built and constructed with Springs, as follows; (that is to say), when there shall be only One such Horse or other Beast, the Sum of Eight-pence; and when there shall be Two or more such Horses or other Beasts, the Sum of Sixpence:

For every Horse or other Beast drawing any Waggon, Dray, or other such Carriage with Four Wheels, having the Sole or Bottom of the Fellies of the Breadth of Six Inches or upwards, as follows; (that is to say), when there shall be no more than Two such Horses or other Beasts, the Sum of One Shilling; when there shall be Three such Horses or other Beasts, the Sum of Eight-pence; when there shall be Four such Horses or other Beasts, the Sum of Sixpence; when there shall be Five such Horses or other Beasts, the Sum of Four-pence Three Farthings; and when there shall be Six or more such Horses or other Beasts, the Sum of Four-pence:

For every Horse or other Beast drawing any Waggon, Dray, or other such Carriage with Four Wheels, having the Sole or Bottom of the Fellies of less Breadth than Six Inches, but not less than Four Inches and a Half, as follows; (that is to say), when there shall be One or Two such Horses or other Beasts, the Sum of One Shilling and Three-pence; when there shall be Three such Horses or other Beasts, the Sum of Ten-pence; when there shall be Four such Horses or other Beasts, the Sum of Seven-pence Halfpenny; when there shall be Five such Horses or other Beasts, the Sum of Sixpence; and when there shall be Six or more such Horses or other Beasts, the Sum of Five-pence:

For every Horse or other Beast drawing any Waggon, Dray, or other such Carriage with Four Wheels, having the Sole or Bottom of the Fellies of less Breadth than Four Inches and a Half, as follows; (that is to say), when there shall be One or Two such Horses or other Beasts, the Sum of One Shilling and Sixpence; when there shall be Three such Horses or other Beasts, the Sum of One Shilling; when there shall be Four such Horses or other Beasts, the Sum of Nine-pence; when there shall be Five such Horses or other Beasts, the Sum of Seven-pence Halfpenny; and when there shall be Six or more such Horses or other Beasts, the Sum of Sixpence:

For every Horse or other Beast drawing any Cart or other such Carriage with Two Wheels, having the Sole or Bottom of the Fellies of the Breadth of Six Inches or upwards, as follows; (that is to say), when there shall be only One such Horse or other Beast, the Sum of Six-pence; when there shall be Two such Horses or other Beasts, the Sum of Five-pence; when there shall be Three such Horses or other Beasts, the Sum of Four-pence; and when there shall be Four or more such Horses or other Beasts, the Sum of Three-pence:

For every Horse or other Beast, drawing any Cart or other such Carriage with Two Wheels, having the Sole or Bottom of the Fellies of a less Breadth than Six Inches, but not less than Four Inches and a Half, as follows; (that is to say), when there shall be only One such Horse or other Beast, the Sum of Seven-pence Halfpenny;

when there shall be Two such Horses or other Beasts, the Sum of Sixpence Farthing; and when there shall be Three or more such Horses or other Beasts, the Sum of Five-pence:

For every Horse or other Beast drawing any Cart or other such Carriage with Two Wheels, having the Sole or Bottom of the Fellies of a less Breadth than Four Inches and a Half, as follows; (that is to say), when there shall be only One such Horse or other Beast, the Sum of Nine-pence; when there shall be Two such Horses or other Beasts, the Sum of Seven-pence Halfpenny; and when there shall be Three or more such Horses or other Beasts, the Sum of Sixpence:

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

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

For Calves, Pigs, Sheep, and Lambs, the Sum of Five-pence *per* Score, and so in proportion for any greater or less Number:

Tolls vested in Trustees.

Which said respective Sums of Money or Tolls shall be demanded and taken before any Horse, Beast, or other Cattle whatsoever shall be permitted to pass through any such Toll Gate or Turnpike; and such several and respective Tolls or Sums of Money shall be and are hereby vested in the said Trustees, and shall be applied for the Purposes of this Act in manner herein-after directed.

A Halfpenny to be taken if the Toll amounts to a fractional Part of a Halfpenny.

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

Number of Tolls limited.

XXII. Provided also, and be it further enacted, That no more than Four full Tolls shall be demanded or taken in the same Day, to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next succeeding Night, for or in respect of the passing and repassing of the same Horse or Horses, Beasts, Cattle, and Carriages, through all the several Toll Gates on the said Roads between the Town of *Manchester* aforesaid and *Salters Brook* aforesaid, or any intermediate Place or Places; and no more than Half of a full Toll shall be demanded or taken in the same Day, to be computed as aforesaid, for or in respect of the passing and repassing of the same Horse or Horses, Beasts, Cattle, or Carriages, along the said Roads from the said Town of *Manchester* into *Gorton Lane*, or from and out of *Gorton Lane* to the said Town of *Manchester*; and no more than Half of a full Toll shall be demanded or taken in the same Day, to be computed as aforesaid, for or in respect of the passing and repassing of the same Horse or Horses, Beasts, Cattle, or Carriages, along the said Roads from and out of the said Turnpike Road authorized to be made by the said Act of the Sixth Year of the Reign of His said present Majesty, to the Town of *Ashton-under-Lyne* aforesaid, or from the said Town of *Ashton-under-Lyne* to and into the said last-mentioned Turnpike Road; and no more than Three full Tolls and One Half of a full Toll shall be demanded or taken in the same Day, to be computed as aforesaid, for or in respect of the passing

and

and repassing of the same Horse or Horses, Beasts, Cattle, and Carriages, through all the several Toll Gates on the said Roads and Branch Road between the Town of *Manchester* aforesaid and *Broadbottom Bridge* aforesaid, or any intermediate Place or Places.

Persons having paid the Tolls to return Toll-free.

XXIII. Provided always, and be it further enacted, That if any Person shall have paid the Tolls hereby authorized to be taken for the passing of any Horse, Cattle, Beast, or Carriage through any one of such Toll Gates, Turnpikes, or Side Gates, such Horse, Cattle, Beast, or Carriage shall during the same Day, to be computed as aforesaid, on which Toll has been so paid, upon Production of a Ticket denoting such Payment, be permitted to repass Toll-free through the same Toll Gate, Turnpike, or Side Gate, and also through any other Gate or Gates freed by such Payment and Ticket (except as herein-after is mentioned.)

Post Chaises, &c. to be subject to Toll on every new Hiring.

XXIV. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for or in respect of all Horses or other Beasts drawing any Post Chaise or other Carriage travelling for Hire, for every Time of passing and repassing along the said Roads or any of them, whenever any new Hiring of such Horses or other Beasts shall take place.

Stage Coaches to pay every Time of passing.

XXV. Provided also, and be it further enacted, That the said Tolls hereby made payable for and in respect of all Horses or other Beasts drawing any Stage Coach, Diligence, or other Stage Carriage conveying Passengers for Pay, Hire, or Reward, shall be payable and paid every Time of passing or repassing through the Toll Gates, Turnpikes, or Side Gates upon the said Roads, or any or either of them, in case the said Trustees acting in the Execution of this Act shall so order and direct.

One Horse Carts to be weighed.

XXVI. And whereas it frequently happens that Carts drawn by One Horse, passing upon and along the said Roads, carry a greater Weight than is by Law allowed for Carts drawn by Two or more Horses; be it therefore further enacted, That all Carts passing upon the said Roads or any Part thereof, drawn by One Horse only, shall and may, in case the said Trustees or any Three or more of them shall so order and direct, be weighed at any Machine now or hereafter to be erected on the said Roads, and that in such Case the like additional Sums or Tolls as are payable by virtue of any Law or Laws now in force for the Overweight of any Waggon, Cart, or other Carriage, and the Loading thereon, shall and may be demanded and taken by the said Trustees or any Three or more of them, or their Collector or Collectors, in respect of Carts drawn by One Horse only, and which with the Loading thereon shall exceed the Weights by Law allowed for Carts with the Loading thereon, when drawn by Two or more Horses; and all the Powers, Regulations, and Penalties now in force relating to the weighing of Waggons, Carts, and other Carriages drawn by more than One Horse, shall be applicable to Carts passing on the said Roads drawn by One Horse only, and to the Drivers, Masters, and Owners thereof; any thing in the said recited Acts or any of them contained to the contrary notwithstanding.

XXVII. And

For preventing Nuisances on the Road.

XXVII. And be it further enacted, That if any Person or Persons driving any Waggon or Cart shall suffer the Horse or Horses or Beasts of Draught therein to go faster than a Walk, or if any Person driving or riding upon any Horse or other Beast carrying Milk Cans, Crates, Cans, or Panniers, shall not keep the said Horse or other Beast on the Left Hand Side of the Middle of the said Roads, every Person offending in either of the Cases aforesaid shall for each and every such Offence forfeit and pay any Sum not exceeding Forty Shillings, over and above the Damages occasioned thereby.

A Bridge to be built over the Ashton Canal, and kept in repair by the Trustees.

XXVIII. And be it further enacted, That in the Place where the said intended Diversion in *Audenshaw* aforesaid will or shall cross the Canal belonging to the Company of Proprietors of the Canal Navigation from *Manchester* to or near *Ashton-under-Lyne* and *Oldham*, the said Trustees shall and they are hereby required to make and erect a good and substantial Bridge of Stone, Brick, or Iron, over the said Canal and the Towing Path thereof, with proper Approaches thereto, and that the Opening or Span of the Arch of such Bridge shall not be less than Twenty-one Feet wide between the Walls or Abutments thereof, and the Underside of the Crown of the Arch of such Bridge shall not be less than Nine Feet high above the Top Water Level of the said Canal where such Bridge shall be erected; and the said Trustees shall at all Times keep such Bridge, or any future Bridge to be erected in lieu thereof, (and which shall be of the like Dimensions, Capacity, and Materials as are herein-before mentioned), in good, perfect, and complete Repair; and the Ascent to such Bridge shall not be more than One Foot in Thirteen, and the Fence on each Side of such Bridge shall not be less than Four Feet above the Surface of the Bridge.

Trustees not to cause an Obstruction to the Navigation of the Canal.

XXIX. Provided always, and be it further enacted, That the said Trustees, or any other Person or Persons whomsoever acting under their Authority, shall not, in or by the making of the said intended Diversion in *Audenshaw* aforesaid, occasion any Obstruction, Damage, or Injury to the said Canal Navigation, or any of the Works of the said Company of Proprietors, or obstruct, prejudice, prevent, or hinder the full and free Use and Enjoyment of the said Canal, and the Towing Path, Wharfs, and Works to the same belonging, save only such as shall be unavoidable in the erecting or repairing of the said Bridge.

Application of Tolls.

XXX. And be it further enacted, That all the Tolls and other Monies and Effects which the said Trustees or any of them, or any Treasurer or other Person on their Behalf, are or is possessed of or entitled to by virtue of the said recited Act of the Fifty-eighth Year of the Reign of His late Majesty King *George* the Third, or otherwise, and all Monies which shall arise or be received from the Tolls by the said recited Acts of the Third and Fourth Years of His present Majesty's Reign and this Act granted, or which shall come to the Hands of the said Trustees, shall be applied first in paying the Expences of procuring and passing this Act, then in paying the Principal and Interest of all Monies now due and owing on the Credit of the Tolls granted by the said recited Act of the Fifty-eighth Year of the Reign of His late Majesty King *George* the Third, or which may hereafter become due and owing on the Credit

of this Act, or the Tolls hereby granted, and afterwards in repairing, widening, altering, diverting, and otherwise improving the Roads now included in the said last-mentioned Act hereby repealed, and in making, repairing, altering, widening, diverting, and improving the said several Extensions and Diversions herein-before mentioned, and in otherwise defraying the Expences attending the Execution of this Act and the said recited Acts of the Third and Fourth Years of the Reign of His said present Majesty, and to and for no other Use or Purpose whatsoever.

Tolls not to be applied in the Repair of the Branches, unless Tolls are taken thereon.

XXXI. And be it further enacted, That none of the Tolls authorized to be taken by virtue of this Act, or any of the Money to be borrowed upon the Credit thereof, shall be laid out or expended in the Amendment, Repair, or Improvement of the Branches of Road included in this Act, if there shall be no Toll Gate erected thereupon respectively, and Tolls taken thereat.

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

XXXII. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments which shall be purchased, taken, or used by virtue of the Powers of the said recited Acts of the Third and Fourth Years of the Reign of His said present Majesty, or of this Act, for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Persons under any Disability or Incapacity, as in the said recited Acts particularly mentioned, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account *ex parte* the Trustees for executing this Act, pursuant to the Directions of an Act passed in the First Year of the Reign of His present Majesty King
1 G. 4. c. 35. *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; to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made 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, and Hereditaments, in the Purchase of the Land Tax, or in Discharge of any Debt or Debts or other Incumbrances, or any 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 therewith to the same or the like Uses, Trusts, 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 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 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 or Settlement shall be existing undetermined and

capable of taking effect; and in the meantime and until such Purchase shall be made, the said Money shall, 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; and in the meantime and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and Annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, by the said recited Acts of the Third and Fourth Years of the Reign of His present Majesty, or this Act, authorized to be purchased, in case such Purchase or Settlement were made.

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

XXXIII. And be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or 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 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 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 Court of Exchequer, and be placed to his Account as aforesaid, in order to be applied in the Manner hereinbefore directed; or otherwise the same shall be paid at the like Option to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by the Trustees for executing 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 and Produce arising thereon, may be applied in manner herein-before directed, so far as the same may be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court.

When under 20*l.*

XXXIV. And be it further enacted, That when such Money so agreed or awarded to be paid as last 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 Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Trustees shall think fit, or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

In case of not making out Title, or

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

if Persons cannot be found, the Purchase Money to be paid into the Bank.

of any Lands, Tenements, or Hereditaments to be purchased under or by virtue of the said recited Acts of the Third and Fourth Years of the Reign of His present Majesty, or 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 such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments be not known or discovered, then and in every such Case it shall be lawful for the said Trustees 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 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 the 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 the same, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any Sum or Sums of Money into the Bank as aforesaid.

In case of disputed Titles, the Person in Possession to be deemed entitled.

XXXVI. And be it further enacted, That when 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, or Interest in any Lands, Tenements, or Hereditaments to be purchased in pursuance of this Act, 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 the Possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons respectively, or under the Possession of such Person or Persons, shall be deemed and taken to be lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court; 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.

XXXVII. And

The Court of Exchequer may order Expences of Purchases to be paid by Trustees.

XXXVII. And be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Lands, Tenements, or Hereditaments to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the 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 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, out of the Monies to be received by virtue of this Act.

Public Act.

XXXVIII. 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.

XXXIX. And be it further enacted, That this Act shall commence upon the Third *Wednesday* next after the passing of this Act, and shall continue and be in force for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

The SCHEDULE referred to by the foregoing Act.

Description of Property.	Owners or reputed Owners.	Occupiers.
	Ardwick Township.	
Garden	David Dockray	David Dockray.
Garden	William Maskrey	William Maskrey
House and Garden	William Chantler	James Smith.
Factory Yard	Dilworth and Company	George Neden.
Garden	John Ogden	William Maskrey.
Garden	John Gillebrand	John Gillebrand.
Garden	John Law	George Brown.
Barn, Rick Yard, and the Site and Foundations of Two Dwelling Houses partly erected	William Barke	William Barke.
	Audenshaw Division.	
Cottage	Earl of Stamford and Warrington	James Clayton, Lessee; John Stanfield, Occupier.
Garden	Ditto	Devisees in Trust of the late Edward Stelfox, Lessees; Jonah Heap, Occupier.
Canal and Towing Path	Proprietors of the Manchester, Ashton-under-Lyne, and Oldham Canal	Proprietors of the Manchester, Ashton-under-Lyne, and Oldham Canal.
	Ridghill and Lanes.	
House	The Earl of Stamford and Warrington	William Cooke.
House	Ditto	Samuel Cooke, Lessee; Miles Schofield, Occupier.
House	Ditto	Samuel Cooke, Lessee; William Cooke, Occupier.
	Stayley Township.	
Fold	The Earl of Stamford and Warrington	Thomas Milne.
Two Gardens and Road to House	Ditto	Ralph Kinder, Lessee; Hugh Kinder, Occupier.
Garden	Ditto	Henry Andrew.
Garden	Ditto	Henry Andrew, Lessee; John Martland, Occupier.
	Mottram Township.	
Garden	John Richard Delap Tollemache, Esquire	William Jackson, Lessee; James Harrop, Occupier.

Description of Property.	Owners or reputed Owners.	Occupiers.
	Branch to Broadbottom Bridge.	
Cottage - - - -	John Richard Delap Tollemache, Esquire -	Miles Goddard.
Cottage - - - -	- - Ditto - -	John Reddish, Lessee; James Shaw, Occupier.
	Hollingworth Township.	
Butcher's Shop - -	John Lee - -	Henry Kelsall.
Two Gardens and Watercourse -	- - Ditto - -	John Phillips.
Garden - - - -	Thomas Dalton and John Dalton - -	Mary Dalton.

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