ANNO DECIMO TERTIO & DECIMO QUARTO

# VICTORIÆ REGINÆ.

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## *Cap.* lxvii.

An Act for continuing and enlarging the Term and Powers of Three Acts, passed in the Reign of His Majesty King *George* the Third, for repairing and widening several Roads leading to and from the Towns of *Bala* and *Dolgelley* in the County of *Merioneth*, and other Roads therein mentioned, in the Counties of *Montgomery*, *Denbigh*, and *Salop*, and for repairing several other Roads in the Counties of *Merioneth* and *Denbigh*.

[15th *July* 1850.]

WHEREAS an Act was passed in the Seventeenth Year of the Reign of His Majesty King *George* the Third, intituled *An Act for repairing and widening several Roads* 17 G. 3. c. 99. *leading to and from the Towns of* Bala *and* Dolgelly *in the County of* Merioneth, *and other Roads therein mentioned, in the Counties of* Montgomery, Denbigh, *and* Salop; and another Act was passed in the Thirty-sixth Year of the Reign of His said Majesty, intituled *An* 36 G. 3. *Act for continuing and enlarging the Term and Powers of an Act* c. 147. *passed in the Seventeenth Year of His present Majesty's Reign, for*

*repairing and widening several Roads leading to and from the Towns of* Bala *and* Dolgelly *in the County of* Merioneth, *and other Roads therein mentioned, in the Counties of* Montgomery, Denbigh, *and* Salop, *and for repairing several other Roads in the Counties of* Merioneth *and* Denbigh; and another Act was passed in the Fifty-
59 G. 3. c. 98. ninth Year of the Reign of His said Majesty, intituled *An Act for further continuing the Term and enlarging the Powers of Two Acts, passed in the Seventeenth Year and Thirty-sixth Year of His present Majesty's Reign, for repairing and widening several Roads leading to, through, and from the Towns of* Bala *and* Dolgelly *in the County of* Merioneth, *and other Roads therein mentioned, in the Counties of* Montgomery, Denbigh, *and* Salop, *and for repairing several other Roads in the Counties of* Merioneth *and* Denbigh: And whereas the said recited Acts have been continued from Time to Time by divers Acts of Parliament, and particularly by an Act of the last Session, until the First Day of *November* One thousand eight hundred and fifty: And whereas from the Time of the passing of the said first-recited Act, and the Formation of Roads, under the Authority of the same and of the said Two subsequent recited Acts, into Turnpike Roads, the said Roads, although forming One Trust, have been divided into Districts, and considerable Sums of Money were borrowed for each District and laid out therein, and until the passing of the general Turnpike Act the Mortgages for the same were specifically charged upon the Tolls of the District for the Use of which the Money was borrowed, and the Interest paid out of the Tolls accordingly; and the Affairs of the respective Districts have been always conducted separately under the Description of the *Bala* District, *Barmouth and Harlech* District, *Corwen and Edeirnion* District, *Dolgelley and Mowddwy* District, *Festiniog and Maentwrog* District, and *Towyn and Celynin* District: And whereas the Trustees acting for each of the said Districts, with the Exception of *Barmouth and Harlech* and *Towyn and Celynin* Districts, have been able, out of the Tolls of their respective Districts, regularly to discharge the Interest payable in respect of their respective Mortgages, and out of the surplus Income arising from such Tolls to maintain and improve their respective Roads: And whereas it is desirable that the Districts aforesaid should be re-arranged, and created into distinct Trusts, in accordance with the Principle upon which the said Trustees and Creditors have as aforesaid acted, and that such Division should be sanctioned by Parliament, in manner and subject to such Arrangement as is herein-after contained for the Security of the Creditors and others interested therein: And whereas certain Mortgagees in respect of a Sum of Five hundred Pounds borrowed for the Benefit of the Roads within the *Dolgelley and Mowddwy* District have, by virtue of a Judgment in Ejectment, for some Time past been in possession and receipt of the Tolls payable at the several Toll Houses and Toll

Gates of such District: And whereas, for the Purpose of making Provision for the future Maintenance and Repair of the said Roads, and for the better Security of the several Mortgagees and Creditors of the said Roads, it is expedient that the Powers of the said recited Acts, excepting so far as the same are altered by or inconsistent with this Act or any public general Act, should be continued for a further Term, and that further Powers should be given to the Trustees for effecting the several Objects aforesaid, and for other the Purposes herein-after mentioned, and the future more effectual Management of the said Roads, and also for preventing in future any Mortgagees from taking Proceedings to recover Possession of the Roads, excepting in the Cases and by the Mode herein-after mentioned; but those Objects cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen'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 Acts, and the Tolls and Duties thereby authorized to be taken and levied, and all the Enactments, Powers, Provisions, Matters, and Things therein contained, so far as the same are in force, and are not altered or affected by the Provisions of this Act, shall, together with this Act, be and continue in full Force and Effect, and be put in execution for the several Purposes of the said recited Acts and of this Act, for and during the Term herein-after provided; and all such Enactments, Powers, Provisions, Matters, and Things in the said recited Acts contained as are consistent with this Act shall extend to this Act, and to the several Purposes thereof, as fully and effectually as if the same were repeated and re-enacted in this Act; and the said recited Acts and this Act shall be construed and read together as forming One Act.

Recited Acts continued, and extended to this Act.

II. And be it enacted, That from and after the passing of this Act the several Roads in the Counties of *Merioneth* and *Denbigh* now forming One Trust under the Authority of the herein-before recited Acts shall be and the same are hereby created into Four separate Districts, and shall in future be managed and considered as independent and distinct Trusts by the several Names following; the *Bala* District, the *Corwen and Edeirnion* District, the *Dolgelley, Mowddwy, and Towyn* District, and the *Festiniog, Maentwrog, and Harlech* District.

Creation of Districts into separate Trusts.

III. And be it enacted, That from and after the passing of this Act the *Towyn and Celynin* District, and the Appointments of the several Parties exercising therein the Duties of Treasurer, Clerk, and Surveyor, and all separate Powers exercised by the Trustees thereof in the Appointments of Officers or otherwise, shall be and the same are

Certain Districts abolished, and united to other Districts.

are hereby abolished, and it is declared that such District, and all Powers exercised therein, shall be united to and be exercised by the Trustees of the *Dolgelley, Mowddwy, and Towyn* District, and that all Balances in their or either of their Hands, and all Books and other Papers belonging to the said *Towyn and Celynin* District, shall thereupon be handed over by the Treasurer, Clerk, and Surveyor thereof to the Treasurer, Clerk, and Surveyor for the Time being of the *Dolgelley and Mowddwy* District, hereby created the *Dolgelley, Mowddwy, and Towyn* District; and that the District heretofore called the *Barmouth and Harlech* District, and the Appointment of the several Parties exercising therein the Duties of Treasurer, Clerk, and Surveyor, and all separate Powers exercised by the Trustees thereof in the Appointment of Officers or otherwise, shall be and the same are hereby abolished, and it is hereby declared that such District, and all Powers exercised therein, shall be united to and be exercised by the Trustees of the *Festiniog, Maentwrog, and Harlech* District, and that all Balances in their or either of their Hands, and all Books and other Papers belonging thereto, shall be handed by the Treasurer, Clerk, and Surveyor respectively of such District to the Treasurer, Clerk, and Surveyor for the Time being of the *Festiniog and Maentwrog* District, hereby created the *Festiniog, Maentwrog, and Harlech* District.

Certain existing Officers to act for Districts created by the Act.

IV. And be it enacted, That the Treasurer, Clerk, and other Officers appointed and acting for the *Dolgelley and Mowddwy* District shall, without any further or other Appointment, be deemed and taken to have been duly appointed for and shall and lawfully may henceforth act for the *Dolgelley, Mowddwy, and Towyn* District; and in like Manner the Treasurer, Clerk, and other Officers appointed and acting for the *Festiniog and Maentwrog* District shall be deemed to have been appointed and shall and lawfully may act for the said *Festiniog, Maentwrog, and Harlech* District.

Apportionment of the present Debt to the Districts.

V. And be it enacted, That the Monies borrowed by or for the Benefit of the District heretofore called the *Towyn and Celynin* District, amounting to One thousand two hundred and thirty-eight Pounds Two Shillings and Sixpence, or thereabouts, and all Mortgages, Bonds, or other Instruments given for securing the same, as well as the Money borrowed for the Benefit of the *Dolgelley and Mowddwy* District, and all Mortgages, Bonds, or other Instruments given for securing the same, shall and the same are hereby declared to be a Charge, without Priority or Precedence, on the District hereby created, and called the *Dolgelley, Mowddwy, and Towyn* District; and that the Money borrowed by and for the Benefit of the *Barmouth and Harlech* District, amounting to the Sum of Two thousand six hundred and ninety-one Pounds, shall henceforth be and the same

Debt

Debt is hereby apportioned and charged upon the several remaining Districts as follows, (that is to say,) the Sum of Eight hundred and ninety-one Pounds on the District hereby created, and called the *Festiniog, Maentwrog, and Harlech* District, the Sum of One thousand Pounds on the *Bala* District, and the Sum of Eight hundred Pounds on the *Corwen and Edeirnion* District, and that each of the said Three last-mentioned Districts shall from and after the passing of this Act be each severally liable to and charged therewith, and with the Payment of the Interest of the said respective apportioned Sums, in addition to the Debts and Interest now payable by them respectively, and that this Act, and the Term hereby granted, and the Tolls and Duties authorized to be taken and levied by virtue of the said recited Acts or any of them, and this Act, within each such District, shall be and the same are hereby made subject and liable in manner and Proportions aforesaid to all Monies now due and owing or secured, under and by virtue of the said recited Acts or any of them, upon the Tolls and Duties levied or collected under the Authority of the same and this Act, and to the Payment of all Interest due and to become due thereon, as fully and effectually to all Intents and Purposes as if the Districts hereby created had been originally formed into separate Trusts, and charged with the Money so borrowed and laid out for their respective Benefit, and as if such Money had been originally secured thereon exclusively under the Authority of the said several recited Acts, any Mortgage in form or effect to the contrary notwithstanding; and that from and after the passing of this Act no Money shall be secured or chargeable on any other than the District for and in respect or for the Use of which the Money shall have been or shall be borrowed.

Means of ascertaining the Districts chargeable with the Debts.

VI. And be it enacted, That for the Purpose of ascertaining for and in respect of what particular District any Money has been heretofore borrowed and secured, and for the better carrying out the Purposes of this Act, Reference shall be had to the Entry or Register thereof in the several Books kept for that Purpose by the respective Clerks of the said several Districts; and such Entry, to all Intents and Purposes, shall be accepted, deemed, and taken as Evidence of the Existence of the Debt vouched by such Entry, and of the District chargeable therewith.

Limitation to the Claims of Interest.

VII. And be it enacted, That, for the more conveniently providing for the Settlement of all existing Claims for Interest, no Interest which on the First Day of *January* last shall have been in arrear for more than Two Years shall be recoverable, and that, subject to such Limitation, all Arrears shall be paid up to the said First Day of *January* last, and that from and after that Day Interest shall be paid for and in respect of any existing Debt at the uniform Rate of

Three Pounds Ten Shillings *per Centum per Annum*, any Reservation in the Mortgages or Securities to the contrary notwithstanding.

Power to grant Mortgages for the Debts changed from one District to another.

VIII. And be it enacted, That for the due Apportionment of the said Sum of Two thousand six hundred and ninety-one Pounds in manner aforesaid, and future Security of the several Parties entitled thereto or interested therein, it shall be lawful for the several Trustees acting in and for the said Districts respectively chargeable therewith to execute new Mortgages for the respective Portions of the said Debt so transferred and hereby directed to be borne by each respectively, and to allow and pay the Expenses of and attending the same by and out of the Trust Funds.

Mortgagees in possession to account.

IX. And be it enacted, That within Three Weeks after the passing of this Act the Mortgagees in possession of the said Toll Houses, Toll Gates, Bars, Chains, or other Buildings, or in receipt of the Tolls taken thereat, within the *Dolgelley and Mowddwy* District, shall and they are hereby required to render an exact Account in Writing to the Clerk of the *Dolgelley, Mowddwy, and Towyn* District of all Monies received by such Mortgagees respectively, or by any other Person for their Benefit or by their Authority, at any Toll Houses, Toll Gates, Bars, and Chains, or otherwise as such Mortgagees, and of all Monies expended by them in keeping or repairing the said Toll Houses, Toll Gates, Bars, Chains, or otherwise for or on account of the said Roads, and shall produce Vouchers and Receipts for all Payments and Deductions; and if any Dispute or Difference shall arise between such accounting Parties respectively and the Trustees of the said District, as to the Correctness of any such Account, the same shall, on a summary Application to One of the Judges of any of Her Majesty's Courts at *Westminster*, be referred to One of the Masters of the said Court, who shall inquire into and examine such Account, shall have Power to tax all legal Charges and Expenses charged therein, and to allow or disallow any Payments or Deductions, and to act therein in all respects in the same Manner and on the same Principle as the Accounts of Mortgagees in possession are taken in a Court of Equity; and any Balance to be found due upon the taking of such Accounts, after Payment or Deduction of all Interest due to the said Mortgagees, shall be paid by the said Mortgagees respectively, within Seven Days next after such Balance shall have been so ascertained, to the Treasurer of the said *Dolgelley, Mowddwy, and Towyn* District; and the Order of Reference to such Master as aforesaid, and his Allocatur thereon, shall have the Force and Effect of a Judgment at the Suit of the Treasurer for the Time being of the District, and shall be enforceable in the Name of such Treasurer.

X. And

Mortgagees to deliver up Possession of Gates.

X. And be it enacted, That on or before Fourteenth Day next after the passing of this Act the Mortgagees in possession of the said Toll Houses, Toll Gates, Bars, Chains, or Buildings, or in receipt of the Tolls or Rents arising out of or in respect of the Roads of the said District or on the Sides thereof, shall deliver up the same to the Trustees of such District, or to such Person as they may in Writing under the Hands of any Three of them appoint; and the said Trustees, their Collectors and Servants, shall enter into possession of the said Toll Houses, Toll Gates, Bars, Chains, and Buildings, and shall thenceforth receive the Tolls thereat; and if any Mortgagee, Collector, Receiver, or other Person appointed by or acting for or under such Mortgagee, shall refuse or neglect to deliver up Possession as aforesaid of any of the said Toll Houses, Toll Gates, Bars, Chains, or Buildings, then such Mortgagee, Collector, Receiver, or other Person may be removed therefrom in manner provided by any Law or Statute then in force relating to Turnpike Roads in *England*.

If Interest duly paid, no Mortgagee shall take possession of Gates.

XI. And be it enacted, That so long as the Interest due upon the several Mortgages created under the Powers of the said recited Acts, and charged thereby or by this Act on any of the said Districts, shall be duly paid half-yearly within One Calendar Month next after any such half-yearly Payment shall respectively have become due, and been demanded in Writing of the Treasurer for the Time being of the District liable to the Payment thereof, no Holder of any Mortgage of any of the Tolls collected upon any of the said Roads shall be entitled to take any Proceeding for obtaining Possession of any of the Toll Houses, Toll Gates, Bars, Chains, or Buildings upon any of the said Roads, or for entering into the Receipt of the Tolls arising thereon, or of the Rent payable upon any Letting of such Tolls.

On Nonpayment of Interest, Mortgagees to apply for Appointment of Receiver.

XII. And be it enacted, That any Mortgagee, the Interest on whose Mortgage shall be in arrear or unpaid for One Calendar Month after Demand made as aforesaid, may apply to Two Justices at Petty Sessions within the said County for the Appointment of a Receiver; and on such Application it shall be lawful for such Justices, by Order in Writing, after hearing the Parties, to appoint some Person to be Receiver to receive the whole or a competent Part of the Tolls arising from the Toll Houses, Toll Gates, Bars, Chains, or Buildings, and any Sums of Money receivable from letting the same Tolls within the District liable to such Interest, until such Interest, with all Costs, including the Charges of receiving the Tolls aforesaid, be fully paid; and upon such Appointment being made all such Tolls, or Sums of Money receivable from letting the same, shall be paid to and

received

received by the Person so to be appointed, and the Money received shall be so much Money received by or to the Use of the Party to whom such Interest is in arrear, and such other Party or Parties holding Mortgages on the Tolls of the District for which such Receiver shall be appointed, without any Priority or Preference; and every such Receiver, so long as he shall continue, under the Authority aforesaid, to receive the Tolls, or the Money payable in respect thereof, shall and he is hereby required, at the Expiration of every Six Calendar Months, or within Twenty-one Days next afterwards, to render to the Clerk of the District in respect of which he shall have been appointed for the Time being a full and true Account of his Receipts and Expenditure while so in receipt of the Tolls and Sums of Money as aforesaid, with proper Vouchers for the same; and if it shall appear by any such Account that all Interest due on such Mortgages up to the last of such half-yearly Days of Payment, and all such Costs and Charges as aforesaid, have been fully paid and satisfied, then such Receiver shall, when thereunto required by Writing under the Hands of any Three or more of the Trustees acting in and for the said District, pay over to the Treasurer the Balance (if any) remaining in his Hands, and thenceforth cease to be Receiver of any of the said Tolls of the Toll Houses, Toll Gates, Bars, Chains, and Buildings, or of any such Rent as aforesaid, anything in this Act, or in any Statute or Law in force relating to Turnpike Roads in *England*, to the contrary notwithstanding.

A certain Provision in Act 59 G. 3. c. 98. repealed.

XIII. And be it enacted, That so much of the said recited Act passed in the Fifty-ninth Year of the Reign of His Majesty King *George* the Third as provides and enacts, "that if any Creditor of "the Tolls shall, by Writing under his or her Hand, or that of his "or her accredited Agent, give Notice to the Clerk or Treasurer, "Clerks or Treasurers, that he or she wishes to be paid off the Money "due to him or her from the said Tolls of the said Roads, then and "in that Case no Part of such Monies arising from the said Tolls "(except as therein mentioned) shall be applied for any Purpose "until such Money shall have been fully paid and satisfied, or until "the said Creditor shall have withdrawn his or her Notice," shall be and the same is hereby repealed.

Places for holding annual General Meetings.

XIV. And be it enacted, That all annual General Meetings of the Trustees of and for the said respective Districts shall be held respectively as follows; (that is to say,) for the *Bala* District at *Bala*; for the *Corwen and Edeirnion* District at *Corwen*; for the *Dolgelley, Mowddwy, and Towyn* District at *Dolgelley*; and for the *Festiniog, Maentwrog, and Harlech* District at *Maentwrog* and *Harlech* alternately.

XV. And

Trustees to continue to act.

XV. And be it enacted, That the Trustees heretofore acting under and by virtue of the said recited Acts, or of any general Act, for the several Turnpike Roads aforesaid, or any District thereof, shall be and shall continue to act as Trustees under the Authority of this Act, and subject to the Provisions thereof, as if they had been hereby respectively re-appointed by Name, and shall and may act as such Trustees for all or any of the respective Districts into which the Roads are hereby divided.

Old Road from Towyn to Aberdovey to cease.

XVI. And whereas so much of the Turnpike Road as is described in the first-recited Act as leading "from *Dolgelley*, through *Towyn*, to "*Aberdovey*, and thence to join the Turnpike Road leading from "*Machynlleth* to *Towyn* at or near a Place called *Cwrt*," hath fallen into Disuse, and become useless as a Turnpike Road, by a Turnpike Road subsequently made and formed into a separate Trust under the Authority of another Act of Parliament: Be it enacted, That from and after the passing of this Act so much of the Road in the said first-recited Act mentioned as leads from *Towyn* to *Aberdovey*, and thence to join the Turnpike Road leading from *Machynlleth* to *Towyn* at or near a Place called *Cwrt*, shall cease to be a Turnpike Road within the Powers of the herein-before recited Acts or this Act.

Power to discontinue old Roads between Dolgelley and Towyn.

XVII. And whereas by the Formation of other new Roads between the Towns of *Dolgelley* and *Towyn* Portions of the old Turnpike Roads lying between those respective Places have fallen or may fall into Disuse: Be it enacted, That from and after the passing of this Act it shall be lawful to and for the Trustees of the *Dolgelley, Mowddwy, and Towyn* District, and they or any Seven or more of them are hereby authorized and empowered, to order and direct that such Roads, or any Portion or Portions of them, as shall have become useless, or shall have been superseded or rendered unnecessary by any new Road heretofore made or hereafter to be made, shall be discontinued as Turnpike Roads.

Old Roads in Bala District to cease as Turnpike Roads.

XVIII. And whereas the following Roads have also become useless as Turnpike Roads, by the Formation and Completion of other and better and more convenient Turnpike Roads, and it is desirable to discontinue the same as Turnpike Roads; (that is to say,) from *Frydan Bridge* through *Waen y Bala* to the Junction of the said Road with the present Road leading from *Bala* to *Festiniog* near *Tai-hirion*, also from *Bala Bridge* by *Rhiwlas* and *Coed y foel* to the Junction of the said Road with the present Road leading from *Bala* to *Cerrig y druidion* at a Point near *Tai r felin*, also from *Bethel* to *Bettws Gwerfilgoch*: Be it enacted, That from and after the passing of

of this Act the same Roads respectively shall cease to exist as Turnpike Roads.

Power to vary any Line beyond One hundred Yards with Consent, &c.

XIX. And be it enacted, That nothing in the said recited Acts or in this or any general Turnpike Act contained to the contrary shall extend or be construed to extend to prevent, hinder, or restrain the Trustees of any of the said Districts from diverting, turning, shortening, varying, widening, or otherwise altering the Course or Path of any of the Roads within their respective Districts beyond the Distance of One hundred Yards through the Lands or Grounds of any Person or Persons whomsoever, in case such Person or Persons shall be consenting thereto, and shall signify his, her, or their Consent in Writing to such Diversion or Alteration being made; and such diverted or altered Part, when made, shall thereafter form Part of the Turnpike Roads and Trust of such District in as effectual and absolute a Manner as if specially named in and authorized by this Act, and the Toll, if any, levied thereon, be collected thereat without Suit or Hindrance; and all Contracts, Agreements, or Conveyances with any such Person or Persons as aforesaid shall be good and valid to all Intents and Purposes whatsoever, anything in the said recited Acts, general Turnpike Act, or this Act, to the contrary notwithstanding.

Certain altered Roads to be deemed Turnpike Roads.

XX. And whereas certain Additions to and Alterations in the several Roads have been made by the Trustees acting in the Execution of the said recited Acts, by Agreements with the respective Owners of the Land, and have proved beneficial, and now form Part of the Turnpike Roads used by the Public in connexion with the Trusts aforesaid: Be it enacted, That all such added and altered Roads shall for all Purposes be deemed and taken to be Part of the Turnpike Roads authorized by the said recited Acts, and the Tolls taken thereon shall belong to the Districts respectively within which they are situate in as effectual a Manner as if they had been specifically named in the said recited Acts.

Increase of Tolls between Barmouth and Harlech, and between Bala and Traethmawr.

XXI. And whereas the Tolls heretofore authorized to be taken between *Barmouth* and *Harlech* are by the said recited Acts, some or One of them, limited to One Toll on One Day, and the Tolls between *Bala* and the Confines of the County of *Merioneth* at or near *Traethmawr* are by the said recited Acts or One of them likewise limited to Three in One Day, and such Roads have been greatly improved, and are maintained at considerable Expense, and it is reasonable One other Toll each should be made payable thereon: Be it enacted, That so much of the said recited Acts as restrains the taking or receiving more than One Toll in One Day between *Barmouth* and *Harlech*, or more than Three Tolls in One Day between

between *Bala* and the Confines of the County of *Merioneth* at or near *Traethmawr* as aforesaid, shall be and the same is hereby repealed, and that from henceforth it shall and may be lawful for the Trustees, or any Five or more of them, to order and direct Two Tolls in each Day to be collected and received at the Gates and Turnpikes erected or to be erected between *Barmouth* and *Harlech*, and Four Tolls in each Day to be collected or received at the Gates or Turnpikes between *Bala* and the Confines of the County of *Merioneth*; (that is to say,) Two Tolls to be collected and received within that Portion of the same Road as lies within or belong to the *Bala* District, and Two to be collected within that Portion of the same Roads as lies within or belongs to the *Festiniog*, *Maentwrog*, *and Harlech* District, such last-mentioned Tolls to be taken in lieu of the Tolls heretofore payable thereto, anything in the said recited Acts contained to the contrary notwithstanding.

Power to Trustees to continue, set up, and remove Toll Gates.

XXII. And be it enacted, That the several Toll Gates, Bars, Chains, and Toll Houses now standing or being on the said Roads or on the Sides thereof shall be continued until removed by any Order of the Trustees; and it shall be lawful for the Trustees to order and cause to be erected and set up in, upon, or across the said Roads or on the Sides thereof, in such Place or Places as the Trustees shall think proper, any Toll Gates, Bars, or Chains, and to remove the present or any future Toll Gates, Bars, or Chains, or any of them, as they shall think proper.

Not to borrow Money without Authority of Secretary of State.

XXIII. And be it enacted, That from and after the passing of this Act no Money shall be borrowed on the Security or Credit of the Tolls arising from, upon, or in respect of any of the said Roads, unless the same shall have been previously authorized or sanctioned by One of Her Majesty's Principal Secretaries of State for the Time being, by a Warrant under his Hand, and addressed by him to the Treasurer of the District, any Power or Authority contained in the said recited Acts to the contrary notwithstanding.

In case of Differences between Districts, General Meeting to decide.

XXIV. And be it enacted, That in case of any Difference between any of the Districts hereby created touching or concerning the Boundary of any of the said several Districts, or the Tolls to be taken therein, then and in every such Case it shall and may be lawful to and for any Five or more of the Trustees of any of the Districts between which such Difference shall exist, by a Requisition in Writing under their Hands, to call a General Meeting of all the Trustees of the said several Roads and Districts, by Advertisement inserted once or more in any local public Newspaper circulated in the Counties of *Merioneth* and *Denbigh* at least Fourteen Days before such Meeting, stating

stating the Time, Place, and Object of such Meeting, to take the Matter into consideration; and the Trustees so assembled, and attending such Meeting, or the major Part of them, after hearing the Parties, shall and they are hereby empowered, by One or more Resolution or Resolutions, to determine such Difference, and to give such Directions therein as they shall deem just, and thereafter such Districts shall submit to and abide by such Determination, and forthwith give effect thereto.

**Application of Monies.**

XXV. And be it enacted, That all Monies which shall come to the Trustees of the said respective Districts or of their Treasurer by virtue of the said recited Acts and this Act shall be applied as follows; (that is to say,)

First (after Payment of the Costs, Charges, and Expenses herein-after provided for and in relation to the obtaining of this Act), in paying and discharging any Interest which may from Time to Time become due and owing for or in respect of any Money borrowed or to be borrowed on the Credit of the Tolls authorized to be taken by the said recited Acts or of this Act, and hereby charged on each respective District as aforesaid:

Secondly, in paying Salaries of Officers, defraying the Expenses of altering, widening, improving, maintaining, and keeping in repair the said Roads, and in putting this Act into execution with reference thereto:

Thirdly, from and after the Expiration of Two Years from the passing of this Act, in reserving a Sum of not less than Twelve Pounds Ten Shillings *per Centum per Annum* on the Amount of the Tolls annually collected in each respective District, the same to be paid when and as the same shall amount to One hundred Pounds and upwards in part Discharge of the Mortgage Debt of such District in manner herein-after mentioned.

**For making Payments as a Composition in discharge of Debt.**

XXVI. And be it enacted, That it shall be lawful for the said Trustees acting in and for the said respective Districts, and they are hereby required, as often and when the Savings in their respective Districts by virtue of this Act shall amount to One hundred Pounds or upwards, to pay such Sum and Sums of Money as shall or may be agreed to be accepted by any Person or Persons, being a Creditor or Creditors on the said Tolls, as a Composition or Compositions on and in satisfaction of the whole or Part of his, her, or their Security or Securities, according to the Stipulation after mentioned; (that is to say,) the said Trustees shall, as often as they shall have in their Hands One hundred Pounds or upwards as aforesaid, Twenty-one Days at least before their annual General Meeting, cause public Notice to be given in some One or more Newspaper or Newspapers circulated in the Counties of *Merioneth* and *Denbigh*, that a Composition

position or Compositions will be paid to such Creditor or Creditors as shall be willing to accept the smallest Composition upon his, her, or their Debts to the Amount mentioned in such public Notice as in Hand for that Purpose, and requiring such Creditors to transmit Proposals in Writing, sealed up, to the Trustees at the said Meeting, specifying therein the lowest Rate *per Centum* which such Creditor or Creditors will accept and take for their, his, or her Debt, or in part Discharge thereof (which said Proposals shall, as soon after the Hour of One of the Clock in the Afternoon of the Day of the said Meeting as convenient, be publicly opened by the Clerk to the Trustees at the said Meeting); and the Creditor or Creditors whose Proposal or Proposals shall specify the lowest Rate *per Centum* which he, she, or they shall be willing to accept and take for such Debt, or any Part thereof, intended to be paid off, shall have the Preference, and be paid such Sum or Sums of Money as he, she, or they may be willing to accept for the same, by the Treasurer to the said Trustees, at the Expiration of One Calendar Month next after such Meeting, with all Interest then due for the same; and if Two or more of the said Creditors shall deliver in Proposals at the same Meeting for accepting a Composition for their respective Debts at an equal Rate *per Centum*, then and in such Case it shall be forthwith determined by Lot, to be fairly drawn by the Clerk to the said Trustees, to which of the said Creditors Preference shall be given in Payment of such Composition or Compositions; and the Creditor or Creditors having the casting Lot shall be paid his, her, or their Composition or Compositions at the Time and in manner herein-before mentioned; but if there shall not be any Proposals delivered in at the said annual Meetings or any of them by any of the Creditors for accepting any such Composition or Compositions as aforesaid at a less Rate than the full Amount of the Principal Monies due to him, her, or them on the Security of the said Tolls, then and in such Case, but not otherwise, the said Trustees shall and may and they are hereby required, when and as often as such Proposal or Proposals shall not be delivered in as aforesaid, to cause a List of the respective Securities, with the several Sums for which they are given, to be made and numbered consecutively, and thereupon to put together into a Box or Wheel separate Numbers or Figures corresponding with such List, and out of such Box or Wheel immediately afterwards cause to be drawn the Numbers of so many of the said Securities as shall be equal in Value or Amount to the Sum so set apart and intended to be paid off; and in One Calendar Month next after such Numbers shall be respectively drawn the Treasurer to the said Trustees shall pay to the Person or Persons who shall be entitled to the respective Securities the Number of which shall be drawn as aforesaid, or to the Trustee or Trustees, Guardian or Guardians, of such of the Persons so entitled as shall be under Age, such Sum or Sums of Money as shall be due by virtue thereof,

thereof, which they are hereby required to accept and take accordingly in discharge of such Securities or of such Part of the same as shall be thereby satisfied and paid.

Trustee or Clerk competent Witness.

XXVII. And be it enacted, That no Trustee or Clerk acting under the Authority of this Act (if not otherwise interested) shall be deemed incompetent to give Evidence, or shall be disqualified from giving Evidence, in any Action, Suit, or other Proceeding brought by or against him in such his Capacity of Trustee or Clerk, by reason of his being Plaintiff or Defendant in such Action, Suit, or Proceeding.

Interpretation of Terms.

XXVIII. And be it enacted, That in this Act the following Words and Expressions shall have the Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

Words importing the Singular Number shall include the Plural Number, and Words importing the Plural Number shall include the Singular Number:

The Word Person shall include Corporation:

Words importing the Masculine Gender shall include Females:

The Expression "the Roads," or "the said Roads," shall mean the Roads to which this Act applies:

The Expression "the Trustees," or "the said Trustees," shall mean the Trustees for the Time being acting in the Execution of this Act:

The Expression "the Mortgagees," or "the said Mortgagees," shall mean Mortgagees and Assignees of such Mortgagees of the said Roads.

Roads not to be exempt from Provisions of future general Act.

XXIX. And be it enacted, That nothing herein contained shall be deemed to exempt the Roads comprised and referred to in the said recited Acts and this Act from the Provisions of any general Act relating to the Consolidation or other improved Arrangement or Management of Turnpike Roads which may be passed during the present or any future Session of Parliament, unless otherwise excepted therein.

Commencement and Term of Act.

XXX. And be it enacted, That this Act shall commence and take effect from and after the passing thereof, 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.

Short Title.

XXXI. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments, Deeds, and Proceedings, it shall be sufficient to use the Expression "The *Merionethshire* Turnpike Roads Act, 1850."

XXXII. And

Expenses of Act.

XXXII. And be it enacted, That all the Costs, Charges, and Expenses of and occasioned in or about the obtaining and passing this Act, or incidental thereto, shall be paid by the said respective Districts, rateably in proportion to their respective Income, out of any Money already raised and received, or out of the first Money to be raised and received by virtue of the said recited Acts and this Act, in preference to all other Payments whatsoever.

Public Act.

XXXIII. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

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