ANNO DECIMO QUARTO

VICTORIÆ REGINÆ.

***

thereof discharged unless further Powers are granted and the Term of the said Act be further continued: And whereas it is expedient that the said recited Act should be repealed, and that further and more effectual Powers should be granted instead thereof for the better Management and Regulation of the Affairs of the said respective Roads; but the 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 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, as follows; (that is to say,)

Recited Act repealed, and this Act to be put in force.

I. That upon the Fourth *Monday* next after the passing of this Act the recited Act of the Ninth Year of the Reign of His Majesty King *George* the Fourth shall be repealed, and this Act shall thereafter be put into execution during the Term and for the Purposes herein-after mentioned.

Short Title.

II. That in citing this Act for any Purpose it shall be sufficient to use the Expression "The *Mildenhall and Lakenheath* Roads Act, 1851."

Appointment of Trustees of Mildenhall Burnt Fen Road.

III. That all Her Majesty's Justices of the Peace for the Time being acting for the Counties of *Suffolk* and *Cambridge*, and for the *Isle of Ely* respectively, together with Sir *Henry Edward Bunbury* Baronet, Sir *John Bayley*, *Edward Richard Adams*, *Thomas Allen*, *Robert Bevan*, *Charles Boucher*, *Francis King Eagle*, *Henry Francis*, *George Hogge*, *Hugh Jackson*, *William Jecks*, *Charles Jecks*, *Joseph Little*, *John Grimsby Lenny*, *George Moor*, the Reverend *Algernon Peyton*, *William Peckover*, *Thomas Robinson*, *Thomas Spooner*, the Reverend *William Gale Townley*, *Richard Greaves Townley*, *James Usill*, *Harley Mathew Usill*, *Harry Spencer Waddington*, *George Wing*, *Henry Wing*, *Joseph Hanby Holmes*, *Henry Hall*, *George Hemington Harris*, the Reverend *Charles Townley*, *Joseph Andrews*, and *Edward Clough Newcome*, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for carrying this Act into execution with regard to the *Mildenhall Burnt Fen* Road.

Appointment of Trustees of Lakenheath and Hockwold Roads.

IV. That all Her Majesty's Justices of the Peace for the Time being acting for the Counties of *Suffolk* and *Norfolk* respectively, together with *John Angerstein*, *Francis King Eagle*, *Edward Wright Etheridge*, *Daniel Gurney*, *Wotton Isaacson*, the Reverend *John Anthony Partridge*, *Henry Samuel Partridge*, *William Henry Roberts*, *Edward Clough Newcome*, the Reverend *William Henry Hanson*, the Reverend *Edward Bowyer Sparke*, the Reverend *William Cyrill Newcome*,

and *John Drozier Etheridge*, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for carrying this Act into execution with regard to the *Lakenheath* and *Hockwold* Roads.

Power to appoint additional Trustees.

V. That it shall be lawful for the Trustees of the said respective Roads at any Meeting to elect any Number of Persons duly qualified to act as Trustees of Turnpike Roads in *England*, not exceeding Three in the whole, in respect of such respective Roads, to be Trustees for the Purpose of this Act, in addition to the Trustees hereby nominated, and such respective Trustees so elected shall have the same Powers and Authorities for executing this Act as if they had been hereby appointed.

First Meeting of Trustees of each District.

VI. That the Trustees for the *Mildenhall Burnt Fen* Road shall hold their First Meeting at the House known by the Name or Sign of the "*Bell*" in the Town of *Mildenhall*, or at some other convenient Place in the said Town, on the Fourth *Monday* after the passing of this Act, or as soon after as conveniently may be, and proceed to the Execution of this Act so far as respect the *Mildenhall Burnt Fen* Road; and the Trustees for the *Lakenheath* and *Hockwold* Roads shall hold their First Meeting at the House known by the Name or Sign of the "*Bridge*" in the Town of *Hockwold*, or at some other convenient Place in the said Town, on the Fifth *Monday* after the passing of this Act, or as soon after as conveniently may be, and proceed to the Execution of this Act so far as respects the *Lakenheath* and *Hockwold* Roads; and the said respective Trustees for the said respective Roads may from Time to Time adjourn themselves, to meet at such Time and Place and Times and Places upon or near their said respective Roads as they shall respectively think proper.

Purposes of the Act.

VII. That this Act shall be put in execution for and during the Term herein-after mentioned, for the Purpose of maintaining, improving, and keeping in repair the Roads herein-after mentioned; (that is to say,) a Road from a certain Place called *Beck Fen Lane* otherwise *Fen Lane*, adjoining or near to a Messuage or Tenement formerly in the Occupation of *Jacob Wing*, and now of *Henry Hills*, situate at *Beck Row* in the Parish of *Mildenhall* in the County of *Suffolk*, through the several Parishes of *Mildenhall* aforesaid, *Ely Trinity*, *Ely Saint Mary*, and *Littleport*, in the *Isle of Ely* and County of *Cambridge*, to the South-east End of the Bridge over the River *Ouze* in the said Parish of *Littleport*, which said Road shall be called and known by the Name of the "*Mildenhall Burnt Fen* Road;" and also the Road from the Pound at the Entrance of the Town of *Mildenhall* aforesaid to the Church of *Lakenheath* in the said County of *Suffolk*, and from thence to the Church of *Hockwold* in the County of *Norfolk*, and from

from thence to the Turnpike Road leading from the *Devil's Ditch* to *Stoke Ferry* in the said County of *Norfolk*, at or near a certain Inn or Public House in the Parish of *Methwold* in the said County of *Norfolk* called or known by the Name or Sign of the "*Cock*," and also the Bridge over the said River, with the Approaches thereto, and which said Roads shall be called and known by the Name of the "*Lakenheath* and *Hockwold* Roads."

Trustees to put Rails and Wings on Bridges.

VIII. That it shall be lawful for the respective Trustees to put Rails and Wings upon and by the Sides of any of the Bridges, Tunnels, and Loftways on the said respective Roads, and also to widen the Passage over the same, and to repair and rebuild the same, for the Purpose of making such Bridges, Tunnels, and Loftways more safe and commodious for the passing of Carriages over the same.

Nothing to extend to make Trustees liable to further Expenses than necessary for Purposes of this Act.

IX. That nothing in this Act contained shall extend or be construed to extend to make the respective Trustees liable to any further Charges or Expenses in repairing or rebuilding the said Bridges, Tunnels, or Loftways than shall be occasioned by any Repairs or Alterations which shall be rendered necessary for the Purposes of this Act, and which would not otherwise have been required, and all Persons who are now by Law liable to repair the said Bridges, Tunnels, or Loftways shall continue liable to do all other Repairs to the same: Provided also, that it shall not be lawful for the respective Trustees, in altering, repairing, or rebuilding the said Bridges, Tunnels, or Loftways, to contract the present Waterways or the Passage for Boats under the same.

Trustees may enter into Agreements with Persons liable for the Repair of Bridges.

X. That it shall be lawful for the respective Trustees from Time to Time, as there shall be Occasion, to enter into any Composition and Agreement with all and every Persons and Person who by Law are or is now liable to the Repair of any of the said Bridges, Tunnels, or Loftways, for the repairing or rebuilding of the same or any Part thereof, and to pay the Proportion of the Expense of such repairing or rebuilding which shall be agreed to be borne by the respective Trustees out of the Tolls arising upon their said Roads, or out of any Monies which shall come to their Hands by virtue of this Act.

Providing for the future Repair of the Bridges.

XI. That where any Bridge, Tunnel, or Loftway on the said respective Roads shall require to be repaired or rebuilt the same shall at all Times during the Continuance of this Act be repaired or rebuilt by and at the Expense of the respective Trustees and of the Person or Persons who was or were liable by Law to repair the same, in such Proportions as they the respective Trustees and such last-mentioned Person and Persons respectively shall agree upon; and in case of any Difference between them in the Matter, then it shall be lawful for the Justices of the Peace acting for the said Counties or the said *Isle of Ely*,

Ely, within their respective Jurisdictions, and they are hereby required, in their General or Quarter Sessions of the Peace assembled, upon Application to them made in Writing by either of the said Parties for that Purpose, and on Fourteen Days Notice in Writing being given by either Party to the other of such intended Application, from Time to Time to settle, adjudge, and finally determine, according to the Provisions herein-before contained for repairing or rebuilding the said Bridges, Tunnels, or Loftways, the Proportion which shall be borne by the respective Trustees and by such last-mentioned Person and Persons respectively.

Persons liable to Repair of Bridges before passing of this Act to remain so.

XII. That nothing in this Act contained shall extend or be construed to extend to exonerate or discharge any Person or Persons from the Liability to repair any such Bridge, Tunnel, or Loftway after the Expiration of this Act; but all Persons whosoever shall continue liable to such Repairs in such and the like Manner as they were before the passing of this Act, or would or might be liable in case this Act had not been passed.

Corporation of Bedford Level not liable to repair certain Bridges, &c.

XIII. That nothing in this Act contained shall extend or be construed to extend to render or make liable the Governor, Bailiffs, and Commonalty of the Company of Conservators, or the Governor, Bailiffs, and Conservators, of the Great Level of the Fens called the *Bedford Level*, to repair, amend, rebuild, or maintain any Bridges, Tunnels, or Loftways that hereafter may be erected and built by virtue of any Provision or Authority vested in the respective Trustees by this Act.

Rights of Corporation of Bedford Level and Commissioners of Burnt Fen First District reserved.

XIV. That nothing in this Act contained shall extend or be construed to extend to invalidate, affect, or prejudice any of the Rights, Powers, or Authorities vested in the Governor, Bailiffs, and Commonalty of the Company of Conservators of the Great Level of the Fens called *Bedford Level*, or in the said Governor, Bailiffs, and Conservators by virtue of an Act passed in the Fifteenth Year of the Reign of King *Charles* the Second, intituled *An Act for settling the Drainage of the Great Level of the Fens called* Bedford Level, or by virtue of any other Act or Statute whatsoever; or in the aforesaid Commissioners of Drainage of *Burnt Fen* First District by virtue of an Act passed in the Forty-seventh Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for repealing several Acts of the Thirty-third Year of King* George *the Second and the Thirteenth and Thirty-seventh Years of His present Majesty, for draining certain Fen Lands in the* Isle of Ely *and Counties of* Suffolk *and* Norfolk *near* Mildenhall River, *so far as relates to the several Lands in the First District therein described, and for making better Provision for draining and preserving the said Lands*; or of an Act passed in the Fourth Year of His Majesty King *George* the Fourth, intituled *An Act to amend and render more effectual an Act passed in the Forty-*

15 C. 2. c. 17.

47 G. 3. Sess. 2. c. 83.

4 G. 4. c. 103.

seventh Year of the Reign of His late Majesty King George *the Third for repealing several Acts therein mentioned, for draining certain Fen Lands in the* Isle of Ely *and Counties of* Suffolk *and* Norfolk *near* Mildenhall River, *so far as relates to the Lands in the First District therein described, and for making better Provision for draining and preserving the said Lands*; or by virtue of any other Act or Statute whatsoever; but that all Rights, Powers, and Authorities whatsoever which are now vested in the said Governor, Bailiffs, and Commonalty, or in the said Governor, Bailiffs, and Conservators, or the said Commissioners of Drainage, or any of them, shall for ever hereafter remain, continue, and be in them and every of them as fully and amply to all Intents and Purposes as if this Act had never been made.

Power to take Tolls on Mildenhall Burnt Fen Road.

XV. That it shall be lawful for the Trustees of the *Mildenhall Burnt Fen* Road to demand and take at the several and respective Toll Gates, Toll Bars, or Chains which now are or shall hereafter be upon or on the Sides of such Road such Tolls as such Trustees may direct, not exceeding the Sums following; (that is to say,)

Tolls.

For every Horse or other Beast of Draught drawing any Four-wheeled or Three-wheeled Carriage, as follows; (that is to say,) where there is only One such Horse or Beast of Draught, the Sum of Tenpence; where there are Two such Horses or Beasts of Draught, the Sum of Sixpence; where there are Three such Horses or Beasts of Draught, the Sum of Fivepence; where there are Four or more such Horses or Beasts of Draught, the Sum of Fourpence:

For every Horse or other Beast of Draught drawing any Two-wheeled Carriage, as follows; (that is to say,) where there are Three or more such Horses or Beasts of Draught, the Sum of Threepence; where there are Two such Horses or Beasts of Draught, the Sum of Fourpence; where there is only One such Horse or Beast of Draught, the Sum of Sixpence:

For every Horse or other Beast laden or unladen and not drawing, the Sum of Twopence:

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of One Shilling and Threepence *per* Score, and so in proportion for any less Number; and

For every Drove of Calves, Hogs, Sheep, or Lambs, the Sum of Sevenpence Halfpenny *per* Score, and so in proportion for any less Number:

For every Dog drawing any Carriage whatever, the Sum of One Penny:

For every Four-wheeled Carriage not drawn by any Horse or Beast of Draught, but propelled by Machinery, the Sum of One Shilling and Sixpence; and for every Two-wheeled Carriage not drawn by any Horse or Beast of Draught, but propelled by Machinery, the Sum of Ninepence:

Which said Tolls shall be paid before any Horse, Beast, Dog, Cattle, or Carriage whatsoever in respect of which a Toll is payable shall be permitted or authorized to pass through any Toll Gate, Bar, or Chain which shall be by virtue of this Act upon or across such Road or on the Side thereof.

Power to take Tolls on the Lakenheath and Hockwold Roads.

XVI. That it shall be lawful for the Trustees of the *Lakenheath* and *Hockwold* Roads to demand and take at the several and respective Toll Gates, Toll Bars, or Chains which now are or shall hereafter be upon or on the Sides of such Roads such Tolls as such Trustees may direct, not exceeding the Sums following; (that is to say,)

For every Horse or other Beast of Draught drawing any Description of Carriage, the Sum of Sixpence:

For every Horse or other Beast not drawing, the Sum of Twopence:

For every Drove of Oxen, Cows, or Neat Cattle, Calves, Hogs, Sheep, or Lambs, the Sum of Eightpence *per* Score, and One Halfpenny *per* Head for any less Number than a Score:

For every Dog drawing any Carriage whatever, the Sum of One Penny:

For every Four-wheeled Carriage not drawn by any Horse or Beast of Draught, but propelled by Machinery, the Sum of One Shilling and Sixpence; and

For every Two-wheeled Carriage not drawn by any Horse or Beast of Draught, but propelled by Machinery, the Sum of Ninepence:

Which said Tolls shall be paid before any Horse, Beast, Dog, Cattle, or Carriage whatsoever in respect of which a Toll is payable shall be permitted or authorized to pass through any Toll Gate, Bar, or Chain which shall be by virtue of this Act upon or across such Roads or on the Sides thereof.

As to the fractional Part of a Halfpenny in Tolls.

XVII. That in all Cases in which there shall be a fractional Part of a Halfpenny in the Amount of the Tolls by this Act authorized to be collected the Sum of One Halfpenny shall be payable in lieu of such fractional Part.

Persons having paid the Tolls to return Toll-free.

XVIII. That no Toll shall be demanded or taken for or in respect of any Horse or other Beast, or for or in respect of any Waggon, Wain, Cart, or other Carriage propelled by Machinery, in respect whereof the Toll by this Act authorized to be taken shall have been paid at any Turnpike or Turnpikes, Toll Gate or Toll Gates, on any Part of the said respective Roads, upon a Note or Ticket, Notes or Tickets denoting such Payment being produced, for passing or repassing on the same Day through the same Turnpike or Turnpikes, Toll Gate or Toll Gates at which such Toll shall have been paid, and also through any other Turnpike or Toll Gate which such Ticket or Tickets shall free, except as herein-after mentioned.

XIX. That

Limiting the Number of Tolls to be taken on the same Day.

XIX. That no more than Two full Tolls shall be demanded or taken on the same Day on either of the said respective Roads for or in respect of the passing and repassing of the same Horse, Beast, or Cattle through all the Turnpikes or Toll Gates to be erected upon either of such Roads (except as herein-after mentioned), but on a Note or Ticket or Notes or Tickets being produced, denoting such Payment, the same Horse, Beast, or Cattle shall be permitted to pass and repass Toll-free through all the said Turnpikes or Toll Gates of the said respective Roads at which such Tolls shall have been paid on the same Day.

Persons having paid One full Toll upon either Road to pass Toll-free on the same Road on the same Day.

XX. That after One full Toll shall have been paid at any Gate, Turnpike, Side Gate, Side Bar, or Chain to be erected or placed under the Authority of this Act upon either of the said respective Roads no Toll shall be demanded or taken on the same Day for the passing or repassing of the same Horses, Beast, Cattle, Waggon, Cart, Chaise, or other Carriage through any other Gate, Turnpike, Side Gate, Side Bar, or Chain to be erected or placed within Six Miles of the Place where such Toll shall have been paid, provided that it be upon the same Roads upon which Toll shall previously have been paid.

Tolls granted by this Act to be in addition to Tolls for narrow Wheels.

XXI. That all the Tolls by this Act directed or authorized to be taken upon the said respective Roads shall be paid and payable, and shall be demanded and taken, over and above the Tolls which by any Law in force are directed to be demanded and taken for Carriages therein described having the Fellies of the Wheels of the Breadth therein described, and also over and above all Penalties directed by such Laws to be taken and demanded for Overweight.

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

XXII. That the Tolls hereby made payable for and in respect of Horses or Beasts drawing any Stage Coach, Diligence, Van, or Caravan, or other Stage Carriage conveying Passengers or Goods for Pay or Reward, or any Stage Coach, Diligence, Van, or Caravan, or other Stage Carriage propelled by Machinery used for the same Purpose, shall be payable and paid every Time of passing or repassing along the said respective Roads.

Postchaises, &c. on every new Hiring.

XXIII. That the Tolls hereby made payable for or in respect of Horses or Beasts let out to Hire, and drawing any Postchaise or other Carriage, or any Postchaise or other Carriage propelled by Machinery, let out to Hire, shall be payable and paid every Time of passing along the respective Roads, whenever any new Hiring thereof shall take place.

Power to take Toll of Foot Passengers passing

XXIV. And whereas the Bridge across the *Little Ouze* River is of great Benefit and Convenience to Foot Passengers: Be it therefore enacted, That it shall be lawful for the Trustees of the said

Lakenheath and *Hockwold* Roads, or any Person or Persons to be appointed Collector or Collectors by virtue of this Act, to demand and take of and from every Foot Passenger every Time he or she shall pass over the said Bridge the Toll or Sum of One Penny, which said Toll shall be and is hereby vested in the Trustees of such Roads, and the same shall be recovered by such Means and subject to such Penalties for Evasion, as any other Tolls by this Act granted can or may be recovered, and shall be paid and applied by such Trustees in such Manner as is by this Act directed concerning any other Tolls by this Act granted.

over the Bridge erected across the Little Ouze River.

XXV. That all Monies in the Hands of the Trustees for the *Mildenhall Burnt Fen* Road, and all Monies which shall be received by them by virtue of this Act, shall be applied as follows; (that is to say,)

Application of the Tolls of the Mildenhall Burnt Fen Road.

First, in paying and discharging Two Third Parts of the Expenses of obtaining and passing this Act or incident thereto:

Secondly, in paying the Expense of erecting, providing, and keeping in repair the Toll Gates, Toll Bars, Toll Houses, Chains, and Bars, and their Appurtenances, connected with the *Mildenhall Burnt Fen* Road, and in paying the Officers to be employed in the Execution of this Act with reference to the same, but the Amount so applied shall not exceed the Sum of Fifty Pounds *per Annum* exclusive of the Toll-gate Keepers:

Thirdly, in paying the Expenses of repairing and maintaining any Bridges which the Trustees may be liable to repair upon the *Mildenhall Burnt Fen* Road:

Fourthly, in paying and discharging Interest after the Rate of Two Pounds *per Centum per Annum*, from the First Day of *January* One thousand eight hundred and fifty-one, to the several Persons for the Time being entitled to the respective Principal Sums of Money borrowed previously to the First Day of *January* One thousand eight hundred and forty-one, amounting together to the Principal Sum of Five thousand five hundred and twenty-two Pounds, secured on the Credit of the Tolls authorized to be taken by the said recited Act hereby repealed on the *Mildenhall Burnt Fen* Road previously to the Year One thousand eight hundred and forty-one, or upon such Part of such Principal Sum as shall for the Time being remain due and owing:

Fifthly, in reducing, paying off, and discharging, in manner hereinafter mentioned, the said Principal Sum of Five thousand five hundred and twenty-two Pounds:

Sixthly, in paying the Expenses of improving, maintaining, altering, diverting, widening, and keeping in repair the *Mildenhall Burnt Fen* Road.

Application of the Tolls of the Lakenheath and Hockwold Roads.

XXVI. That all Monies in the Hands of the Trustees of the *Lakenheath* and *Hockwold* Roads, and all Monies which shall be received by them by virtue of this Act, shall be applied as follows; (that is to say,)

First, in paying and discharging One Third Part of the Expenses of obtaining and passing this Act or incident thereto:

Secondly, in paying the Expense of erecting, providing, and keeping in repair the Toll Gates, Toll Bars, Toll Houses, Chains, and Bars, and their Appurtenances, connected with the *Lakenheath* and *Hockwold* Roads, and in paying the Officers to be employed in the Execution of this Act with reference to the same, but the Amount so applied shall not exceed the Sum of Fifty Pounds *per Annum*, exclusive of the Toll-gate Keepers:

Thirdly, in paying the Expenses of repairing and maintaining any Bridges which the Trustees may be liable to repair upon the *Lakenheath* and *Hockwold* Roads:

Fourthly, in paying and discharging Interest after the Rate of Two Pounds and Ten Shillings *per Centum per Annum* upon or in respect of the Principal Sum of Two thousand five hundred Pounds secured on the Credit of the Tolls authorized to be taken by the said recited Act hereby repealed on the *Lakenheath* and *Hockwold* Roads, or upon such Part of such Principal Sum as shall for the Time being remain due and owing:

Fifthly, in reducing, paying off, and discharging the said Principal Sum of Two thousand five hundred Pounds:

Sixthly, in reducing, paying off, and discharging, in manner hereinafter mentioned, the several other Principal Sums which have been borrowed before the passing of this Act, on the Credit of the Tolls authorized to be taken by the said recited Act hereby repealed on the *Lakenheath* and *Hockwold* Roads:

Seventhly, in paying the Expenses of improving, maintaining, altering, diverting, widening, and keeping in repair the *Lakenheath* and *Hockwold* Roads.

As to appropriating the Sum of 100*l.* in discharging Securities on the Tolls.

XXVII. That when any Sum of Money amounting to the Sum of One hundred Pounds shall be in the Hands of the respective Trustees, applicable to the Discharge of the Principal Monies due and owing upon the Credit of the respective Tolls, except the said Sum of Two thousand five hundred Pounds, or any Part of that Sum, due on the Credit of the Tolls on the *Lakenheath* and *Hockwold* Roads, it shall be lawful for the respective Trustees and they are hereby required to pay such Sums of Money as shall or may be agreed to be accepted by any Person, being a Creditor on the respective Tolls, as a Composition on and in satisfaction of his Security to the Amount of One hundred Pounds, according to the Stipulation after mentioned; (that is to say,) the respective Trustees shall, Twenty-one Days at least before

the next General Meeting, cause public Notice to be given in some One or more Newspaper or Newspapers circulated in the Counties of *Suffolk*, *Norfolk*, and *Cambridge*, and shall also cause Notice in Writing to be sent by Post to each Mortgagee, directed to his last known Place of Abode, at least Fourteen Days before such Meeting, that a Composition will be paid to the Amount of One hundred Pounds to such Creditor on the said Tolls as shall be willing to accept the smallest Composition for his Security, and requiring such Creditors to transmit Proposals in Writing, sealed up, to the respective Trustees at the said Meeting, specifying therein the lowest Rate *per Centum* which such Creditor will accept and take for each and every such Security of which he may be possessed, due and owing on such Tolls, (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 respective Trustees at the said Meeting,) and the Creditor whose Proposal shall specify the lowest Rate *per Centum* which he will accept and take for all or any of the said Securities, or for any Portion of any Securities, shall have the Preference, and be paid such Sum of Money as he may be willing to accept for the same (if the Amount due upon such Security shall not exceed the Amount of the Sinking Fund to be disposed of, or if the Amount due thereon shall exceed the Amount of such disposable Sinking Fund, then such Portion of the same as that Sum shall extend to satisfy,) by the Treasurer to the said respective 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 any Security 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 respective Trustees, to which of the said Creditors Preference shall be given in Payment of such Composition, and the Creditor having the casting Lot shall be paid his Composition, or such Part of the same as the Sum to be disposed of will extend to satisfy at the Time and in the Manner herein-before mentioned; but if there shall not be any Proposals delivered in at any such Meeting by any of the Creditors for accepting any such Composition as aforesaid to the Amount to be disposed of, or any Part of that Sum at a less Rate than the full Amount of the Principal Monies due to him on the said Tolls, then and in such Case, but not otherwise, the said respective Trustees shall and may and they are hereby required to cause the Numbers of the respective Securities, with the several Sums for which they are given, to be separately set down in Writing and put together in a Box or Wheel, 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

Calendar Month next after such Numbers shall be respectively drawn the Treasurer to the said respective Trustees shall pay to the Person or Persons who shall be entitled to the respective Securities the Numbers 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, 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.

No Money raised under this Act to be laid out in repairing Streets in Mildenhall.

XXVIII. 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 respectively, shall be laid out or expended in amending, repairing, or improving of any of the Highways, Roads, or Streets within the Town of *Mildenhall* aforesaid, anything in this Act contained to the contrary thereof in anywise notwithstanding.

Trustees not to borrow Money on Credit of Tolls under this Act.

XXIX. That it shall not be lawful for the said respective Trustees to borrow any Sum or Sums of Money on the Credit of the Tolls collected and received by virtue of this Act, in addition to the Monies which they have already borrowed.

Trustees or Clerk competent Witnesses in Actions.

XXX. 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.

Roads not exempt from Provisions of future General Acts.

XXXI. That nothing herein contained shall be deemed to exempt the respective Roads comprised in this Act from the Provisions of any General Act relating to the Consolidation or other improved Arrangement of Turnpike Roads which may pass during the present or any future Session of Parliament.

Term of Act.

XXXII. That this Act shall commence on the Fourth *Monday* next after the passing thereof, and shall continue in force for the Term of Twenty-one Years, and from thence to the End of the Session of Parliament which shall then next follow.

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