ANNO PRIMO

GULIELMI IV. REGIS.

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Act to continue the Term and alter and enlarge the Powers of Two Acts of His present Majesty, for amending the Road from near Milford, *through* Haslemere, *to the* Portsmouth *Road between* Lippock *and* Rake, *in the Counties of* Surrey, Sussex, *and* Southampton: And whereas the Trustees appointed in or by virtue of the said several Acts have proceeded to put the same in execution, for which Purpose they have borrowed considerable Sums of Money at Interest on the Credit of the Tolls granted and continued by the said Acts, which Money still remains due and owing, and cannot be paid off, nor can the said Roads be properly amended, widened, improved, and kept in repair, unless the Term granted and continued by the said Acts is further extended, and some of the Powers and Provisions thereof altered, amended, and enlarged; And whereas a certain Piece or Parcel of the existing Road or Highway lying between the Forty-third Mile Stone at the Side of the said Turnpike Road, and situate at *Carpenter's Heath* in the said Parish of *Haslemere*, and a Bridge near the *Blue Bell* Inn, beneath which Bridge a Stream called *Houndley's Water* flows, and which said Stream forms the Boundary of the said Parish of *Haslemere* in the County of *Surrey*, is very incommodious, and it would be of great public Utility if the same were widened and repaired, and put under the Care and Management of the said Trustees: And whereas, by reason of the inconsiderable Proportion of Traffic which takes place on so much and such Part of the said Roads comprised in the said recited Acts as leads from the said Forty-third Mile Stone to the *Portsmouth* Road near *Lippock*, and the utter Inadequacy of the Tolls which have been heretofore received thereon to the Repair thereof, it hath become expedient that the said Trustees should be discharged from the further Care and Maintenance of the same: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Acts, and the several Clauses, Provisions, Powers, Penalties, Forfeitures, Matters, and Things therein contained, shall be and the same are hereby repealed.

Recited Acts repealed.

This Act to be put in force for the Purposes herein mentioned.

II. And be it further enacted, That this Act shall be put in force and be executed for and during the Term herein-after mentioned, for repairing, amending, widening, improving, and keeping in repair the Road leading from a Place near the Village of *Milford* in the County of *Surrey*, over *Milford Heath*, through *Brook* and *Haslemere*, to the said Forty-third Mile Stone at *Carpenter's Heath*, in the said County, and also the before-mentioned Road or Highway lying between the said Forty-third Mile Stone at *Carpenter's Heath*, and the said Bridge near the *Blue Bell Inn*.

Trustees discharged from Maintenance of Road herein described.

III. And be it further enacted, That the said Trustees shall be discharged from the further Care and Maintenance of so much of the said Road comprised in the said recited Acts as leads from the said Forty-third Mile Stone to the *Portsmouth* Road near *Lippock*, and they are hereby discharged from the further Care and Maintenance thereof accordingly; and from and after the passing of this Act, the

said last-mentioned Portion of the said Road shall cease to be considered or deemed to be Part of the Road comprised in the said recited Acts or this Act, or any of them; and all the Powers and Authorities given by the said recited Acts or this Act, or any of them, to the said Trustees, in relation to such Road, shall cease and become void.

Trustees.

IV. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the said County of *Surrey*, together with the Reverend *Richard Henry Baker* Clerk, *George Baker*, *William Bishop*, the Reverend *John Chandler* Clerk, *William Clement*, *John Cuming*, *James Fielding*, *George Frederick Gordon*, *John Leech*, *Edward Leech*, *John Mellish*, *John Mitchell*, the Reverend *William Henry Parson* Clerk, *John Wornham Penfold*, *John Perry*, *William Stephen Poyntz*, *James Simmons*, Sir *Charles William Taylor* Baronet, *Robert Webb*, and *William Henry Yaldwyn*, and their Successors, being duly qualified according to the Laws in force respecting Trustees of Turnpike Roads in *England*, shall be, and they, and their Successors to be duly elected in manner directed by the Laws in force respecting Turnpike Roads in *England*, are hereby appointed Trustees for putting the several Acts respecting Turnpike Roads in *England* and this Act into execution.

Power to appoint additional Trustees.

V. And be it further enacted, That it shall and may be lawful to and for the said Trustees, and they are hereby authorized, at any Meeting to be held for that Purpose, to elect, nominate, and appoint any additional Number of Trustees not exceeding Three in the whole; and such Trustees so elected and appointed, being qualified as aforesaid, shall have the same Powers and Authorities for executing this Act as if they had been hereby nominated and appointed Trustees.

First Meeting of Trustees.

VI. And be it further enacted, That the said Trustees shall meet together at the *White Horse* Inn in the Town of *Haslemere*, or at some other convenient House or Place, on the Third *Tuesday* next after the passing of this Act, between the Hours of Ten in the Forenoon and Two in the Afternoon, or as soon after as conveniently may be, and proceed to carry this Act into execution.

Power to erect Toll Gates,

VII. And be it further enacted, That the said Trustees shall and may erect or cause to be erected, in addition to the Turnpikes or Toll Gates already erected under the Authority of the said recited Acts, and which said Turnpikes or Toll Gates so already erected the said Trustees are hereby authorized to continue, such and so many Turnpikes, Toll Gates, or Side Bars in, upon, or across the said Road or on the Sides thereof, as they the said Trustees shall think proper and expedient.

and to take Tolls.

VIII. And be it further enacted, That it shall and may be lawful to and for the said Trustees to demand and take or cause to be demanded and taken the several Tolls following at each and every of the Toll Gates, Turnpikes, or Side Bars set up or continued upon or across the Road by this Act authorized to be maintained and kept in

in repair, or on the Side or Sides thereof, before any Horse, Beast, Cattle, or Carriage shall be permitted to pass through the same; (that is to say,)

Tolls.

For every Horse or other Beast drawing any Coach, Landau, Chariot, Chaise, Calash, Chair, Caravan, Car, Hearse, Waggon, Wain, Cart, Dray, or other Carriage, the Sum of Four-pence Halfpenny:

For every Carriage or other Vehicle with Four Wheels, impelled or moved by means of Steam or Gas, or any Mechanical Apparatus, Means, or Device, the Sum of Two Shillings:

For every such Carriage with less than Four Wheels, the Sum of One Shilling:

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

For every Score of Oxen, Cows, or Neat Cattle, the Sum of One Shilling, and so in proportion for every greater or less Number:

And for every Score of Calves, Hogs, Sheep, or Lambs, the Sum of Sixpence, and so in proportion for every greater or less Number.

Tolls to be paid but once a Day.

IX. And be it further enacted, That if the Toll hereby authorized to be taken for the passing of any Horse or other Beast, or Carriage, through any One of the said Toll Gates, Turnpikes, or Side Bars, shall have been paid at such One Toll Gate, Turnpike, or Side Bar, such Horse or other Beast, or Carriage, shall, upon Production of a Ticket denoting the Payment of Toll on that Day, be permitted to pass and once to repass Toll-free (except as herein-after particularly mentioned) through all the other Toll Gates, Turnpikes, and Side Bars (if any) continued or erected by virtue of this Act, and also once to repass through the Turnpike, Toll Gate, or Side Bar at which Toll shall have been paid as aforesaid, at any Time during the same Day, such Day to be computed from Twelve of the Clock in the one Night to Twelve of the Clock in the next succeeding Night; any thing herein contained to the contrary thereof in anywise notwithstanding.

Stage Coaches to pay every Time of passing;

X. And be it further enacted, That for and in respect of all Horses or Beasts of Draught drawing any Stage Coach, Diligence, Van, Caravan, or Stage Waggon or other Stage Carriage, and for and in respect of every Carriage impelled by Steam or Gas or Machinery, conveying Passengers or Goods for Pay, Hire, or Reward, the Tolls hereby made payable shall be paid every Time of passing and repassing along the said Road: Provided always, that no further or additional Toll shall be payable in respect of any Stage Coach, Diligence, Van, Caravan, or Stage Waggon or other Stage Carriage, on account only of the Horses drawing the same having been changed.

Post Chaises on every new Hiring.

XI. And be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of all Horses or Beasts of Draught let out to Hire, and drawing any Post Chaise or other Carriage,

Carriage, each Time of passing along the said Road, whenever any new Hiring thereof shall take place.

Chalk and Lime for Agricultural Purposes exempted from Toll.

XII. And whereas it is expedient that Chalk and Lime intended for Manure should be exempted from Toll to the Extent herein-after expressed; be it therefore enacted, That no Toll shall be demanded or received at any Toll Gate, Turnpike, or Side Bar erected or to be erected on any Part of the said Road, for any Horse, Mule, or other Cattle drawing any Carriage going for or returning laden with, or unladen, having been laden only with Lime *bonâ fide* intended to be used for the Purposes of Agriculture, or with Chalk *bonâ fide* intended to be used for the same Purposes, or going to be converted into Lime, intended when so converted *bonâ fide* to be used for the same Purposes: Provided always, that nothing herein contained shall be construed to exempt from Toll any Chalk going to be converted into Lime, to be so used for the Purposes of Agriculture, at any other than the private Kiln of the Owner or Owners of such Chalk.

Application of Monies.

XIII. And be it further enacted, That as well all the Monies which before the Commencement of this Act shall have been raised or produced by virtue of the said Acts hereby repealed, and which shall remain undisposed of, as also all other Monies which shall arise or be produced by virtue of this Act, shall be applied to and for the several Purposes and in the Order and Manner following; (that is to say,) in the first place, in Payment of all Expences which shall have been incurred in applying for and obtaining and passing this Act; in the second place, in defraying the Expences of making, erecting, and keeping in repair the Toll Gates, Toll Bars, Toll Houses, and other Buildings erected or built under the Authority of the said Acts or this Act, and of altering, widening, repairing, and improving the said Road by this Act directed to be made and kept in repair as aforesaid, and of erecting and making necessary and convenient Bridges, Arches, and other Works upon and near the same, as the said Trustees shall from Time to Time order and direct; in the third place, in paying all Arrears of Interest on any Sums of Money which have been already borrowed and shall be due on the Credit of the Acts hereby repealed, and also the Interest which shall from Time to Time become due in respect of every Sum of Money so borrowed as aforesaid, or which shall hereafter be borrowed or taken up at Interest on Security of the Tolls by this Act granted and imposed, equally and without Preference on account of the Priority of the Securities in point of Time or otherwise; and lastly, in paying off the Principal Money which shall have been or may be borrowed on the Credit of the Tolls granted by the said recited Acts or this Act.

Public Act.

XIV. 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.

Term of Act.

XV. And be it further enacted, That this Act shall commence upon the passing thereof, and shall from thenceforth continue and be in force and effect and be executed for and during the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

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