ANNO SECUNDO

GULIELMI IV. REGIS.

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Cap. XXX.

An Act for more effectually repairing and improving the Road from *Odiham* in the County of *Southampton* to *Farnham* in the County of *Surrey*.

[3d *April* 1832.]

WHEREAS an Act was passed in the Twenty-ninth Year of the Reign of His Majesty King *George* the Third, intituled *An Act for repairing and widening the Road from* Odiham *in the County of* Southampton *to* Farnham *in the County of* Surrey: 29 G.3. c.89. And whereas an Act was passed in the Fifty-first Year of the Reign of His said Majesty King *George* the Third, intituled *An Act for enlarging the Term and Powers of an Act of His present Majesty for repairing the Road from* Odiham *in the County of* Southampton *to* Farnham *in the County of* Surrey: 51 G. 3. c. 5. And whereas the Trustees acting under and by virtue of the said recited Acts have proceeded to put the same into execution, and have borrowed several considerable Sums of Money on the Credit of the Tolls thereby authorized to be taken on the said Road, which still remain due and owing, and cannot be paid off, or the Interest thereof discharged, nor can the said Road be effectually amended, improved, and kept in repair, unless the Term granted and continued by the said Acts be further continued; and it would be more convenient to the said Trustees, and beneficial to the said Road, if the said recited Acts were repealed, and if further, better, and more effectual Powers and Provisions were granted instead thereof; but the same cannot be effected without the Aid and Authority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 Twenty-fourth Day of *May* next after the passing of this Act the said recited Acts of the Twenty-ninth and Fifty-first Years of the Reign of His said Majesty King *George* the Third shall be and the same are hereby declared to be repealed and null and void to all Intents and Purposes whatsoever.

Recited Acts repealed;

and this Act to commence and be put in force.

II. And be it further enacted, That this Act shall thereupon commence and take effect and be put into execution for and during the Term herein-after mentioned, for the Purpose of more effectually amending, widening, altering, improving, maintaining, and keeping in repair the Road leading from the East End of the *High Street* in the Town and Parish of *Odiham* aforesaid, over *Rye Common* in the same Parish, and through the Parish of *Crondall* in the said County of *Southampton*, and the Parish of *Farnham* in the said County of *Surrey*, to the North-west End of *Castle Street* in *Farnham* aforesaid.

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the said respective Counties of *Southampton* and *Surrey*, together with *John Hanbury Beaufoy*, *George Bainbridge*, *George Birch*, *James Brooks*, *Paul Legas Burnet*, *Robert Clark Caswall* Clerk, *Francis Cole*, *William Crump*, *Crawford Davison*, *Richard Drinkwater*, *Thomas Falkner*, *William Goodchild*, *Thomas Gregory*, *William Henry Toovey Hawley*, *John Hollest*, *Richard Hunter* Clerk, *William Harriott* Clerk, *George Purefoy Jervoise*, *George Coldham Knight*, *John Knight*, *Philip Raoul Lempriere*, *Charles Shaw Lefevre*, *Charles Edward Lefroy*, *John Thomas Lodge*, *Richard Lowndes* Clerk, *Thomas May*, *Edward May*, *Paulet Saint John Mildmay*, *William Monk*, *John Acworth Ommanney*, *William Belsher Parfett*, *William Pinke Paine*, *Richard Raggett*, *William Seymour*, *Charles Shebbeare*, *James Shotter*, *Charles Smither*, *Stephen James Smither*, *James Stevens*, *Henry Salmon* Clerk, *Stephen Terry*, *James Ward*, *Thomas Moore Wayne*, *John Warren*, *Thomas Alston Warren* Clerk, *George Nowell Watkins* Clerk, *Charles Henry White* Clerk, *Joseph Williams*, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for putting this Act into execution.

Power to appoint additional Trustees.

IV. And be it further enacted, That it shall be lawful for the said Trustees and they are hereby authorized and empowered, from Time to Time, at any of their Meetings to be held for that Purpose, to elect and appoint any Number of Persons not exceeding Five in the whole to be Trustees for the Purposes of this Act, in addition to the Trustees hereby nominated and appointed; and such Trustees, so elected and appointed, shall be and they are hereby invested with the same Powers and Authorities for executing this Act as if they had been hereby nominated and appointed.

First Meeting of Trustees.

V. And be it further enacted, That the said Trustees shall hold their First Meeting at the *George* Inn in *Odiham* in the County of *Southampton*, or at some other convenient House or Place, upon the said Twenty-fourth Day of *May* next after the passing of this Act, or as soon after as conveniently may be, between the Hours of Ten of the Clock in the Forenoon and Four of the Clock in the Afternoon; and the said Trustees shall then and there proceed to carry this Act into execution, and shall and may then and from Time to Time afterwards adjourn to and meet at such Time and Times, and at such Place or Places in the Neighbourhood of the said Road, as they shall think proper; and if at any of the said Meetings the Trustees present shall not adjourn such Meeting to another Day, it shall be lawful for any Three of the said Trustees, although not assembled at a Meeting, or their Clerk, by their Order, to call a Meeting of the said Trustees, at the Place aforesaid, or at some other convenient Place adjoining or near to the said Road, to transact general Business, such Meeting to be called by public Notice to be inserted in some

Newspaper usually circulated in the Counties of *Southampton* and *Surrey*, or One of them, and to be held not sooner than Ten nor exceeding Twenty-one Days from the Date of such Notice being given.

Streets, &c. in Towns not to be repaired.

VI. And be it further enacted, That it shall not be lawful for the said Trustees to lay out or expend any Money received by or vested in them by virtue of the said recited Acts and this Act, or either of them, in the Repair or Improvement of any Part of the said Road that passes or may hereafter pass through any Part of the Towns of *Odiham* or *Farnham*, or any Town or Village which may have Houses on both Sides thereof for the Length of Fifty Yards, nor shall any Toll be collected on any such Part of such Road.

Tolls to be collected.

VII. And be it further enacted, That it shall be lawful for the said Trustees and they are hereby empowered to demand and take, at every or any Gate, Turnpike, or Side Bar now or hereafter to be erected or continued upon, across, or on the Sides of the said Road, before any Horse, Ox, Mule, Ass, Cattle, or Carriage shall be permitted to pass through the same, such Tolls or Sums of Money as they shall from Time to Time order and direct to be collected thereat, but not exceeding the several Sums herein-after mentioned; (that is to say,)

Tolls.

For every Horse, Mule, or Ass drawing any Coach, Berlin, Landau, Chariot, Calash, Chaise Marine, Sociable, Caravan, Curricle, Chair, Car, or other Carriage whatsoever, used for the Purposes of Pleasure or for carrying Passengers, the Sum of Sixpence:

For every Horse, Ox, Mule, or Ass drawing any Waggon, Wain, Cart, or other Carriage whatever, and for the Purpose of carrying any Goods or Merchandize, the Sum of Four-pence:

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

For every Drove of Oxen or Neat Cattle, the Sum of One Shilling and Three-pence *per* Score, and so in proportion for any less Number: And

For every Drove of Calves, Hogs, Sheep, and Lambs, the Sum of Five-pence *per* Score, and so in proportion for any less Number.

Toll to be paid but Once a Day on the whole Line of Road.

VIII. And be it further enacted, That in case the Toll hereby authorized to be taken shall have been paid for the passing of any Horse, Beast, or Carriage through any Gate, Turnpike, or Side Bar erected or to be erected upon the said Road, such Horse, Beast, or Carriage shall (on a Ticket denoting such Payment on that Day being produced) be permitted to pass and repass through the same Gate, Turnpike, or Side Bar, and also through all other Gates, Turnpikes, or Side Bars upon the said Road, Toll-free on the same Day; such Day to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the succeeding Night (except as herein-after is mentioned).

Stage Coaches to pay each Time of passing.

IX. Provided always, and be it further enacted, That the Tolls hereby made payable for or in respect of Horses or Beasts drawing any Stage Coach or other Carriage carrying Passengers or Goods for Hire or Reward shall be payable and paid each Time of passing or repassing through the said Gates, Turnpikes, or Side Bars, or any of them: Provided nevertheless, that no further or additional Toll shall be payable in respect of the Horses or Beasts drawing any Stage Coach or other Carriage on account only of the Horses drawing the same having been changed.

X. Pro-

Horses let to Hire, or drawing Post Chaises, to pay on every fresh Hiring.

X. Provided also, and be it further enacted, That the Tolls hereby made payable for or in respect of any Horses or Beasts which shall be let out to Hire, or any Horses or Beasts drawing any Post Chaise or other Carriage which shall be let out to Hire, shall be payable and paid every Time of passing or repassing through the said Gates, Turnpikes, or Side Bars, or any of them, whenever any new or fresh Hiring thereof shall take place.

Application of the Tolls and other Monies.

XI. And be it further enacted, That all the Monies which shall have been raised and produced by virtue of the said recited Acts hereby repealed, which shall be remaining undisposed of on the Day of the Commencement of this Act, and also all the Monies which shall arise and be produced by and from the Tolls by this Act granted and made payable, together with the Monies which shall have been or shall be borrowed upon the Credit thereof, and all other Monies which shall arise and be produced by virtue thereof, shall be and the same are hereby vested in the said Trustees, and shall be applied to and for the several Uses, Intents, and Purposes, and in the Order and Manner following; (that is to say,) in the first place, in the Payment of all the Costs, Charges, and Expences which shall have been incurred in applying for, preparing, obtaining, and passing this Act, and otherwise relating thereto respectively, with lawful Interest for the same from the Time of advancing or disbursing the same; secondly, (after Payment of all necessary Expences to be from Time to Time incurred in erecting or repairing Toll Gates and Toll Houses, and for Books, Stationery, Advertisements, Salaries, and other Charges of Officers, and other such current Expences,) in defraying the Expences of repairing, widening, improving, and amending the said Road, and in executing other the Purposes of this Act; thirdly, in paying and discharging the Interest now or hereafter to accrue and become due upon or by virtue of any Mortgage or Securities which have been already made and granted of the Tolls heretofore payable on the said Road, and of any Mortgages or Securities which shall be hereafter made and granted of the Tolls hereafter to become payable on the said Road; and, lastly, in reducing, paying off, and discharging the several Principal Sums of Money which have been heretofore borrowed for the Purposes of the said recited Acts, and also the several Principal Sums of Money which may hereafter be borrowed by the Trustees for executing this Act, and all other Debts and Sums of Money now owing and which may hereafter become due and owing on account of the said Road.

Public Act.

XII. 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.

XIII. And be it further enacted, That this Act shall commence upon the said Twenty-fourth Day of *May* next after the passing thereof, and shall continue in force for the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

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