ANNO QUADRAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 38.

An Act for amending, widening, improving, and keeping in Repair, the Road leading from the Port of *Porthdinllaen*, in the County of *Caernarvon*, to or near a Place called *Caenant*, in the County of *Merioneth*, and from *Tan-y-Graig*, in the Parish of *Bodvean*, to the Town of *Pwllheli*, and from thence to the Village of *Llanystymdwy*, and from a Place called *Cerrig-y-Rhwydwr*, to or near to *Capel Cerrig*, in the said County of *Caernarvon*; and for building a Bridge across the River *Aberglaslyn* in the said Counties. [17th *May* 1803.]

WHEREAS the Road leading from the Port of *Porthdinllaen*, in the District of *Llun* in the County of *Caernarvon*, through or near a Place called *Tanygraig*, in the Parish of *Bodvean* in the same County, to or near the Village of *Llanystymdwy* in the same County, and from thence through or near the Town of *Criccieth*, the Village of *Penmorfa*, and a Place called *Cerrig-y-Rhwydwr*, in the same County, to the Turnpike Road leading to the Town of *Bala*, in the County of *Merioneth*, at or near a Place called *Caenant* in the same County, and from

from the ſaid Place called *Tanygraig* to the Town of *Pwllheli* in the ſaid County of *Caernarvon*, and from thence to or near the Village of *Llanyſtymdwy* aforeſaid, and from or near the ſaid Place called *Cerrig-y-Rhwydwr*, through the Village of *Beddgelert* in the County of *Caernarvon*, along the Vale of *Nanthwynant*, to the Turnpike Road leading from *Bangor Ferry* in the ſaid County of *Caernarvon*, to or near *Pentre Voelas* in the County of *Denbigh*, at or near a Place called *Capel Cerrig* in the ſaid County of *Caernarvon*, through the ſeveral Pariſhes of *Edern*, *Ceidio*, *Neſin*, *Bodvean*, *Llannor*, *Denio*, *Abercirch*, *Llanarmon*, *Llanyſtymdwy*, *Criccieth*, *Penmorfa*, *Ynyſcynhaiarn*, *Llanſihangel-y-Pennant*, *Beddgelert*, *Dolwyddelen*, *Capel Cerrig*, and *Llandegai*, in the ſaid County of *Caernarvon* and *Llanfrothen* in the ſaid County of *Merioneth*, is very much out of Repair, and in many Parts thereof narrow, circuitous, frequently overflowed with Water, and incommodious for Travellers and Carriages, and the ſame cannot be effectually amended, widened, altered, diverted, improved, repaired, and kept in Repair, by the ordinary Courſe of Law: And whereas if the ſaid Road was amended, widened, diverted, improved, and repaired, and the Courſe thereof in ſome Parts varied and altered, and if a Bridge was erected and built acroſs the River *Aberglaſlyn* otherwiſe called *The Hwynant*, at or near the ſaid Place called *Cerrig-y-Rhwydwr* in the ſaid County of *Caernarvon*, to the oppoſite Side in the Pariſh of *Llanfrothen* in the ſaid County of *Merioneth*, with a proper and ſufficient Cauſeway or Embankment at the End of the ſaid Bridge on the *Merionethſhire* Side thereof, it would be of great Benefit and Advantage, and attended with much Convenience and Accommodation to the Owners of Eſtates, and other Inhabitants near the ſame, and would open a much ſhorter and a better Communication than there is at preſent with that Part of the United Kingdom called *England*, and between other Parts of the Principality of *Wales*, and be of great publick Utility; but the ſeveral Purpoſes aforeſaid cannot be effected without the Aid and Authority of Parliament: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the Right Honourable *Thomas* Lord *Newborough*, the Right Honourable *Richard* Lord *Penrhyn*, Sir *Robert Williams*, Sir *Watkin Williams Wynn*, Sir *Thomas Moſtyn*, Sir *Robert Williames Vaughan*, Sir *Edward Pryce Lloyd*, Baronets; the Honourable the Juſtices of the Court of Great Seſſions, and the Attorney General, for the Counties of *Caernarvon*, *Angleſey*, and *Merioneth*, for the Time being; *Robert Thomas Carreg* of *Carreg*, *Richard Edwards* of *Nanhoran*, *John Browning Edwards* of the ſame Place, *Richard Ellis* of *Gwynfryn* Clerk, *David Ellis* of the ſame Place, *Zaccheus Ellis* of the ſame Place, Clerk; *Thomas Ellis* of *Glasfryn* Clerk, *Richard Ellis* of *Dinas* Clerk, *Hugh Ellis* of *Caernarvon*, *Robert Evans* of *Bodvean* Clerk, *William Evans* of *Criccieth* Clerk, the Honourable *Charles Finch*, *John Griffith* of *Llanfair*, *William Griffith* of *Caernarvon* Clerk, *Edward Griffith* of *Caernarvon*, *Hugh Griffith* of *Pwllheli* Clerk, *William Griffith* of *Bodegrdes*, *William Glynne Griffith* of *Caernarvon*, *David Griffith* of *Methlem*, *Richard Griffith* of *Gray's Inn* in the County of *Middleſex*, *William Griffith* of *Cefncoch*, *William Hervey* of *Bodvel*, *Jeffrey Holland* of *Dolbenmaen* Clerk, *Robert Meyrick Humphreys* Clerk, *Henry Jones* of *Caernarvon* Clerk, *Owen Jones* of *Caér Doctor* Clerk, *Griffith Jones* of *Cwrt* Clerk, *Thomas Parry Jones* of *Madrin*, *Thomas Parry Jones* the younger of the

Truſtees for First Diſtrict.

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ſame Place; *Rowland Jones* of *Wergloddfawr*, *Thomas Jones* of the ſame Place, *John Jones* of *Brynhîr*, *John Jones* of *Gelliwig*; *Evan Jones* of the ſame Place, *Humphrey Jones* of *Yſtymllyn*, *Richard Jones* of *Cefnycoed*, *William Jones* of *Tymawr*; *Griffith Jones* of the ſame Place, *Thomas Lewis* of *Mounthazel*, *John Lloyd* of *Trallwyn* Clerk, *Richard Lloyd* of *Bodvel*, *William Alexander Madocks*, *John Edward Madocks*, *John Madocks*, *John Mander* of *Bampton*, *Robert Morris* of *Sygan*, *Richard Nanney* of *Bachwen* Clerk, *William Oakley* of *Tanybwlch*, *Edward Owen* of *Llanieſtyn* Clerk, *Richard Owen* of *Edern* Clerk, *William Owen* of *Bronhaulog* Clerk, *Owen Ormſby* of *Clenennau*, *Love Parry* of *Pennarth*, *Hugh Revely* of *Brynygwin*, *Thomas Roberts* of *Hendre* Clerk, *William Roberts* of *Hendrewen* Clerk, *John Roberts* of *Cefnamwlch* Clerk, *Hugh Rowlands* of *Tymawr*, *Edward Williames Vaughan Saliſbury* of *Rûg*, *Thomas Aſheton Smith* of *Vaenol*, *Thomas Aſheton Smith* the younger of the ſame Place, *Rice Thomas* of *Coedhelen*, *Rice Thomas* the younger, of the ſame Place, *John Thomas* of *Llanfrothen* Clerk, *Griffith ap Howell Vaughan* of *Hengwrt*, *Gwyllym Lloyd Wardle* of *Wernfawr*, *William Williams* of *Plaſhên*, *William Williams* of *Rhiw*, *David Williams* of *Saethon*, *Thomas Wright* of *Knutsford*, *Peter Williams* of *Llanbedrog* Clerk, Doctor in Divinity, *Owen Gethin Williams* of *Bottwnog*, Clerk, *Evan Williams* of *Caernarvon*, Clerk, the Honourable *Thomas John Wynne*, *Charles Watkin Williams Wynn*, *William Wynne* of *Llandegwning*, *Robert Wynne* of *Llannerch*, and their Succeſſors, to be elected and appointed in Manner herein-after mentioned, ſhall be and they are hereby appointed Truſtees for amending, widening, altering, diverting, improving, repairing, and keeping in Repair, that Part of the ſaid Road leading from the Port of *Porthdinllaen*, in the Diſtrict of *Llun*, through or near the ſaid Place called *Tanygraig*, in the ſaid Pariſh of *Bodvean*, in the ſame County, to or near the Village of *Llanyſtymdwy*, in the ſame County, and from thence to or near the Town of *Criccieth*, the Village of *Penmorfa*, and a Place called *Cerrig-y-Rhwydwr*, in the ſame County, to the Turnpike Road leading to the Town of *Bala*, in the County of *Merioneth*, at or near a Place called *Caenant*, in the ſame County, and from the ſaid Place called *Tanygraig Bodvean* to the Town of *Pwllheli*, in the ſaid County of *Caernarvon*, and from thence to or near the Village of *Llanyſtymdwy* aforeſaid, and for making ſuch new Cuts or Lines of Road, and other Works, as may be neceſſary or adviſeable for the Improvement of the ſame Part of the ſaid Road, and for otherwiſe carrying this Act into Execution with reſpect to the ſaid Road; which ſaid Road ſhall be and is hereby declared to be *The Firſt Diſtrict of Road*, hereby directed to be amended, widened, altered, diverted, improved, repaired, and kept in Repair.

Truſtees for the Second Diſtrict.

II. And be it further enacted, That the Right Honourable *Thomas* Lord *Newborough*, the Right Honourable *Richard* Lord *Penrhyn*, Sir *Robert Williams*, Sir *Watkin Williams Wynn*, Sir *Edward Pryce Lloyd*, Sir *Thomas Moſtyn*, Sir *Robert Williames Vaughan*, Sir *Hugh Owen*, Baronets; the Honourable the Juſtices of the Court of Great Seſſions, and the Attorney General, for the Counties of *Caernarvon*, *Angleſey*, and *Merioneth*, for the Time being; *Charles Nelſon Cole* of *Quellyn*, *Robert Currie* of *Caernarvon*, *David Ellis* of *Gwynfryn*, *Hugh Ellis* of *Caernarvon*, *William Evans* of *Treveilir*, the Honourable *Charles Finch*, *John Griffith* of *Llanfair*, *William Griffith* of *Caernarvon*, Clerk, *Richard Garnons* of *Llanwnda*, *Richard Garnons* the younger, of the ſame Place, *John Griffith*

Griffith of *Tryfan*, *Edward Griffith* of *Caernarvon*, *William Glynne Griffith* of *Caernarvon*, *William Griffith* of *Cefnroch*, *Robert Meyrick Humphreys* Clerk, *Henry Jones* of *Caernarvon* Clerk, *Owen Jones* of *Caêr Doctor* Clerk, *Thomas Parry Jones* of *Madrin*, *John Jones* of *Brynbîr*, *Thomas Jones* of *Bryntirion*, *Thomas Jones* of *Caernarvon* Surgeon, *Richard Jones* of *Cefnycoed*, *Thomas Lewis* of *Mounthazel*, *Thomas Lloyd* of *Glangwnna*, *John Lloyd* of *Caernarvon* Clerk, *Evan Lloyd* of *Porth-y'-raûr* Clerk, *William Alexander Madocks*, *John Edward Madocks*, *John Madocks*, *Robert Morris* of *Sugan*, *Richard Nanney* of *Bachwen* Clerk, *Hugh Owen* of *Caernarvon* Doctor of Phyſick, *Owen Anthony Poole* of *Caernarvon*, *Richard Parry* of *Meillionen*, *William Roberts* of *Oakland*, *Hugh Rowlands* of *Tymawr*, *Robert Roberts* of *Caernarvon*, *John Roberts* of *Bangor*, *Thomas Aſheton Smith* of *Vaenol*, *Thomas Aſheton Smith* the younger, of the ſame Place, *Rice Thomas* of *Coedhelen*, *Rice Thomas* the younger, of the ſame Place, *John Thomas* of *Llanfrothen* Clerk, *Daniel Vaudrey* of *Hafod-hangraig*, *Gwyllym Lloyd Wardle* of *Wernfawr*, *Joſeph Williams* of *Glan'rafon*, *John Williams* of *Dolwyddhelen* Clerk, *John Williams* of *Bettws-y-Coed*, *Henry Williams* of *Pentir* Clerk, *John Williams* of *Pentir*, *Benjamin Wyatt* of *Lime Grove*, *William White* of *Glaſynfryn*, *John Williams* of *Caernarvon* Clerk, *Thomas Wright*, *Peter Williams* of *Llanrûg* Clerk, the Honourable *Thomas John Wynne*, *Charles Watkin Williams Wynn*, *William Wynne* of *Llandegwning*, *Owen Molyneux Wynn* of *Pengwern*, and their Succeſſors, to be elected and appointed in Manner herein-after mentioned, ſhall be and they are hereby appointed Truſtees for amending, widening, altering, diverting, improving, repairing, and keeping in Repair, the other Part of the ſaid Road leading from or near the ſaid Place called *Cerrig-y-Rhwydwr*, through the Village of *Bethgelert*, in the ſaid County of *Caernarvon*, along the Vale of *Nanthwynant*, joining the Turnpike Road leading from or nearly from *Bangor Ferry*, in the ſaid County of *Caernarvon*, to or near *Pentre Voelas*, in the Pariſh of *Llannfydd*, in the County of *Denbigh*, at or near the Village of *Capel Cerrig*, in the ſaid County of *Caernarvon*, and for making ſuch new Cuts or Lines of Road as may be neceſſary or adviſeable for the better Improvement of the ſame laſt mentioned Part of the ſaid Road, and for otherwiſe carrying this Act into Execution with reſpect to ſuch laſt mentioned Road; which ſaid Road laſt deſcribed ſhall be and is hereby declared to be *The Second Diſtrict of Road*, hereby directed to be amended, widened, altered, diverted, improved, repaired, and kept in Repair.

A certain Part of the Road to be compleated before any other Part.

III. And be it further enacted, That no Part of the Road leading from the ſaid Place called *Tanygraig Bodvean*, to the ſaid Town of *Pwllheli*, and from thence to or near the ſaid Village of *Llanyſtymdwy*, ſhall be amended, widened, or repaired by virtue of the Powers in this Act contained, until the Road leading from or near the ſaid Place called *Tanygraig*, through or near a certain Place called *Rhydygwyſtill* to the ſaid Place called *Llanyſtymdwy*, ſhall have been amended, repaired, and fully compleated; any Thing in this Act contained to the contrary notwithſtanding.

No act to be deemed valid unleſs done at Meetings.

IV. And be it further enacted, That no Act of the ſaid reſpective Truſtees ſhall be or be deemed to be good, valid, or effectual, unleſs the ſame be done at ſome Meeting to be holden in purſuance of this Act; (except

(except as herein-after mentioned); and that all Powers and Authorities by this Act granted to the said respective Trustees, shall and may be exercised from Time to Time by the major Part of them who shall attend at any Meeting to be holden in pursuance of this Act for each respective District of Road, the Number of such Trustees present at every such Meeting not being less than Five; and all the Orders and Proceedings of the major Part of such respective Trustees present at such their several and respective Meetings, shall have the same Force and Effect as if the same were made or done by all such respective Trustees for the Time being, (save and except as herein-after mentioned); and at every Meeting of the said respective Trustees a Chairman shall and may be appointed, and when and as often as it shall happen that there shall be an Equality of Votes at any such Meeting upon any Question, (including the Vote of the Chairman), it shall be lawful for the Chairman to give the decisive or casting Vote.

Qualification of Trustees.

V. Provided always, and be it further enacted, That no Person shall be capable of acting as a Trustee in any Case in the Execution of this Act, unless at the Time of his acting he shall have or be seised in his own Right, or in the Right of his Wife, and be in the actual Possession, Enjoyment, or Receipt of the Rents and Profits of Lands, Tenements, and Hereditaments, of the clear yearly Value of Fifty Pounds above Reprizes, or be Heir Apparent of some Person or Persons seised of such an Estate of the clear yearly Value of One hundred Pounds, or be in the Possession of or entitled to a Personal Estate to the Amount of One thousand Pounds, nor (except in administering the Oath herein-after mentioned, and giving Notice of the First Meeting of the said respective Trustees) unless he shall have taken and subscribed before any Two or more of the said respective Trustees, who are hereby authorized and empowered to administer the same, the Oath following; that is to say,

Oath.

'I DO swear, that I truly and *bonâ fide* am seised of, in my own Right, [*or*, in the Right of my Wife, *as the Case may be*] and in the actual Possession, Enjoyment, or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments, of the clear yearly Value of Fifty Pounds, [*or*, am Heir Apparent of a Person who, to the best of my Knowledge and Belief, is seised of such an Estate of the clear yearly Value of One hundred Pounds; [*or*, am possessed of or entitled to a Personal Estate to the Amount of One thousand Pounds.]

'So help me GOD.'

And if any Person not being so qualified shall nevertheless presume to act as a Trustee in the Execution of this Act, every such Person shall for every such Offence forfeit the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record, by Action of Debt, or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlance, shall be allowed; and every Person so sued or prosecuted shall prove that he is qualified as aforesaid, or otherwise shall pay the said Penalty, without any other Proof on the Part of the Plaintiff or Prosecutor, than that such Person hath acted as a Trustee in the Execution of this Act: Provided nevertheless, that all Acts and Proceedings of any Person or Persons acting as a Trustee or Trustees in the Execution of this Act, though not duly qualified as aforesaid, previous to his or their being

convicted of the ſaid Offence, ſhall, notwithſtanding ſuch Conviction, be as valid and effectual as if ſuch Perſon or Perſons had been qualified according to the Direction of this Act.

No Perſon holding any Place of Profit to act as a Truſtee, *etc.*

VI. And be it further enacted, That no Perſon who ſhall have or enjoy any Place of Profit ariſing out of or by reaſon of the reſpective Tolls hereby granted, ſhall be capable of acting as a Truſtee during his Enjoyment of ſuch Place of Profit, nor ſhall any Truſtee be capable of acting in any Caſe wherein he ſhall be perſonally intereſted, otherwiſe than as a Creditor on the reſpective Tolls hereby granted and made payable: Provided nevertheleſs, that ſuch Truſtees as are or ſhall be Juſtices of the Peace ſhall and may, in their reſpective Juriſdictions, act as Juſtices of the Peace in the Execution of this Act, notwithſtanding their being Truſtees, except only in ſuch Caſes where they ſhall be perſonally intereſted.

Election of new Truſtees.

VII. And be it further enacted, That when and ſo often as any Truſtee or Truſtees ſhall die or refuſe to act, it ſhall be lawful for the ſurviving or remaining Truſtees for each of the ſaid Diſtricts reſpectively, by Writing under their Hands, from Time to Time, to elect and appoint One other Perſon to be a Truſtee in the room or ſtead of each Truſtee ſo dying or refuſing to act; but Notice of the Time and Place of the Meeting for every ſuch Election of a new Truſtee or Truſtees ſhall be given by the Clerk for the Time being to the ſaid reſpective Truſtees, by affixing a Copy of ſuch Notice on each of the Gates or Turnpikes which ſhall be then erected in the ſaid reſpective Diſtricts, at leaſt Fourteen Days before every ſuch Meeting; and every ſuch Perſon who ſhall from Time to Time be ſo elected and appointed as aforeſaid, ſhall be and he is hereby veſted with the ſame Powers for putting this Act in Execution in the ſaid reſpective Diſtricts for which he ſhall be ſo elected and appointed, as if ſuch Perſon had been named in and appointed by this Act.

Truſtees may ſue and be ſued in the Name of their Clerk.

VIII. And be it further enacted, That the ſaid reſpective Truſtees acting in the Execution of this Act, ſhall and may ſue and be ſued in the Name of their reſpective Clerks; and that no Action which ſhall be commenced, ſued, proſecuted, or defended, by or againſt the ſaid reſpective Truſtees, or any of them, by virtue or on Account of this Act, in the Name of their reſpective Clerks as aforeſaid, ſhall abate or be diſcontinued by the Death or Removal of ſuch Clerks, or by the Act or Default of ſuch Clerks, without the Conſent of the reſpective Truſtees, at a Meeting to be holden in purſuance of this Act; but the Clerk to the ſaid reſpective Truſtees for the Time being ſhall be deemed Plaintiff or Defendant in every ſuch Action, as the Caſe may be: Provided always, that each ſuch Clerk, in whoſe Name any Action or Suit ſhall be commenced, proſecuted, or defended, in purſuance of this Act, ſhall be reimburſed and paid out of the Monies to be raiſed by virtue of this Act, all ſuch Coſts, Damages, and Charges, as by the Event of every ſuch Proceeding he ſhall be put to or become chargeable with, by Occaſion of his being ſo made Plaintiff or Defendant.

Time and Place of the Firſt Meeting of the reſpective Truſtees.

IX. And be it further enacted, That the Truſtees for the ſaid Firſt Diſtrict ſhall meet at the Houſe of *Edward Jones*, known by the Name of the *Crown* and *Anchor*, in the Town of *Pwllheli* aforeſaid, on the Fourth

Fourth *Wedneſday* 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 Two of the Clock in the Afternoon: And the ſaid Truſtees for the ſaid Second Diſtrict ſhall meet at the Houſe of *David Prichard*, known by the Name of the *Goat*, in the Village of *Beddgelert* aforeſaid, on the Fourth *Monday* 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 Two of the Clock in the Afternoon; of which reſpective Meetings Notice ſhall be given by Advertiſement, to be inſerted in ſome Newſpaper or Newſpapers circulated in the Neighbourhood at leaſt Ten Days before ſuch reſpective Meetings; and at which reſpective Meeting the ſaid Truſtees reſpectively ſhall proceed to the Election of a Clerk, and in the Execution of this Act, in their reſpective Diſtricts; and ſhall and may at ſuch reſpective Meetings, and at their ſeveral Meetings to be holden in purſuance of this Act in their ſaid reſpective Diſtricts, from Time to Time adjourn themſelves, and afterwards meet there or at any other Place or Places in or near the ſaid reſpective Diſtricts, and at ſuch Time or Times as the ſaid reſpective Truſtees ſhall think moſt convenient, as often as it ſhall be neceſſary for putting this Act in Execution; and if at any Meeting to be held in purſuance of this Act, there ſhall not appear a ſufficient Number of Truſtees to act or to adjourn to another Day, (Two Truſtees being deemed ſufficient for the Purpoſe of Adjournment only) or in caſe the reſpective Truſtees at any Time aſſembled ſhall omit or refuſe to adjourn, or ſhall adjourn for any longer Time than for Three Calendar Months, then and in either of the ſaid Caſes the Clerk to the ſaid reſpective Truſtees ſhall, by Notice to be inſerted in ſuch Newſpaper or Newſpapers, and affixed on ſuch Gates or Turnpikes as aforeſaid, at leaſt Ten Days before the next Meeting, appoint the reſpective Truſtees to meet at the Place where the laſt Meeting was holden or was appointed to have been holden reſpectively, or at ſome other convenient Houſe in or near the ſaid reſpective Diſtricts, on that Day Three Weeks from the Day on which ſuch Meeting was holden or was appointed to have been holden; and in caſe the Clerk to the ſaid reſpective Truſtees ſhall refuſe or neglect to give or by any Means ſhall be prevented from giving ſuch Notice as aforeſaid, it ſhall be lawful for any Three or more of the ſaid reſpective Truſtees (although not aſſembled at a Meeting) at any Time or Times after the Space of Ten Days after ſuch Refuſal, Neglect, or Prevention of ſuch Clerk, by Notice in their own Names, to be inſerted and affixed in Manner aforeſaid, to appoint the ſaid reſpective Truſtees to meet at ſome convenient Houſe in or near the ſaid reſpective Diſtricts, upon that Day Three Weeks after the Date of ſuch laſt mentioned Notice; and that the ſaid reſpective Truſtees, at all their Meetings, ſhall defray their own Charges and Expences.

No Order, &c. to be revoked or altered, but at a Meeting holden for the Purpoſe, on Notice previouſly given.

X. And be it further enacted, That no Order, Appointment, or Proceeding, made at any Meeting of the ſaid reſpective Truſtees holden in purſuance of this Act, ſhall be revoked or altered at any ſubſequent Meeting, unleſs at a Meeting to be holden for that Purpoſe, nor unleſs Notice, ſpecifying the Revocation or Alteration intended to be made, be inſerted in ſuch Newſpaper or Newſpapers, and affixed on ſuch Gates or Turnpikes as aforeſaid, at leaſt Fourteen Days before ſuch ſubſequent Meeting, nor unleſs a Majority of Three-fourths of the Truſtees preſent

at

at such subsequent Meeting shall decide in Favour of such Revocation or Alteration.

Meetings on Emergencies.

XI. And be it further enacted, That if after any Adjournment it shall, upon any Emergency, be thought necessary by the said respective Trustees that an earlier Day of Meeting should be appointed than that Day to which the last Meeting shall have been adjourned, the Clerk to the said respective Trustees, by an Order in Writing signed by any Two or more of such respective Trustees, (although not assembled at a Meeting), appointing the Time, Place, and Purpose of such earlier Meeting, shall forthwith give Notice of such earlier Meeting in the Manner before directed, such Time not being less than Ten Days after such Notice; and all Proceedings of the said respective Trustees, at such Meetings to be appointed as last mentioned, shall be as valid as they would have been in case the respective Trustees had met in pursuance of an Adjournment.

Orders and Proceedings to be entered in Books, &c.

XII. And be it further enacted, That all the Orders and Proceedings of the said respective Trustees in the Execution of this Act, and the Names of the Trustees present at each respective Meeting, shall be entered in Books to be kept by their respective Clerk for that Purpose, and signed by the respective Chairman and Clerk present at each Meeting, or either of them; and that every such Book shall be open at all seasonable Times to the Inspection of any of the said respective Trustees, or of the Creditors on the respective Tolls hereby granted and made payable, who shall be at Liberty to have and take Copies thereof or Extracts therefrom, paying for every such Copy or Extract the Sum of Sixpence for every Seventy-two Words, and so in Proportion for any greater or less Number of Words; which said Entries duly signed as aforesaid shall be deemed Originals, and shall be read and admitted as Evidence in Cases of Appeal, and in all Suits or Actions in any Court whatsoever touching any Thing done or to be done in pursuance of this Act.

Trustees may appoint Officers, and allow Salaries.

XIII. And be it further enacted, That the said respective Trustees, at any Meeting to be holden in pursuance of this Act, shall and may, by Writing under their Hands, respectively nominate and appoint One fit Person to be Clerk for each respective District, and the same or One other fit Person to be Treasurer for the same respective District, and Two or more fit Persons to be Collectors of the respective Tolls; and shall and may, within One Calendar Month after the Appointment of such respective Clerk and Treasurer, require and take such Security from such respective Clerk and Treasurer, and (if they shall think proper) from such Officers, by Bonds or otherwise, for the due and faithful Discharge of their respective Offices, as to the said respective Trustees, at any Meeting to be holden in pursuance of this Act, shall seem necessary and sufficient; and also shall and may in like Manner nominate and appoint One or more fit Person or Persons to be Surveyor or Surveyors of the said respective Districts of Roads, and also such other Officers as they respectively shall think necessary to employ in the Execution of this Act; and shall and may from Time to Time remove such respective Clerks, Treasurers, Collectors, Surveyors, or other Officers, as they respectively shall see Occasion, and appoint others in Cases of Death or such Removal; and that out of the Monies to be received by virtue of this Act in each respective District, such Allowances and Compensations shall and may be made to the several Officers to be appointed as aforesaid, and to such other Persons

Perſons as ſhall be aſſiſting in and about the Execution of this Act, as to the ſaid reſpective Truſtees ſhall ſeem proper.

Officers to account on Oath.

XIV. And be it further enacted, That all ſuch Officers, and other Perſons to be appointed as aforeſaid, ſhall from Time to Time, when thereunto required by the ſaid reſpective Truſtees, deliver to ſuch reſpective Truſtees, or to ſuch Perſon or Perſons as they reſpectively ſhall for that Purpoſe appoint, a true and perfect Account in Writing under their reſpective Hands of all Monies which ſhall have been by them reſpectively had, collected, or received, by virtue of this Act, and how, and to whom, and for what Purpoſe the ſame, or any Part thereof, hath been diſpoſed of, together with proper Vouchers and Receipts for ſuch Payments, and ſhall verify their ſaid reſpective Accounts upon Oath; and ſuch Officers and Perſons ſhall and they are hereby required to pay all ſuch Monies, as upon the Balance of ſuch Account or Accounts, ſhall appear to be in their Hands, to ſuch Perſon or Perſons as the ſaid reſpective Truſtees ſhall appoint to receive the ſame; and if any of the ſaid Officers or Perſons ſhall refuſe or neglect to render or give ſuch Accounts as aforeſaid, or to produce and deliver up the Vouchers and Receipts relating to the ſame, or to verify the Articles thereof on Oath, (which Oath the ſaid reſpective Truſtees, or any Two or more of them, are hereby authorized and empowered to adminiſter), or to pay the Balance remaining in their Hands when thereunto required in Manner aforeſaid; or if any ſuch Officers or Perſons ſhall refuſe or neglect to deliver up to the ſaid reſpective Truſtees, or to ſuch Perſon or Perſons as they reſpectively ſhall appoint, within Four Days after being thereunto required by the ſaid reſpective Truſtees, or their Clerk, all Books, Accounts, Papers, and Writings, in their reſpective Cuſtody or Power, in anywiſe relating to the Execution of this Act, or to the ſaid reſpective Diſtricts, and Complaint ſhall be made of any ſuch Refuſal or Neglect to any Juſtice of the Peace for the County or Place where the Officer or Officers, Perſon or Perſons, ſo neglecting or refuſing ſhall be or reſide, by the ſaid reſpective Truſtees, or by any Perſon or Perſons on their Behalf, duly authorized by their Order made at ſome Meeting to be holden in purſuance of this Act, ſuch Juſtice may and he is hereby authorized and required by Warrant or Warrants under his Hand and Seal, to ſummon ſuch Officer or Officers, Perſon or Perſons, to appear before him, and upon his, her, or their not appearing according to ſuch Summons, then by Warrant or Warrants under his Hand and Seal to cauſe ſuch Officer or Officers, Perſon or Perſons, to be apprehended and brought before him, and upon his or their appearing or being brought before him, ſuch Juſtice may and he is hereby authorized and required to hear and determine the Matter of ſuch Complaint in a ſummary Way, and to ſettle the ſaid Account or Accounts, if produced in ſuch Manner as the ſaid reſpective Truſtees might have done according to the Directions of this Act; and if upon the Settlement of ſuch Account or Accounts, or upon the Confeſſion of the Officer or Officers, Perſon or Perſons, againſt whom any ſuch Complaint ſhall be made, or by the Oath or Oaths of any credible Witneſs or Witneſſes, it ſhall appear to ſuch Juſtice that any of the Monies which ſhall have been collected or received ſhall be in the Hands of ſuch Officer or Officers, Perſon or Perſons, ſuch Juſtice may and he is hereby authorized and required, upon Nonpayment thereof forthwith, or at ſuch Time or Times as he ſhall

allow and appoint for the Payment of the ſame, by a Warrant or Warrants under his Hand and Seal, to cauſe ſuch Money to be levied by Diſtreſs and Sale of the Goods and Chattels of ſuch Officer or Officers, Perſon or Perſons reſpectively; and if no Goods or Chattels ſhall be found ſufficient to anſwer and ſatisfy the ſaid Money, and the Charges of ſuch Diſtreſs and Sale, or if ſuch Officer or Officers, Perſon or Perſons, when preſent before the ſaid Juſtice at the Time and Place by him appointed for that Purpoſe, ſhall refuſe or neglect to give and deliver to the ſaid Juſtice an Account or Accounts of his, her, or their Receipts and Payments as aforeſaid, or to verify the Truth of any ſuch Account, or of the Articles thereof, upon Oath as aforeſaid, or to produce and deliver to the ſaid Juſtice the ſeveral Vouchers and Receipts relating to ſuch Accounts reſpectively, or the Books, Accounts, Papers, and Writings, in his, her, or their Cuſtody or Power, in anywiſe relating to the Execution of this Act, or the ſaid reſpective Diſtricts, then and in any of the Caſes aforeſaid the ſaid Juſtice may and he is hereby authorized and required, by Warrant or Warrants under his Hand and Seal, to commit ſuch Officer or Officers, Perſon or Perſons, to the Common Gaol or Houſe of Correction in and for the County, Diſtrict, or Place, where he, ſhe, or they, ſhall be or reſide, there to remain, without Bail or Mainprize, until he, ſhe, or they, ſhall have delivered in and ſettled his, her, or their Accounts, and ſhall have verified the ſame on Oath, and ſhall have delivered up the Vouchers and Receipts relating thereto, and ſhall have paid the Money which ſhall appear to be in his, her, or their reſpective Hands, and the reaſonable Charges of ſuch Diſtreſs and Sale as ſhall in that Reſpect have been made, or until he, ſhe, or they, ſhall have compounded with the ſaid reſpective Truſtees, and paid the Compoſition Money to the ſaid reſpective Truſtees, or to ſuch Perſon or Perſons as they reſpectively ſhall appoint to receive the ſame, (and which Compoſition the ſaid reſpective Truſtees are hereby in ſuch Caſe empowered to make), or until he, ſhe, or they, ſhall deliver up ſuch Books, Accounts, Vouchers, Papers, and Writings as aforeſaid, or ſhall have given Satisfaction in reſpect thereof to the ſaid reſpective Truſtees: Provided always, that no Perſon ſhall be committed for Want of ſufficient Diſtreſs only for any longer Space of Time than Six Calendar Months.

Truſtees may appoint temporary Collectors, *etc.*

XV. And be it further enacted, That upon the Death, Incapacity, abſconding, Miſbehaviour, or Abſence of any Collector or Receiver of the reſpective Tolls, any Three or more of the ſaid reſpective Truſtees, though not aſſembled at a Meeting holden in purſuance of this Act, ſhall and may from Time to Time nominate and appoint One other proper Perſon to be a Collector or Receiver of the ſaid reſpective Tolls in the Stead of ſuch Collector or Receiver ſo dying, or becoming incapable, or abſconding, miſbehaving, or abſenting him or herſelf, until the next Meeting of the ſaid reſpective Truſtees to be holden in purſuance of this Act, which Perſon ſo nominated and appointed ſhall have the like Power and Authority, and be anſwerable and accountable in the ſame Manner in all Reſpects, as the Perſon in whoſe room or ſtead he or ſhe ſhall have been ſo appointed would have had or been ſubject to; and that if any Collector or Receiver of the ſaid reſpective Tolls who ſhall be diſcharged from his ſaid Office by the ſaid reſpective Truſtees, or the Wife or Widow, or any of the Children, Family, or other Repreſentatives of any Collector or

Receiver

Receiver who ſhall die, abſcond, abſent himſelf, or be diſcharged, or any other Perſon, ſhall refuſe or neglect to deliver up the Poſſeſſion of any Houſe or Building to be erected or ſet up by virtue of this Act, and the Garden and Appurtenances belonging to the ſame, for the Space of Four Days after Demand thereof made, and Notice in Writing given, or left on the Premiſes for that Purpoſe, by or under the Hands of any Three or more of the ſaid reſpective Truſtees, or their Clerk or Treaſurer, then and in any of the ſaid Caſes it ſhall be lawful for any Juſtice or Juſtices of the Peace for the County or Place in which ſuch Toll Houſe or Building ſhall be, by Warrant under his or their Hand and Seal or Hands and Seals, to order any Conſtable or other Peace Officer within the ſame County or Place, with ſuch Aſſiſtance as ſhall be neceſſary, to enter ſuch Houſe or Building in the Day Time, and to remove the Occupier or Occupiers thereof, and all and every Perſon or Perſons who ſhall be found therein, together with his, her, or their Goods out of the ſame, and to put the ſaid reſpective Truſtees, or any Three or more of them, or their Clerk, or their new appointed Officer, into the Poſſeſſion thereof, with the Appurtenances.

Power to erect Bridge over the River *Aberglaſlyn* or *Hwynant*, &c.

XVI. And be it further enacted, That in laying out the Firſt Diſtrict of Road herein-before mentioned, the ſaid Truſtees, for ſuch Firſt Diſtrict of Road, ſhall and they are hereby authorized and empowered, in order to form a Junction between the ſame and the ſaid Turnpike Road leading from *Traethmawr* to the Town of *Bala* in the ſaid County of *Merioneth*, to make and erect a Bridge over the ſaid River *Aberglaſlyn*, otherwiſe called the *Hwynant*, at or near the ſaid Place called *Cerrig-y-Rhwydwr* in the ſaid Pariſhes of *Penmorfa* and *Llanfihangel-y-Pennant*, or One of them, in the ſaid County of *Caernarvon*, to the oppoſite Side in the Pariſh of *Llanfrothen* in the ſaid County of *Merioneth*; and alſo to make and erect from the End of the ſaid Bridge in the County of *Merioneth*, through the ſaid Pariſh of *Llanfrothen*, over Part of *Traethmawr Sands*, a proper and ſufficient Cauſeway or Embankment, to extend beyond High Water Mark, to or near a certain Place called *Ynysfordd*, in the ſaid Pariſh of *Llanfrothen*.

Power to alter a certain Part of the Courſe of the River *Aberglaſlyn*.

XVII. And be it further enacted, That it ſhall be lawful for the Truſtees for the ſaid Firſt Diſtrict of Road, and they are hereby fully authorized and empowered (in order to make and form a ſafe and ſecure Seat or Foundation for the Arch or Arches of the ſaid intended Bridge, and to facilitate the erecting thereof) to divert or alter the Courſe of the ſaid River *Aberglaſlyn*, otherwiſe called the *Hwynant*, at or near the ſaid Place called *Cerrig-y-Rhwydwr*, by cutting through a certain Rock there ſituate on the *Caernarvonſhire* Side of the ſaid River, and leading the Courſe thereof through ſuch new Cut or Channel in ſuch Manner as the ſaid Truſtees ſhall think proper; provided that the ſaid River ſhall, after the forming of ſuch Seat or Foundation, and paſſing through ſuch new Cut or Channel, reſume its ancient Courſe at a proper Diſtance below the ſaid intended Bridge: Provided alſo, that notwithſtanding ſuch Alteration or Diverſion of the ſaid River, the ſame ſhall and is hereby declared to be the Boundary between ſuch Parts of the ſaid Counties as lie contiguous or are adjoining thereto.

XVIII. And

Power to contract for Bridge and other Works.

XVIII. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees for the ſaid Firſt Diſtrict of Road, from Time to Time, to contract and agree with any Perſon or Perſons whomſoever, as well for the making of the ſaid Bridge as all or any of the Cuts, Channels, or other Works to be made in purſuance of this Act, as for the upholding, maintaining, and keeping the ſame in Repair, for any Time or Term not exceeding the Term of Seven Years, under ſuch Terms, Conditions, and Reſtrictions, and at ſuch annual Sum or Sums as they ſhall think proper, ſo that Security be given by the Perſon agreeing or contracting for any of the ſaid Works for the due and faithful Performance of the Covenants, Conditions, and Agreements, to be therein contained.

Bridge and Road to be amended, *etc.*

XIX. And be it further enacted, That the ſaid Bridge, and the Roads at each End thereof for the Space of One hundred Yards, ſhall at all Times for ever hereafter be made, amended, improved, ſupported, repaired, and kept in Repair, by and out of the Tolls authorized to be taken on the ſaid Firſt Diſtrict of Road; any Law, Act, Statute, or Cuſtom to the contrary notwithſtanding.

Power to appoint Ground to make Seat for the Embankment.

XX. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees for the ſaid Firſt Diſtrict of Road, to order and appoint ſuch and ſo much Land and Ground adjoining the ſaid intended Cauſeway or Embankment as they ſhall think neceſſary, to be ſet out for the Seat of the ſame; and for the making of One or more Cut or Channel, Cuts or Channels, and other Dykes, Drains, and Works, with Outlets, Paths, and Paſſages, in the Sides and to and from the ſame, as will be neceſſary for the making and repairing of the ſaid Road, and effecting the Purpoſes of this Act.

Power to make Banks, *etc.*

XXI. And, for the better preſerving and effectually ſecuring the ſaid Bridge, Cauſeway, or Embankment, from the Influx of the Sea, and all Floods which may at any Time or Times happen; be it further enacted, That it ſhall be lawful for the ſaid Truſtees for the ſaid Firſt Diſtrict of Road, and they are hereby authorized, empowered, and required, as ſoon as conveniently may be after the paſſing of this Act, to embank with good and ſufficient Banks on ſuch Sides and Parts thereof reſpectively as to them ſhall appear neceſſary and proper, and from Time to Time, as they ſhall think fit, to make, erect, raiſe, alter, ſupport, and maintain the ſaid Banks, in ſuch Manner as to them ſhall ſeem meet and convenient; and alſo to dig, ſink, make, erect, alter, maintain, and ſupport all ſuch Cuts, Channels, Drains, Dykes, Dams, Locks, Tunnels, Trays, Stamps, Outlets, Engines, and other Works, in and upon, or through any Lands or Grounds adjoining thereto, or in, under, upon, or through any ſuch Bank or Banks as aforeſaid, (making reaſonable Recompence and Satisfaction in Manner herein-after provided to the Owner or Owners of ſuch Lands or Grounds) as they ſhall think neceſſary and proper for ſecuring and preſerving the ſaid Bridge, Cauſeway, or Embankment, without the Controul of any Perſon or Perſons whomſoever; and ſuch Banks, Cuts, Channels, Drains, Ditches, Dams, Locks, Tunnels, Trays, Stamps, Outlets, Engines, and other Works, which ſhall be ſo cut, made, and erected,

erected, (or ſuch of them as the ſaid Truſtees ſhall direct) ſhall, after the Expiration of the ſaid Term of Seven Years from the making and erecting thereof, from Time to Time be cleanſed, ſupported, maintained, repaired, worked, and kept in Repair, by the ſaid Truſtees for the ſaid Firſt Diſtrict, and the Expence attending the ſame ſhall be paid out of the Monies ariſing by virtue of this Act, in ſuch Manner as they ſhall think proper.

Not to be ſubject to the Commiſſioners of Sewers.

XXII. And be it further enacted, That the ſaid Cuts or Channels, or any Works whatſoever to be made by virtue of this Act, ſhall not be ſubject to the Controul, Direction, Survey, or Order of any Commiſſion of Sewers, or to any Law or Statute relating to Sewers; any Law or Statute to the contrary notwithſtanding.

Power to dig Lands for Materials for Bridge, Banks, &c.

XXIII. And be it further enacted, That it ſhall be lawful for ſuch Surveyor or Surveyors, or other ſuch Officer or Officers as ſhall be appointed by the ſaid Truſtees for the ſaid Firſt Diſtrict of Road for managing and ſuperintending the building and finiſhing of the ſaid Bridge, Cauſeway, and Embankment, and the ſaid Banks, Cuts, Channels, and other Works, to cut, dig, quarry, take, and carry away, or cauſe to be cut, dug, quarried, and taken or carried away, any Quantity of Earth, Stone, or other Materials proper for the effecting and doing the ſame reſpectively, in, upon, out of, or from any Lands or Grounds of any Perſon or Perſons whomſoever where the ſame can be found; and ſuch Satisfaction for the cutting, making, and erecting ſuch Banks, Cuts, Drains, Dams, Tunnels, Trays, Stamps, Outlets, Engines, and other Works, as ſhall be made or erected in, through, or upon any Lands or Grounds not being Part of *Traethmawr Sands* aforeſaid, and for digging, quarrying, and taking of Earth, Stone, or other Materials therefrom, for the Purpoſe aforeſaid, or any other of the Purpoſes of this Act, ſhall be made by the ſaid Truſtees for the ſaid Firſt Diſtrict of Road, or ſuch Surveyor or Surveyors, or other Officer or Officers, to the Owners of ſuch Lands, for the Damages he, ſhe, or they, ſhall thereby ſuſtain, as ſhall be agreed upon between ſuch Truſtees, and ſuch Owner or Owners reſpectively; but if the ſaid Truſtees for the ſaid Firſt Diſtrict of Road, and ſuch Owner or Owners, cannot agree concerning the Amount of ſuch Damages, then the ſame ſhall be aſſeſſed, adjudged, and finally determined, by the Juſtices aſſembled at the next or ſome other Quarter Seſſions of the Peace to be holden for the County where ſuch Lands ſhall lie, upon Complaint thereof made at ſuch Quarter Seſſions by ſuch Owner or Owners, Notice thereof in Writing being given by him, her, or them, to ſuch Surveyor or Surveyors, or other Officer or Officers, Fourteen Days before ſuch Complaint ſhall be made.

Proprietors to contribute to the Expences of the Act, *etc.*

XXIV. Provided always, and be it further enacted, That if any Proprietor or Proprietors of Lands or Grounds, by reaſon of the making and erecting of ſuch Embankment, or any Bank, Cut, Channel, or other Works as aforeſaid, ſhall in reſpect thereof be benefited, or the ſaid Lands and Grounds be thereby better ſecured, improved, or increaſed in Value, by not being ſubject to the Influx of the Sea or any Flood, or otherwiſe, (the ſame to be decided upon, and determined by Two indifferent Perſons, the one to be elected and choſen by the ſaid Truſtees for

Two Perſons to be choſen to decide on Amount of Contribution.

the ſaid Firſt Diſtrict of Road, at a Meeting to be held for that Purpoſe, and the other by the Party or Parties benefiting or to be benefited as aforeſaid), ſuch Proprietor or Proprietors ſhall pay and contribute ſuch Sum and Sums of Money as ſhall, in the Judgement and by the Determination of the ſaid Two Perſons ſo to be elected and choſen as aforeſaid, be a juſt and proper Contribution towards the Expences of obtaining and paſſing of this Act, and of carrying the ſame into Execution, ſo far only as relates to the making and erecting of ſuch Embankment, or any Bank, Cut, Channel, or other Works, in reſpect whereof ſuch Proprietor or Proprietors ſhall or may be benefited as aforeſaid, ſo that the Whole of the Money as ſhall be ſo adjudged and determined to be a juſt and proper Contribution as aforeſaid, do not exceed Five Years Value of ſuch Lands and Grounds, according to the Improvement to be made in the ſame by ſuch Embankment, or any Bank, Cut, Channel, or other Works as aforeſaid; and if ſuch Perſons ſo elected and choſen cannot agree and determine what the Amount of ſuch Contribution ought to be, then and in ſuch Caſe the ſaid Truſtees for the ſaid Firſt Diſtrict of Road ſhall cauſe it to be enquired into and aſcertained, by the Oaths of a Jury of Twelve indifferent Men of the ſaid County of *Merioneth*, (the ſaid Truſtees for ſuch Firſt Diſtrict of Road to have ſuch Powers and Authorities in reſpect to ſuch Jury, and the Witneſſes to be examined before them concerning the Premiſes, as herein-after is veſted and given to them with reſpect to the aſcertaining the Damage and Recompence to the Owners of Lands when they refuſe to treat); and the Verdict, Inquiſition, and Judgement, or Determination had and made by ſuch Jury ſhall be final, binding, and concluſive, to all Intents and Purpoſes; and in caſe the Perſon or Perſons, who ſhall be liable to pay ſuch Contribution by reaſon of ſuch Verdict, Judgement, and Determination, ſhall neglect or refuſe to pay the ſame on Demand, then and in ſuch Caſe it ſhall be lawful for any Juſtice of the Peace for the ſaid County of *Merioneth*, and he is hereby required and authorized, by Warrant under his Hand and Seal directed to any Perſon or Perſons whomſoever, to cauſe ſuch Sum or Sums of Money as ſhall have been aſcertained to be the Amount of the Contribution of ſuch Proprietor or Proprietors, to be levied by Diſtreſs and Sale of the Goods and Chattels of the Party or Parties ſo neglecting and refuſing to pay the ſame, rendering the Overplus, (if any), upon Demand, to the Perſon and Perſons whoſe Goods and Chattels ſhall have been ſo diſtrained and ſold, after deducting the Coſts and Charges attending ſuch Enquiry, Diſtreſs, and Sale; and in caſe there ſhall not be any Goods or Chattels to be found, or the ſame being found ſhall be inſufficient to anſwer, ſatisfy, and pay the Amount of ſuch Contribution, and the Charges of ſuch Diſtreſs and Sale, then and in ſuch Caſe it ſhall be lawful for any Juſtice of the Peace for the County or Place where ſuch Proprietor or Proprietors ſo neglecting or refuſing ſhall be or reſide, by Warrant or Warrants under his Hand and Seal, to commit ſuch Proprietor or Proprietors to the Common Gaol or Houſe of Correction in and for the County, Diſtrict, or Place where he, ſhe, or they ſhall be or reſide, there to remain until he, ſhe, or they ſhall pay to the Treaſurer for the Time being, the Amount of ſuch Contribution, to be aſſeſſed in Manner aforeſaid; provided that no ſuch Proprietor ſhall be detained in Cuſtody under any ſuch Commitment as laſt-mentioned, for any longer Period than Six Calendar Months.

On Refuſal of Payment, Diſtreſs may be levied, *etc.*

XXV. And

Power to erect Turnpikes and Toll Houſes.

XXV. And be it further enacted, That the ſaid Truſtees for the ſaid Firſt Diſtrict of Road ſhall and may and they are hereby empowered to erect and ſet up, or cauſe to be erected and ſet up, in ſuch Place or Places as they ſhall think moſt convenient and proper, Two or more Gates or Turnpikes, in, upon, and acroſs that Part of the ſaid Road which is within the ſame Diſtrict, or on the ſaid Bridge ſo to be erected and built as aforeſaid; and that the ſaid Truſtees for the ſaid Second Diſtrict ſhall and may and they are hereby empowered to erect and ſet up, or cauſe to be erected and ſet up in ſuch Place or Places as they ſhall think moſt convenient and proper, One or more Gate or Turnpike, Gates or Turnpikes in, upon, and acroſs that Part of the ſaid Road which is within the ſaid laſt mentioned Diſtrict; and alſo ſhall and may erect and ſet up, or cauſe to be erected and ſet up, acroſs, or on the Sides or Side of any Part of the ſaid Road in their ſaid reſpective Diſtricts where any Road, Lane, or Highway, joins or meets the ſame, as many Side Gates or Turnpikes as the ſaid reſpective Truſtees, or any Seven or more of them, ſhall think proper, with a Toll Houſe and proper and neceſſary Buildings, Gardens, Conveniencies, and Fences, at or near to each ſuch Gate or Turnpike, whether acroſs the ſaid Road or on the Side or Sides thereof, and ſhall and may reſpectively purchaſe and take Land ſufficient for ſuch Toll Houſes, with neceſſary Accommodations thereto.

Tolls to be taken.

XXVI. And be it further enacted, That the reſpective Tolls following ſhall be demanded and taken by ſuch Perſon or Perſons as the ſaid Truſtees for the ſaid reſpective Diſtricts ſhall from Time to Time appoint, at each of the ſaid Gates and Side Gates, or Turnpikes within the ſame Diſtricts, before any Horſe, Beaſt, Cattle, or Carriage, ſhall be permitted to paſs through the ſame; that is to ſay,

Tolls.

For every Horſe, Mare, Gelding, Mule, or other Cattle, drawing any Coach, Berlin, Landau, Machine, Hearſe, Chariot, Chaiſe, Calaſh, Caravan, Chaiſe Marine, Litter, Bed Carriage, Curricle, or other ſuch Carriage, the Sum of One Shilling:

For every Horſe, Mare, Gelding, Mule, or other Beaſt or Cattle, drawing any Waggon, Wain, Cart, or other ſuch Carriage, the Sum of One Shilling:

For every Horſe, Mare, Gelding, Mule, or Aſs, laden or unladen, and not drawing, the Sum of Two-pence:

For every Drove of Oxen or other Neat Cattle, the Sum of Two Shillings and Sixpence *per* Score, and ſo in Proportion for any greater or leſs Number; and for every Drove of Calves, Sheep, Lambs, or Pigs, the Sum of One Shilling and Three-pence *per* Score, and ſo in Proportion for any greater or leſs Number: And

For every Perſon croſſing or paſſing on Foot, without any Beaſt or Carriage, along the ſaid Bridge, the Sum of Two-pence.

Double Tolls to be taken.

XXVII. Provided nevertheleſs, and be it further enacted, That if the ſaid Truſtees for the ſaid Firſt Diſtrict of Road ſhall ſet up or cauſe to be ſet up and erected, any Gate, Turnpike, or Side Gate, within Half a Mile of *Traethmawr* Sands, ſuch Diſtance to be reckoned and computed from High Water Mark, at any Time during the higheſt Spring Tides, it ſhall be lawful for the ſaid Truſtees to aſk, demand, and take, at ſuch Gate, Turnpike, or Side Gate, by ſuch Perſon or Perſons ſo to be nominated

minated and appointed as aforesaid, before any Coach, Waggon, Cart, or other Carriage, or any Horse, Cattle, or other Beast, shall be permitted to pass through the same, Double the Tolls herein-before directed to be taken; and that on every *Sunday* after the passing of this Act there shall be demanded and taken at each of the said Gates or Turnpikes to be erected and set up by virtue of this Act within the said respective Districts, by such Person or Persons so to be nominated and appointed as aforesaid, before any Coach, Waggon, or other Carriage, or any Horse, Cattle, or other Beast, shall be permitted to pass through the same, Double the Tolls before directed to be taken on any other Day of the Week.

Tolls vested in the respective Trustees.

XXVIII. And be it further enacted, That the said respective Tolls shall be and they are hereby vested in the said respective Trustees, and shall be paid, applied, assigned, varied, and disposed of for the Use, Benefit, and Advantage of such District of Road only as the same may arise in or shall be received or collected by virtue of this Act.

And may be levied by Distress and Sale.

XXIX. And be it further enacted, That if any Person or Persons subject to the Payment of any such Tolls, shall, after Demand thereof made, refuse or neglect to pay the same or any Part thereof, it shall be lawful for the Person or Persons appointed to collect the said respective Tolls, by himself, herself, or themselves, or taking such Assistance as he, she, or they shall think necessary (and which Assistance all Persons are hereby required to give if called upon), to seize and distrain any Horse, Mare, Gelding, Mule, Ass, or other Beast or Cattle, upon which such Toll is by this Act imposed, together with their Bridles, Saddles, Geers, Harness, or Accoutrements; and if such Tolls, and the reasonable Charges of such Seizure and Distress, shall not be paid within the Space of Four Days next after such Seizure and Distress made, the Person or Persons so seizing and distraining, shall and may sell the Horse or Horses, Mare, Gelding, Mule, Ass, Beast, or Cattle, or their Bridles, Saddles, Geers, Harness, or Accoutrements so seized or distrained, or a sufficient Part thereof, returning the Overplus, (if any), upon Demand, and what shall remain unsold, to the Owner thereof, after such Tolls, and the reasonable Charges occasioned by such Seizure and Distress, shall be deducted and paid.

Tolls to be paid but Once in re-passing, except, &c.

XXX. Provided always, and be it further enacted, That no Person who shall have paid Toll for passing through any Gate or Turnpike to be erected by virtue of this Act, shall be subject to any Toll for returning through such Gate or Turnpike the same Day before Twelve of the Clock at Night of the same Day, with the same Horse or Horses, Cattle or Carriage, but shall return Toll-free on delivering a Note or Ticket to the Collector of the Tolls at such respective Gates or Turnpikes, which Note or Ticket such Collector is hereby required to deliver *gratis* on the Receipt of the Toll.

No Toll to be demanded for only crossing the Road.

XXXI. Provided also, That no Toll shall be demanded or taken at any Side Gate or Turnpike within either of the said Districts, for any Horse or other Beast or Cattle, which shall only cross the said Road, and which shall not go or travel, or be driven thereon, exceeding the Distance of One hundred Yards.

XXXII. Provided

Diſputes concerning Tolls to be ſettled by a Juſtice.

XXXII. Provided alſo, and be it further enacted, That if any Diſpute ſhall happen about the Quantity of Tolls due, or the Charges of taking, keeping, or ſelling any Diſtreſs or Diſtreſſes, it ſhall be lawful for the Collector or Perſon taking ſuch Diſtreſs to retain the ſame, or the Money ariſing by Sale thereof, as the Caſe may happen, until the Quantity of Tolls due, and the Charges of taking, keeping, and ſelling ſuch Diſtreſs or Diſtreſſes ſhall be aſcertained either by ſome Juſtice or Juſtices of the Peace for the Counties of *Caernarvon* and *Merioneth* (in their reſpective Juriſdictions) who, upon Application made to him or them for that Purpoſe, ſhall examine the ſaid Matter on the Oath of the Parties, or of any credible Witneſs or Witneſſes (which Oath ſuch Juſtice or Juſtices is or are hereby empowered to adminiſter) and determine the Quantity of the Tolls due, and aſſeſs the Charges of ſuch Seizure, Diſtreſs, Keeping, and Sale, and alſo of the Collector's Attendance on ſuch Juſtice or Juſtices for that Purpoſe, all which Sums ſo determined or aſſeſſed ſhall be paid to the ſaid Collector or other Perſon before he ſhall be obliged to return any Diſtreſs, or the overplus Money after the Sale thereof, or of any Part thereof.

Collectors of the Tolls to be competent Witneſſes.

XXXIII. And be it further enacted, That in caſe any Diſpute, Suit, or Litigation, ſhall ariſe, touching or in anywiſe relating to the ſaid reſpective Tolls, or any of them, the Perſon or Perſons appointed to collect the ſame reſpectively, or any other Perſon or Perſons acting by or under the Authority of the ſaid reſpective Truſtees, ſhall be, and is and are hereby declared to be competent to give Evidence in any ſuch Diſpute, Suit, or Litigation.

Bridge, &c. Turnpikes and Toll Houſes veſted in the reſpective Truſtees.

XXXIV. And be it further enacted, That the Right and Property of the ſaid Bridge, and the Cauſeway or Embankment herein directed to be made, and of all the ſaid reſpective Turnpikes and Toll Houſes, and other Buildings, with the Gardens, Fences, and Appurtenances thereto reſpectively to be erected or provided, upon, at the Side of, or near the ſaid Road in the ſaid reſpective Diſtricts, and of the Materials for building or altering the ſame reſpectively, and all the Materials, Tools, and other Things which ſhall be provided, collected, or made uſe of for making, repairing, or improving the ſaid Roads, ſhall be and the ſame are hereby reſpectively veſted in the ſaid reſpective Truſtees for the Time being, and they the ſaid reſpective Truſtees are hereby authorized and empowered to bring Actions or to prefer Bills of Indictment againſt any Perſon or Perſons who ſhall ſteal, take away, or damage any of ſuch Turnpikes, Toll Houſes, or other Buildings, Gardens, Fences, Materials, Tools, or other Things as aforeſaid, or reſiſt or diſturb the ſaid reſpective Truſtees, or any of their reſpective Collectors or other Officers in the Poſſeſſion thereof, or of any of them, or in the Execution of their or his Duty under this Act.

Truſtees may lower Tolls, and raiſe them again, if neceſſary.

XXXV. And be it further enacted, That the ſaid reſpective Truſtees, at any Meeting to be holden for that Purpoſe in their reſpective Diſtricts (whereof Twenty Days Notice ſhall be inſerted in ſuch Newſpaper or Newſpapers, and affixed on ſuch Gates or Turnpikes as aforeſaid, may and they reſpectively are hereby empowered from Time to Time to lower or reduce all or any of the ſaid reſpective Tolls hereby granted, and alſo any additional Tolls payable by any Act or Acts of

Parliament now in force for Over-weight, in such Manner as to them respectively shall seem fit and convenient, and to order such respective Tolls so lowered or reduced to be collected and received in such Manner, Parts, and Proportions, as they respectively shall think fit, so that such Reduction be no Prejudice to, and be with the Consent of Five-sixth Parts in Value of the several Persons who shall have advanced any Money on the Credit of this Act within the said respective Districts at the Time of such Reduction, and the said respective Trustees may and they are hereby empowered to raise the said respective Tolls again, or any Part thereof, so that the same do not exceed the respective Tolls herein-before granted and made payable; and such respective Tolls so lowered or reduced, and raised again, shall be collected, recovered, paid, applied, and disposed of in such and the same Manner as the said respective Tolls herein-before granted and now payable as aforesaid, are respectively directed to be collected, recovered, paid, and applied.

Trustees may compound for Tolls.

XXXVI. And be it further enacted, That it shall be lawful for the said respective Trustees from Time to Time to compound for One Year only, or for any less Period of Time as they respectively shall think proper, with any Person or Persons, for any Horses, Beasts, or Cattle, travelling on the said Roads in their respective Districts, for all or any of the Tolls to be paid in respect of such Horses, Beasts, or Cattle, at the Gates, Side Gates, or Turnpikes, in each respective District; and all such Composition Money shall be paid in Advance quarterly, or otherwise as the said respective Trustees shall appoint, and in Default thereof the Composition Money shall be void.

Penalty on disposing of, or using Tickets to evade the Tolls.

XXXVII. And be it further enacted, That if any Person or Persons shall dispose of or sell, or offer to dispose of or sell, any Ticket to any Person or Persons in order to evade the Payment of any of the said respective Tolls, every such Person so offering, disposing, or selling of such Ticket or Tickets, and the Person or Persons receiving and making use of the same, shall respectively forfeit any Sum not exceeding Forty Shillings, whereof One Moiety shall go to the Informer, and the other Moiety shall be applied towards the Purposes of this Act within the said respective Districts.

Trustees empowered to lease the Tolls.

XXXVIII. And be it further enacted, That the said respective Trustees may and they are hereby authorized and empowered respectively, at any Time or Times during the Continuance of this Act, upon Fourteen Days Notice being inserted in such Newspaper or Newspapers, and to be affixed on such Gates or Turnpikes as aforesaid, to lease, demise, or let to farm, all the respective Tolls granted by this Act in their said respective Districts, or any Part or Parts thereof, to any Person or Persons whomsoever, at and for the best yearly Sum or Sums of Money which can be gotten for the same: Provided always, that every Lease, Demise, or Agreement for the letting, demising, or leasing thereof, be made in Writing, and duly executed by the Person or Persons taking or farming the said Tolls respectively, and by the said respective Trustees, and be not made for a longer Space of Time than for Three Years at any One Time; and the Monies which shall be so agreed to be paid for the said respective Tolls, shall be made payable and paid to the Treasurer of the said respective Trustees for each respective District as aforesaid, by quarterly Payments; and the Person or Persons to whom the said respective

tive Tolls ſhall be ſo leaſed, ſhall always pay One Quarter's Rent in Advance; and that the Perſon or Perſons to whom the ſaid reſpective Tolls ſhall have been leaſed, demiſed, or farmed as aforeſaid, ſhall be liable to account for the ſame Rent to the ſaid reſpective Truſtees; and in caſe of Non-payment thereof, the ſame ſhall and may be levied and recovered upon and from him, her, or them, by the ſame Ways and Means, and in ſuch Manner as any Monies are herein directed to be levied and recovered from any Officer or other Perſon appointed by and liable to account with the ſaid reſpective Truſtees as aforeſaid.

Exemptions from Tolls.

XXXIX. Provided always, and be it further enacted and declared, That no Toll ſhall be demanded or taken for any Cattle or Carriages laden only with Stone, Brick, Gravel, Sand, or other Materials for making or repairing the ſaid Roads, or for repairing any of the Roads or Highways in any Townſhip, Pariſh, or Place, through which the ſaid Roads lead, or laden only with Lime, Sand, Dung, Marl, Soil, Mould, Compoſt, or other Manure, of what Nature or Kind ſoever, to be uſed in manuring or improving of Land; or for any Cattle or Carriage laden only with Hay, Hay Graſs, Sanfoin, Fodder, Straw, or Corn in the Straw, (except Carts or Carriages laden with any Hay or Straw for Sale); or for any Ploughs, Harrows, or other Implements of Huſbandry; or for any Cattle or Carriages going empty and unladen for, or returning empty and unladen after having carried ſuch Stones, Bricks, Gravel, Sand, or other Materials for repairing the ſaid Roads, or for the repairing the Highways in any Townſhip, Pariſh, or Place, through which the ſame or any Part thereof lead, or going empty or unladen for, or returning empty or unladen after having carried ſuch Lime, Sand, Dung, Marl, Soil, Mould, Compoſt, or other Manure of any Kind or Nature whatſoever, to be uſed in manuring and improving of Land, or any Hay or Corn in the Straw, or any Ploughs, Harrows, or other Implements of Huſbandry; nor ſhall any Toll be demanded or taken of or from any Rector, Vicar, or Curate, going to or returning from his own Pariſh Church or other Place of Divine Worſhip, or viſiting his ſick Pariſhioners; or of or from any Perſon or Perſons in any of the ſaid Townſhips, Pariſhes, or Places, for paſſing through any of the ſaid Turnpikes on *Sundays*, or on any other Day on which Divine Worſhip is ordered by Authority to be celebrated, to or from his, her, or their reſpective Pariſh Church or other uſual Place of religious Worſhip licenſed according to Law; or for any Cattle or Carriage conveying the Corpſe or attending the Funeral of any Perſon to be interred in any of the ſaid Pariſhes; or for any Cattle belonging to any of the Inhabitants which ſhall be only going to or returning from Paſture or Water; or for any Cattle or Carriage belonging to any Inhabitant of any Townſhip, Pariſh, or Place, wherein any ſuch Gate or Turnpike ſhall be erected, which ſhall be only paſſing to the Smith's Shop in order to be ſhoed, farried, or repaired, or for the Return of any ſuch Cattle or Carriage unloaden; or for any Waggons, Carts, or other Carriages, Ploughs, Harrows, or other Implements of Huſbandry, going to or returning from any Wheelwright's Shop, empty and unladen, to be altered or amended or being made new, in paſſing through any Gate from the ſaid Smith's Shop to the Place of Reſidence of any ſuch Inhabitant; or for any Cattle or Carriage going to or returning from any Corn Mill or any Oat-kiln for or with any Corn, Grain, Malt, Wheat, or Flour for the Owner's Uſe or Conſumption in his or her Dwelling Houſe and not for Sale; nor ſhall any Toll be demanded

manded or taken for any Horſes or Carriages, of whatever Deſcription, employed or to be employed in conveying, fetching, or guarding Mails of Letters and Expreſſes under the Authority of His Majeſty's Poſtmaſter General, or in returning back from conveying or guarding the ſame; or for the Horſes of Soldiers upon their March or upon Duty, or for Cattle or Carriages attending them or laden only with their Arms or Baggage; or for Horſes or Carriages travelling with Vagrants ſent by legal Paſſes; nor ſhall any Toll be demanded or taken for any Coaches, Berlins, Landaus, Chariots, Calaſhes, Chaiſes, Chairs, or Paſſengers on Horſeback, going to or returning from any Election of a Knight or Knights of the Shire to ſerve in Parliament for the ſaid Counties of *Caernarvon* and *Merioneth*, or either of them, on the reſpective Day or Days of ſuch Election, or on the Day before or Day after ſuch Election ſhall begin or be concluded; and if any Perſon ſhall claim and take the Benefit of any of the Exemptions aforeſaid not being entitled to the ſame, every ſuch Perſon ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Forty Shillings nor leſs than Twenty Shillings.

Penalty on Perſons going through private Grounds to avoid the Tolls.

XL. And be it further enacted, That if any Owner or Occupier of any Lands adjoining to any Part of the ſaid Road, or near to any of the ſaid Turnpikes, ſhall knowingly permit or ſuffer any Perſon or Perſons to paſs through or over any Part of their ſaid Lands, or through any Gate, Paſſage, Incloſure, or private Way, with any Horſe, Cattle, or Carriage; or if any Perſon or Perſons ſhall paſs through or over any ſuch Lands, Gate, Paſſage, Incloſure, or private Way, with any Horſe, Cattle, or Carriage; or if any Perſon or Perſons ſhall take off or cauſe to be taken off from any Carriage any Horſe or other Beaſt, or any Part of the Loading of any ſuch Carriage, in order to leſſen or reduce its Weight, with Intent to evade the Payment of the ſaid reſpective Tolls, or whereby the Payment of any of the ſaid reſpective Tolls or any Part thereof reſpectively ſhall or may be avoided, every Perſon ſo offending in any of the Caſes aforeſaid, ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Five Pounds nor leſs than Thirty Shillings.

Power to remove Gates within the Limits preſcribed.

XLI. Provided always, and be it further enacted, That it ſhall be lawful for the ſaid reſpective Truſtees from Time to Time to take down and remove any Gate, Side Gate, or Turnpike, and any Toll Houſe, Building, or other Conveniencies erected or provided by virtue of this Act in their ſaid reſpective Diſtricts, and to ſet up the ſame again at any other Place or Places within the ſame reſpective Diſtricts, except as hereinbefore mentioned.

No Gate to be removed unleſs by Order at a Meeting held for the Purpoſe.

XLII. Provided nevertheleſs, That no Gate, Side Gate, or Turnpike, to be erected or ſet up by virtue of this Act, ſhall at any Time after the ſame ſhall be ſo ſet up, be taken down or removed to any other Place, except by Order of the ſaid reſpective Truſtees at a Meeting convened for that Purpoſe, and unleſs Notice, ſpecifying the Intention of taking down and removing ſuch Gate, Side Gate, or Turnpike, and the Place to which the ſame is propoſed to be removed, be inſerted in ſuch Newſpaper or Newſpapers, and affixed on ſuch Gates or Turnpikes as aforeſaid Twenty-one Days at leaſt before ſuch Meeting; any Thing in this Act contained to the contrary thereof notwithſtanding.

XLIII. And

Trustees enabled to borrow Money on the Credit of the Tolls.

XLIII. And be it further enacted, That the said Trustees for the said First District, shall and may and they are hereby empowered from Time to Time to borrow and take up at Interest any Sum or Sums of Money which they shall think necessary and sufficient for the making, amending, widening, altering, diverting, improving, repairing, and keeping in Repair the Road within the said First District, and making, erecting, and maintaining the said Bridge and Causeway or Embankment, and for otherwise carrying this Act into Execution in respect of the same District, upon the Credit of the said respective Tolls hereinbefore granted and made payable at the several Gates, Side Gates, or Turnpikes on the said First District of Road; and that the said Trustees for the said Second District of Road shall and may, in like Manner, from Time to Time borrow and take up at Interest any Sum or Sums of Money which they shall think necessary and sufficient for the repairing, altering, widening, and improving the Road within the said Second District, and for otherwise carrying this Act into Execution, in respect of the same last mentioned District, upon the Credit of the said respective Tolls herein-before granted and made payable at the several Gates, Side Gates, or Turnpikes on the same last mentioned District of Road; and that the said respective Trustees shall and may from Time to Time, by Assignment or Mortgage in Writing under their Hands and Seals, assign over or mortgage the said respective Tolls, on the Credit whereof respectively any such Sum or Sums of Money shall or may be borrowed and taken up as aforesaid, or any Part or Parts of such Tolls respectively (the Charge of such respective Assignments or Mortgages to be paid out of such respective Tolls), for any Term during the Continuance of this Act, as a Security or Securities for the Repayment of such Sum and Sums of Money as shall or may be borrowed and taken up upon the Credit of such respective Tolls aforesaid, together with Interest for the same, to the Person or Persons who shall advance and lend such Money, his, her, or their Executors, Administrators, and Assigns, such Interest to be paid and payable by equal quarterly Payments, at the Dwelling House of the respective Treasurers for the Time being to the said respective Trustees; all which Assignments or Mortgages shall be in the Words or to the Effect following; (*videlicet*),

Form of Mortgage.

‘ BY virtue of an Act, passed in the Forty-third Year of the Reign of
‘ His Majesty King *George* the Third, intituled, [*here insert the Title*
‘ *of this Act*] We of the Trustees acting in the Execution
‘ of the said Act for the First [*or*, Second, *as the Case may be*] District
‘ of Road, therein mentioned, in Consideration of the Sum of
‘ paid by to the Treasurer to the Trustees
‘ for the same District; do hereby grant, bargain, sell, and demise unto
‘ the said his [*or* her] Executors, Administrators,
‘ and Assigns, such Proportion of the Tolls arising by virtue of the said
‘ Act within the said District, and also of the Turnpikes and Toll Houses
‘ for collecting the same, as the Sum of
‘ doth or shall bear to the whole Sum which may at any Time be bor-
‘ rowed or become due and owing, or charged on the Credit thereof, to
‘ be had and holden from this Day of in the
‘ Year of our Lord for and during the
‘ Continuance of the said Act, unless the said Sum of

‘ with Intereſt at the Rate of *per Centum per*
‘ *Annum*, ſhall be ſooner paid and ſatisfied. Given under our Hands
‘ and Seals, this Day of in the Year of our
‘ Lord

And Copies of all ſuch Aſſignments or Mortgages ſhall be entered in a Book or Books to be kept for that Purpoſe by the Clerk to the ſaid reſpective Truſtees; and which Book or Books ſhall and may at all ſeaſonable Times be peruſed and inſpected by the ſaid reſpective Truſtees or Mortgagees, or any Perſon or Perſons on their Behalf, without Fee or Reward; and every Perſon to whom any ſuch Aſſignment or Mortgage ſhall be made as aforeſaid, or who ſhall be entitled to the Money thereby ſecured, may from Time to Time transfer his or her Right, Title, Intereſt, or Benefit to the ſame, and to the Principal and Intereſt thereby ſecured, to any other Perſon or Perſons whomſoever, by any Writing under his or her Hand and Seal, before One or more credible Witneſs or Witneſſes, in the Words or to the Effect following; (*videlicet*),

Creditors may aſſign their Securities.

‘ I, [*or* We, *as the Caſe may be*] being entitled
‘ to the Sum of ſecured to
‘ Executors, Adminiſtrators, and Aſſigns, by virtue of an Aſſignment or
‘ Mortgage, bearing Date the Day of under
‘ the Hands and Seals of of the Truſtees acting in the Exe-
‘ cution of an Act, made in the Forty-third Year of the Reign of His
‘ Majeſty King *George* the Third, intituled, [*here inſert the Title of this*
‘ *Act*] for the Firſt [*or*, Second, *as the Caſe may be*] Diſtrict of Roads
‘ therein mentioned, upon the Credit of the ſaid Act, do hereby transfer
‘ all my [*or* our, *as the Caſe may be*] Right and Title in and to the ſame,
‘ and all the Principal and Intereſt Money now due and owing thereon,
‘ unto Executors, Adminiſtrators, and Aſſigns. Dated this
‘ Day of in the Year of our
‘ Lord
‘ Witneſs

Aſſignments to be regiſtered.

And every ſuch Transfer ſhall be produced and notified to the reſpective Clerks for the Time being to the ſaid reſpective Truſtees, within Twenty Days after the Date thereof, who ſhall cauſe an Entry or Memorial to be made thereof in the before mentioned Book or Books, containing the Date, Names of the Parties, and Sums of Money therein mentioned to be transferred, for which the ſame Clerk ſhall be paid the Sum of Two Shillings and Sixpence; and ſuch Transfer ſhall then entitle ſuch Aſſignee or Aſſignees, his, her, or their Executors, Adminiſtrators, and Aſſigns, to the Benefit thereof and Payment thereon; and ſuch Aſſignee or Aſſignees may in like Manner transfer the ſame again, and ſo *toties quoties*; and every ſuch ſubſequent Transfer ſhall in like Manner as aforeſaid, be produced and notified to the ſaid reſpective Clerks, who ſhall cauſe an Entry or Memorial to be made thereof, and ſhall be paid the like Sum for making the ſame as aforeſaid; and it ſhall not be in the Power of any Perſon or Perſons (except ſuch to whom the ſame ſhall be laſt transferred) to make void, releaſe, or diſcharge the original Security or Monies thereby due, or any Part thereof; and all Perſons to whom any Mortgage or Transfer ſhall be made by virtue of this Act, ſhall be, in Proportion to the Sums of Money therein reſpectively mentioned, Creditors on the reſpective Tolls upon the Credit whereof reſpectively

ſpectively the ſame ſhall be borrowed, in equal Degree One with another, and ſhall have no Preference in reſpect of the Priority of advancing any ſuch Monies, or of the Dates of ſuch Aſſignments or Mortgages reſpectively.

Application of the Tolls, *etc.* on the Firſt Diſtrict of Road.

XLIV. And be it further enacted, That the Monies to ariſe by all the Tolls hereby granted and made payable at the ſeveral Gates, Side Gates, or Turnpikes, which ſhall be erected on the ſaid Firſt Diſtrict of Road, and which may be borrowed on the Credit thereof as aforeſaid, and all other Monies and Payments whatſoever ariſing, and to be paid or received as Compoſitions, Fines, or otherwiſe, by Authority and for the Purpoſes of this Act, within and for the ſaid Firſt Diſtrict, ſhall be paid to the Treaſurer for the Time being to the ſaid Truſtees acting within and for the ſame Diſtrict, and the ſame ſhall be applied and diſpoſed of in the Firſt Place in Payment and Diſcharge of a proportionable Part of all the Coſts, Charges, and Expences, incident to and attending the obtaining and paſſing this Act; and in the next Place in paying and diſcharging the Intereſt and Principal of the Monies to be borrowed by virtue of this Act in reſpect of the ſaid Firſt Diſtrict, and the Charges and Expences of amending, widening, altering, diverting, improving, repairing, and keeping in Repair, the ſaid Road lying within the ſaid Diſtrict, and in making, erecting, maintaining, and keeping in Repair the ſaid Bridge, Cauſeway, Embankment, and other Works and Roads appurtenant or belonging thereto, and all other Charges and Expences of carrying this Act into Execution in reſpect thereof: Provided nevertheleſs, that the Intereſt of the Monies to be borrowed on the Credit of the Tolls ariſing within the ſaid Firſt Diſtrict of Road, ſhall in the firſt Place, from Time to Time, be duly and regularly paid, as the ſame reſpectively ſhall become due and payable, out of ſuch Tolls, before ſuch Tolls ſhall be applicable to any other Purpoſe whatſoever.

Application of the Tolls on the Second Diſtrict.

XLV. And be it further enacted, That the Monies to ariſe by the reſpective Tolls hereby granted and made payable at the Gate or Turnpike Gates, Side Gates or Turnpikes, which ſhall be erected on the ſaid Second Diſtrict of Road, and which may be borrowed on the Credit thereof as aforeſaid, and all other Monies and Payments whatſoever ariſing and to be paid or received for Compoſitions, Fines, or otherwiſe, by Authority and for the Purpoſes of this Act, within and for the ſaid Second Diſtrict, ſhall be paid to the Treaſurer for the Time being to the ſaid Truſtees acting within and for the ſaid Second Diſtrict, and the ſame ſhall be applied and diſpoſed of, in the firſt Place, in Payment and Diſcharge of a proportionable Part of all the Coſts, Charges, and Expences, incident to and attending the obtaining and paſſing this Act, and afterwards in paying and diſcharging the Intereſt and Principal of the Monies to be borrowed by virtue of this Act in reſpect of the Second Diſtrict, and the Charges and Expences of amending, widening, altering, diverting, improving, repairing, and keeping in Repair, the ſaid Second Diſtrict of Road, and all other Charges and Expences of carrying this Act into Execution, in reſpect of the ſaid laſt mentioned Diſtrict: Provided alſo, that the Intereſt of the Monies to be borrowed by virtue of this Act on the ſaid Second Diſtrict of Road ſhall, in the firſt Place, from Time to Time be duly and regularly paid, as the ſame ſhall become due and payable, out of the Tolls to be collected within the ſaid Diſtrict, before ſuch Tolls ſhall be applicable to any other Purpoſe whatſoever.

XLVI. And

Costs of obtaining this Act to be proportionally divided between the Two Districts of Road.

XLVI. And be it further enacted, That all the Costs, Charges, and Expences, incident to and attending the obtaining and passing this Act, shall be borne, paid, and defrayed, between the said respective Districts, in Proportion to the total Amount of the Tolls to be collected therein respectively, within the First Three Years after the passing of this Act; and the said respective Trustees are hereby required and directed to apportion and pay the same thereout accordingly, in Preference to any other Payment or Payments whatsoever.

Trustees may make, alter, and divert the Roads, *etc.*

XLVII. And be it further enacted, That the said respective Trustees shall and they are hereby respectively fully empowered, from Time to Time as they shall think proper, to make, divert, widen, turn, shorten, vary, or alter, the Course or Path of any Part or Parts of the said Roads comprized in this Act lying within their respective Districts; and that the said Roads, or any Variation thereof, may be made of any Width not exceeding Sixty Feet, and that any Alteration, Diversion, Variation, or widening of Road, may be made through any Common or Waste Ground without making any Satisfaction for the same, and through any private or inclosed Lands or Hereditaments, first making Satisfaction to the Owners thereof and Persons interested therein for the Damage they may sustain thereby; and for that Purpose it shall be lawful for the said respective Trustees to treat, contract, and agree, with the Owners of and Persons interested in any Lands or Hereditaments for the Purchase thereof, or for the Loss or Damage such Owners or Persons interested may sustain by the making, widening, diverting, or changing the Course or Path of any Part or Parts of the said Roads through such Lands and Hereditaments; and it shall be lawful for all Bodies Politick or Corporate, Ecclesiastical or Civil, Corporations Aggregate or Sole, and all Feoffees in Trust, Committees, Executors, Administrators, Husbands, Guardians, and other Trustees whatsoever, not only for or on Behalf of themselves, their Heirs and Successors respectively, but also for and on Behalf of Infants, Femes Covert, and *Cestuique* Trusts, and all other Persons whomsoever, to treat, contract, and agree, with the said respective Trustees for the Sale of such Lands and Hereditaments, or any Part thereof, or for their Interests therein, for the Purposes of this Act, and to sell and convey the same as Occasion shall be or require; and all Contracts, Agreements, Sales, and Conveyances, which shall be so made, shall be valid to all Intents and Purposes, any Law, Statute, Usage, or any other Matter or Thing whatsoever to the contrary thereof in anywise notwithstanding; and all Persons shall be and they are hereby indemnified for what they shall do by virtue or in pursuance of this Act.

Bodies Politick, *etc.* empowered to sell.

Where Owners of Lands refuse to treat, Damage and Recompence to be settled by a Jury, *etc.*

XLVIII. And be it further enacted, That if any such Bodies Politick or Corporate, Ecclesiastical or Civil, Corporations Aggregate or Sole, or any such Feoffees in Trust, Committees, Executors, Administrators, Husbands, Guardians, or any other Person or Persons as aforesaid, interested in any such Lands or Hereditaments, upon Notice in Writing, by the Clerks for the Time being to the said respective Trustees, to him, her, or them given, or left at the Dwelling House or Houses, Place or Places of Abode of such Person or Persons, or of the Head Officer or Officers of such Bodies Politick, Corporate, Ecclesiastical, or Civil, or at the House of the Tenant in Possession of the Lands and Hereditaments intended to be taken in and added to any Part of the said Road, or through

through which the ſaid Road is intended to be diverted or varied as aforeſaid, ſhall, for the Space of Ten Days after ſuch Notice given or left as aforeſaid, neglect or refuſe to treat, or ſhall not agree in the Premiſes, or by reaſon of Abſence ſhall be prevented from treating, then and in every or any ſuch Caſe, the ſaid reſpective Truſtees ſhall cauſe it to be enquired into and aſcertained by and upon the Oath of a Jury of Twelve indifferent Men of the ſaid reſpective Counties (which Oaths any Two or more of the ſaid Truſtees are hereby empowered to adminiſter) what Damage will be ſuſtained by, and what Recompence and Satisfaction ſhall be made to ſuch Owners or Proprietors, or other Perſon or Perſons intereſted, for or on Account of the taking of ſuch Lands or Hereditaments into the ſaid Roads, or of making, widening, diverting, varying, or changing the ſaid Roads through the ſame; and in order thereunto the ſaid reſpective Truſtees are hereby empowered and required, from Time to Time, to ſummon before the ſaid Jury and examine upon Oath all and every Perſon and Perſons whomſoever who ſhall be thought proper and neceſſary to be examined concerning the Premiſes, (which Oath any Two or more of the ſaid reſpective Truſtees are hereby empowered to adminiſter); and they the ſaid reſpective Truſtees ſhall, by ordering the ſaid Jury to view the Places in queſtion or otherwiſe, uſe all lawful Ways and Means as well for their own as for the ſaid Jury's better Information in the Premiſes; and after the ſaid Jury ſhall have ſo enquired of, aſcertained, and ſettled ſuch Damage and Recompence, they the ſaid reſpective Truſtees ſhall order, adjudge, and direct, the Sum or Sums of Money which ſhall be ſo aſſeſſed by the ſaid Jury, to be paid to the Owners or Proprietors of, or Perſon or Perſons intereſted in the ſaid Lands or Hereditaments, according to ſuch Verdict or Inquiſition of the ſaid Jury; which Verdict or Inquiſition, and Judgement or Determination, ſo had and made, ſhall be final, binding, and concluſive, to all Intents and Purpoſes, againſt all Parties and Perſons whomſoever claiming or to claim in Poſſeſſion, Reverſion, Remainder, Expectancy, or otherwiſe, their Heirs and Succeſſors, as well abſent as preſent, Infants, Femes Covert, and Perſons under any Diſability or Incapacity whatſoever, Bodies Politick or Corporate, Eccleſiaſtical or Civil, Aggregate or Sole, as well as all other Perſons whomſoever, and againſt all and every ſuch Owners and Proprietors; and all and every Perſon and Perſons anywiſe intereſted in ſuch Lands, Grounds, or Hereditaments, ſhall thereby be thenceforth, to all Intents and Purpoſes, excluded and diveſted of all Right, Title, Claim, Intereſt, and Property, of, in, to, or out of the ſame.

Verdict of Jury to be final.

XLIX. And be it further enacted, That for the ſummoning and returning ſuch Jury or Juries, the ſaid reſpective Truſtees are hereby empowered to iſſue their Warrant or Warrants, under their Hands and Seals reſpectively, to the Sheriff of the County where the reſpective Premiſes may lie, thereby requiring ſuch Sheriff to impannel, ſummon, and return, an indifferent Jury of Twenty-four Perſons to appear before the ſaid reſpective Truſtees, at ſuch Time and Place as in ſuch Warrant or Warrants ſhall be appointed, and the ſaid Sheriff or his Deputy is hereby required to impannel, ſummon, and return Twenty-four ſuch Perſons as aforeſaid; and out of the Perſons ſo impannelled and returned, or out of ſuch of them as ſhall appear upon ſuch Summons, the ſaid reſpective Truſtees ſhall ſwear or cauſe to be ſworn Twelve, who ſhall be the Jury for the Purpoſe aforeſaid, and for ſuch other Purpoſes as are required by this

By Truſtees Warrant Sheriff to impannel a Jury.

this Act; and in Default of a ſufficient Number of Jurymen, the ſaid Sheriff or Deputy ſhall and is hereby required to return other honeſt and indifferent Men of the Standers-by, or that can ſpeedily be procured to attend that Service, to make up the Number of Twelve; and that the ſaid reſpective Truſtees, and all Perſons intereſted, ſhall have their lawful Challenges againſt any of the ſaid Jurymen; and that the ſaid reſpective Truſtees acting in the Premiſes ſhall have Power, from Time to Time, to impoſe any reaſonable Fine or Fines on ſuch Sheriff or his Deputies, or on any Bailiffs or Agents making Default in the Premiſes, and on any of the Perſons who being ſummoned and returned on ſuch Jury ſhall not appear, (except for ſome reaſonable Excuſe), or appearing ſhall refuſe to be ſworn on the ſaid Jury, or being ſworn ſhall refuſe to give or ſhall not give his or their Verdict, or ſhall in any other Manner wilfully neglect his or their Duty therein, (contrary to the true Intent and Meaning of this Act), and on any Perſon or Perſons who being ſummoned to give Evidence before the ſaid Jury as aforeſaid touching the Premiſes ſhall not attend, (except for ſome reaſonable Excuſe), or attending ſhall refuſe to be ſworn and examined, or to give Evidence touching the ſame, ſo that no ſuch Fine exceed the Sum of Ten Pounds upon any Perſon for One Offence.

Jury to be challenged, and Sheriff and Jury fined for Default.

Money allowed for Lands, *etc.* how to be charged and tendered, *etc.*

L. And be it further enacted, That all and every Sum and Sums of Money or Recompence to be agreed for or aſcertained as aforeſaid, ſhall be and is and are hereby charged on the ſaid reſpective Tolls, or upon the Monies to be borrowed on the Credit of ſuch Tolls reſpectively, and ſhall be paid thereout accordingly, either into the Bank of *England*, or as the Caſe may require, to the Perſons reſpectively entitled thereto, or to their Agents; and that upon Tender or Payment thereof to ſuch Perſons reſpectively, or to their Agents, and in caſe of Refuſal to accept the ſame, upon leaving the ſame in the Hands of the reſpective Treaſurer for the Time being to the ſaid reſpective Truſtees, for the Uſe of ſuch Perſons, it ſhall be lawful for the ſaid reſpective Truſtees, their reſpective Surveyors, Workmen, or Agents, to enter into or upon, and to take or add to the ſaid Roads ſuch Lands and Hereditaments, and to do all and every ſuch Act, Matter, and Thing, in relation to ſuch Lands and Hereditaments, as the ſaid reſpective Truſtees ſhall think proper; and the ſaid Lands and Hereditaments ſo added to, taken in, or made Part of the ſaid Roads, ſhall be fenced from the adjoining Lands by the ſaid reſpective Truſtees, and ſhall be deemed and taken to be for ever thereafter a Part of the Roads hereby directed to be amended, widened, altered, improved, and kept in Repair, and ſhall, to all Intents and Purpoſes, be a publick and common Highway, and ſhall be repaired and kept in Repair by ſuch Ways and Means as the Roads hereby appointed to be amended, widened, altered, improved, and kept in Repair, are by this Act to be repaired; and after ſuch new Roads ſhall be completed, the Lands and Grounds conſtituting the old or former Road (unleſs leading over ſome Moor, Common, or Waſte Ground, or to ſome Village, Town, or Place, to which ſuch new Road doth not lead) ſhall be veſted in the ſaid reſpective Truſtees, and ſhall and may be ſold and conveyed by them reſpectively (if they ſhall think fit) for the beſt Price that can be reaſonably gotten for the ſame; and the Money ariſing by ſuch Sale ſhall be applied and diſpoſed of for the Purpoſes of this Act, within the ſaid reſpective Diſtricts; and a Conveyance of the ſaid old Road, being executed by the

ſaid reſpective Truſtees, and inrolled with the Clerk of the Peace for the ſaid reſpective Counties, ſhall be good, valid, and effectual in Law.

Owners of Land uſed for the new Road, to have the firſt Offer of the old Road.

LI. Provided always, and be it further enacted, That wherever the Courſe of the ſaid Road ſhall be altered by virtue of this Act, and a new Road opened and made in and upon the adjoining Land, the Offer of the Purchaſe of ſuch old Road (if the ſame ſhall be to be ſold) ſhall be firſt made to the Owner of ſuch adjoining Land, which ſhall be cut and uſed for the Purpoſe of making ſuch new Road; and in caſe ſuch Owner ſhall be deſirous of becoming the Purchaſer of ſuch old Road, and cannot agree with the ſaid reſpective Truſtees for the Price to be paid for the ſame, and ſuch Owner ſhall ſtill be deſirous of becoming the Purchaſer thereof, then the Value thereof ſhall be ſettled and aſcertained by a Jury, in ſuch Manner as the Price for any Land to be taken in purſuance of this Act is directed to be ſettled and aſcertained, and ſuch Owner ſhall be deemed the Purchaſer thereof at the Sum to be aſcertained by the ſaid Jury to be the Value thereof, and in caſe he ſhall refuſe to pay ſuch Money, upon Demand made thereof by the reſpective Treaſurer or Clerk for the Time being to the ſaid reſpective Truſtees, and Tender of ſuch Conveyance as aforeſaid, the ſame ſhall and may be recovered by the ſaid reſpective Truſtees, by Action of Debt in any of His Majeſty's Courts of Record: Provided nevertheleſs, that if ſuch Owner ſhall be willing and conſent to take ſuch old Road in Exchange for ſuch new Road, it ſhall be lawful for the ſaid reſpective Truſtees, and they reſpectively are hereby required to convey and aſſure the ſame to ſuch Perſon, by cauſing the ſame to be entered in their reſpective Books of Proceedings in their reſpective Diſtricts, and delivering to ſuch Perſon a Copy thereof ſigned by the ſaid reſpective Truſtees, which Copy ſhall be a good and valid Title to the ſame, and be available in any Suit in Law or Equity.

Truſtees empowered to ſell Ground not wanted for the Purpoſes of this Act.

LII. And whereas by reaſon of the Purchaſes which the ſaid reſpective Truſtees are hereby empowered and required to make by virtue of this Act, they may happen to be ſeiſed of ſome Piece or Pieces of Ground, over and above what ſhall be neceſſary for effecting the Purpoſes of this Act, be it further enacted, That it ſhall be lawful for the ſaid reſpective Truſtees to ſell and diſpoſe of ſuch Piece or Pieces of Ground, either together or in Parcels as they ſhall find moſt advantageous and convenient, to ſuch Perſon or Perſons as ſhall be willing to contract for and purchaſe the ſame.

Perſons from whom ſuch Grounds, *etc.* have been purchaſed to have the Preference.

LIII. Provided always, and be it further enacted, That the ſaid reſpective Truſtees, before they ſhall ſell and diſpoſe of the ſaid Piece or Pieces of Ground, ſhall firſt offer to reſell the ſame to the Perſon or Perſons from whom they ſhall have purchaſed ſuch Piece or Pieces of Ground; and in caſe ſuch Perſon or Perſons ſhall not then and thereupon agree, or ſhall refuſe to re-purchaſe the ſame, any Affidavit to be made and ſworn before a Maſter Extraordinary in the High Court of Chancery, or before One of His Majeſty's Juſtices of the Peace for the County where ſuch Piece or Pieces of Ground ſhall lie, by ſome Perſon or Perſons no way intereſted in the ſaid Piece or Pieces of Ground, ſtating that ſuch Offer was made by or on the Behalf of the ſaid reſpective Truſtees, and that ſuch Offer was not then and thereupon agreed to, or was refuſed by the Perſon or Perſons to whom the ſame was ſo offered, ſhall in all Courts whatſoever be

ſufficient

ſufficient Evidence and Proof that ſuch Offer was made and was not agreed to, or was refuſed by the Perſon or Perſons to whom it was made (as the Caſe may be); and in caſe ſuch Perſon or Perſons ſhall be deſirous of re-purchaſing the ſame, and he, ſhe, or they, and the ſaid reſpective Truſtees ſhall differ and not agree with reſpect to the Price thereof, in ſuch Caſe the Price or Prices thereof ſhall be aſcertained by a Jury, in Manner herein-before directed with reſpect to diſputed Value of Premiſes to be purchaſed by the ſaid reſpective Truſtees in purſuance of this Act; and the Expence of hearing and determining ſuch Difference ſhall be borne and paid in like Manner as herein-before directed with reſpect to ſuch Purchaſe made by the ſaid reſpective Truſtees, *mutatis mutandis*; and the Money to ariſe by the Sale or Sales which may be made by the ſaid reſpective Truſtees of ſuch Piece or Parcel of Ground as aforeſaid, ſhall be applied to the Purpoſes of this Act, but the Purchaſer or Purchaſers thereof ſhall not be anſwerable or accountable for any Miſapplication or Non-application of ſuch Money.

How the Expences of the Jury ſhall be paid.

LIV. And be it further enacted, That in caſe any Jury ſhall give in and deliver a Verdict or Aſſeſſment for more Money, as a Recompence for the Right, Intereſt, or Property of any Perſon or Perſons in any Lands or Hereditaments, or for any Loſs or Damage to be by him, her, or them ſuſtained, than what ſhall have been agreed to and offered by the ſaid reſpective Truſtees before the ſummoning and returning of the ſaid Jury, as a Recompence or Satisfaction for any ſuch Right, Intereſt, or Property, or Loſs or Damage as aforeſaid, or for leſs Money than ſhall have been offered to be accepted or taken by the ſaid reſpective Truſtees, as the Purchaſe Money for any ſuch old Road as aforeſaid, that then the Coſts and Expences of ſummoning and maintaining the Jury and Witneſſes, and all other Expences incident thereto, ſhall be borne and paid by the ſaid reſpective Truſtees, out of the Money to ariſe by virtue of this Act within their reſpective Diſtricts; but if ſuch Jury ſhall give and deliver a Verdict or Aſſeſſment for no more or for leſs Money than ſhall have been agreed to and offered by the ſaid reſpective Truſtees before the ſummoning and returning of the ſaid Jury, as a Recompence and Satisfaction for any ſuch Rights, Intereſt, or Property, or Loſs or Damage as aforeſaid, or for more Money than ſhall have been offered to be accepted or taken for any ſuch old Road as aforeſaid, then and in every ſuch Caſe the Coſts and Expences of ſummoning and maintaining the ſaid Jury and Witneſſes, and all other Expences incident thereto, ſhall be borne and paid by the Perſon or Perſons with whom the ſaid reſpective Truſtees ſhall have ſuch Controverſy or Diſpute, which ſaid Coſts and Expences having been aſcertained and ſettled by ſome One Juſtice of the Peace for the ſaid reſpective Counties, not intereſted in the Matter in queſtion (who is hereby authorized and required to examine and ſettle the ſame), ſhall and may be deducted out of the Money ſo aſſeſſed and adjudged, as ſo much Money advanced to and for the Uſe of ſuch Perſon or Perſons, and the Payment or Tender of the Remainder of ſuch Monies ſhall be deemed and taken, to all Intents and Purpoſes, to be a Payment and Tender of the whole Sum or Sums ſo aſſeſſed or adjudged, or otherwiſe ſuch Coſts and Expences, in caſe the ſame be not paid on Demand after being ſo aſcertained and ſettled as aforeſaid, may be recovered by the Clerk to the ſaid reſpective Truſtees, by ſuch Ways and Means as are herein-after provided for

for Recovery of Penalties and Forfeitures: Provided always, that in Caſes where any Perſon or Perſons ſhall, by reaſon of Abſence, have been prevented from treating with the ſaid reſpective Truſtees, the Whole of ſuch Coſts and Expences ſhall be borne and paid by the ſaid reſpective Truſtees in Manner aforeſaid.

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

LV. And be it further enacted, That if any Money ſhall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchaſed, taken, or uſed by virtue of the Powers of this Act for the Purpoſes thereof, which ſhall belong to any Corporation, Feme Covert, Infant, Lunatick, or Perſon or Perſons under any Diſability or Incapacity as herein mentioned, ſuch Money ſhall, in caſe the ſame ſhall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed, be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the ſaid reſpective Truſtees, to the Intent that ſuch Money ſhall be applied, under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made upon a Petition to be preferred in a ſummary Way, by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands, Tenements, or Hereditaments, in the Purchaſe or Redemption of the Land Tax, or towards the Diſcharge of any Debt or Debts, or ſuch other Incumbrance or Part thereof, as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands, Tenements, or Hereditaments, or affecting other Lands or Hereditaments ſtanding ſettled therewith to the ſame or the like Uſes, Intents, or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted, under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Meſſuages, Lands, Tenements, or Hereditaments, which ſhall be conveyed and ſettled to, for, and upon ſuch and the like Uſes, Truſts, Intents, and Purpoſes, and in the ſame Manner as the Meſſuages, Lands, Tenements, and Hereditaments which ſhall be ſo purchaſed, taken, or uſed as aforeſaid, ſtood ſettled or limited, or ſuch of them as at the Time of making ſuch Conveyance and Settlement ſhall be exiſting undetermined and capable of taking Effect; and in the mean Time and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall, by Order of the Court of Chancery upon Application thereto, be inveſted by the ſaid Accountant General, in his Name, in the Purchaſe of Three Pounds *per Centum* Conſolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time and until the ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and annual Produce of the ſaid Conſolidated or Reduced Bank Annuities ſhall from Time to Time be paid, by Order of the ſaid Court, to the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the ſaid Lands, Tenements, and Hereditaments ſo hereby directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

Application when the Compenſation is leſs than 200*l.* and exceeds 20*l.*

LVI. Provided always, and be it further enacted, That if any Money ſo agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchaſed, taken, or uſed for the Purpoſes aforeſaid, and belonging to any Corporation, or to any Perſon or Perſons under Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two hundred

Pounds, and ſhall exceed the Sum of Twenty Pounds, then and in all ſuch Caſes the ſame ſhall, at the Option of the Perſon or Perſons for the Time being entitled to the Rents and Profits of the Hereditaments ſo purchaſed, taken, or uſed, or of his, her, or their Guardian or Guardians, Committee or Committees, in caſe of Infancy or Lunacy, to be ſignified in Writing under their reſpective Hands, either be paid into the Bank of *England*, in the Name and with the Privity of the ſaid Accountant General of the High Court of Chancery, and be placed to his Account as aforeſaid, in order to be applied in Manner herein-before directed, or otherwiſe the ſame ſhall be paid, at the like Option, to Two Truſtees, to be nominated by the Perſon or Perſons making ſuch Option, and approved of by the ſaid reſpective Truſtees (ſuch Nomination and Approbation to be ſignified in Writing under the Hands of the nominating and approving Parties), in order that ſuch Principal Money and the Dividends ariſing thereon may be applied in any Manner herein-before directed, ſo far as the Caſe be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

Application where the Money is leſs than 20*l.*

LVII. Provided alſo, and be it further enacted, That where ſuch Money ſo agreed or awarded to be paid as next before mentioned, ſhall be leſs than Twenty Pounds, then and in all ſuch Caſes the ſame ſhall be applied to the Uſe of the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Hereditaments ſo purchaſed, taken, or uſed for the Purpoſes of this Act, as the ſaid reſpective Truſtees ſhall think fit, or in caſe of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Uſe and Benefit of ſuch Perſon or Perſons ſo entitled reſpectively.

Truſtees not to take down Houſes, &c.

LVIII. Provided always, and it is hereby enacted and declared, That the Power and Authority given to the ſaid reſpective Truſtees as aforeſaid, ſhall not extend to the taking down of any Dwelling Houſe or other Building, or taking in the Scite of any Houſe or other Building, or any Part thereof, or to take in any Orchard, Garden, Yard, Park, Paddock, planted Walk, or Avenue to a Houſe, or any incloſed Grounds planted and ſet apart as a Nurſery for Trees, or any Part thereof reſpectively, without the Conſent in Writing of the Owners and Proprietors thereof, and the ſeveral Perſons intereſted therein reſpectively; any Thing herein contained to the contrary in any wiſe notwithſtanding.

The Inhabitants of the ſeveral Pariſhes, Townſhips, Diſtricts, or Places, made liable to repair the Road.

LIX. And be it further enacted, That the Road hereby authorized to be amended, widened, turned, and varied ſhall be deemed and taken to be and ſhall be a publick Highway for ever, to all Intents and Purpoſes whatſoever; and that the Owners of Eſtates, and the Inhabitants of the ſeveral Pariſhes, Townſhips, Diſtricts, or Places through which the ſaid Road ſhall lead, paſs, and extend ſhall be and for ever continue ſubject and liable to the Repair thereof, in like Manner in every Reſpect as they are by Law liable to the Repair of any other Common Highway in the ſaid Townſhips, Pariſhes, or Places.

How the Statute Work ſhall be apportioned.

LX. And, for aſcertaining and determining what Part of the Statute Work ought to be performed on the ſaid Roads by the Inhabitants of the ſeveral Pariſhes, Townſhips, Hamlets, Diſtricts, or Places through which

which the ſaid Roads paſs; be it further enacted, That it ſhall be lawful for the ſaid Truſtees, or any Two or more of them, being acting Juſtices of the Peace for the ſaid reſpective Counties, from Time to Time to adjudge and order what Part of the Statute Work ſhall be done in or upon the ſaid Road hereby directed to be amended, improved, and kept in Repair, and for what Space of Time and in what Manner the ſame ſhall be done upon the ſaid Road, by the Inhabitants of each or any of the Pariſhes, Townſhips, Hamlets, Diſtricts, or Places in or through which the ſaid Road paſſes.

For regulating the Performance thereof.

LXI. And be it further enacted, That the reſpective Surveyors of the Highways, or the Churchwardens or Overſeers of the Poor, in all the Pariſhes, Townſhips, Hamlets, Diſtricts, or Places through which the ſaid Road paſſes, ſhall yearly and every Year, within Ten Days after Demand made to them reſpectively in Writing, by the Surveyor, Clerk, or Treaſurer of the ſaid Roads, in purſuance of an Order under the Hands of Two or more of the ſaid Truſtees, being acting Juſtices of the ſaid reſpective Counties, give and deliver to the Perſon making ſuch Demand, a true and exact Liſt or Account in Writing under their reſpective Hands of the Chriſtian and Surname of every Perſon in their reſpective Pariſhes, Townſhips, Hamlets, Diſtricts, or Places, who are by Law chargeable towards repairing the ſaid Road in ſuch Pariſhes, Townſhips, Hamlets, Diſtricts, and Places, and ſhall ſet forth and ſpecify in ſuch Liſt what each Perſon is reſpectively chargeable with for and towards the ſame, and ſuch reſpective Pariſh or Townſhip Surveyor or Surveyors ſhall (within Four Days after Notice to them given by the ſaid Turnpike Surveyor of the Time or Times when and where, and how many of the Perſons ſo chargeable as aforeſaid are to perform their reſpective Statute or Days Work), ſummon or give Notice thereof in the Mode preſcribed by Law to the Perſons ſo chargeable as aforeſaid; and if any ſuch Pariſh or Townſhip Surveyor or Surveyors ſhall neglect or refuſe to do as he and they is and are hereby required and directed to do, or ſhall wilfully return incorrect or imperfect Liſts, he and they ſhall reſpectively forfeit and pay the Sum of Five Pounds for every ſuch Refuſal or Neglect; and if any Perſon or Perſons keeping a Team or Teams, Draught or Draughts, Cart or Carts, Wain or Wains, and chargeable towards repairing the ſaid Road, ſhall, after ſuch Summons or Notice as aforeſaid, neglect or refuſe to ſend their reſpective Teams, Draughts, Carts, or Wains, furniſhed with Labourers, Oxen, or Horſes, according to the Cuſtom of the Country, and proper Tools to do and perform ſuch their reſpective Days Works upon the ſaid Road, he, ſhe, or they ſo neglecting or refuſing, ſhall forfeit and pay the Sum of Ten Shillings for every Day that each Team, Draught, Cart, or Wain ſhall be wanting, or ſhall not be duly employed in that Service; and if any Perſon or Perſons who ſhall be ſent with any Team, Draught, Cart, or Wain to work on the ſaid Road, ſhall be found idle or negligent, it ſhall be deemed as if ſuch Team, Wain, Draught, or Cart had not been ſent to work on the ſaid Road, and the ſame Sum ſhall be accordingly forfeited and paid; and if any Statute Work ſhall not be performed within the Year in which the ſame is due, the ſame ſhall be performed in the Courſe of the ſucceeding Year.

LXII. Provided

How Truſtees may compel Surveyors to account for Compoſition Money.

LXII. Provided always, and be it further enacted, That it ſhall be lawful for the ſaid reſpective Truſtees at any of their Meetings, by Writing under their Hands, to ſummon all, every, or any of the Surveyor or Surveyors of the Highways of all, every, or any of the Pariſhes, Townſhips, Hamlets, Diſtricts, or Places (the Inhabitants whereof are liable to perform Statute Work on the ſaid Road), to appear before the ſaid reſpective Truſtees at any of their ſubſequent Meetings, and then to deliver in to them a full, true, and juſt Account in Writing, of all Sums of Money by them reſpectively received for, in lieu of, or by Way of Compoſition for Statute Work in their ſeveral and reſpective Pariſhes, Townſhips, Hamlets, Diſtricts, or Places (which Account ſhall be verified upon Oath, if the ſaid Truſtees ſhall require the ſame); and in caſe the Perſon or Perſons ſo ſummoned ſhall neglect to appear at the Time and Place therein appointed, or ſhall refuſe or neglect to deliver in ſuch Account as aforeſaid, or, if required, to verify the ſame upon Oath, or to pay to the Treaſurer of the ſaid Road, or as the ſaid Truſtees ſhall direct, within Five Days from the Time of producing the ſaid Account, or whereon the ſame ought to have been produced, ſuch proportionable Part of all ſuch Compoſition Money as ſuch Surveyor or Surveyors, or any of them, ſhall have received, or without their wilful Neglect or Default might have received, that then and in all or any of the ſaid Caſes, the Perſon or Perſons ſo offending ſhall, for every ſeparate Offence, forfeit and pay a Sum not exceeding Twenty Shillings nor leſs than Five Shillings.

Power to compound for Statute Work.

LXIII. Provided always, and be it further enacted, That it ſhall be lawful for the ſaid reſpective Truſtees to compound and agree by the Year or otherwiſe with the Poſſeſſors, Occupiers, Grantees, Truſtees, Feoffees, and Committees of Lands, Tenements, or Hereditaments, which are or ſhall be liable to or chargeable with the Repair of any Part of the ſaid Road within their reſpective Diſtricts, or of any Bridge, Arch, or Sewer, or with any Perſon or Perſons for the Performance of his, her, or their Statute Work thereon; and alſo that it ſhall be lawful for the Surveyor or Surveyors of the Highways of any of the ſaid Pariſhes, Townſhips, or Places, or ſuch Churchwardens or Overſeers of the Poor reſpectively as aforeſaid, by and with the Conſent of the Majority of the Inhabitants of ſuch Pariſhes, Townſhips, or Places firſt had, at any Veſtry or other publick Meeting of ſuch Inhabitants, to compound and agree by the Year or otherwiſe with the ſaid reſpective Truſtees, for and in lieu of the Statute Work to be performed by ſuch Inhabitants upon any Part or Parts of the ſaid Road.

For recovering the Compoſition Monies.

LXIV. And be it further enacted, That in caſe the Compoſition Money agreed to be paid for paſſing through any Turnpike or Toll Gate, or in lieu of any ſuch Repairs or Statute Work as aforeſaid, or any Part or Parts of ſuch Compoſition Money reſpectively, ſhall not be paid within Fifteen Days after the ſame ſhall become payable, it ſhall be lawful for any Two of the ſaid reſpective Truſtees, being Juſtices of the Peace for the ſaid reſpective Counties, by Writing under their reſpective Hands and Seals, to empower the Perſon or Perſons authorized to receive ſuch Compoſition Money (Oath having been firſt made before ſuch Truſtees, being Juſtices, that the ſame hath been demanded and remains due, which

Oath

Oath the ſaid Truſtees, being Juſtices, are hereby reſpectively empowered to adminiſter) to levy ſuch Compoſition Money by Diſtreſs and Sale of the Goods and Chattels of the Surveyor or Surveyors of the Highways, or other Perſon or Perſons, or of the Churchwardens or Overſeers of the Poor, having ſo compounded or agreed to pay ſuch Compoſition Money as aforeſaid, returning the Overplus (if any) upon Demand, after deducting ſuch Compoſition Money, and the reaſonable Charges of ſuch Diſtreſs and Sale, to the Owner or Owners thereof.

How Surveyors of Highways are to be reimburſed, and Compoſition Money paid by them.

LXV. And be it further enacted, That the reſpective Surveyors of the Highways, Churchwardens, or Overſeers of the Poor, who ſhall pay any ſuch Compoſition Money, or of whom the ſame ſhall be recovered as aforeſaid, ſhall be repaid or reimburſed the Compoſition Money paid by or recovered of them reſpectively, with the Coſts and Charges attending ſuch Recovery, by the ſeveral Ways and Means, and in ſuch Manner, as by the Laws in being Surveyors of the Highways are to be repaid or reimburſed the Monies by them expended in buying Materials for repairing the Highways.

Truſtees may direct Proſecutions at the Expence of the Tolls.

LXVI. And be it further enacted, That the ſaid reſpective Truſtees at any Meeting, whereof Notice, ſpecifying the Time and Place when and where, and the Purpoſe for which ſuch Meeting is intended to be held, ſhall be inſerted in ſuch Newſpaper or Newſpapers, and affixed on ſuch Gates or Turnpikes as aforeſaid, at leaſt Fourteen Days previous to the Time when ſuch Meeting is appointed to be held, may and they reſpectively are hereby authorized and empowered, when and as often as they reſpectively ſhall think fit and neceſſary, to direct Indictments to be preferred and proſecuted, and the Expence to be defrayed out of the Monies ariſing by virtue of this Act within their reſpective Diſtricts, againſt the Inhabitants of all or any of the Pariſhes or Places through which the ſaid Road paſſes, and againſt the Hundred liable to repair Bridges, who ſhall have neglected or refuſed reſpectively to repair the ſame.

Surveyors may remove Annoyances, turn Watercourſes, *etc.*

LXVII. And be it further enacted, That it ſhall be lawful for the ſaid Turnpike Surveyor or Surveyors (and ſuch Perſon or Perſons as he or they ſhall direct or appoint, ſuch Surveyor or Surveyors having an Order from the ſaid reſpective Truſtees for that Purpoſe) to remove and prevent all Annoyances on any Part of the ſaid Road within the ſaid reſpective Diſtricts, by Filth, Dung, Aſhes, Rubbiſh, or otherwiſe, and to turn any Watercourſes, Sinks, or Drains, running into, along, and out of the ſaid Road to the Prejudice thereof, and to open, ſcour, and cleanſe, any Watercourſes and Ditches adjoining to the ſaid Road, and make the ſame as deep and large as he or they ſhall think proper and neceſſary, and to cut down, lop, or top, any Trees or Buſhes growing in the ſaid Road, or in the Hedges or Banks adjoining thereto, and within Ten Yards of the Centre thereof, and to take and carry away the ſame, in caſe the Owners or Occupiers of the Premiſes ſhall neglect to remove the ſame, or to cut down or carry away ſuch Trees or Buſhes as aforeſaid, or to open, ſcour, or cleanſe ſuch Watercourſes or Ditches, or to remove ſuch other Annoyances, for the Space of Ten Days next after Notice in Writing given for that Purpoſe under the Hand or Hands of ſuch reſpective Surveyor or Surveyors, and the Charges thereof (to be ſettled by the ſaid reſpective Truſtees) ſhall be reimburſed to the ſaid reſpective Surveyor or

Surveyors by ſuch Owners or Occupiers, and the ſame ſhall be recovered in ſuch Manner as the Penalties and Forfeitures are herein-after directed to be recovered; and if, after Removal of any of the ſaid Annoyances, any Perſons ſhall again offend in the like Kind, every ſuch Perſon ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Fifty Shillings nor leſs than Thirty Shillings.

Surveyors may make Cauſeways, *etc.* making Satisfaction for ſame.

LXVIII. And be it further enacted, That it ſhall be lawful for the ſaid reſpective Surveyor or Surveyors, by Order of the ſaid reſpective Truſtees, to make or cauſe to be made Cauſeways or Embankments in and upon the ſaid Road in the ſaid reſpective Diſtricts, and to erect, ſupport, and repair, any Bridge or Bridges, Arch or Arches, Watercourſe or Watercourſes, upon the ſaid Road; and alſo to make or cauſe to be made, a Road or Roads through the Grounds adjoining any narrow or ruinous Part or Parts of the ſaid Road (not being the Ground whereon any Houſe or Houſes, or other Buildings ſtand, or a Garden, Orchard, Park, Paddock, planted Walk, or Avenue to any Houſe) to be made uſe of by all Paſſengers, Cattle, Carriages, or otherwiſe as a publick Highway, whilſt the old, narrow, or ruinous Road is widening or repairing, and till it ſhall be convenient and ſafe for Paſſengers and Carriages to paſs thereon, making ſuch reaſonable Satisfaction to the Owners or Occupiers of ſuch Grounds reſpectively through which any ſuch Drains ſhall be made, or whereon ſuch Arches ſhall be erected, or through which any ſuch temporary Road ſhall be made, for the Damages which ſuch Owners or Occupiers reſpectively ſhall or may ſuſtain thereby, as ſhall be adjudged reaſonable by the ſaid reſpective Truſtees; and in caſe of any Difference concerning the ſame, between ſuch Owners and Occupiers and the ſaid reſpective Truſtees, that then it ſhall be lawful for the Juſtices of the Peace, or the major Part of them aſſembled at the next General Quarter Seſſions of the Peace for the ſaid reſpective Counties, or at their reſpective Second General or Quarter Seſſions at the fartheſt, to ſettle, adjudge, and determine, what Recompence ſhall be made to ſuch Owners and Occupiers for the Damage they ſhall have ſuſtained as aforeſaid, whoſe Determination therein ſhall be final.

Surveyors may take Gravel, *etc.* in Waſte Grounds, without paying for the ſame, levelling the Pits, *etc.* and alſo out of private Grounds, by Order of Truſtees, on paying for the Damage.

LXIX. And be it further enacted, That it ſhall be lawful for the ſaid reſpective Surveyor or Surveyors, and ſuch Perſon or Perſons as he or they ſhall appoint, to ſearch for, dig, gather, and take away any Gravel, Furze, Heath, Sand, Beach, Stones, or other Materials, for making or repairing the ſaid Roads, in and out of any River or Brook, or out of any Moor, Waſte, or Common Grounds, or from the Sea Shore, within a convenient Diſtance from any Part of the ſaid Road, without paying any Thing for ſuch Materials, ſuch Surveyor or Surveyors levelling or cauſing to be levelled all ſuch Holes and Pits, or otherwiſe cauſing the ſame to be railed or fenced off where or from whence any ſuch Materials ſhall be dug, gathered, or taken away, in ſuch Manner as that the ſame ſhall not be dangerous to any Cattle or Travellers whatſoever, and paying for the Damages done by Landing, and for going over or through any Lands, Grounds, or private Lanes or Roads, for or with ſuch Materials, to be aſcertained as herein-after mentioned; and alſo that it ſhall be lawful for the ſaid reſpective Surveyor or Surveyors, and ſuch Perſon or Perſons as he or they ſhall appoint (ſuch Surveyor or Surveyors firſt having an

an Order in Writing of the said respective Trustees for that Purpose) to search for, dig, gather, and take away, all or any such Materials as aforesaid, in, upon, or out of, from, and over the private Grounds or inclosed Lands of any Person or Persons (not being a Garden, Orchard, Park, Yard, Paddock, or planted Walk or Walks, or Avenue to a House, Lawn, or inclosed Plantation) paying or tendering to the Owners and Occupiers respectively for the Damages done to such private Grounds or inclosed Lands where and from whence any such Materials as aforesaid shall be dug, gathered, and taken away, or over which the same or any other Materials for the Repair of the said Road shall be carried, such Equivalent in Money as the said respective Trustees shall adjudge reasonable; and in case of any Difference concerning the same, the Matter shall be subject to an Appeal to the Quarter Sessions as herein-after mentioned.

Difference to be settled at the Quarter Sessions.

LXX. Provided nevertheless, and be it further enacted, That it shall not be lawful for any such Surveyor or Surveyors, or other Person or Persons, under the Authority of this Act, to take and carry away any Materials for repairing the said Road from any inclosed Lands or private Grounds, until Notice in Writing shall have been given to the respective Occupiers thereof, from which such Materials are intended to be taken, or left for such Occupiers respectively at their respective usual Places of Residence, to appear before the said respective Trustees, or before any Two or more Justices of the Peace acting for the County, City, or Town, where such Lands are situated, on a certain Day to be mentioned in such Notice, and not sooner than Ten Days from the Service thereof as aforesaid, to shew Cause why such Materials shall not be had or taken from such inclosed Lands or private Grounds respectively; and in case such Occupiers shall attend pursuant to such Notice, but shall not be able to shew sufficient Cause to the contrary, the said respective Trustees, or such last mentioned Justices, shall (if they think meet) authorize such Surveyor or other Person to dig, gather, and carry away such Materials in, upon, out of, from, and over such inclosed Lands and private Grounds respectively, at such Time or Times as to such respective Trustees or to such Justices shall seem proper; and if any such Occupier shall neglect or refuse to appear by himself or his Agent, the said respective Trustees or such Justices shall and may nevertheless make such Order therein as they shall think fit, as fully and effectually, to all Intents and Purposes, as if such Occupier or his Agent had attended.

Surveyors not to carry away Materials out of private Grounds, without giving Notice to the Occupiers.

LXXI. And be it further enacted, That if any Person or Persons whomsoever shall take away any Materials which shall have been digged, gotten, or gathered, for the Repair or Use of the said Road, or shall raise or carry away any Materials out of any Pit or Quarry which shall have been made, dug, or opened, for the Purpose of getting Materials for the said Road, before the said Surveyors or their Workmen shall have discontinued working therein for the Space of Fourteen Days, (except the Owner or Occupier of any private Ground, and Persons authorized by such Owner or Occupier to get Materials for his own private Use only, and not for Sale), every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Forty Shillings.

Penalty on taking away Materials raised by Surveyors.

LXXII. And

Road to be measured, and Mile Stones erected.

LXXII. And be it further enacted, That the said respective Trustees shall cause the said Road in their said respective Districts to be measured, and Stones or Posts to be set up in or near the Sides of the said Road, at the Distance of One Mile from each other, denoting the Distance of every such Stone or Post from any Town or Place, as the said respective Trustees shall think proper, and also proper Direction Posts; and if any Person shall wilfully pull up or damage any of such Posts or Stones, or shall obliterate or deface any of the Letters, Figures, or Marks which shall be inscribed thereon, and be thereof convicted before any Two or more Justice or Justices of the Peace for the said respective Counties, either by Confession of the Party or by the Oath of One or more credible Witness or Witnesses, every such Person so offending shall forfeit and pay any Sum not exceeding Five Pounds nor less than Twenty Shillings for each Stone or Post, Letter, Figure, or Mark so wilfully broken, pulled up, obliterated, or defaced, to be levied and recovered as herein-after mentioned; or if any Person shall ride upon any Footway adjoining to any Part of the said Road, or shall wilfully or carelessly drive any Horse or other Beast or Cattle, or any Swine, or any Cart or Carriage thereon, or shall cause any Damage to be done to any of such Footways; or if any Driver of any Waggon or other Carriage shall wilfully or carelessly break or damage any of the Posts or Stones erected for the Security of the said Footways, or drive the Wheel of his Carriage against the same, or the Side or Sides of the said Footways; or if any Person shall hale or draw, or cause to be haled or drawn upon any Part of the said Roads any Tree or Piece of Timber, or any Stone, otherwise than upon Wheel Carriages, or shall suffer any Part of any Tree or Piece of Timber which shall be conveyed upon any Wheel Carriage to drag upon any Part of the said Road, or shall plough over or drag any Plough upon any Part of the said Road, or in ploughing shall turn any Horse or other Beast drawing any such Plough upon any Part of the said Road to the Prejudice thereof, or if any Person or Persons shall lay any Hay, Straw, or other Matter or Thing upon any Part of the said Road, to be made into Manure, or shall scrape off the same, or any Mud, Soil, or other Matter or Thing which shall be or lie upon any Part of the said Road with any sharp pointed Instruments, so as to damage the said Road or any Part thereof; or if any Person or Persons shall leave any Waggon, Wain, Cart, or other Carriage in, upon, or on the Sides of the said Road, either with or without any Horse or Beast harnessed or yoked thereto, or shall lay any Piece of Timber, or any Stones, Brick, Hay, Straw, Lime, Dung, Manure, Soil, Rubbish, or other Matter or Thing whatsoever in any Part of the said Roads, or on the Side or Sides thereof to the Prejudice thereof, or to the Annoyance of any Person or Persons travelling thereon, and be convicted thereof respectively, by the Confession of the Party, or by the Oath of One or more credible Witness or Witnesses, before any One or more Justice or Justices of the Peace for the said respective Counties, every Person so offending shall forfeit and pay a Sum not less than Ten Shillings nor more than Forty Shillings for every such Offence, One Moiety whereof shall be allowed and paid to the Informer, and the other Moiety shall be applied to the Purposes of this Act within the said respective Districts.

Penalty on riding upon or damaging Foot Paths, *etc.*

Penalty on Persons drawing Timber or Stone on the Road.

Trustees may contract for repairing the Roads.

LXXIII. And be it further enacted, That the said Trustees may and they are hereby empowered from Time to Time to contract and agree with

with any Perſon or Perſons for making, repairing, widening, altering, turning, or amending the ſaid Road, or any Part or Parts thereof, or for doing any other Work to be done in the Execution of this Act, in ſuch Manner and for ſuch Sum or Sums of Money as the ſaid Truſtees ſhall think proper; and that all Contracts and Agreements in Writing, entered into purſuant to an Order made at any Meeting by the ſaid Truſtees, ſhall be binding to and upon the ſaid Truſtees and their Succeſſors, and alſo to and upon all other Parties who ſhall ſign the ſame, his, her, and their Executors and Adminiſtrators reſpectively; and that Actions and Suits may be maintained thereon, and Damages and Coſts recovered againſt the Party or Parties failing in the Execution of ſuch Contracts or Agreements.

Penalty on obſtructing the Execution of this Act.

LXXIV. And be it further enacted, That if any Perſon or Perſons ſhall aſſault, interrupt, or hinder, or cauſe or promote to be aſſaulted, interrupted, or hindered any Collector of the Tolls, or any Surveyor or Surveyors, or any other Perſon or Perſons by them or any of them, or by the ſaid Truſtees employed in the Execution of this Act, every ſuch Perſon ſhall for every ſuch Offence forfeit any Sum not exceeding Five Pounds nor leſs than Forty Shillings.

Power to Collectors to detain unknown Perſons guilty of Offences.

LXXV. And whereas Perſons guilty of Offences againſt this Act may be tranſient Perſons, unknown to the Collectors, Surveyors, or other Officers under this Act; be it therefore further enacted, That it ſhall be lawful for any of the ſaid Collectors, Surveyors, or other Officers reſpectively, to ſeize and detain any ſuch unknown Perſon or Perſons guilty of any Offence as aforeſaid, and to convey him, her, or them before One or more Juſtice or Juſtices of the Peace for the County or Place where any ſuch Offence or Offences ſhall be committed without any other Warrant or Authority than this Act for ſo doing; and ſuch Juſtice or Juſtices of the Peace reſpectively is and are hereby empowered and directed to proceed immediately to the Conviction or Acquittal of ſuch Offender or Offenders, or to oblige ſuch Perſon or Perſons ſo offending to give Security for his, her, or their Appearance at the next Petty or Special Seſſions to be holden for the County or Place where ſuch Offence or Offences ſhall be committed, and on ſuch Conviction, or for Want of ſufficient Security, to commit the Perſon or Perſons ſo offending to the Common Gaol or Houſe of Correction for the County, Diſtrict, or Place where the Offence ſhall be committed, there to remain until he, ſhe, or they ſhall pay the reſpective Penalty by him, her, or them incurred for ſuch Offence or Offences, or ſhall give ſuch Security as aforeſaid.

Recovery of Penalties.

LXXVI. And be it further enacted, That when any Penalty by this Act impoſed ſhall have been incurred, or any Offence by this Act created ſhall have been committed (the Method of proceeding in reſpect to which is not herein-before particularly directed), any One of His Majeſty's Juſtices of the Peace for the County or Liberty within which any ſuch Penalty ſhall have been incurred, or any ſuch Offence ſhall have been committed, may and he is hereby required, upon Complaint and Information to him thereof made, to ſummon before him the Perſon or Perſons againſt whom ſuch Complaint or Information ſhall be made, to anſwer the Matter thereof, and at the Time and Place appointed by ſuch Summons, upon the Perſon or Perſons complained of or informed againſt appearing

appearing before the ſaid Juſtice, or upon Proof being duly made of the perſonal Service of ſuch Summons, or of a Duplicate or true Copy thereof having been left at the Dwelling Houſe or laſt known Place of Abode of ſuch Perſon or Perſons, the ſaid Juſtice may and he is hereby required, whether the ſaid Perſon or Perſons complained of or informed againſt do or do not appear, to proceed to examine the Merits of ſuch Complaint and Information; and if ſuch Offence or Offences ſhall be confeſſed by the Perſon or Perſons ſo complained of or informed againſt, or be duly proved to the Satisfaction of ſuch Juſtice, by the Teſtimony of One or more credible Witneſs or Witneſſes upon Oath, ſuch Juſtice may and he is hereby required forthwith to convict ſuch Offender or Offenders, and to adjudge him or them to pay ſuch Penalty or Penalties as he or they ſhall appear to have incurred or forfeited by virtue of this Act; and if ſuch Penalty or Penalties ſhall not be paid immediately, in caſe ſuch Offender or Offenders ſhall be preſent at the Time of ſuch Conviction, or within Three Days after Notice of ſuch Conviction given to ſuch Offender or Offenders, or left at his, her, or their Dwelling Houſe, or laſt known Place of Abode, in caſe he, ſhe, or they ſhall not have appeared and been preſent, ſuch Juſtice ſhall and he is hereby authorized and required, by Warrant under his Hand and Seal, to cauſe every ſuch Penalty or Forfeiture, together with the reaſonable Coſts and Charges of ſuch Complaint and Information, and of the Diſtreſs and Sale to be made purſuant to ſuch Warrant, to be levied by Diſtreſs and Sale of the Goods and Chattels of ſuch Offender or Offenders; and if ſufficient Goods and Chattels of ſuch Offender or Offenders cannot be found to anſwer ſuch Diſtreſs, then ſuch Juſtice is hereby required, by Warrant or Warrants under his Hand and Seal, to cauſe ſuch Offender or Offenders to be apprehended and brought before him; and in caſe ſuch Penalty or Penalties, and the Coſts and Charges of ſuch Proceedings as aforeſaid, to be ſettled as aforeſaid, ſhall not be immediately paid, ſuch Juſtice is hereby required forthwith to commit ſuch Offender or Offenders to the Houſe of Correction in and for the ſaid County, Diſtrict, or Place, there to remain, without Bail or Mainprize until the ſaid Penalties and ſuch Coſts and Charges as aforeſaid ſhall be paid, or until ſuch Offender or Offenders ſhall have compounded for the ſame with the ſaid reſpective Truſtees, and paid ſuch Compoſition, which the ſaid reſpective Truſtees are hereby empowered to make and accept; provided that no ſuch Offender ſhall be detained in Cuſtody under any ſuch Commitment as laſt mentioned, for any longer Period than Six Calendar Months.

Application of Penalties.

LXXVII. And be it further enacted, That all the Penalties and Forfeitures by this Act impoſed (the Appplication whereof is not hereinbefore otherwiſe directed), ſhall be paid to the ſaid reſpective Truſtees, their reſpective Treaſurers, Surveyors, or other Perſon or Perſons by them reſpectively appointed to receive the ſame, and ſhall be applied for the Purpoſes of this Act within the ſaid reſpective Diſtricts; and that it ſhall be lawful for the ſaid reſpective Truſtees from Time to Time, if they reſpectively ſhall ſee Cauſe, to pay and apply any Part of ſuch Penalties and Forfeitures, or any of them, not exceeding One Moiety of them or any of them, to and for the Uſe of the Informer or Informers, or any Perſon or Perſons taking or ſeizing any Offender or Offenders, or aſſiſting therein; any Thing herein contained to the contrary notwithſtanding.

LXXVIII. And

LXXVIII. And be it further enacted, That Convictions for Offences againſt this Act ſhall be drawn up in the Form or to the Effect following; (that is to ſay), Form of Conviction.

'To wit. { BE it remembered, That on the Day of in the Year of our Lord *A. B.* is convicted before me One of His Majeſty's Juſtices of the Peace for the County of on his own Confeſſion [*or*, on the Oath of a credible Witneſs, *or*, on the Oaths of and Two credible Witneſſes, *as the Caſe may be*] of [*here ſpecify the Offence, and the Time and Place when and where the ſame was committed*] contrary to an Act, paſſed in the Forty-third Year of the Reign of His Majeſty King *George* the Third, intituled, [*here inſert the Title of this Act*] and I the ſaid Juſtice do adjudge the ſaid to have thereby incurred the Penalty of to be paid, recovered, and applied in Manner directed by the ſaid Act. Given under my Hand and Seal, the Day and Year firſt aforeſaid.'

Which Conviction, in the Form or to the Effect aforeſaid, ſhall be valid and effectual in Law to all Intents and Purpoſes.

LXXIX. Provided always, and be it further enacted, That in caſe any Perſon or Perſons ſhall think him, her, or themſelves aggrieved by any Thing done in purſuance of this Act, and for which no particular Method or Relief hath been already hereby appointed, it ſhould be lawful for ſuch Perſon or Perſons to appeal to the Juſtices of the Peace at the next General or Quarter Seſſion of the Peace for the ſaid reſpective Counties, next after the Expiration of One Calendar Month from the Time ſuch Matter of Appeal ſhall have ariſen to the Perſon or Perſons appealing, having firſt given Ten Days Notice at leaſt of his, her, or their Intention to bring ſuch Appeal, and of the Matter thereof, to the reſpective Treaſurer or Clerk to the ſaid reſpective Truſtees within whoſe Diſtrict the Matter of Appeal ſhall ariſe, and having alſo, with One or more Surety or Sureties, entered into ſufficient Recognizance before One or more Juſtice or Juſtices of the Peace for proſecuting ſuch Appeal, and abiding by ſuch Determination and Order as the Court ſhall make therein; and the Juſtices in ſuch Seſſion are hereby authorized and required to hear and determine the Matter of ſuch Appeal in a ſummary Way, and to make ſuch Determination therein, and award Coſts to either of the Parties, or otherwiſe, as they ſhall judge proper; and ſuch Determination ſhall be final, binding, and concluſive to all Parties and to all Intents and Purpoſes whatſoever. Appeal to Quarter Seſſions.

LXXX. And be it further enacted, That no Proceedings to be had touching the Conviction of any Offender againſt this Act ſhall be quaſhed or vacated for Want of Form, or be removeable by *Certiorari*, or any other Writ or Writs, or Proceſs into any of His Majeſty's Courts of Record at *Weſtminſter*; any Law or Statute to the contrary notwithſtanding. Proceedings not to be quaſhed for Want of Form.

LXXXI. Provided always, and be it further enacted, That no Action or Suit ſhall be commenced or brought againſt any Perſon or Perſons for any Thing done in purſuance of this Act until Twenty-one Days Notice thereof Limitation of Actions.

thereof ſhall have been given to the reſpective Clerks to the ſaid reſpective Truſtees, or after a ſufficient Satisfaction or Tender thereof hath been made to the Party or Parties aggrieved, or after Six Calendar Months next after the Fact committed; and every ſuch Action or Suit ſhall be laid, brought, and tried, in the ſaid Counties of *Caernarvon* and *Merioneth*, as the Caſe may be, and not elſewhere; and the Defendant or Defendants in every ſuch Action or Suit may at his, her, or their Election, plead ſpecially or the General Iſſue, and give this Act and the ſpecial Matter in Evidence at any Trial to be had thereupon, and that the ſame was done in purſuance and by the Authority of this Act; and if the ſame ſhall appear to be ſo done, or that ſuch Action or Suit ſhall be brought before Twenty-one Days Notice thereof ſhall have been given as aforeſaid, or after a ſufficient Satisfaction made or tendered as aforeſaid, or after the Time limited for bringing the ſame as aforeſaid, or ſhall be brought in any other County, then the Jury ſhall find for the Defendant or Defendants; and upon ſuch Verdict, or if the Plaintiff or Plaintiffs ſhall be nonſuited, or diſcontinue his, her, or their Action or Suit, after the Defendant or Defendants ſhall have appeared, or if upon Demurrer Judgement ſhall be given againſt the Plaintiff or Plaintiffs, then the Defendant or Defendants ſhall recover Treble Coſts, and ſhall have ſuch Remedy for recovering the ſame as any Defendant or Defendants hath or have for his, her, or their Coſts in any other Caſes by Law.

Subſcribers to pay their Subſcription Money.

LXXXII. And be it further enacted, That the ſeveral and reſpective Perſons who have ſubſcribed Money for and towards amending, widening, altering, diverting, improving, repairing, and keeping in Repair, the ſaid reſpective Diſtrict of Road, ſhall and are hereby required to pay the Sum or Sums ſo by them reſpectively ſubſcribed, in ſuch Parts and Proportions, within ſuch Time and Times, and to ſuch Perſon or Perſons, as the ſaid reſpective Truſtees ſhall direct or appoint; and if any Perſon or Perſons ſhall neglect or refuſe to pay the ſame in Manner aforeſaid, it ſhall be lawful for the ſaid reſpective Truſtees to ſue for and recover the ſame, either in their own Name or in the Name of the Clerk or Treaſurer to the ſaid reſpective Truſtees, in any of His Majeſty's Courts of Record at *Weſtminſter*, by Action of Debt, or on the Caſe, or by Bill, Suit, or Information, wherein no Eſſoign, Protection, Wager of Law, or more than One Imparlance, ſhall be allowed.

Publick Act.

LXXXIII. And be it further enacted, That this Act ſhall be adjudged and taken to be a publick Act, and ſhall be judicially taken Notice of as ſuch by all Judges, Juſtices, and other Perſons whomſoever, without ſpecially pleading the ſame.

Commencement and Term of the Act,

LXXXIV. And be it further enacted, That this Act, and all the Tolls and Powers hereby given, ſhall commence and take Effect immediately on the paſſing of this Act, and ſhall be in Force and have Continuance for and during the Term of Twenty-one Years, and from thence to the End of the then next Seſſion of Parliament.

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