ANNO QUINQUAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 42.

An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Burford*, in the County of *Oxford*, to *Leachlade*, in the County of *Glouceſter*; and also the Road from thence through *Highworth* to the *Cricklade* and *Swindon* Turnpike Road, in the County of *Wilts*. [15th *April* 1813.]

WHEREAS an Act was passed in the Thirty-second Year of the Reign of His present Majesty, intituled *An Act for repairing, widening, turning and altering the Road leading from the Town of* Burford, *in the County of* Oxford, *to* Leachlade *in the County of* Glouceſter, *and for making a Road from thence to the River* Isis *or* Thames; *for building a Bridge acroſs the said River; and for making a Road from thence to join the present Road leading from* Leachlade *to* Ingleſham, *and for repairing, widening, turning and altering the said last-mentioned Road to and through the Town of* Highworth, *in the County of* Wilts, *to the present Turnpike Road leading from* Cricklade *to* Swindon, *in the same County:* And whereas the said several Roads were by the said recited Act divided into Two several, separate, and distinct Districts, and separate Trustees appointed for the Care and Management of the several Roads within each District respectively: And whereas the Trustees appointed in or by virtue 32 G. 3.

of the ſaid Act for the Care of the ſaid ſeveral Roads, within each Diſtrict reſpectively, have proceeded to put the ſame Act in Execution, for which Purpoſe they have borrowed conſiderable Sums of Money on the Credit of the Tolls thereby granted and authorized to be collected upon the ſaid Roads within the ſaid reſpective Diſtricts, which ſtill remain due, together with a large Arrear of Intereſt thereon reſpectively, and cannot be repaid, nor can the ſaid Roads be properly amended, improved and kept in Repair, unleſs the Term of the ſaid Act be continued, and ſome of the Powers and Proviſions of the ſaid Act altered and enlarged: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid recited Act, and all and every the Clauſes, Powers, Authorities, Tolls, Truſts, Proviſions, Directions, Rules, Exemptions, Penalties, Forfeitures, Payments, Remedies, Articles, Matters and Things, therein contained (except ſuch of them as relate to Exemptions from Stamp Duties, and ſuch as are hereby varied, altered or repealed,) ſhall be and continue in full force and effect, and together with this preſent Act ſhall be executed for and during the Term hereinafter mentioned as fully and effectually, to all Intents and Purpoſes, as if the ſaid recited Act, and all the Clauſes, Powers, Authorities, Tolls, Truſts, Proviſions, Matters and Things therein contained, were repeated and re-enacted in the Body of this Act, but ſubject nevertheleſs to the Amendments, Variations and Additions herein contained; and that this Act, and the additional Term hereby granted, ſhall be and the ſame are hereby declared to be ſubject and liable to the Payment of all Monies now due and owing upon the Credit of the ſaid recited Act, and which ſhall or may from Time to Time hereafter be borrowed for the Purpoſes of the ſaid recited Act or this Act, and all Intereſt due and to grow due thereon reſpectively.

Act continued.

II. And be it further enacted, That *William Agg*, *Thomas Anns*, Sir *Burnaby* Baronet, *John Leigh Bennett* Clerk, *Thomas Burrow* Clerk, *Thomas Barr*, *Thomas Brown*, *William Butler*, *John Bagnell*, *Thomas Bagnell*, *William Hicks Beach*, *Michael Hicks Beach* junior, *Henry Bailey*, *John Bennett*, *Thomas Bennett* junior, *Daniel Bennett*, *Robert Clerk Caſwall* Clerk, *William Crowdy*, *William Church* junior Clerk, *James Crowdy* junior, *Robert Church*, *Richard Wheeler Crowdy*, *William Codrington*, *William Colton* Clerk, *William Champernowne* junior, *Henry Coleman*, *William Morſe Crowdy*, *James Hartley Dunsford* Clerk, *Life Dacre*, *John Edmonds* junior, *Thomas Ebſworth* junior, *Thomas Edoe*, *Thomas Grimſton Eſtcourt*, *John Fennell*, *John Farmer*, *William Farmer*, *William Fox*, *Thomas Goddard*, *Ambroſe Goddard* junior, *Richard Goddard* Clerk, *Charles Gillett*, *Thomas Gardner* junior, *William Godwin*, *John Giles*, *William Gearing*, *William Gerring*, *William Gerring* junior, *Charles Greenwood* junior, *Bernard Green*, *Samuel James Goodenough* Clerk, *William Hervey*, *Hanmer* Clerk, *Thomas Huntley* junior, *William Harding*, *James Huſſey*, *William Hall*, *Robert Humphrys*, *Francis Heath*, *John Hawkins*, *James Hall*, *John Hitchman*, *William Herbert*, *William Jones* Clerk, *Thomas Jenner*, *Robert Jenner*, *Joſeph Large*, *John Lord*, *Edward Lewis* Clerk, *John Large*, *Robert Maſkelyne*, *William Maſkelyne*, *Henry Mears* Clerk, *Joſeph Mayow*, *Thomas Myers*, *Roger Montgomery*, *Richard Marſh*, *Thomas Neate* Clerk, *Richard Perrott*, *William Peters* Clerk, *James Puzey*, *William Pineger*, *William*

Truſtees for First Diſtrict.

William Roſier, *Edward Rowden* Clerk, *Thomas Reynolds*, *William Saunders* of Little Farringdon, *William Saunders* of Highworth, *John Secker*, *Henry Skelton*, *William Lord Slater*, *Timothy Stevens*, *John Shepherd*, *John Smith*, *Richard Sharps*, *Richard Tuckey*, *Richard Tuckey* junior, *David Thomſon*, *Charles Turner* junior, *John Tuckwell*, *Humphrey Tuckwell*, *James Thorold* Clerk, *John Aſhfordby Trenchard* Clerk, Doctor of Laws, *William Whitehorn*, *James White*, *Frederick Whitaker*, *Wace*, *Robert Wilſonn*, *John Walker*, *Nathaniel Wells*, ſhall be and are hereby added to and joined with the Truſtees appointed by or in purſuance of the ſaid recited Act, for the Execution thereof in relation to the Diſtrict of Roads therein comprized, and called The Firſt Diſtrict of Road, and for carrying all the Powers of the ſaid recited Act and this Act into Execution with regard to the ſaid Firſt Diſtrict of Road: And that *Thomas Anns*, *John Leigh Bennett* Clerk, *Thomas Barr*, *Thomas Brown*, *William Butler*, *William Hicks Beach*, *Michael Hicks Beach* junior, *Henry Bailey*, *John Bennett*, *Thomas Bennett* junior, *Daniel Bennett*, *William Crowdy*, *James Crowdy* junior, *Robert Church*, *Richard Wheeler Crowdy*, *William Codrington*, *William Colton* Clerk, *William Champernowne* junior, *William Morſe Crowdy*, *Thomas Calley*, *John Calley*, *James Hartley Dunsford* Clerk, *Thomas Ebſworth* junior, *John Ebſworth*, *Thomas Edoe*, *Thomas Grimſton Eſtcourt*, *John Fennell*, *John Francis* Clerk, *William Farmer*, *William Fox*, *Thomas Goddard*, *Ambroſe Goddard* junior, *Richard Goddard* Clerk, *John Giles*, *William Gearing*, *William Gerring*, *William Gerring* junior, *Samuel James Goodenough* Clerk, *William Hervey*, *James Huſſey*, *William Hall*, *Robert Humphrys*, *Francis Heath*, *John Hitchman*, *William Jones* Clerk, *James Johnſon* Clerk, *George Johnſon* Clerk, *Thomas Jenner*, *Robert Jenner*, *John Kenn*, *Joſeph Large*, *John Lord*, *Edward Lewis* Clerk, *William Maſkelyne*, *Joſeph Mayow*, *Thomas Myers*, *Roger Montgomery*, *Richard Marſh*, *William Naſh*, *Richard Perrott*, *William Peters* Clerk, *James Puzey*, *William Pineger*, *Edward Rowden* Clerk, *Thomas Reynolds*, *William Saunders* of Little Farringdon, *William Saunders* of Highworth, *William Lord Slater*, *John Shepherd*, *John Smith*, *Richard Tuckey* junior, *James Thorold* Clerk, *John Aſhfordby Trenchard* Clerk, Doctor of Laws, *William Whitehorn*, *James White*, *Frederick Whitaker*, *Wace*, *Robert Wilſonn*, *Nathaniel Wells*, and *James Wild*, ſhall be and are hereby added to and joined with the Truſtees appointed by or in purſuance of the ſaid recited Act, for the Execution thereof in relation to the Diſtrict of Road therein comprized, and called The Second Diſtrict of Road, and for carrying all the Powers of the ſaid recited Act and this Act into Execution with reſpect to the ſaid Second Diſtrict of Road; and the Truſtees herein nominated and appointed, and their Succeſſors, being qualified according to the Directions of the ſaid recited Act, are hereby empowered to act in the Execution of the ſaid recited Act and of this Act, for the Diſtrict reſpectively in which they are or ſhall be reſpectively appointed, as fully and effectually, to all Intents and Purpoſes, as if they had been appointed Truſtees by the ſaid recited Act.

Truſtees for Second Diſtrict.

III. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees of the ſaid Firſt Diſtrict of Road, and alſo for the Truſtees of the ſaid Second Diſtrict of Road reſpectively, or any Five or more of them, and they are hereby reſpectively authorized and empowered at any of their Meetings to be holden in purſuance of the ſaid recited Act or this Act, to elect any Number of Perſons, not exceeding Ten in the whole, for each of the ſaid Diſtricts of Road reſpectively, to be Truſtees for the Purpoſes

For appointing Ten additional Truſtees for each Diſtrict.

poſes of the ſaid recited Act and this Act, in addition to the Truſtees hereby appointed; and ſuch Truſtees ſo elected, and being duly qualified, ſhall be and are hereby inveſted with the ſame Powers and Authorities for executing the ſaid recited Act and this Act, as if they had been named or appointed in or by virtue of this Act or the ſaid recited Act.

Empowering Five Truſtees to act in certain Caſes.

IV. And whereas the Concurrence of Seven of the ſaid reſpective Truſtees is in many Caſes required by the ſaid recited Act, for carrying ſeveral of the Purpoſes thereof into Execution, which has been oftentimes found inconvenient; be it therefore further enacted, That the ſaid reſpective Truſtees, or any Five or more of them, ſhall be and are hereby authorized and empowered, from and after the paſſing of this Act, to execute and perform all and every the Acts, Powers and Authorities, given by this and the ſaid recited Act, and that in no Caſe it ſhall be neceſſary to have the Concurrence of more than Five of the ſaid reſpective Truſtees to any Act, Matter or Thing, required or authorized by this Act or the ſaid recited Act to be done, unleſs a greater Number of the ſaid Truſtees than Five ſhall be preſent at any Meeting or Meetings for the Purpoſe of carrying this Act and the ſaid recited Act into Execution for the ſaid reſpective Diſtricts; and then and in every ſuch Caſe, the Majority in Number of the ſaid Truſtees preſent at any ſuch Meeting or Meetings ſhall alone be competent to do any Act, or make any Order or Determination touching any Matter or Queſtion ariſing or depending at ſuch Meeting or Meetings reſpectively, or for which ſuch Meeting or Meetings ſhall have been convened; and that no Mortgagee of the ſaid Tolls ſhall by reaſon thereof be diſqualified from acting as a Truſtee in the Execution of the ſaid recited Act or this Act, or as Clerk or Treaſurer to the ſaid reſpective Truſtees, ſave and except only in thoſe Caſes where they reſpectively may happen to be perſonally intereſted; any Thing in the ſaid recited Act contained to the contrary notwithſtanding.

Truſtees, &c. not diſqualified from being Witneſſes.

V. And be it further enacted, That no Perſon ſhall be deemed incompetent to give Evidence, or be diſqualified from giving Teſtimony or Evidence in any Suit, Proſecution or other legal Proceedings to be brought or had under or by virtue of the ſaid recited Act or this Act, by reaſon of being a Truſtee of the ſaid Roads reſpectively, or a Mortgagee of the Tolls thereof, or a Farmer or Collector of the ſaid Tolls, or a Treaſurer, or Clerk or Surveyor under the ſaid recited Act or this Act, or an Inhabitant of any Townſhip, Pariſh or Place, through which the ſaid Roads reſpectively do or ſhall paſs, nor ſhall ſuch Teſtimony or Evidence (for any of the Reaſons aforeſaid) be liable to be queſtioned or ſet aſide.

Enabling Truſtees to take Poſſeſſion of Toll Houſes, &c.

VI. And be it further enacted, That in caſe all or any of the Tolls ariſing by virtue of the ſaid recited Act or this Act, ſhall be demiſed or let to farm to any Perſon or Perſons in any Manner whatſoever, and the Leſſee or Leſſees, or Farmer or Farmers thereof, ſhall neglect or refuſe to perform the Terms or Conditions on which the ſame ſhall be ſo demiſed or let, either by taking greater or leſs Tolls, or in any other Way or Manner; or in caſe the Rent or Rents agreed to be paid by ſuch Leſſee or Leſſees, Farmer or Farmers, ſhall be in Arrear for the Space of Ten Days next after any One of the Days on which the ſame ought to be paid purſuant to the Leaſe or Agreement for demiſing or letting thereof, or in caſe any Toll Houſe or Toll Houſes ſhall be in the Poſſeſſion of any Collector or Collectors who

ſhall be diſcharged or removed from his, her, or their Office of Collector, or who ſhall happen to die, then and either of thoſe Caſes it ſhall be lawful for the ſaid reſpective Truſtees or any Five or more of them for the ſaid reſpective Diſtricts, or any Perſon authorized by Writing under their reſpective Hands, or their reſpective Clerk or Treaſurer, and he and they is and are hereby authorized in the Day-time to enter upon and take Poſſeſſion of the Toll Houſe or Toll Houſes which ſhall be in the Poſſeſſion of any ſuch Leſſee or Leſſees, Farmer or Farmers, or Collector or Collectors, and the Buildings, Gates and Appurtenances thereto belonging, and to remove and put out ſuch Leſſee or Leſſees, Farmer or Farmers, or Collector or Collectors, from the Poſſeſſion thereof, and from the Collection of the Tolls, and that thereupon it ſhall be lawful for the ſaid reſpective Truſtees (if they ſhall think fit) to vacate and determine the Contract (if any) for demiſing or letting the ſaid Tolls to ſuch Leſſee or Leſſees, Farmer or Farmers, and the ſame ſhall be from that Time utterly void to all Intents and Purpoſes (ſave as to the Covenants or Agreements for Payment up to that Time of the Rent or Rents thereby reſerved, or other Covenants or Agreements on the Part of the Leſſees which ſhall have been broken) as if ſuch Demiſe or Agreement had never been made; and it ſhall be lawful for the ſaid reſpective Truſtees, in every ſuch Caſe, to demiſe or let the ſaid Tolls again to any Perſon or Perſons, or cauſe them to be collected, as if no former Demiſe, Contract or Agreement had been made relative thereto; any Law, Cuſtom, or Uſage to the contrary thereof in anywiſe notwithſtanding.

Exemption from Tolls.

VII. Provided always, and be it further enacted, That no Toll ſhall be demanded or taken of or from any Perſon or Perſons for any Horſe or Horſes, or other Beaſt or Cattle, or for any Waggon, Wain, Cart, or other Carriage employed in carrying or conveying, or going empty to fetch, carry or convey, or returning empty from carrying or conveying, having been employed only in carrying or conveying on the ſame Day any Stones, Bricks, Timber, Wood, Gravel, or other Materials for making or repairing the ſaid Diſtricts of Road reſpectively, or any of the Roads in the Townſhips, Hamlets or Pariſhes in which any Part of the ſaid Diſtricts of Roads lies; or with Seed for ſeeding the Ground, or Hay, Turnips, Straw, or Corn in the Straw only, not ſold or diſpoſed of, or conveying to be ſold, but paſſing to be laid up or placed in the Houſes, Barns, Out-houſes or Yards, or on the Lands of the Owners thereof; or for any Horſe, Beaſt or other Cattle, or any Carriage, employed in carrying or conveying, or going empty to fetch, carry or convey, or returning empty from carrying or conveying, having been employed only in carrying or conveying on the ſame Day any Ploughs, Harrows, or Implements of Huſbandry, or any Mould, Dung, Compoſt or Manure, employed in Huſbandry for manuring or improving Land, or any other Thing employed in the Management of any Farm or Lands; or for any Horſes or other Beaſts going to or returning from Plough or Harrow, or to or from Paſture or Watering-place, or going to be or returning from being ſhoed or farried; or from any Perſon or Perſons going to or returning from his, her, or their proper Parochial Church, Chapel or other Place of Religious Worſhip on *Sundays*, or any other Day on which Divine Service is ordered by Authority to be celebrated, or going to or returning from attending the Funeral of any Perſon who ſhall die and be buried in any of the Pariſhes in which the ſaid Road lies, or from any Clergyman going to viſit or returning from viſiting any ſick

ſick Perſon, or on other his Parochial or Miniſterial Duty; or for any Horſes or Carriages, of whatever Deſcription, employed or to be employed in conveying the Mails of Letters and Expreſſes under the Authority of His Majeſty's Poſtmaſter General, either when employed in conveying or guarding ſuch Mails or Expreſſes, or in returning back from conveying the ſame; or for the Horſe or Horſes of any Officers or Soldiers on their March or on Duty; or for any Horſe or Horſes or other Beaſt, or any Cart, Carriage or Waggon, employed in carrying or conveying, or returning empty from carrying or conveying, having been employed only in carrying or conveying the Arms or Baggage of any ſuch Officers or Soldiers, or employed in carrying or conveying or returning empty from having been employed only in carrying or conveying any ſick, wounded, or diſabled Officers or Soldiers; or for any Waggon, Wain, Cart or other Carriage whatſoever, or the Horſe or Horſes, or other Cattle drawing the ſame, employed in carrying or conveying any Ordnance, or Barrack, or Commiſſariat, or other public Stores of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, or returning empty from having been ſo employed; or for any Horſe, Mare, or Gelding, furniſhed by or for any Perſon belonging to any Corps of Yeomanry or Volunteer Cavalry, or Infantry, and rode by him in going to or returning from any Place appointed for and on the Days of Exerciſe, Inſpection, or Review, provided that ſuch Perſon ſhall be dreſſed in the Uniform of his Corps, and ſhall have his Arms, Furniture, and Accoutrements, according to the Regulations of ſuch Corps at the Time of claiming the Exemption; or for any Horſes, Carts, or Waggons, travelling with Vagrants ſent by legal Paſſes, or returning empty after having been only ſo employed; or for any Horſe or Horſes, Coaches, or other Carriages going to or returning from any Election of a Knight or Knights of the Shire to ſerve in Parliament for the Counties of *Oxford*, *Berks*, *Glouceſter*, or *Wilts*, on the 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 by any fraudulent or colluſive Means whatſoever, claim or take the Benefit of any of the Exemptions aforeſaid, not being entitled to the ſame, every ſuch Perſon ſhall forfeit and pay for every ſuch Offence any Sum not exceeding Five Pounds, One Moiety whereof ſhall be paid to the Informer, and the other Moiety ſhall be applied to the Purpoſes of this Act.

Carriages employed in His Majeſty's Service not to be ſubject to Regulations for Overweight.

VIII. And be it further enacted, That no Perſon owning or driving, or cauſing to be driven, any Waggon, Wain, Cart, or other Carriage, provided for the Service of His Majeſty's Forces, or conveying any Ordnance, or Barrack, or Commiſſariat, or other public Stores of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, ſhall be ſubject to any Penalty or Forfeiture for Overweight; nor ſhall any ſuch Waggon, Wain, Cart, or other Carriage, or the Horſe or Horſes drawing the ſame, while ſo employed, be ſtopped or detained by reaſon of any Weight in any ſuch Waggon, Wain, Cart, or other Carriage, or of being drawn by any Number of Horſes or Oxen; but it ſhall be lawful for the Owner or Driver of any ſuch Waggon, Wain, Cart, or other Carriage, to put any Number of Horſes or Oxen to ſuch Waggon, Wain, Cart, or other Carriage, any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in this or the ſaid recited Act contained to the contrary notwithſtanding.

IX. And

Application of Compensation, when amounting to 200l.

IX. And be it further enacted, That if any Money ſhall be paid, or agreed or awarded to be paid for the Purchaſe of any Lands, Tenements, or Hereditaments purchaſed, taken, or uſed by virtue of the Powers of the ſaid recited Act or of this Act, for the Purpoſes thereof, which ſhall belong to any Body Politic, Corporate, or Collegiate, or to any Feoffee in Truſt, Executor, Adminiſtrator, Huſband, Guardian, Committee, or other Truſtee for or on Behalf of any Infant, Idiot, Lunatic, Feme Covert, or other *Ceſtuique* Truſt, or to any Perſon whoſe Lands, Tenements, or Hereditaments are limited in ſtrict or other Settlement, or to any Perſon under any Diſability or Incapacity whatſoever, 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 there, *ex parte* the Truſtees, for executing the ſaid recited Act and this Act, 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 Diſcharge of any Debt or Debts, or ſuch other Incumbrances or Part thereof, as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, 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 and with the like Direction and Approbation of the ſaid Court, in the Purchaſe of other 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 Lands, Tenements, or 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 ſaid Court, 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, or Hereditaments, in caſe ſuch Purchaſe or Settlement were made.

Application where the Compenſation is leſs than 200l. and not leſs than 20l.

X. 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 amount to or 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 Lands, Tenements, or Hereditaments, so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy, Idiotcy, or Lunacy, to be signified in Writing under their respective Hands, 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 hereinbefore 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 Five or more of the said Trustees for executing the said recited Act and this Act, (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 Manner hereinbefore directed, so far as the Case be applicable, without obtaining or being required to obtain, the Direction or Approbation of the High Court of Chancery.

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

XI. 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 Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of the said recited Act and this Act, in such Manner as the said Trustees shall think fit; or in case of Infancy, Idiotcy or Lunacy, then such Money shall be paid 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.

In case of not making out Titles, &c.

XII. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Tenements, or Hereditaments, to be purchased by virtue of the said recited Act or this Act shall refuse to accept the same, or shall not be able to make a good Title to the Premises, to the Satisfaction of the said Trustees, or in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments, be not known or discovered, then and in every such Case it shall be lawful for the said Trustees, or any Five or more of them, to order the said Sum or Sums of Money so awarded as aforesaid, to 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, to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments [describing them], subject to the Order, Controul, and Disposition of the said High Court of Chancery; which said Court, on the Application of any Person or Persons making Claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding, or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest, of the Person or Persons making

Claim

Claim thereunto, and to make ſuch other Order in the Premiſes as to the ſaid Court ſhall ſeem juſt and reaſonable; and the Caſhier or Caſhiers of the Bank of *England*, who ſhall receive ſuch Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for ſuch Sum or Sums of Money, mentioning and ſpecifying for what and for whoſe Uſe the ſame is or are received, to ſuch Perſon or Perſons as ſhall pay any ſuch Sum or Sums of Money into the Bank as aforeſaid.

Perſons in Poſſeſſion to be deemed legally entitled.

XIII. Provided always, and be it further enacted, That where any Queſtion ſhall ariſe touching the Title of any Perſon to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the ſaid High Court of Chancery, in purſuance of the ſaid recited Act or of this Act, for the Purchaſe of any Lands, Tenements, or Hereditaments, or of any Eſtate, Right, or Intereſt in any Lands, Tenements, or Hereditaments to be purchaſed in purſuance thereof, or to any Bank Annuities to be purchaſed with any ſuch Money, or the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch Lands, Tenements or Hereditaments, at the Time of ſuch Purchaſe, and all Perſons claiming under ſuch Perſon or Perſons, or under the Poſſeſſion of ſuch Perſon or Perſons, ſhall be deemed and taken to have been lawfully entitled to ſuch Lands, Tenements, or Hereditaments according to ſuch Poſſeſſion, until the contrary ſhall be ſhewn to the Satisfaction of the ſaid High Court of Chancery; and the Dividends and Intereſt of the Bank Annuities to be purchaſed with ſuch Money, and alſo the Capital of ſuch Bank Annuities, ſhall be paid, applied, and diſpoſed of accordingly, unleſs it ſhall be made appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Lands, Tenements, or Hereditaments, or to ſome Eſtate or Intereſt therein.

The Court of Chancery may order reaſonable Expences of Purchaſes to be paid by the Truſtees.

XIV. Provided alſo, and be it further enacted, That when by reaſon of any Diſability or Incapacity of the Perſon or Perſons, or Corporation entitled to any Lands, Tenements, or Hereditaments to be purchaſed under the Authority of the ſaid recited Act or this Act, the Purchaſe Money for the ſame ſhall be required to be paid into the High Court of Chancery, and be applied in the Purchaſe of other Lands, Tenements, or Hereditaments, to be ſettled to the like Uſes in purſuance of this Act, it ſhall and may be lawful for the ſaid High Court of Chancery to order the Expences of all Purchaſes from Time to Time to be made in purſuance of the ſaid recited Act or this Act, or ſo much of ſuch Expences as the ſaid Court ſhall deem reaſonable, to be paid by the ſaid Truſtees, out of the Monies to be received by virtue of this Act, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Regulations as to Performance of Statute Labour.

XV. And be it further enacted, That all Perſons who by Law are or ſhall be liable to do Statute Work, or who are or ſhall be chargeable towards repairing and amending the ſaid Roads, or any Part thereof, ſhall ſtill remain liable thereto, in like Manner as heretofore; and it ſhall and may be lawful to and for any Two or more Juſtices of the Peace for the County in which ſuch Diſtricts of Roads reſpectively or any Part thereof ſhall be ſituate, and they are hereby empowered and required (upon Ap-

plication made to them for that Purpoſe, by the ſaid Truſtees, for either of the ſaid Diſtricts of Roads reſpectively, or by their Clerk or Surveyor, by their Order reſpectively) yearly to adjudge and determine what Part or Proportion of the Statute Work ſhall every Year be done upon the ſaid Roads reſpectively by the Inhabitants of the reſpective Pariſhes or Places in which the ſaid Roads reſpectively lie, and alſo what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every ſuch Pariſh or Place, in lieu of or as a Compoſition for ſuch Statute Work, ſhall be by him or them paid to the ſaid Truſtees of each reſpective Diſtrict, or to their Treaſurer; and in order thereunto, it ſhall and may be lawful to and for ſuch Juſtices from Time to Time to ſummon the Surveyor or Surveyors of the Highways for every ſuch Pariſh or Place, to bring in Liſts before ſuch Juſtices, at ſome Place to be expreſſed in ſuch Summons (within Ten Days after the ſerving of ſuch Summons), of the Names of the ſeveral Perſons who within ſuch Pariſh or Place are by Law ſubject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Compoſition for ſuch Statute Work, diſtinguiſhing the Nature of the Work to be done, whether with Teams or Draughts, or otherwiſe, and alſo the Amount of the reſpective Sums to be paid; which Liſts of Names ſhall be made in ſuch Manner, and under ſuch Regulations and Reſtrictions, as is, are, or may be directed by any Law or Statute in Force and Effect for the Repair of the Public Highways; and out of ſuch Liſts ſuch Juſtices ſhall and may allot, appoint, and order ſuch and ſo many of the Perſons who ſhall appear to be ſubject and liable to do Statute Work as aforeſaid, to do ſuch Number of Days Statute Work in every Year upon the Roads reſpectively, as the ſaid Juſtices ſhall think reaſonable, and the ſame ſhall be done on ſuch Days, and at ſuch Times, (not being Hay-time or Harveſt) and on ſuch Parts of the ſaid Roads as the ſaid Truſtees reſpectively or their reſpective Surveyor or Surveyors ſhall from Time to Time order, direct, and appoint; and the ſaid Juſtices ſhall and may alſo order and direct the Perſons who by ſuch Liſts ſhall appear to be ſubject and liable to the Payment of any Money in lieu of, or as a Compoſition for Statute Work as aforeſaid, to pay ſuch Proportion thereof, as the ſaid Juſtices ſhall think proper, to the ſaid Truſtees reſpectively, or their Treaſurer, at ſuch Time or Times as the ſaid Juſtices ſhall direct; and in Default of Payment thereof, the ſame ſhall and may be recovered by Diſtreſs and Sale of the Goods and Chattels of the reſpective Perſons liable to the Payment thereof, in like Manner as any Penalty is by the ſaid recited Act authorized or directed to be recovered; and each and every Perſon who ſhall neglect or refuſe to do ſuch Statute Work as aforeſaid, (after Notice in Writing given to or left for him, her, or them, at his, her, or their laſt or uſual Place or Places of Abode for that Purpoſe, ſigned by the Surveyor or Surveyors to the ſaid Truſtees), ſhall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horſe or Horſes, Beaſt or Beaſts, to be provided by him, her, or them, be ſubject and liable to ſuch Pains, Penalties, and Forfeitures, as ſuch Perſon or Perſons may be ſubject or liable to by any Law or Statute in Force and Effect for the Repair of the Public Highways; and if any Perſon who ſhall come to work as a Labourer, or who ſhall be ſent with any Team or Draught to work on the ſaid reſpective Roads, ſhall be found idle or negligent by any Surveyor to the ſaid Truſtees, ſuch Surveyors reſpectively are hereby empowered to remove and turn off the Perſon who ſhall be

found idle or negligent as aforesaid; and in that Case every such Person shall be subject and liable to the respective Forfeitures and Payments aforesaid, as if he had neglected or refused to come, or such Team or Draught had not been sent to work on any Part of the said Roads; all which Forfeitures shall be paid to the Treasurer to the said Trustees respectively, and applied towards amending the said Roads respectively; and in case the said Surveyor or Surveyors of the Highways for any of the said Parishes or Places shall refuse or wilfully neglect to give in such Lists as aforesaid, or shall knowingly or wilfully give in false or imperfect Lists, every such Surveyor so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Expences of this Act.

XVI. And be it further enacted, That the Costs, Charges, and Expences of obtaining and passing this Act, shall be defrayed in equal Shares between the First and Second Districts of the said Roads in the said recited Act mentioned, that is to say, One Moiety of the said Expences to be paid by the Trustees of the said First District, and the other Moiety by the Trustees of the said Second District; and that the said Charges and Expences shall be paid and discharged out of the Money already collected or received, or to be collected or received by virtue of the said Act, or this Act, in Preference to all other Payments whatsoever.

Public Act.

XVII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

Commencement and Continuance of the Act.

XVIII. And be it further enacted, That this Act shall commence on the Day of the passing thereof, and that the said recited Act (subject to the Alterations and Additions herein-before contained) and this Act shall continue and be in force, and be executed for and during the Residue now to come of the Term granted by the said recited Act, and from the Expiration thereof for and during the further Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1813.