ANNO QUADRAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 31.

An Act for making, amending, altering, widening, improving, and keeping in Repair, the Road leading from the North or North-West End of a certain Street called *Lower Water Street*, in the Town of *Carmarthen*, in the County of the Borough of *Carmarthen*, through the Village of *Conwill Elvet* in the Parish of *Conwill Elvet*, and through the Village of *Velindre Shinkin* in the Parish of *Penboir*, to the Town of *Newcastle Emlyn* in the Parish of *Cenarth*, and several other Roads in the County of *Carmarthen*. [22d *April* 1803.]

WHEREAS the Road leading from the North or North-West End of a certain Street called *Lower Water Street*, in the Town of *Carmarthen*, in the County of the Borough of *Carmarthen*, to the Village of *Conwill Elvet* in the Parish of *Conwill Elvet*, and from thence through the Village of *Velindre Shinkin* in the Parish of *Penboir*, and also by or over *Bwlchdommen* to the Town of *Newcastle Emlyn*, in the Parish of *Cenarth*, in the County of *Carmarthen*; and also the

Road leading from the ſaid Village of *Conwill Elvet*, to a certain Bridge called *Twelly Bridge*, in the Pariſh of *Llangeller*; and alſo the Road leading from the ſaid Village of *Velindre Shinkin*, by *Henllan Bridge*, to the ſaid Town of *Newcaſtle Emlyn*; and alſo the Road leading from *Henllan Bridge* aforeſaid to *Twelly Bridge* aforeſaid; and alſo the Road leading from the ſaid Town of *Newcaſtle Emlyn* to *Cenarth Bridge*, in the Pariſh of *Cenarth*; and alſo the Road leading from the ſaid Town of *Newcaſtle Emlyn* to *Pontarſelly Bridge*, in the ſaid Pariſh of *Cenarth*; and alſo the Road leading from the ſaid Town of *Newcaſtle Emlyn* to *Cych Bridge*, in the ſaid Pariſh of *Cenarth*; (which ſaid ſeveral Roads, ſome or One of them, lead through the Pariſh of *Saint Peter*, in the County of the Borough of *Carmarthen*, and the ſeveral Pariſhes of *Newchurch*, *Merthyr*, *Conwill Elvet*, *Abernant*, *Cilrhedin*, *Cenarth*, *Llangeller*, and *Penboir*, in the ſaid County of *Carmarthen*) are much out of Repair, narrow, and incommodious, and cannot be effectually formed, amended, turned, altered, widened, improved, and kept in Repair by the ordinary Courſe of Law: 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 *William Owen Brigstocke*, *Richard Braithwaite*, *John Howell Bevan*, *Thomas Beynon* Clerk, *Thomas Bowen* Clerk, *Thomas Beynon*, *John Browne*, *Thomas Bowen*, *David Davies*, *David Davies* Doctor of Phyſick, *Evan Davies*, *Thomas Griffiths* Clerk, *Ambroſe Goddard*, *John Hammet*, *John Hughes*, *David Jeremy*, *Morgan Jones*, *William Lewes*, *David Edward Lewes Lloyd*, *Thomas Lloyd*, *John Lloyd* Clerk, *William Lewis*, *John Morgan*, *Thomas Morgan*, *Charles Morgan*, *William Morris*, *Thomas Morris*, Sir *William Paxton*, *John George Philipps*, *Llewellyn Parry*, *David Saunders*, *David William Stephenſon*, *Thomas Taylor*, *David Thomas*, *Edward Thomas*, *Nathaniel Thomas*, *Thomas Thomas*, *John Vaughan*, *James Hamlyn Williams*, *Lloyd Williams*, *Edward Walſh*, and *Daniel Williams*, and their Succeſſors to be elected in Manner herein-after mentioned, ſhall be and they are hereby appointed Truſtees for making, amending, turning, altering, widening, improving, and keeping in Repair the ſeveral Roads herein-before mentioned and deſcribed, and for otherwiſe putting this Act in Execution.

Truſtees Names.

II. And be it further enacted, That when and as often as any of the ſaid Truſtees hereby appointed, or to be elected in Manner herein-after mentioned, ſhall die, or by Writing under his or their Hand or Hands, refuſe to act in the Execution of this Act, it ſhall be lawful for the ſurviving or remaining Truſtees, or any Five or more of them, from Time to Time, to elect and appoint One other fit Perſon reſiding or having an Eſtate in the ſaid County of *Carmarthen*, or County of the Borough of *Carmarthen*, to be a Truſtee in the Room of each Truſtee dying or refuſing to act as aforeſaid, provided that Seven Days publick Notice of the Meeting for every ſuch Election be given, by affixing the ſame on all the Turnpikes which ſhall be then ſtanding upon the ſaid Roads; and every Perſon who ſhall be ſo elected and appointed a Truſtee is hereby veſted with the ſame Powers and Authorities for putting this Act in Execution, in all Reſpects, as if ſuch Perſon had been particularly named and appointed a Truſtee in and by this Act.

Chooſing Truſtees on Death, &c.

III. Provided

Qualification of the Truſtees.

III. Provided always, and be it further enacted, That no Perſon ſhall be qualified or capable of acting as a Truſtee, in any Caſe in the Execution of this Act, except in adminiſtering the Oath herein-after mentioned in the Firſt Inſtance (which Oath any Two or more of the Truſtees are hereby empowered to adminiſter), unleſs at the Time of his acting he ſhall be in his own Right, or in the Right of his Wife, in the actual Poſſeſſion and Enjoyment, or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments, of the clear yearly Value of Forty Pounds above Reprizes, or ſhall be Heir Apparent to ſome Perſon or Perſons having an Eſtate in Lands, Tenements, or Hereditaments, of the clear yearly Value of Two hundred Pounds, or ſhall be poſſeſſed of, or entitled to a Perſonal Eſtate alone, or Real and Perſonal Eſtate together, to the Amount or Value of One thouſand Pounds, and until ſuch Perſon (not being Heir Apparent as aforeſaid) ſhall have taken and ſubſcribed an Oath in the Words, or to the Effect following; (that is to ſay),

Truſtees Oath.

'I *A. B.* do ſwear, That I truly am in my own Right [*or*, in the Right of my Wife] in the actual Poſſeſſion and Enjoyment or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments, of the clear yearly Value of Forty Pounds above Reprizes, or poſſeſſed of, or entitled to, a Perſonal Eſtate alone, or Real or Perſonal Eſtate together, to the Amount or Value of One thouſand Pounds.

'So help me GOD.'

Penalty on Perſons acting not being qualified.

And if any Perſon not being qualified as aforeſaid, ſhall nevertheleſs preſume to act as a Truſtee in the Execution of this Act, every ſuch Perſon ſhall for every ſuch Offence forfeit and pay the Sum of One hundred Pounds to any Perſon or Perſons who ſhall inform or ſue for the ſame, to be recovered 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, or Wager of Law, or more than One Imparlance, ſhall be allowed; and the Perſon ſo proſecuted ſhall prove that he is qualified as aforeſaid, or otherwiſe ſhall pay the ſaid Penalty, without any further or other Proof on Behalf of the Proſecutor, than that ſuch Perſon hath acted as a Truſtee in the Execution of this Act: Provided always, that any Mortgagee or Aſſignee of any Mortgage or other Security, or any Lender of Money upon the Credit of any of the Tolls granted by this Act, or receiving Intereſt thereout for the ſame, ſhall not on that Account be deemed unqualified to act as a Truſtee in the Execution of this Act.

Mortgagees may act.

Truſtees may act as Juſtices, but not hold Places of Profit.

IV. Provided alſo, That ſuch of the ſaid Truſtees as are or ſhall be in the Commiſſion of the Peace for the ſaid County of *Carmarthen*, may nevertheleſs act as Juſtices of the Peace in the Execution of this Act, except only in ſuch Caſes where they ſhall be perſonally intereſted; but no Perſon ſhall be capable of acting as a Truſtee in the Execution of this Act, during the Time he ſhall hold any Place of Profit under this Act.

First Meeting of the Truſtees.

V. And be it further enacted, That the ſaid Truſtees, or any Five or more of them, ſhall meet at the Houſe of *Mary Stonehewer*, known by the Sign of *The Boar's Head* in the Town of *Carmarthen*, on the Second Day of *May* One thouſand eight hundred and three, and proceed to the Execution

Execution of this Act, and ſhall then adjourn themſelves from Time to Time, to ſuch Times and Places near the ſaid Roads; as the ſaid Truſtees, or any Five or more of them, ſhall think proper, as often as it ſhall be neceſſary for putting this Act in Execution; and if it ſhall happen that there ſhall not appear at any ſuch Meeting a ſufficient Number of Truſtees to act or adjourn to any other Time and Place (Two Truſtees being always to be deemed ſufficient for the Purpoſe of Adjournment only), then the Clerk to the Truſtees ſhall adjourn the ſaid Meeting to and appoint the Truſtees to meet at the Place where the laſt Meeting was appointed to be held, on that Day Fortnight next after the Day on which ſuch laſt Meeting was appointed to be held, and ſhall cauſe Notice thereof to be affixed on all the Gates or Turnpikes then erected by virtue of this Act, at leaſt Fourteen Days before ſuch Meeting; and no Buſineſs ſhall be begun or proceeded upon at any Meeting of the ſaid Truſtees before Twelve of the Clock in the Forenoon, nor ſhall any Adjournment be made to any later Hour than Four of the Clock in the Afternoon; and the ſaid Truſtees ſhall at all their Meetings defray their own Expences.

For want of ſufficient Number of Truſtees, the Clerk to adjourn the Meeting.

Truſtees to defray their own Expences.

Meetings on Emergencies.

VI. Provided always, and be it further enacted, That if after ſuch Adjournment, it ſhall on any Emergency be thought neceſſary that an earlier Day of Meeting ſhould be appointed than the Day to which ſuch Meeting ſhall have been adjourned, the Clerk or Clerks, by an Order in Writing, ſigned by Two or more of the acting Truſtees (although not aſſembled at a Meeting) mentioning the Time, Place, and Purpoſe of ſuch Meeting, ſhall forthwith give Notice of ſuch earlier Meeting in the Manner herein-before directed, ſuch Time not being leſs than Seven Days after ſuch Notice; and all Proceedings of the Truſtees at ſuch Meetings ſhall be as valid as they would have been in caſe the Truſtees had met in purſuance of an Adjournment.

No Acts, &c. to be valid unleſs done at Meetings.

VII. And be it further enacted, That all Acts, Orders, Reſolutions, Determinations, and Proceedings of the ſaid Truſtees, or any of them, in the Execution of any of the Powers hereby granted, ſhall be entered in a Book or Books to be kept for that Purpoſe, and ſigned by the Truſtees making the ſame, at ſome Meeting or Meetings to be held in purſuance of this Act; and that no ſuch Act, Order, Reſolution, or Determination ſhall be valid, unleſs ſo made, entered, and ſigned at ſuch Meeting, and unleſs the Majority of the Truſtees preſent at ſuch Meeting ſhall concur therein, and that no Act, Order, Reſolution, Determination, or Proceeding of the ſaid Truſtees ſo made, entered, and ſigned as aforeſaid, ſhall afterwards be altered, revoked, or ſet aſide, by any ſubſequent Order of the ſaid Truſtees, unleſs at ſome publick Meeting to be held for that Purpoſe (of which Meeting publick Notice ſhall be given, by affixing the ſame on all the Turnpike Gates which ſhall be then ſtanding upon the ſaid Roads, Ten Days at leaſt before ſuch Meeting), nor unleſs Nine or more of the ſaid Truſtees ſhall concur therein; which Book or Books, and alſo the Book or Books herein-after directed to be kept for regiſtering Mortgages and Aſſignments, or Tranſcripts thereof, ſhall be admitted as Evidence in all Courts whatſoever.

Officers to be appointed.

VIII. And be it further enacted, That the ſaid Truſtees, or any Five or more of them, ſhall and may from Time to Time, by Writing under their Hands, appoint One or more Clerk or Clerks, Treaſurer or Treaſurers, Collector

Collector or Collectors of the Tolls, and a Surveyor or Surveyors of the said Roads, and such other Officers as they the said Trustees shall think necessary, and from Time to Time remove any such Officer or Officers; and on the Death or Deaths, Removal or Removals of such Officer or Officers, may appoint others in their Stead, but Ten Days Notice shall be given in Manner aforesaid of every Meeting where any such Appointment shall be made, after the First Meeting of the said Trustees; and the said Trustees or any Five or more of them, shall and may, and are hereby authorized and empowered, by and out of the Monies arising by virtue of this Act, to pay such Salaries, and make such Allowances to such Officers and other Persons employed, for their Services in or about the making, repairing, amending, turning, improving, and keeping in Repair the said Roads, or any Part thereof, or otherwise, in putting this Act in Execution, as they the said Trustees, or any Five or more of them, shall think reasonable.

Treasurers to give Security.

XI. And be it further enacted, That the said Trustees, or any Five or more of them, shall and they are hereby authorized and required to take such Security from the Treasurer or Treasurers, and Collectors and Receivers of the Tolls, to be appointed for the Purposes of this Act, for the due Execution of his or their Office or Offices, as to the said Trustees, or any Five or more of them, shall seem meet; and that no Person shall be capable of holding any Place of Profit under this Act, who shall sell Wine, Cyder, Beer, Ale, or Spirituous Liquors by Retail.

No Victualler to hold a Place of Profit.

Officers to account on Oath.

X. And be it further enacted, That all such Officers, and all other Persons, shall from Time to Time, when thereunto required by the said Trustees, or any Five or more of them, deliver to such Trustees, or to such Person or Persons as they shall respectively 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 Purposes the same, and every Part thereof, hath been disposed of, together with proper Vouchers and Receipts for such Payments, and shall verify the Accounts upon Oath (which Oath any Two of the said Trustees are hereby empowered to administer) and such Officers and Persons shall, and they are hereby respectively required to pay all such Monies, as upon the Balance of such Account or Accounts, shall appear to be in their or any of their Hands, to such Person or Persons as the said Trustees shall appoint to receive the same; and if any of the said Officers or Persons shall refuse or neglect to render and give such Accounts as aforesaid, or to produce and deliver up the said Vouchers and Receipts relating to the same, or to verify the Articles thereof on Oath, or to pay the Balance in their Hands when thereunto required in Manner aforesaid; or if such Officers or Persons shall refuse or neglect to deliver up to the said Trustees, or to such Person or Persons as they shall appoint, within Seven Days after being thereunto required by the said Trustees, all Books, Accounts, Papers, and Writings in their respective Custody or Power, anywise relating to the Execution of this Act, or to the said Roads, and Complaint shall be made of any such Neglect or Refusal to any Justice of the Peace for the County or Place where the Officer or Officers, Person or Persons, so neglecting or refusing shall live and reside, by any Five or more of the said Trustees, or by any Person or Persons on

their Behalf, ſuch Juſtice may and is hereby authorized and required to ſummon ſuch Officer or Officers, Perſon or Perſons, to appear before him, and upon his or their appearing, or not appearing, 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 Truſtees might have done; and if 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 ſo 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, by a Warrant or Warrants under his Hand and Seal, to cauſe ſuch Money to be levied by Diſtreſs 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 levying the ſame, or if ſuch Officer or Officers, Perſon or Perſons, ſhall not appear before the ſaid Juſtice at the Time and Place by him appointed for that Purpoſe (except for ſome reaſonable Excuſe) or if appearing, ſhall refuſe or neglect to give and deliver to the ſaid Juſtice an Account or Accounts of the Receipts and Payments as aforeſaid, or to verify the Truth of ſuch Accounts, or of the Articles thereof, upon Oath as aforeſaid, or to produce and deliver up to the ſaid Juſtice the ſeveral Vouchers and Receipts relating to ſuch Accounts reſpectively, or the Books, Accounts, Papers, and Writings in their Cuſtody or Power, relating to the Execution of this Act, or to the ſaid Roads, then and in either of the ſaid Caſes the ſaid Juſtice may and 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 of the County or Place where he or they ſhall live and reſide, there to remain, without Bail or Mainprize, until he or they ſhall have delivered in and ſettled his or their Accounts, and 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 their reſpective Hands, and the reaſonable Charges of ſuch Diſtreſs as ſhall in that Reſpect have been made, or until he or they ſhall have compounded with the ſaid Truſtees for the ſame, and paid the Compoſition Money to the ſaid Truſtees, or any Five or more of them, or ſuch Perſon or Perſons as they ſhall appoint to receive the ſame (and which Compoſition the ſaid Truſtees, or any Five or more of them, are hereby in ſuch Caſe empowered to make) or until he or they ſhall deliver up ſuch Books, Accounts, Papers, and Writings as aforeſaid, or have given Satisfaction in reſpect thereof to the ſaid Truſtees, or any Five or more of them; but no ſuch Officer or other Perſon who ſhall be committed on account of his not having ſufficient Goods and Chattels as aforeſaid, ſhall be detained in Priſon for any longer Time than Twelve Calendar Months.

Truſtees to appoint temporary Collectors.

XI. And be it further enacted, That when and as often as any Collector or Receiver of the Tolls ſhall neglect or be incapable of performing his Duty, or ſhall abſcond or abſent himſelf, any Five or more of the ſaid Truſtees, though not aſſembled at a Meeting of the Truſtees appointed by virtue of this Act, ſhall and may lawfully diſcharge ſuch Collector or Receiver; and in ſuch Caſe, and alſo if any ſuch Collector or Receiver

ſhall

ſhall die, ſuch Truſtees as aforeſaid ſhall and may nominate and appoint a proper Perſon to be a Collector or Receiver of the Tolls, to continue to the then next Meeting of the Truſtees, which Perſon ſo nominated and appointed ſhall have the like Power and Authority, and be anſwerable and accountable in the ſame Manner, and in all Reſpects, as the Perſon who ſhall die or be diſcharged would have had or been ſubject to; and that if any Collector or Receiver of the ſaid Tolls, who ſhall be diſcharged from his ſaid Office by virtue of this Act, or the Wife or Widow, or any of the Children, Family, or other Repreſentatives of any Collector or Receiver who ſhall die or be diſcharged, or any other Perſon, ſhall refuſe to deliver up the Poſſeſſion of any Toll Houſe or Building to be erected or ſet up by virtue of this Act, for the Space of Three Days after Demand thereof made, and Notice in Writing given for that Purpoſe, by any Two or more of the ſaid Truſtees, or by their Clerk or Clerks, Treaſurer or Treaſurers, 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 where ſuch Toll Houſe or Building ſhall be ſituated, by Warrant under his or their Hand and Seal, or Hands and Seals, to order any Conſtable or other Peace Officer for 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 Perſon or Perſons who ſhall be found therein, together with his, her, or their Goods, out of the ſame, and to put the ſaid Truſtees, or any Two or more of them, or their new appointed Officer, into the Poſſeſſion thereof.

Truſtees empowered to erect Turnpikes, and take Tolls.

XII. And be it further enacted, That the ſaid Truſtees, or any Two or more of them may, and are hereby authorized and empowered, to cauſe to be erected ſuch and ſo many Toll Gates or Turnpikes in, upon, or acroſs the ſaid Roads, or any Part or Parts thereof, and alſo upon the Sides thereof, or acroſs any Lane or Way leading into the ſame, as they ſhall think proper; and the ſaid Truſtees, or any Five or more of them, may, and are hereby authorized and empowered, to cauſe to be erected a Toll Houſe adjoining to or near each Turnpike, with Outbuildings ſuitable thereto, and to take in and incloſe ſufficient Ground for Garden Spots for each Toll Houſe, as they the ſaid Truſtees, or any Five or more of them, ſhall think proper and direct; and the reſpective Tolls following ſhall be demanded and taken at each and every of the ſaid Toll Gates or Turnpikes, before any Horſe, Cattle, or Carriage, ſhall be permitted to paſs through the ſame; (that is to ſay),

Tolls.

For every Coach, Berlin, Landau, Chariot, Chaiſe, Calaſh, Chair, Caravan, Hearſe, or Litter, drawn by Six Horſes, Mares, Geldings, or Mules, the Sum of Three Shillings; and drawn by Four Horſes, Mares, Geldings, or Mules, the Sum of Two Shillings; and drawn by Two Horſes, Mares, Geldings, or Mules, the Sum of One Shilling; and drawn by One Horſe, Mare, Gelding, or Mule, the Sum of Sixpence:

For every Horſe, Mare, Gelding, Mule, Aſs, or other Beaſt, drawing any Waggon, Wain, Cart, or other Carriage, (except as herein-after is excepted) the Sum of Three-pence:

For every Horſe, Mare, Gelding, Mule, or Aſs, laden or unladen, and not drawing (except as herein-after is excepted) the Sum of One Penny:

For

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of Tenpence *per* Score, and so in Proportion for any less Number:
For every Drove of Calves, Hogs, Sheep, or Lambs, the Sum of Fivepence *per* Score, and so in Proportion for any less Number.

Penalty on refusing to pay Tolls.

Which said respective Sums of Money shall be demanded and taken in the Name of or as Toll, and shall be and are hereby vested in the said Trustees, and shall be applied as herein-after is directed; and if any Person or Persons subject to the Payment of any of the said Tolls shall after Demand thereof made, neglect or refuse to pay the same, it shall be lawful for the Person or Persons appointed to collect such 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 Horses or other Cattle or Beasts, together with their Bridles, Saddles, Gears, Harness, Accoutrements, or a sufficient Part thereof; and if such Tolls and the reasonable Charges of such Seizure and Distress shall not be paid within the Space of Four Days after such Seizure and Distress made, the Person or Persons so distraining, shall and may sell the Horse or Horses, Cattle, or other Things so distrained, or a sufficient Part thereof, returning the Overplus (if any be) and what shall remain unsold, upon Demand to the Owner thereof, after such Tolls and reasonable Charges for making such Seizure and Distress, and keeping and selling the same, shall be deducted and paid.

Disputes concerning Tolls to be settled by a Justice.

XIII. Provided always, and be it further enacted, That if any Dispute shall happen about the Quantity of Tolls due, or the Charges of keeping any Distress, it shall be lawful for the Collector or Person distraining to retain the same, or the Money arising by Sale thereof, as the Case may happen, until the Quantity of the Tolls due, and Charges of making such Distress, and of keeping and selling the same, shall be ascertained by some Justice of the Peace of the County or Place, who upon Application made to him for that Purpose, shall examine the said Matter upon Oath of the Parties or other Witness or Witnesses, and determine the Quantity of the Tolls due; and also assess the Charges of such Distress, keeping, and Sale, and also of the Collector's Attendance for that Purpose on the said Justice; all which Sums so determined or assessed, shall be paid to the said Collector or other Person, before he shall be obliged to return the Distress, or the Overplus after the Sale thereof, or of any Part thereof.

Collectors of Tolls competent Witnesses.

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

Lime, Coal, and Turf, only Half Tolls during certain Months.

XV. Provided always, and be it further enacted, That every Horse or other Beast, Cart or other Carriage, laden with Lime, Coal, Turf, or Peat only, or returning unladen, having delivered such Lime, Coal, Turf, or Peat, or going empty for Lime, Coal, Turf, or Peat, shall be liable to One Half of the respective Tolls hereby granted, and no more,

for paſſing or repaſſing at any Time or Times with the ſame Horſe, Cattle, or Carriage, through all or any of the ſaid Gates or Turnpikes to be erected upon the ſaid Roads, or on the Sides thereof, during the Months of *March*, *April*, *May*, *June*, *July*, *Auguſt*, and *September* in every Year; and that no more than the ſaid Half Toll ſhall be demanded or taken for any Horſe, Beaſt, or Carriage, going for or returning after having delivered One and the ſame Load of Lime, Coal, or Turf, notwithſtanding ſuch Horſe, Beaſt, or Carriage ſhall not go and return the ſame Day.

No more than Two Tolls to be paid each Day.

XVI. And be it further enacted, That no Perſon ſhall be ſubject or liable to pay more than Two Tolls in any One Day, to be computed from Twelve of the Clock in One Night to Twelve of the Clock in the ſucceeding Night, for paſſing and repaſſing with the ſame Horſes, Cattle, Beaſts, or Carriages, through all or any Gate or Turnpike Gates or Turnpikes to be erected by virtue of this Act; but that all and every Perſon and Perſons having paid the ſaid Two Tolls in the Whole, and ſuch Perſon producing a Ticket denoting that the reſpective Toll hath been paid on that Day (which Ticket the Collectors of the Tolls are hereby required to deliver *gratis*), ſhall paſs and repaſs the ſame Day with the ſame Horſes, Cattle, Beaſts and Carriages Toll-free, through all the Turnpikes or Toll Gates to be erected on the ſaid Road by virtue of this Act.

Penalty on evading the Tolls.

XVII. And be it further enacted, That if any Perſon or Perſons ſhall, with any Cattle or Carriage, paſs through any Land, Ground, or Place (not being a publick Highway) adjoining to or lying near any of the ſaid Roads; or if any Owner or Occupier of any ſuch Land, Ground, or Place, ſhall knowingly or wilfully permit or ſuffer any Perſon or Perſons, with any Cattle or Carriage whatſoever, to paſs through the ſame, whereby the Payment of any of the ſaid Tolls ſhall be evaded; or if any Perſon or Perſons ſhall give to or receive from any Perſon or Perſons, other than the Perſon or Perſons appointed to collect the ſaid Tolls, any Note or Ticket by this Act directed to be given by the Collectors of the ſaid Tolls, or ſhall forge or counterfeit any ſuch Note or Ticket, or make uſe of any ſuch forged or counterfeited Note or Ticket, knowing the ſame to have been forged or counterfeited, whereby the Payment of the ſaid Tolls, or any Part thereof, ſhall be evaded; or if any Perſon or Perſons ſhall forcibly paſs through any of the ſaid Turnpikes with any Horſe, Carriage, or other Cattle, without Payment of the Tolls for the ſame, or ſhall take off or cauſe to be taken off any Horſe, or other Cattle, from any Carriage; or ſhall leave or cauſe to be left upon or near any Part of the ſaid Roads, any Carriage, Horſe, or other Cattle, or any Goods, or ſhall do any other Act in order or with Intent to evade the Payment of the ſaid Tolls, or any Part thereof, every Perſon ſo offending in any of the Caſes aforeſaid ſhall for every ſuch Offence forfeit the Sum of Forty Shillings, One Moiety whereof ſhall be paid to the Informer or Informers, and the other Moiety ſhall be applied towards the Purpoſes of this Act.

Exemptions from Toll.

XVIII. Provided always, and be it further enacted, That no Perſon or Perſons ſhall be charged with any of the Tolls aforeſaid for paſſing through any of the Toll Gates or Turnpikes to be erected by virtue of this Act, with any Horſe, Cattle, or Carriage, going empty for, or carrying

rying or conveying, or returning empty, after having drawn or carried any Materials for repairing the ſaid Roads, or for amending any of the Highways within the Pariſhes or Townſhips in which the Roads directed to be repaired by this Act do lie, or for any Mould, Manure, or Compoſt, of any Nature or Kind whatſoever, for manuring of any Garden, or other Land or Ground; or for Hay, Straw, or Corn in the Straw, not ſold or diſpoſed of, or for any Ploughs, Harrows, or other Implements of Huſbandry, or for any other Thing whatſoever uſed or employed in Huſbandry, or in the manuring or ſtocking of Land, nor for any Horſe or Horſes, or other Cattle, going to or from Water, Paſture, Plough, or other Work in Huſbandry, or going to or returning from any Smith or Blackſmith's Shop to be ſhoed, or for any Horſes or Carriages, or Paſſengers on Horſeback, going to or returning from any Election of a Knight of the Shire or Member to ſerve in Parliament for the County, or County of the Borough of *Carmarthen*; nor ſhall any Toll be demanded or taken of or from any Rector, Vicar, or Curate, going to or returning from Church or other Place of Divine Worſhip, or viſiting the Sick, or from any Perſon going to or returning from Church or other Place of Divine Worſhip, ſituate in the Pariſh in which ſuch Perſon ſhall dwell, upon *Sundays* or any other Day on which Divine Worſhip is ordered by Authority to be celebrated; or any Perſon going to or returning from the Funeral of any Perſon who ſhall die and be buried in any Pariſh or Place in which the ſaid Roads do or ſhall lie; nor ſhall any Toll be demanded or taken for any Horſes or Carriages employed in carrying the Mails of Letters or Expreſſes under the Authority of His Majeſty's Poſt Maſter General, either in going or returning, full or empty; nor for any Horſes belonging to Officers or Soldiers upon their March or upon Duty, or for any Horſes, Cattle, or Carriages, employed in carrying or conveying the Arms or Baggage of any ſuch Officers or Soldiers, or in carrying any ſuch Officers or Soldiers wounded or diſabled; or for any Horſes or Carriages employed in carrying or conveying Vagrants ſent by legal Paſſes; 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 Five Pounds nor leſs than Forty Shillings: Provided always, that no Toll ſhall be demanded or taken for any Horſe, Cattle, or Carriage, which ſhall not go more than Three hundred Yards upon the ſaid Roads.

No Toll, if not going more than 300 Yards.

Truſtees may compound for Tolls.

XIX. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees, or any Five or more of them, from Time to Time, as often as they ſhall think fit, to compound with any Perſon or Perſons (except Common Carriers) who uſually reſide within Two Miles of any Gate or Turnpike, Side Gate or Side Gates, to be erected upon the ſaid Roads, for paſſing through ſuch Gates or Turnpikes with any Horſe, Cattle, or Carriage, for any Sum of Money for or in lieu of the Payment of the Tolls hereby granted; which Compoſition Money ſhall be always paid in Advance to the ſaid Truſtees, or any Five or more of them, or to ſuch Perſon or Perſons as they ſhall appoint to receive the ſame, and ſhall be applied in the ſame Manner as the Tolls are in and by this Act directed to be applied.

May leſſen the Tolls.

XX. And be it further enacted, That the ſaid Truſtees, or any Nine or more of them, ſhall and may, and they are hereby authorized and empowered,

powered, from Time to Time, with the Conſent of the Perſon or Perſons entitled to Two-thirds of the Money which ſhall be then due upon the Credit of the ſaid Tolls, to leſſen or reduce, and to vary and alter the ſeveral Tolls hereby granted and made payable, and to raiſe the ſame again, or any Part thereof, and to order and direct the ſame to be collected, received, and taken, in ſuch Manner, Parts, and Proportions as they ſhall think fit, ſo that the ſame ſhall never exceed the Tolls hereinbefore granted; any Thing herein contained to the contrary notwithſtanding.

Truſtees may let the Tolls.

XXI. And be it further enacted, That the ſaid Truſtees, or any Five or more of them, upon Six Days Notice, to be given upon all the Turnpikes then erected on the ſaid Roads, may at any Time during the Continuance of this Act, let to farm, or demiſe, all the Tolls hereby granted, or any Part thereof, to any Perſon or Perſons who ſhall be willing to take or farm the ſame from Year to Year, or for any Term of Years not exceeding Three Years at any One letting, upon publick Bidding, to the higheſt Bidder, and for the beſt Price ſuch Truſtees can get for the ſame, payable at ſuch Times and in ſuch Manner, and under ſuch Covenants, and with ſuch Sureties for the Payment thereof, as the ſaid Truſtees, or any Five or more of them, ſhall think reaſonable; which Money ſo to be paid ſhall be applied and diſpoſed of as the Tolls granted by this Act are directed to be applied and diſpoſed of.

Turnpikes to be veſted in Truſtees.

XXII. And be it further enacted, That the Right and Property of all the Turnpike Gates, Bars, Rails, and Fences, Toll Houſes and Buildings, which ſhall be erected by virtue of this Act with their Appurtenances, and of the Materials for building or repairing the ſame, and for completing and repairing the ſaid Roads, and all other Materials collected or made uſe of for the Purpoſes of this Act, ſhall be and are hereby veſted in the ſaid Truſtees, and they, or any Five or more of them, are hereby authorized and empowered to diſpoſe of the ſame as they ſhall think proper; and to bring or cauſe to be brought any Action or Actions in the Name or Names of any Five or more of them, or in the Name of their Treaſurer or Treaſurers, Clerk or Clerks, or Surveyor or Surveyors, or to prefer or cauſe to be preferred any Bill or Bills of Indictment againſt any Perſon or Perſons who ſhall ſteal, take away, break, or damage the ſame, or any Part or Parts thereof, or diſturb them or their Agents or Servants in the Poſſeſſion thereof.

For borrowing Money.

XXIII. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees, or any Five or more of them, at their firſt or any ſubſequent Meeting, to borrow and take up at Intereſt, upon the Credit of the Tolls payable by virtue of this Act, ſuch Sum or Sums of Money as they ſhall think proper, and to mortgage and aſſign the ſaid Tolls, or any Part or Parts thereof, and the Turnpike Gates and Toll Houſes for collecting the ſame (the Coſts and Charges of ſuch Mortgages to be paid out of ſuch Tolls reſpectively) to any Perſon or Perſons, or their Truſtees, who ſhall advance or lend their Monies thereon, for any Time or Term during the Continuance of this Act, as a Security or Securities for the ſeveral Sums of Money that ſhall be borrowed, and the Intereſt thereof as aforeſaid,

by

by the following Words, under their Hands and Seals, or by any other Words to the like Effect; *(videlicet)*,

Form of Assignment.

'BY virtue of an Act passed in the Forty-third Year of the Reign of His Majesty King *George* the Third, intituled, [*Here set forth the Title of this Act*] We of the Trustees for the said Roads, in Consideration of the Sum of to the Treasurer or Treasurers of the said Roads in Hand paid, do grant, bargain, sell, and demise unto *A. B.* his Executors, Administrators, and Assigns, such Proportion of the Tolls arising from the said Roads, and of the Turnpike Gates and Toll Houses for collecting the same, as the said Sum of doth or shall bear to the whole Sum due and owing on the Credit thereof, or charged upon the Term of the said Act, to be had and holden from this Day of in the Year of our Lord and during the Continuance of the said Act, unless the said Sum of with Interest at the Rate of Five Pounds *per Centum per Annum*, shall be sooner paid and satisfied.'

And that Copies of all such Mortgages and Assignments shall be entered in a Book or Books to be kept for that Purpose by the Clerk or Clerks to the said Trustees.

Mortgagees may assign.

XXIV. And be it further enacted, That all and every Person and Persons to whom any such Mortgage or Mortgages, or Assignment or Assignments of the Tolls shall be made as aforesaid, or who shall be entitled to the same, is and are hereby empowered, from Time to Time, to assign over or transfer such Security or Securities, or any Share thereof, and all or any Part of the Monies due thereon, to any Person or Persons whomsoever, by signing an Instrument to be annexed to such Security, or by Indorsement on the same, in the following Words, or Words to the like Effect; (*videlicet*),

Form of Transfer.

'I, *A. B.* do hereby transfer the within Mortgage [*If by Indorsement, or if by a separate Instrument*, a certain Mortgage] bearing Date the Day of of the Tolls arising on the Roads to be made, amended, altered, widened, improved, and kept in Repair, by virtue of an Act passed in the Forty-third Year of the Reign of King *George* the Third, intituled, [*Insert the Title of this Act*] and all my Right and Title to the Principal Money and Interest thereby secured, unto *C. D.* his Executors, Administrators, and Assigns.

'Dated this Day of

A. B.'

All which Transfers shall be produced or notified to the Clerk or Clerks to the said Trustees, within Thirty Days after the Date thereof, who shall cause an Entry or Memorial to be made thereof in the before mentioned Book or Books, specifying the Dates and the Names, Additions, and Places of Abode of the several Parties, and the Sum or Sums of Money therein transferred, for which the said Clerk or Clerks shall be paid the Sum of Two Shillings and no more, by the Person or Persons to whom such respective Transfers shall be made, which said Book or Books

Books ſhall and may be inſpected at all ſeaſonable Times by any Perſon or Perſons whomſoever, and the Sum of One Shilling and no more, ſhall be paid to ſuch Clerk or Clerks for every ſuch Inſpection; and after ſuch Entry made, but not till then, every ſuch Transfer ſhall entitle ſuch Aſſignee, his, her, and their Executors, Adminiſtrators, and Aſſigns, to the Benefit thereof, and Payment thereon, and ſuch Aſſignees may in like Manner aſſign again, and ſo *toties quoties*; and it ſhall not be in the Power of any Perſon who ſhall have made any ſuch Transfer to make void, releaſe, or diſcharge the original Mortgage or Aſſignment, or any Monies due thereon.

All Creditors to be deemed equal in Degree.

XXV. And be it further enacted, That no Preference ſhall be given to any Perſon or Perſons advancing any Sum or Sums of Money upon the Credit of this Act, his, her, or their Aſſignee or Aſſignees, in reſpect to Priority of the Mortgage or Aſſignment, or of advancing ſuch Sum or Sums of Money; but that all Perſons to whom any ſuch Mortgages or Aſſignments ſhall be made, as aforeſaid, his, her, and their Aſſignee or Aſſignees, ſhall be (in Proportion to the Sum or Sums therein mentioned) Creditors on this Act, and in equal Degree One with another.

For getting Materials to repair the Roads.

XXVI. And be it further enacted, That it ſhall be lawful for the Surveyor or Surveyors of the ſaid Roads, and all ſuch other Perſons as he or they ſhall appoint, to ſearch for, dig, gather, and take away any Stones, Gravel, Sand, or other Materials for making, amending, altering, widening, improving, or repairing the ſaid Roads, out of any Waſte or Common, River or Brook, in any Pariſh, Hamlet, or Place in, adjoining to, or lying near the ſaid Road, or in any neighbouring Pariſh, Hamlet, or Place, without paying any Thing for the ſame, they the ſaid Surveyor or Surveyors, or other Perſon or Perſons, filling up the Pits or Quarries, levelling the Ground, or ſloping the Banks where ſuch Materials ſhall be taken, or railing or fencing off ſuch Pits or Quarries, ſo that the ſame may not be dangerous to Paſſengers or Cattle; and if ſufficient Quantities of Materials cannot be had or found in or upon any ſuch Waſte or Common, River or Brook, then and in ſuch Caſe the Surveyor or Surveyors, or other Perſons as aforeſaid, may by Order from the ſaid Truſtees, or any Five or more of them, ſearch for, dig, gather, and take away any ſuch Materials in and out of the Lands, Fields, or Grounds of any Perſon or Perſons where the ſame may be had or found, ſuch Lands, Fields, or Grounds, not being a Garden, Orchard, Yard, Park, Paddock, Walk or Walks, or Avenue to a Houſe, or any Piece of Ground planted and ſet apart as a Nurſery for Trees, making or tendering ſuch Satisfaction for the Damages done to the Owners and Occupiers of ſuch Lands, Fields, or Grounds, where and from whence the ſame ſhall be dug, gathered, and carried away, or over which the ſame or any other Materials for making, repairing, diverting, widening, and improving the ſaid Road, ſhall be carried, as the ſaid Truſtees, or any Five or more of them, ſhall adjudge reaſonable; and in caſe of any Difference between the ſaid Truſtees, Surveyors, or other Perſons employed as aforeſaid, and the ſaid Owners or Occupiers, or any of them, concerning ſuch Payments and Damages, any One or more Juſtice or Juſtices of the Peace acting for the County or County of the Borough wherein ſuch Fields, Lands, and Grounds ſhall lie, ſhall and may, on Seven Days Notice thereof being given in Writing by the ſaid Surveyor or Surveyors, Owner

Private Grounds.

or Owners, Occupier or Occupiers, or by them to the ſaid Surveyor or Surveyors, or to be left at their reſpective Places of Abode, hear, ſettle, and determine the Matter of ſuch Payment and Damages, and the Judgement or Order of the ſaid Juſtices therein ſhall be final and concluſive to all Parties.

Notice to be given to the Occupiers of Lands before Materials are taken therefrom.

XXVII. Provided always, and be it further enacted, That it ſhall not be lawful for any Surveyor or Surveyors, or any other Perſon or Perſons, under the Authority of this Act, to dig, gather, get, take, or carry away any Materials for the Purpoſes of this Act, out of or from any incloſed Lands or Grounds, until Notice in Writing, ſigned by the Surveyor, ſhall have been given to the Land Owner or his Agent, or to the Occupier of the Premiſes from which ſuch Materials are intended to be taken, or left at the Houſe or laſt or uſual Place of Abode of ſuch Occupier, to appear before the ſaid Truſtees, or any Five or more of them, or any One or more Juſtice or Juſtices of the Peace acting for the County or Place wherein ſuch Premiſes ſhall lie, to ſhew Cauſe why ſuch Materials ſhould not be had from ſuch Lands or Grounds; and in caſe ſuch Land Owner, Agent, or Occupier, ſhall attend purſuant to ſuch Notice, the ſaid Truſtees, or ſuch Juſtice or Juſtices, ſhall, if they think proper, authorize ſuch Surveyors or other Perſons to dig, gather, get, take, and carry away ſuch Materials, at ſuch Time or Times as to ſuch Truſtees, or to ſuch Juſtice or Juſtices, ſhall ſeem proper; and if ſuch Land Owner or Occupier ſhall (except for ſome reaſonable Excuſe) neglect or refuſe to appear by himſelf or herſelf, or Agent, the ſaid Truſtees, or ſuch Juſtice or Juſtices, ſhall and may make ſuch Order therein as they ſhall think fit, as fully and effectually, to all Intents and Purpoſes, as if ſuch Owner or Occupier, or his or her Agent had attended.

Penalty on taking away Materials.

XXVIII. And be it further enacted, That if any Perſon whomſoever ſhall take away any Materials which have been dug or gathered in any Lands, Fields, Grounds, Waſtes, or Commons, Rivers, or Brooks, for the Purpoſes of this Act, or ſhall get or take away any Materials out of any Pit or Quarry which ſhall have been made for the Purpoſe of getting Materials for the ſaid Roads, before the ſaid Surveyors, or their Workmen ſhall have diſcontinued working therein for the Space of Twenty-one Days (except the Owner or Occupier of any private Ground, and Perſons authorized by ſuch Owner or Occupier to get Materials therein for his own private Uſe only, and not for Sale), every Perſon ſo offending ſhall forfeit for every ſuch Offence any Sum not exceeding Forty Shillings nor leſs than Ten Shillings.

For removing Annoyances.

XXIX. And be it further enacted, That it ſhall be lawful for the Surveyor or Surveyors, and ſuch Perſon or Perſons as he or they ſhall appoint, from Time to Time to remove all Annoyances made on any Part of the ſaid Roads by Timber, Stones, Carriages, Saw-pits, Hovels, Filth, Dung, Aſhes, Rubbiſh, Straw, or otherwiſe, and to turn any Watercourſes, Sinks, or Drains, running along, into, or out of the ſaid Roads, to the Prejudice thereof, and to open, ſcour, cleanſe, widen, and make deeper any Watercourſe, or Ditches adjoining or near thereto, and make the ſame as deep and large as he or they ſhall think neceſſary; and to cut down, lop or top any Trees, Branches, Shrubs, or Buſhes growing in the ſaid Roads, or in the Hedges or Banks adjacent thereto; and to take

and

and carry away the ſame reſpectively, and to cut and reduce all ſuch Hedges to the Height of Four Feet, in caſe the Perſons occaſioning ſuch Annoyances ſhall neglect to remove the ſame, or the Owner or Occupiers of the Lands ſhall neglect to open, ſcour, cleanſe, widen, or deepen ſuch Watercourſes or Ditches, or to lop or top, and remove ſuch Boughs, Buſhes, or Lops, and reduce ſuch Hedges in ſuch Manner as the ſaid Surveyor or Surveyors ſhall order and direct, for the Space of Seven Days next after Notice in Writing given for thoſe reſpective Purpoſes, under the Hands of ſuch reſpective Surveyor or Surveyors, the Charges whereof (to be ſettled by the ſaid Truſtees, or any Five or more of them) ſhall be reimburſed to ſuch Surveyor or Surveyors, by ſuch Owners or Occupiers, the ſame to be recovered and applied in ſuch Manner as Penalties and Forfeitures are herein-after directed to be recovered and applied; and ſuch Owners or Occupiers ſo neglecting to open, deepen, and cleanſe ſuch Watercourſes or Ditches, or to cut and reduce ſuch Hedges within the Time aforeſaid, after ſuch Notice given, ſhall likewiſe forfeit for every Foot in Length any Sum not exceeding Twenty Shillings nor leſs than Ten Shillings, over and beſides the Charges to be ſettled as aforeſaid; and if after Removal of any of the ſaid Annoyances, any Perſon ſhall again offend in like Manner, every ſuch Perſon ſhall for every ſuch ſubſequent Offence forfeit any Sum not exceeding Forty Shillings nor leſs than Ten Shillings, over and above the Penalty and Charges above mentioned.

Againſt drawing Timber, except on Wheel Carriages.

XXX. And be it further enacted, That if any Perſon or Perſons ſhall draw or cauſe to be 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 or Stone, which ſhall be conveyed on any Wheel Carriage, to drag or trail upon any Part of the ſaid Roads, to the Prejudice thereof, every ſuch Perſon ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Five Pounds nor leſs than Twenty Shillings.

To make Cauſeways, *etc.* and build or repair Bridges.

XXXI. And be it further enacted, That it ſhall be lawful for the ſaid Surveyor or Surveyors, or ſuch Perſon or Perſons as he or they ſhall appoint or employ (ſuch Surveyor or Surveyors having an Order for that Purpoſe from the ſaid Truſtees, or any Five or more of them), to make or cauſe to be made Cauſeways, and alſo covered or open Drains and Ditches, in and upon or on the Sides of the ſaid Roads, and alſo through any Grounds or Fields lying contiguous thereto, and to ſcour ſuch Ditches and Drains, ſo as effectually to carry off the Water from any Part of the ſaid Roads, and alſo to make or cauſe to be made, a Road through the Grounds or Fields adjoining or lying near to any hollow Way, narrow or ruinous Part of the ſaid Roads (ſuch Ground reſpectively not being the Ground whereon any Houſe or other Building ſtands, or a Garden, Orchard, Yard, Park, Paddock, planted Walk, or Avenue to any Houſe, or any incloſed Ground planted and ſet apart as a Nurſery for Trees), to be made uſe of as a publick Highway, whilſt the old Road is repairing or widening, and until ſuch Time as it ſhall be convenient for Paſſengers and Carriages to paſs along the ſame, making ſuch Recompence to the Owners and Occupiers of the private Grounds reſpectively for the Damages they ſhall or may thereby ſuſtain, as ſhall be adjudged reaſonable by the ſaid Truſtees, or any Five or more of them, but that no Satisfaction ſhall be made for doing or performing any of the Works

Works aforesaid upon or through any Common or Waste Ground; and also by Order of any Five or more of the said Trustees, to build and erect any Bridge or Bridges, Arch or Arches, upon any Part or Parts of the said Roads, and across any River, Stream, Brook, Water, Ditch or Drain therein, or contiguous thereto, Notice of such Intention to build, erect, or repair any Bridge, being first given, by affixing the same on all the Turnpike Gates that shall be then erected by virtue of this Act, at least Seven Days before any Meeting at which such Order to build, erect, or repair any Bridge, shall be made.

For punishing Persons that obstruct Surveyors in their Duty.

XXXII. And be it further enacted, That if any Person or Persons shall interrupt or hinder, or cause to be interrupted or hindered any Turnpike Surveyor, or other Person or Persons by him, or by the said Trustees, or any Five or more of them, employed in the Execution of this Act, and while doing or performing any Work authorized to be done or performed, by virtue of this Act, every such Person shall for every such Offence forfeit any Sum not exceeding Forty Shillings nor less than Twenty Shillings.

Trustees may contract for purchase of Lands to be taken into Road.

XXXIII. And be it further enacted, That the said Trustees, or any Five or more of them, shall and may, and they are hereby empowered from Time to Time, as they shall think proper, to widen or divert, turn, shorten, vary, or alter the Course or Path of any Part or Parts of the said Roads, and that any Variation of Road may be made through any Common or Waste Ground, without making any Satisfaction for the same, and through any private Grounds or other Hereditaments, making Satisfaction to the Owners thereof and Persons interested therein, for the Damage they may thereby sustain; and that it shall be lawful for the said Trustees, or any Five or more of them, from Time to Time, to contract and agree with the Owners of and Persons interested in any such Lands or Hereditaments, for the Purchase thereof, or for the Loss or Damage such Owners or Persons may sustain by widening, diverting, turning, shortening, varying, or altering the Course or Path of any Part or Parts of the said Roads through such Lands or Hereditaments; and that it shall be lawful for all Bodies Politick or Corporate, Ecclesiastical or Civil, Corporations Aggregate or Sole, Guardians, Feoffees, Trustees, and Committees, Executors, or Administrators, not only for and on Behalf of themselves, their Heirs and Successors, but also for and on Behalf of their Infant Wards, *Cestuique* Trusts, Lunaticks, or Persons of unsound Memory and Understanding, and to and for all Femes Covert who are or shall be seised or interested in their own Right, and to and for all and every Person and Persons whomsoever, who are or shall be seised or possessed of, or interested in any such Lands or Hereditaments, to contract with the said Trustees, or any Five or more of them, for the Satisfaction to be made for such Damages as aforesaid, or to sell and convey unto them, or any Five or more of them, all or any of such Lands or Hereditaments, or any Part thereof, for any of the Purposes aforesaid; and all Contracts, Sales, and Conveyances, which shall be made, shall be valid to all Intents and Purposes, any Law, Statute, Usage, or other Matter whatsoever, to the contrary notwithstanding; and all such Bodies Politick, Corporate, Ecclesiastical or Civil, Corporations Aggregate or Sole, Guardians, Feoffees, Trustees, Committees, and all other Persons, shall be and are hereby indemnified for what they shall do by virtue of this

this Act; and if any such Bodies, or other Person or Persons as aforesaid, interested in any such Lands or Hereditaments, upon Notice to him, her, or them given, or left in Writing at the Dwelling House or Houses, or other Place or Places of Abode, of such Person or Persons, or of the principal Officer or Officers of any such Bodies Politick, Corporate, Ecclesiastical or Civil, or at the House of the Tenant in Possession of the Lands or Hereditaments through which any Part of such Road is to be widened, turned, or altered, shall, for the Space of Fourteen Days next after such Notice given or left, 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 such Case the said Trustees, or any Five or more of them, shall cause such Damage and Recompence to be enquired into and ascertained by a Jury of indifferent Men of the County or Place wherein the Premises lie, and in order thereto the said Trustees, or any Five or more of them, are hereby empowered and required from Time to Time, as Occasion shall be, to summon and call before such Jury, and examine on Oath any Person or Persons whomsoever (which Oath any Two or more of the said Trustees is and are hereby empowered to administer); and such Trustees, or any Five or more of them, shall, by ordering a View or otherwise, use all Ways and Means, as well for their own as for the said Jury's Information in the Premises; and after the said Jury shall have enquired of and assessed such Damages and Recompence, they the said Trustees, or any Five or more of them, shall thereupon order, adjudge, and determine the Sum or Sums of Money so assessed by the said Jury to be paid to the said Owners and other Persons interested in the said Lands or Hereditaments, according to the Verdict or Inquisition of such Jury, which said Judgement or Inquisition, Order or Determination thereupon, shall be final and conclusive, to all Intents and Purposes, against all Parties and Persons whomsoever claiming or to claim in Possession, Remainder, Reversion, or otherwise, their Heirs and Successors, as well absent as present, Infants, Femes Covert, and Persons under any Disability whatsoever, Bodies Politick, Corporate, Ecclesiastical or Civil, Corporations Aggregate or Sole, as well as all other Persons whomsoever; and for summoning and returning such Jury, the said Trustees, or any Five or more of them, are hereby empowered to issue their Warrant or Warrants to the Sheriff of the County where such Lands or Hereditaments shall lie, requiring him to impannel, summon, and return Twenty-four Persons qualified to serve on Juries, to appear before the said Trustees, or any Five or more of them, at such Time and Place as in such Warrant or Warrants shall be appointed, and such Sheriff, or his Deputy or Deputies, is and are hereby required to impannel, summon, and return such Number of Persons accordingly, and out of the Persons so summoned, impannelled, and returned, or out of such of them as shall appear upon such Summons, the said Trustees, or any Five or more of them, shall and they are hereby empowered and required, to draw by Ballot, and to swear or cause to be sworn Twelve Men, who shall be the Jury for the Purposes aforesaid; and in Default of a sufficient Number of Jurymen so returned, the said Sheriff, or his Deputy or Deputies, or any Five or more of the said Trustees, shall return some other honest and indifferent Men of the Standers-by, or that speedily can be procured, to attend that Service, to make up the Number of Twelve, and all Persons concerned shall have their lawful Challenges

Where Persons neglect or refuse to treat,

Damage and Recompence to be settled by a Jury.

Witnesses to be examined on Oath or Affirmation.

Verdict of Enquiry is to be final.

For impannelling a Jury.

Jurors may be challenged.

against any of the ſaid Jurymen when they come to be ſworn; and the ſaid Truſtees, or any Five or more of them, acting in the Premiſes, ſhall have Power from Time to Time to impoſe any reaſonable Fine or Fines upon ſuch Sheriff, his Deputy or Deputies, Bailiffs or Agents, making Default in the Premiſes, and on any of the Perſons who ſhall be ſummoned and returned on ſuch Jury, and who ſhall not appear (except for ſome reaſonable Excuſe), or appearing, ſhall refuſe to be ſworn on the ſaid Jury, or being ſo ſworn, ſhall refuſe to give or not give a Verdict, or ſhall in any other Manner wilfully neglect their Duty therein, contrary to the true Intent and Meaning of this Act, and on any of the Perſons who being required to give Evidence before the ſaid Jury, ſhall refuſe or neglect to appear, or appearing, ſhall refuſe to be ſworn and examined, or to give Evidence, ſo as no ſuch Fine be more than Ten Pounds nor leſs than Five Pounds on any One Perſon for One Offence.

How Expences of Jury, &c. ſhall be paid.

XXXIV. 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 of any Loſs or Damage to be by him, her, or them ſuſtained, than what ſhall have been agreed to and offered by the ſaid Truſtees, or any Five or more of them, before the ſummoning and returning of the Jury, as a Recompence or Satisfaction for any ſuch Right, Intereſt, or Property, or Loſs or Damage as aforeſaid, that then and in ſuch Caſe the Coſts and Expences of ſummoning and maintaining the Jury and Witneſſes ſhall be borne and paid by the Treaſurer or Treaſurers to the ſaid Truſtees, out of any Money ariſen or to ariſe by virtue of this Act; but if ſuch Jury ſhall give in and deliver a Verdict or Aſſeſſment for no more or for leſs Money than ſhall have been agreed to and offered by the ſaid Truſtees, or any Five or more of them, 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, that then the full Coſts and Expences of ſummoning and maintaining the ſaid Jury and Witneſſes, and all other Expences attending the hearing and determining of ſuch Differences, ſhall be borne and paid by the Perſon or Perſons with whom the ſaid Truſtees ſhall have ſuch Controverſy or Diſpute, which ſaid Coſts and Expences, having been aſcertained and ſettled by ſome Juſtice of the Peace for the reſpective County or Place, not intereſted in the Matter in Queſtion (who is hereby 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 and adjudged, or otherwiſe ſuch Coſts and Expences, in caſe the ſame be not paid upon Demand, after being ſo aſcertained and ſettled as aforeſaid, may be recovered by the Clerk or Clerks to the ſaid Truſtees, by ſuch Ways and Means as are herein-after provided for Recovery of Penalties and Forfeitures.

Upon Payment of the Purchaſe Money, the Lands to be laid into the Road.

XXXV. And be it further enacted, That every Sum of Money, or Recompence to be agreed for or aſſeſſed as aforeſaid, ſhall be paid out of the Tolls or other Money ariſing by virtue of this Act, according to the Directions

Directions herein-after contained, either into the Bank of *England*, or as the Caſe may be, to the Parties or Perſons reſpectively entitled thereto, or to his, her, or their Agent or Agents; and upon Payment thereof, or (in caſe of Refuſal to accept the ſame, or the Parties not being to be met with), upon leaving the ſame in the Hands of the Treaſurer or Treaſurers of the ſaid Roads, for the Uſe of ſuch Parties or Perſons; and after Fourteen Days Notice thereof given to ſuch Parties or Perſons, or his, her, or their Agent or Agents, or left at his, her, or their uſual Place or Places of Abode, or with the Tenant in Poſſeſſion of the Lands or Hereditaments, ſuch Lands or Hereditaments ſhall be laid into and made Part of the Roads in ſuch Manner as the ſaid Truſtees, or any Five or more of them, ſhall direct, and ſhall be ſufficiently ditched, fenced, and ſet out for that Purpoſe, and ſhall to all Intents and Purpoſes become and be deemed a common Highway, and ſhall from thenceforth for ever be deemed as Part of the Roads by this Act directed to be amended and kept in Repair; and from thenceforth all Parties and Perſons whomſoever ſhall be diveſted of all Right and Title to ſuch Lands and Hereditaments; but no Part of the ſaid Road ſhall be made of any greater Width, by virtue of this Act, than Thirty-two Feet; and after ſuch new Road ſhall be completed, the Land comprized in conſtituting the old or former Road ſhall be veſted in the ſaid Truſtees, and ſhall or may be ſtopped up, or left unrepaired, unleſs the ſame may be wanted for any publick Uſe, or for the particular Convenience of the Occupancy of any Lands or Tenements to which the ſame may lead, or ſhall be by them the ſaid Truſtees, or any Five or more of them, ſold for the beſt Price or Prices that can be gotten for the ſame, or exchanged for other Lands uſed for the Purpoſes of this Act; and the Money ariſing by ſuch Sale ſhall be applied to the Purpoſes of this Act; and the Conveyance to be made of ſuch Lands, being executed by any Five or more of the ſaid Truſtees, and enrolled with the Clerk of the Peace for the County or Place wherein ſuch Lands lie, ſhall be good and effectual to all Intents and Purpoſes; but this Act ſhall not extend or give Power to the Truſtees acting in the Execution thereof, to the taking down of any Dwelling Houſe or other Building, or to take in any Land that is a Garden adjoining to any Dwelling Houſe, or any Orchard, Yard, Park, Plantation, or Avenue to a Houſe, or any Part thereof.

Former Roads may be ſold or ſtopped up.

XXXVI. And be it further enacted, That if any Money ſhall be agreed or awarded to be paid for any Lands 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 in this Act particularly mentioned, ſuch Money ſhall, in caſe the ſame ſhall amount to or exceed 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 Truſtees for executing 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 Petition to be preſented in a ſummary Way by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands or Hereditaments, in the Purchaſe of the Land Tax, or towards the Diſcharge of any Debt or Debts, or ſuch other Incumbrances, or Part thereof,

Application of Compenſation where exceeding 200 *l.*

of, as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands 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 Lands 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 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 Acountant 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 Lands and Hereditaments ſo hereby directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

Application where the Compenſation does not exceed 200 *l.* nor leſs than 20 *l.*

XXXVII. Provided always, and be it further enacted, That if any Money ſo agreed or awarded to be paid for any Lands 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 Lands or 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, to be paid into the Bank 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 Five or more of the ſaid 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.*

XXXVIII. 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 or Hereditaments ſo purchaſed, taken, or uſed for the Purpoſes of this Act, in ſuch

such Manner as the said Trustees, or any Five or more of them, 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 may enter Lands to make the Road.

XXXIX. And be it further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, and for the Surveyor or Surveyors, and Workmen, with or without Carriages and Cattle, from Time to Time, to enter upon the Lands and Grounds through which or whereupon any Road shall be thought proper to be made, widened, altered, or turned, and to stake out, alter, and turn the same in such Manner as the said Trustees shall think necessary or proper, without being liable or subject to be deemed a Trespasser or Trespassers, or to any Fine, Penalty, or Punishment, for entering or continuing upon any Part or Parts of such Lands or Grounds respectively, for any of the Purposes of this Act, making Satisfaction to the Occupiers of such Lands or Grounds for the Damage that shall be done to the Land or Ground on the Side of any new Road whilst the same shall be making, widening, altering, or turning, in case such Damage shall exceed the Sum of Ten Shillings; and if any Person shall wilfully pull up, remove, or destroy any of the Stakes, or other Marks used in laying out, making, altering, or turning any such Road, every Person so offending shall forfeit and pay for every such Offence a Sum not exceeding Twenty Shillings nor less than Ten Shillings.

Trustees to fence off new Road.

XL. And be it further enacted, That in all Places where the Course of any Part of the present Roads shall be directed from the old Line of Road, or a new Road shall be made (except any Open Common Field Land, or Common or Waste Ground), or where the old Road shall be widened, in all such Cases (except as aforesaid) the said Trustees, or any Five or more of them, shall and are hereby required to cause good and sufficient Mounds, Rails, and Fences to be made and provided, and Quicksets to be planted, or sufficient Stone Walls to be built, in an Husbandlike Manner, on both Sides of such new Roads where the same is necessary, and shall support such Mounds, Walls, Rails, and Fences, for and during the Term of One Year from the first making thereof.

Trustees may contract for repairing the Roads.

XLI. And be it further enacted, That the said Trustees, or any Five or more of them, shall and may, and they are hereby empowered from Time to Time, to contract and agree with any Person or Persons for the repairing, widening, altering, turning, or amending the said Roads, or any Part or Parts thereof, and for all or any other of the Works to be done and performed in the Execution of this Act, in such Manner, and for such Sum or Sums of Money as the said Trustees, or any Five or more of them, shall think proper; and that all Contracts and Agreements in Writing entered into pursuant to an Order made at any Meeting by such Trustees, or any Five or more of them, shall be binding to the said Trustees, and other Parties, who shall sign the same, his, her, or their Successors, 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.

Perſons liable to repair the Roads to continue ſo.

XLII. And be it further enacted, That where any particular Part or Parts of the ſaid Roads, or any Bridges, Arches, Drains, Sewers, or Watercourſes, lying in and upon the ſame Roads, have been accuſtomed or ought to be repaired and maintained by any particular Perſon or Perſons, Bodies Politick or Corporate, by reaſon of the Tenure of any Lands, Tenements, or Hereditaments, or any Ward, Pariſh or Townſhip, all and every ſuch Part and Parts of the ſaid Roads, and all ſuch Bridges, Arches, Drains, Sewers, and Watercourſes, ſhall from Time to Time be maintained and kept in Repair by ſuch Perſon or Perſons, Bodies Politick and Corporate, County, Wards, Pariſhes, or Townſhips reſpectively, and in ſuch Manner as the ſame ought to have been reſpectively maintained and kept in Repair in caſe this Act had not been made.

Statute Duty to be continued.

XLIII. Provided always, and be it further enacted, That all Perſons by Law chargeable towards repairing any Part or Parts of the ſaid Roads, or any Bridges thereon, ſhall ſtill remain ſo chargeable, and ſhall do their reſpective Statute Duty and other Work in or upon the ſaid Roads, and the other Highways of the Pariſhes, Townſhips, or Diſtricts, in which the ſaid Roads lie, in like Manner as before the paſſing of this Act (ſubject nevertheleſs to the Regulations herein-after expreſſed concerning the ſame); and where any old Road ſhall be diſcontinued by virtue of this Act, ſuch Statute and other Work ſhall be performed upon the new Road made in lieu thereof.

How the Statute Work ſhall be apportioned.

XLIV. 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, and Diſtricts, through which the ſaid Roads paſs; be it further enacted, That it ſhall be lawful for any Two or more Juſtices of the Peace for the County of *Carmarthen*, or County of the Borough of *Carmarthen*, or either of them in their reſpective Juriſdictions, and ſuch Juſtices are hereby required and empowered, upon Application made to them by the ſaid Truſtees, or any Five or more of them, to adjudge and determine what Part or Proportion of the Statute Work ſhall every Year be done upon the ſaid Roads by the Inhabitants of the ſeveral Pariſhes or Places in which the ſaid Roads 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 as aforeſaid, ſhall be by him or them paid to the ſaid Truſtees, or any Five or more of them, or to their Treaſurer or Treaſurers; and in order thereunto, it ſhall and may be lawful to and for ſuch Juſtices in their reſpective Juriſdictions, from Time to Time, to ſummon the Surveyor or Surveyors of the Highways of every ſuch Pariſh or Place, to bring in Liſts before ſuch Juſtices reſpectively, 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 every 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 ſo paid, which Liſts of Names ſhall be made in Manner, and under ſuch Regulations and Reſtrictions, as is or may be directed by any Law or Statute in Force and

Effect

Effect for the Repairs of the publick Highways; and out of ſuch Liſts the ſaid Juſtices reſpectively ſhall and may allot, appoint, and order ſuch and ſo many of the Perſons who ſhall appear to be ſubject and liable to the Statute Work as aforeſaid, to do ſuch Number of Days Statute Work in every Year upon the ſaid Roads, as the ſaid Juſtices reſpectively ſhall think reaſonable, and the ſame ſhall be done on ſuch Days, and at ſuch Times (not being Hay Time or Harveſt), and in ſuch Parts of the ſaid Roads, as the ſaid Truſtees, or any Five or more of them, or their 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 reſpectively ſhall think proper, to the ſaid Truſtees, or any Five or more of them, or to their Treaſurer or Treaſurers, at ſuch Time or Times as they the ſaid Juſtices reſpectively ſhall direct, and in Default of Payment thereof the ſame ſhall and may be recovered by Diſtreſs of the Goods and Chattels of the reſpective Perſons liable to the Payment thereof, in like Manner as any Penalty is by this 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 uſual Place or Places of Abode for that Purpoſe, by any Surveyor of 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 publick Highways; and if any Perſon who ſhall come to work as a Labourer, or ſhall be ſent with any Team or Draught to work on the ſaid Roads ſhall be found idle or negligent by any Surveyor to the ſaid Truſtees, ſuch Surveyor is 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 or Treaſurers to the ſaid Truſtees, and applied towards amending the ſaid Roads; 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 Forty Shillings.

Statute and other Work may be compounded for.

XLV. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees, from Time to Time, to compound and agree by the Year, or otherwiſe, with the Owners or Occupiers of any Lands, Tenements, or Hereditaments, or other Perſons, Bodies Politick or Corporate, liable or chargeable with or towards the Repair of any Part or Parts of the ſaid Roads, or any Bridges, Arches, Drains, Sewers, or Watercourſes, lying in and upon the ſame, or the Performance of Statute Work thereon, for the Payment of a Sum or Sums of Money in lieu of ſuch Repairs and Statute Work reſpectively, and alſo for the reſpective Surveyors of the Highways

Highways of any of the ſaid Pariſhes, Townſhips, and Diſtricts, through which the ſaid Roads paſs, to compound and agree by the Year, or otherwiſe, with the ſaid Truſtees, for and in lieu of the Statute Work to be performed by the Inhabitants of ſuch Pariſhes, Townſhips, and Diſtricts, upon any Part or Parts of the ſaid Roads.

For recovering the Compoſition Monies.

XLVI. And be it further enacted, That in caſe the Compoſition Money agreed to be paid for paſſing through any Turnpikes or Toll Gates, 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 Five Days after the ſame ſhall become payable, it ſhall be lawful for any Juſtice or Juſtices of the Peace acting for the County of *Carmarthen*, or County of the Borough of *Carmarthen*, within their reſpective Juriſdictions, upon Application made by any Five Truſtees, 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 Juſtice or Juſtices that the ſame hath been demanded and remains due, which Oath they are hereby reſpectively empowered to adminiſter), to levy ſuch Compoſition Money by Diſtreſs of the Goods and Chattels of the Surveyor or Surveyors of the Highways, or other Perſon or Perſons, having ſo compounded or agreed to pay ſuch Compoſition Money as aforeſaid, returning the Overplus (if any) after deducting ſuch Compoſition Money, and the reaſonable Charges of ſuch Diſtreſs upon Demand, to the Owner or Owners thereof.

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

XLVII. And be it further enacted, That the reſpective Surveyors of the Highways 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.

Mile Stones and Direction Poſts to be erected.

XLVIII. And be it further enacted, That the ſaid Truſtees ſhall cauſe the ſaid Roads to be meaſured, and Mile Stones or Poſts to be ſet up, and from Time to Time renewed on the Sides thereof reſpectively, with Inſcriptions thereon, denoting the Number of Miles and Diſtance of Places, and alſo proper Direction Poſts where any other Roads lead out of or into the ſaid Roads; and if any Perſon or Perſons ſhall wilfully break, pull down, deſtroy, or damage any of the Stones or Poſts which ſhall be ſo fixed or ſet up, or eraſe, obliterate, or deface any of the Inſcriptions or Letters which ſhall be engraven or made thereon, or any Part thereof, or cauſe or procure the ſame to be done, every Perſon ſo offending, and being lawfully convicted thereof, ſhall forfeit and pay a Sum not exceeding Forty Shillings nor leſs than Ten Shillings, at the Diſcretion of the Juſtice or Juſtices before whom ſuch Offender ſhall be convicted.

How Penalties and Forfeitures are to be recovered and applied.

XLIX. And be it further enacted, That all Penalties, Forfeitures, and Fines by this Act impoſed or authorized to be impoſed, (the Manner of levying and recovering of which is not herein otherwiſe particularly directed), ſhall upon Proof of the Offences, and Conviction of the Offenders reſpectively,

reſpectively, before One or more Juſtice or Juſtices of the Peace for the County or Place wherein ſuch Offences ſhall be committed, either by the Confeſſion of the Party or Parties offending, or by the Oath of One or more credible Witneſs or Witneſſes, be levied by Diſtreſs of the Goods and Chattels of the Party or Parties offending, by virtue of a Warrant or Warrants under the Hand and Seal, or Hands and Seals of ſuch Juſtice or Juſtices (which Warrant or Warrants ſuch Juſtice or Juſtices is and are hereby authorized and required to grant, and to adminiſter ſuch Oath *gratis*), and the Overplus, after ſuch Penalties, Forfeitures, and Fines, and the Charges of ſuch Diſtreſs are deducted, ſhall be returned, on Demand, to the Owner or Owners of ſuch Goods and Chattels; and all ſuch Penalties, Forfeitures, and Fines (if not otherwiſe directed by this Act) ſhall be paid to the ſaid Truſtees, or their Treaſurer, and applied for the Purpoſes of this Act; and in caſe ſufficient Diſtreſs ſhall not be found, and ſuch Penalties, Forfeitures, and Fines, ſhall not be forthwith paid, ſuch Juſtice or Juſtices is and are hereby authorized and required, by Warrant or Warrants under his or their Hand and Seal, or Hands and Seals, to cauſe ſuch Offender or Offenders to be committed to the Common Gaol or Houſe of Correction for ſuch County or County of the Borough, there to remain, without Bail or Mainprize, for any Time not exceeding Twelve Calendar Months, unleſs ſuch Penalties, Forfeitures, and Fines, and all reaſonable Charges attending the Recovery thereof, ſhall be ſooner paid and ſatisfied.

For ſecuring tranſient Offenders.

L. And whereas Offences may be committed againſt this Act by Perſons unknown to the Collectors, Surveyors, or other Officers appointed to put this Act in Execution; be it therefore enacted, That it ſhall be lawful for any of the ſaid Collectors, Surveyors, or other Officers reſpectively, and ſuch other Perſon or Perſons as they or any of them ſhall call to their or any of their Aſſiſtance, without any Warrant or other Authority than this Act, to ſeize and detain any ſuch unknown Perſon or Perſons who ſhall commit any ſuch Offence or Offences, and take him, her, or them before any Juſtice of the Peace of the ſaid Borough or County, and near to the Place where the Offence ſhall be committed; and ſuch Juſtice is hereby empowered and directed to proceed immediately to the hearing and determining of the Complaint, or to oblige ſuch Perſon or Perſons ſo offending to give Security for his, her, or their Appearance at the next General Quarter Seſſion to be holden for the County of *Carmarthen*, or General Seſſion for the County of the Borough of *Carmarthen*, in their reſpective Juriſdictions, to anſwer the ſaid Complaint; and the Juſtices preſent at ſuch Seſſion, or any Two or more of them, are hereby authorized and required to hear and determine the Matter of the ſaid Complaint in a ſummary Way, and upon Conviction of the Offender or Offenders, either by the Juſtice before whom he, ſhe, or they ſhall be firſt taken, or by the Juſtices at ſuch Seſſion as aforeſaid, it ſhall be lawful for ſuch Juſtice or Juſtices reſpectively to commit him, her, or them, to the Common Gaol or Houſe of Correction for ſuch County, or County of the Borough, for any Time not exceeding Twelve Calendar Months, or until he, ſhe, or they ſhall ſooner pay the reſpective Penalties by him, her, or them incurred for ſuch Offence or Offences, together with the Coſts and Charges attending the Conviction and Commitment.

Form of Conviction.

LI. And, for the more eaſy and ſpeedy Conviction of Offenders againſt this Act; be it further enacted, That all and every the Juſtice or Juſtices of the Peace before whom any Perſon or Perſons ſhall be convicted of any Offence againſt this Act, ſhall and may cauſe the Conviction to be drawn up in the following Form of Words, or in any other Form of Words to the ſame Effect, as the Caſe ſhall happen; (*videlicet*),

'BE it remembered, That on the Day of
'in the Year of our Lord
'*A. B.* is convicted before me *C. D.* One of His Majeſty's Juſtices of
'the Peace for the County of [*ſpecifying the Offence,*
'*Time, and Place, when and where the ſame was committed, as the Caſe*
'*ſhall be*]. Given under my Hand and Seal the Day and Year firſt above
'mentioned.'

Appeal to the Quarter Seſſions.

LII. And be it further enacted, That if any Perſon or Perſons ſhall think himſelf, herſelf, or themſelves aggrieved by any Matter or Thing done in purſuance of this Act, for which no particular Relief hath been herein-before provided (ſave and except the Verdict of the Jury, and any Determination, Proceeding, Matter or Thing, herein-before directed to be final), ſuch Perſon or Perſons may within Six Calendar Months after the Cauſe of Complaint ſhall ariſe, appeal to the Juſtices of the Peace at their General Quarter Seſſions of the Peace, to be holden for the County of *Carmarthen*, or General Seſſions for the County of the Borough of *Carmarthen*, in their reſpective Juriſdictions, ſuch Appellant or Appellants firſt giving or cauſing to be given Ten Days Notice in Writing, of his, her, or their Intention to bring ſuch Appeal, and of the Cauſe or Matter thereof, to the Clerk, or Treaſurer or Treaſurers, of the ſaid Roads, and within Three Days after ſuch Notice, entering into Recognizance before ſome Juſtice of the Peace for the County or County of the Borough as aforeſaid, with Two ſufficient Sureties, conditioned to try ſuch Appeal, and abide the Order of the Juſtices at ſuch General or Quarter Seſſions, and to pay ſuch Coſts as ſhall be awarded againſt him, her, or them, by ſuch Juſtices; and the Juſtices at their reſpective Seſſions, on due Proof of ſuch Notice having been given as aforeſaid, and of the entering into ſuch Recognizance, ſhall proceed in, hear, and finally determine the Cauſes and Matters of ſuch Appeal in a ſummary Way, and award Coſts to the Party appealing, or appealed againſt, as they ſhall think proper; and their Determination ſhall be final, binding, and concluſive, to all Intents and Purpoſes.

Proceedings not to be quaſhed for want of Form.

LIII. And be it further enacted, That no Order made touching or concerning any of the Matters in this Act contained, or any Proceedings to be had touching the Conviction of any Offender or Offenders againſt this Act, ſhall be quaſhed for want of Form, or be removed or removeable by *Certiorari*, or any other Writ or Proceſs whatſoever, into any of His Majeſty's Courts of Record at *Weſtminſter*; and that where any Diſtreſs ſhall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Diſtreſs itſelf ſhall not be deemed unlawful, nor the Party or Parties making the ſame be deemed a Treſpaſſer or Treſpaſſers, on account of any Defect or want of Form in the Summons, Conviction, Warrant of Diſtreſs or other Proceedings relating thereto, nor ſhall the Party or Parties diſtraining be deemed a Treſpaſſer or Treſ-

paſſers

paſſers *ab initio*, on account of any Irregularity which ſhall be afterwards done by the Party or Parties diſtraining, but the Perſon or Perſons aggrieved by ſuch Irregularity ſhall and may recover full Satisfaction for the Special Damage (if any) in an Action upon the Caſe; but no Plaintiff or Plaintiffs ſhall recover in any Action for ſuch Irregularity as aforeſaid, if Tender of ſufficient Amends hath been made by or on Behalf of the Party diſtraining before ſuch Action brought.

Limitation of Actions.

LIV. And be it further enacted, That no Action or Suit ſhall be commenced againſt any Perſon or Perſons for any Thing done in purſuance of this Act, until Twenty Days Notice thereof ſhall be given to the Clerk or Clerks to the ſaid Truſtees, nor after a ſufficient Satisfaction, or a Tender thereof, hath been made to the Party or Parties aggrieved, nor after Six Calendar Months next after the Fact committed; and every ſuch Action ſhall be laid and tried in the County or Place where the Fact ſhall be committed, and not elſewhere; and the Defendant or Defendants in every ſuch Action or Suit ſhall and may, at his and 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 Days Notice thereof ſhall be 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 or Place, 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 Actions 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 or may recover Treble Coſts, and have ſuch Remedy for recovering the ſame as any Defendant or Defendants hath or have in any other Caſe by Law.

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

LV. And be it further enacted, That the ſaid Truſtees may ſue and be ſued, for or concerning any Thing that ſhall be done againſt or by virtue of this Act, in the Name of their Clerk, or Treaſurer or Treaſurers for the Time being; and that no Action or Suit to be brought or commenced by the Direction of or againſt the ſaid Truſtees, in the Name of their Clerk, or Treaſurer or Treaſurers, by virtue of this Act, ſhall abate or be diſcontinued by the Death or Removal of any ſuch Clerk, or Treaſurer or Treaſurers, or by the Act of ſuch Clerk, or Treaſurer or Treaſurers, without the Conſent of the ſaid Truſtees; but that the Clerk, or Treaſurer or Treaſurers for the Time being to the Truſtees, ſhall be deemed to be Plaintiff or Plaintiffs, or Defendant or Defendants, as the Caſe may be, in every ſuch Action; and every ſuch Clerk, or Treaſurer or Treaſurers, in whoſe Name any Action or Suit ſhall be commenced, proſecuted, or defended, in purſuance of this Act, ſhall be fully reimburſed and paid out of the Monies to ariſe by virtue of this Act all ſuch Coſts, Charges, Damages, and Expences, as by the Event, or in conſequence of any ſuch Action or Proceeding, he or they ſhall pay, bear, expend, or be put unto, or become chargeable with, by reaſon of his being made Plaintiff or Plaintiffs, or Defendant or Defendants, as aforeſaid.

LVI. And

To compel Payment of Subscriptions.

LVI. And be it further enacted, That the Person or Persons who have subscribed any Money for or towards defraying the Expences of executing this Act, shall, and they are hereby required to pay such Money within such Times, and to such Persons as the said Trustees, or any Five or more of them, shall order and direct; and in Default of such Payment, such Money shall be recovered by Action of Debt, or on the Case, to be brought by any Five or more of the said Trustees, or by their Clerk or Clerks, in any of His Majesty's Courts of Record at *Westminster*, or in the Court of Great Sessions in *Wales*.

For Payment of Expences of passing this Act.

Further Application of Money.

LVII. And be it further enacted, That out of the first Monies that shall be raised by virtue of this Act, the said Trustees, or any Five or more of them, shall pay and discharge all the Costs, Charges, and Expences incident to, and attending the obtaining and passing this Act, in Preference to any other Payment whatsoever; and after Payment thereof, all such Money as shall arise by virtue hereof shall be from Time to Time applied in the Execution of this Act, and to no other Purpose whatsoever.

Publick Act.

LVIII. And be it further enacted, That this Act shall be deemed, 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.

Term of the Act.

LIX. And be it further enacted, That this Act shall commence upon and have Continuance from the passing thereof 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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