ANNO QUINQUAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 3.

An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing and widening the Road from *Collingham*, through *Wetherby*, to the City of *York*.

[10th *December* 1813.]

WHEREAS an Act was passed in the Eleventh Year of the Reign of His present Majesty, intituled *An Act for repairing and widening the Road from* Collingham, *through* Wetherby, *to the City of* York: And whereas another Act was passed in the Thirty-second Year of the Reign of His present Majesty, intituled *An Act for enlarging the Term and Powers of an Act passed in the Eleventh Year of the Reign of His present Majesty King* George *the Third, for repairing and widening the Road from* Collingham, *through* Wetherby, *to the City of* York: And whereas considerable Sums of Money have been borrowed, and are now due and owing on the Credit of the Tolls authorized to be collected upon the said Road by virtue of the said recited Acts; and the Term granted and continued by the said Acts is near expiring; and the said Sums of Money cannot be paid off, nor can the said Road be effectually amended, improved, and kept in Repair, unless the Term and Powers of the said Acts are enlarged and the Tolls increased: 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,

11 G. 3. c. 68.

32 G. 3. c. 142.

Term continued.

ſame, That the ſaid recited Acts, and all the Clauſes, Powers, Authorities, Truſts, Proviſions, Directions, Rules, Exemptions, Penalties, Forfeitures, Remedies, Articles, Matters, and Things whatſoever, therein reſpectively contained and now in force (except ſuch as relate to Exemptions from Stamp Duties, or as are varied, altered, or repealed) ſhall be and are hereby further continued in full Force and Effect, and, together with this preſent Act, ſhall be put in Execution for the ſeveral Purpoſes hereby and thereby intended, for and during the Term herein-after mentioned, as fully and effectually to all Intents and Purpoſes, as if the ſaid Acts and every Part thereof reſpectively were repeated and re-enacted in this Act, but ſubject nevertheleſs to the Alterations and Additions herein contained; and that this Act, and the additional Term and Tolls hereby granted, ſhall be and is and are hereby declared to be ſubject and liable to the Payment of all Monies due on the Credit of the ſaid recited Acts or either of them, or that ſhall hereafter be borrowed or become due on the Credit of the ſaid recited Acts or either of them, and this Act, and of all Intereſt due and to grow due thereon reſpectively.

New Truſtees.

II. And be it further enacted, That the Right Honourable *George Auguſtus Henry Cavendiſh*, commonly called Lord *George Auguſtus Henry Cavendiſh*, the Right Honourable *Edward Laſcelles*, commonly called Lord Viſcount *Laſcelles*, the Honourable *William Gordon*, the Honourable *Henry Laſcelles*, the Honourable *Thomas Liſter*, the Honourable *Frederick John Robinſon*, the Honourable *Granville Anſon Chetwynd Stapylton*, the Honourable *William Stourton*, the Honourable *Edward Stourton*, the Honourable *Charles Stourton*, the Honourable *Philip Stourton*; Sir *John Beckett*, Sir *Bellingham Graham*, Sir *Henry Carr Ibbetſon*, Sir *John Ingilby*, Sir *William Ingilby*, Sir *William Mordaunt Milner*, Sir *John Sheffield*, Sir *Thomas Turner Slinsbgy*, and Sir *Thomas Vavaſour*, Baronets; *John Baintridge*, *George Francis Barlow*, *Chriſtopher Beckett*, *Thomas Beckett*, *William Beckett*, *John Blayds*, *Thomas Bourchier*, *Benjamin Brookſbank*, *William Cavendiſh*, *George Henry Compton Cavendiſh*, *John William Clough*, *James Collins*, *William Collins*, and *Joſhua Crompton*, Eſquires; *Thomas Collins* Doctor in Divinity, *William Danby*, *John Dixon*, *Charles Deveaux*, *Henry Duncombe*, *Thomas Duncombe*, *Charles Duncombe*, *Thomas Edwards*, *Thomas Laddington Fairfax*, *Walter Fawkes*, *James Lane Fox*, *George Lane Fox*, *Sackville Lane Fox*, and *William Goſſip*, Eſquires; *James Geldart*, *James William Geldart*, and *Richard John Geldart*, Clerks; *Robert Harvey*, and *John Hunter*, Eſquires; *Thomas Kilvington* Doctor of Phyſic; *Richard Kay* Clerk, *Henry Laſcelles* junior, *Thomas Lloyd*, *William Manby*, *William Marſhall*, *William Middleton*, *Peter Middleton*, *Thomas Midgley*, *James Paley*, *Thomas Paley*, *Groſvenor Perfect*, *Hall Plumer*, *John Raper*, *John Lamplugh Raper*, *Gregory Rhodes*, *Quintin Rhodes*, *William Liſter Fenton Scott*, *Thomas Fenton Scott*, *Charles Slingsby*, *John Henry Smyth*, and *James Starkie*, Eſquires; *Richard Smith* Clerk; *John Telford*, *Stephen Tempeſt*, *Richard Terry*, *Henry Thompſon*, *Richard Thompſon*, and *Thomas Tuton*, Eſquires; *John Tripp* Doctor of Laws; *Charles Tripp* Clerk; *William Vavaſour*, *William Walker Saint Andrew Warde* junior, *Edward Wilkinſon*, *John Williamſon*, *William Williamſon*, *Henry Willoughby*, *Chriſtopher Wilſon*, *Richard Fountayne Wilſon*, *Matthew Wilſon*, *Charles Thorold Wood*, and *Thomas Wyberg*, Eſquires; *Robert Darley Waddilove* Doctor in Divinity, Dean of Ripon; *James Willoughby* Clerk; and *Richard York* Eſquire; being qualified according to the Directions of the ſaid ſeveral recited Acts, ſhall be and they are hereby added to and

and joined with the ſurviving or remaining Truſtees appointed by or in purſuance of the ſaid recited Acts or either of them; and that the Truſtees hereby nominated, together with the ſurviving and remaining Truſtees appointed by or in purſuance of the ſaid recited Acts or either of them, and their Succeſſors, qualified as therein mentioned, ſhall be and are hereby, to all Intents and Purpoſes, appointed Truſtees, and empowered to carry the ſaid recited Acts and this Act into Execution; and that all Acts and Proceedings of any Perſon or Perſons who already hath or have acted or hereafter ſhall act as a Truſtee or Truſtees in the Execution of this or either of the ſaid recited Acts, though not duly qualified, ſhall, before and until ſuch Time as ſuch Perſon or Perſons ſhall have been convicted of acting without ſuch Qualification, be as valid and effectual as if ſuch Perſon or Perſons had been at the Time of acting actually qualified.

Power to appoint additional Truſtees.

III. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees, or any Five or more of them, and they are hereby authorized and empowered at any of their Meetings to be holden in purſuance of the ſaid recited Acts or this Act, to elect any Number of Perſons, not exceeding Ten in the whole, to be Truſtees for the Purpoſes of this Act, in addition to the Truſtees hereby appointed; and ſuch Truſtees ſo elected, and being duly qualified, ſhall be and are hereby inveſted with the ſame Powers and Authorities for executing the ſaid recited Acts and this Act, as if they had been herein named and appointed.

No Truſtee to vote in the Election of Officers, unleſs he has acted within Three Years.

IV. Provided always, and be it further enacted, That no Truſtee ſhall have any Voice in the Election or Appointment of any Officer or Perſon to hold any Office or Place of Truſt or Profit under the ſaid Truſtees, by whatſoever Name he ſhall be deſcribed or called, unleſs ſuch Truſtees ſhall have been preſent at one or more Meeting or Meetings of the ſaid Truſtees within Three Years preceding the Death, Reſignation, or Removal of the laſt Officer, or in caſe the Office ſhall be of new Appointment, then preceding the Meeting at which ſuch new Appointment ſhall have been determined upon; and the Preſence of ſuch Truſtee at ſuch Meeting or Meetings as aforeſaid, ſhall be aſcertained by his Name appearing in the Book or Books kept for the Purpoſe of entering all Proceedings of the Truſtees as being preſent on the Day or Days of ſuch Meeting.

Actions to be brought in the Name of the Treaſurer or Clerk, but neither of them to be liable to the Payment of Coſts.

V. And be it further enacted, That in all Actions, Cauſes, Suits, Bills, Plaints, Indictments, Proſecutions, Trials or Proceedings at Law, to be had, brought, proſecuted or defended in purſuance of this Act or the ſaid recited Acts, the ſaid Truſtees may ſue and be ſued in the Name or Names of their Treaſurer or Clerk, or Treaſurers or Clerks, for the Time being; and that no ſuch Action or Proceeding ſhall abate or be diſcontinued by the Death or Removal of the Perſon or Perſons in whoſe Name or Names, or againſt whom the ſame ſhall be brought or defended; and that all and every ſuch Treaſurer or Clerk, or Treaſurers or Clerks, ſhall be reimburſed and paid all ſuch Coſts and Expences as by the Event of any ſuch Action he or they ſhall become chargeable with, out of the Money ariſing by virtue of the ſaid recited Acts and this Act.

Truſtees, &c. not diſqualified from being Witneſſes.

VI. Provided always, and be it further enacted, That no Truſtee of the ſaid Road, or Mortgagee of the Tolls thereof, or Farmer or Collector of the ſaid Tolls, or Surveyor under the ſaid recited Acts or this Act, or Inhabitant of any Townſhip, Pariſh or Place through which the ſaid Road doth

doth or ſhall paſs, ſhall be diſqualified from giving Teſtimony or Evidence in any Proſecution or other legal Proceedings under the ſaid recited Acts or this Act, by reaſon of being ſuch Truſtee, Mortgagee, Farmer, Collector, Surveyor or Inhabitant.

Preſent Tolls to ceaſe.

VII. And be it further enacted, That the ſeveral Tolls granted and made payable by virtue of the ſaid recited Acts, or either of them, on the ſaid Road, ſhall ceaſe, determine, and be no longer paid or payable, and that inſtead thereof, the following Tolls, or ſuch Proportion thereof, and at ſuch Gate or Gates as the ſaid Truſtees, or any Five or more of them, ſhall from Time to Time ſee fit, ſhall be demanded and taken at any of the Turnpikes or Toll Gates erected, or to be erected, upon the ſaid Road, or on the Sides thereof, before any Horſe, Beaſt, or other Cattle, or Coach, Waggon or any other Carriage, ſhall be permitted to paſs through the ſame; (that is to ſay)

New Tolls.

For every Coach, Landau, Berlin, Chariot, Curricle, Calaſh, Chaiſe, Hearſe or other ſuch like Carriage, drawn by Six Horſes or Beaſts of Draught, the Sum of Three Shillings and Sixpence; and drawn by Four Horſes or Beaſts of Draught, the Sum of Two Shillings and Sixpence; and drawn by Two Horſes or Beaſts of Draught, the Sum of One Shilling and Sixpence; and drawn by One Horſe or Beaſt of Draught, the Sum of One Shilling:

For every Waggon, Wain, Cart, or other ſuch like Carriage, carrying or laden with, or empty and going for or returning immediately after having been ſo laden with Lime, Coals, or Cinders only, drawn by Six or more Horſes or Beaſts of Draught, the Sum of Two Shillings; and drawn by Five Horſes or Beaſts of Draught, the Sum of One Shilling; and drawn by Four Horſes or Beaſts of Draught, the Sum of Eightpence; and drawn by Three Horſes or Beaſts of Draught, the Sum of Sixpence; and drawn by Two Horſes or Beaſts of Draught, the Sum of Four-pence; and drawn by One Horſe or Beaſt of Draught, the Sum of Thee-pence:

For every Horſe, Mare, Gelding, Mule, Aſs, or other Beaſt of Burthen ſo laden, going or returning as aforeſaid, and not drawing, the Sum of One Penny:

For every other Waggon, Wain, Cart or other Carriage, not ſo laden, going or returning, drawn by Six Horſes or Beaſts of Draught, the Sum of Eight Shillings; and drawn by Five Horſes or Beaſts of Draught, the Sum of Three Shillings and Sixpence; and drawn by Four Horſes or Beaſts of Draught, the Sum of Two Shillings and Sixpence; and drawn by Three Horſes or Beaſts of Draught, the Sum of Two Shillings; and drawn by Two Horſes or Beaſts of Draught, the Sum of One Shilling and Sixpence; and drawn by One Horſe or Beaſt of draught, the Sum of One Shilling:

For every other Horſe, Mare, Gelding, Mule, or Aſs, not ſo laden, going or returning as aforelaid, and not drawing, Three-pence:

For every Drove of Oxen or Neat Cattle, the Sum of One Shilling and Eight-pence *per* Score, and ſo in Proportion for every greater or leſs Number:

For every Drove of Calves, Swine, Sheep or Lambs, the Sum of Tenpence *per* Score, and ſo in Proportion for every greater or leſs Number:

Double Tolls on Sundays.

And for every Coach, Landau, Berlin, Chariot, Curricle, Calaſh, Chaiſe, Hearſe, or other ſuch like Carriage; and for every Waggon, Wain, Cart or other ſuch like Carriage; and for every Horſe, Mare, Gelding, Mule,

Mule, Aſs, Ox, Bullock or other Beaſt; and for every Drove of Oxen, Cows, or Neat Cattle, Calves, Pigs, Sheep or Lambs, which ſhall paſs through any of the ſaid Gates, on a *Sunday* (to be computed from Twelve o'Clock on *Saturday* Night to Twelve Clock on *Sunday* Night) during the Continuance of this Act, double the Tolls herein-before mentioned for the paſſing of every ſuch Coach, Landau, Berlin, Chariot, Curricle, Calaſh, Chaiſe, Hearſe, or other ſuch like Carriage, Waggon, Wain, Cart or other ſuch like Carriage, Horſe, Mare, Gelding, Mule, Aſs, Ox, or other Beaſt, Cattle, Calves, Pigs, Sheep or Lambs.

Tolls veſted in Truſtees, &c.

All which ſaid ſeveral Tolls by this Act authorized to be taken, ſhall be and the ſame are hereby veſted in the Truſtees for executing the ſaid recited Acts and this Act; and the ſame and every Part thereof ſhall be collected, recovered, levied, paid, applied, aſſigned, leſſened or reduced, and raiſed again to any Sum not exceeding the reſpective Sums hereby granted, and diſpoſed of in ſuch and the ſame Manner, and by ſuch and the ſame Ways and Means, and with ſuch Remedies for Non-payment or Evaſion thereof, and with ſuch Powers, Proviſions, Exemptions and Reſtrictions as are contained in the ſaid recited Acts or either of them; except where the ſame are hereby altered or varied: Provided always, that in all Caſes where any Waggon, Cart or other ſuch Carriage ſhall be drawn by Oxen or other Neat Cattle, Two ſuch Oxen or Neat Cattle ſhall be conſidered as One Horſe: And provided alſo, that every Lighter or Cart faſtened to and drawn with another Cart or Waggon upon the ſaid Road, ſhall be conſidered as a Cart drawn by Two Horſes, and ſhall be liable to Toll as if ſuch Lighter or Cart were a Cart drawn by Two Horſes, and Toll ſhall be demanded and taken accordingly over and above the Toll to which the Cart or Waggon whereto ſuch Lighter or Cart ſhall be faſtened, is liable by virtue of this Act.

Limiting the Number of Tolls in One Day.

VIII. Provided always, and be it further enacted, That no more than Three Tolls in the whole ſhall be demanded or taken in any One Day, (to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next ſucceeding Night), for or in reſpect of the ſame Coaches or other Carriages, Waggons, Carts, Horſes, Mares, Geldings, Mules, or other Beaſts or Cattle whatſoever, for paſſing or repaſſing through all the Turnpikes or Toll Gates erected or to be erected on the ſaid Road between *Collingham* aforeſaid and the City of *York*.

Exemptions from Toll.

IX. Provided alſo, and be it further enacted, That no Toll ſhall be demanded or taken for any Horſe or Horſes, or other Beaſt or Cattle, or for any Waggon, Wain, Cart or other Carriage, employed in carrying or conveying, or going empty to fetch, carry or convey, or returning empty from carrying or conveying, having been employed only in carrying or conveying on the ſame Day, any Stones, Bricks, Timber, Wood, Gravel or other Materials for making or repairing the ſaid Road, or any of the Roads in the Townſhips or Pariſhes in which any Part of the ſaid Road lies; or with Seed for ſeeding the Ground; or Hay, Turnips, Potatoes, Straw, or Corn in the Straw only, not ſold or diſpoſed of, but paſſing to be laid up or placed in the Houſes, Barns, Out-houſes or Yards, or on the Lands of the Owners thereof; or for any Horſe, Beaſt, or other Cattle or Carriage employed in carrying or conveying, or going empty to fetch, carry, or convey, or returning empty from carrying or conveying,

having been employed only in carrying or conveying on the ſame Day, any Ploughs, Harrows, or Implements of Huſbandry, or any Mould, Dung, Compoſt or Manure, (Chalk and Lime only excepted) employed in Huſbandry for manuring or improving Land; or for any Horſes or other Beaſts going to or returning from Plough or Harrow, or to or from Paſture or Watering Place, or going to be or returning from being ſhoed or farried (being rode or led with Halter only); or from any Perſon or Perſons going to or returning from his, her, or their proper Parochial Church, Chapel, or other Place of religious Worſhip, on *Sundays*, or any other Day on which Divine Service is ordered to be celebrated, or going to or returning from attending the Funeral of any Perſon who ſhall die and be buried in any of the Pariſhes in which the ſaid Road lies; or from any Clergyman going to viſit or returning from viſiting any ſick Perſon, or on other his Parochial or Miniſterial Duty; or for any Horſes or Carriages of whatever Deſcription, employed or to be employed in conveying the Mails of Letters and Expreſſes under the Authority of His Majeſty's Poſtmaſter General, either when employed in conveying or guarding ſuch Mails or Expreſſes, or in returning back from conveying the ſame; or for the Horſe or Horſes of any Officers or Soldiers, or Militia or Local Militia Men, on their March or on Duty, or for any Horſe or Horſes or other Beaſt, or any Cart, Carriage or Waggon employed in carrying or conveying, or returning empty from carrying or conveying, having been employed only in carrying or conveying the Arms or Baggage of any ſuch Officers or Soldiers, or employed in carrying or conveying or returning empty from having been employed only in carrying or conveying any ſick, wounded, or diſabled Officers or Soldiers; or for any Waggon, Wain, Cart or other Carriage whatſoever, or the Horſe or Horſes or other Cattle drawing the ſame, employed in conveying any Ordnance or Barrack or Commiſſariat or other public Stores, of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, or returning empty from having been ſo employed; or for any Horſe, Mare, or Gelding furniſhed by or for any Perſon belonging to any Corps of Yeomanry or Volunteer Calvalry or Infantry, and rode by him in going to or returning from any Place appointed for and on the Days of Exerciſe, Inſpection or Review, provided that ſuch Perſon ſhall be dreſſed in the Uniform of his Corps, and ſhall have his Arms, Furniture and Accoutrements, according to the Regulations of ſuch Corps, at the Time of claiming the Exemption; or for Horſes, Carts or Waggons travelling with Vagrants ſent by legal Paſſes, or returning empty after having been only ſo employed; or for any Horſe or Horſes, Coaches or other Carriages, going to or returning from any Election of a Knight or Knights of the Shire to ſerve in Parliament for the ſaid County of *York*, or as Members in Parliament for the City of *York*, on the Day or Days of ſuch Election, or the Day before or Day after ſuch Election ſhall begin or be concluded; and if any Perſon ſhall, by any fraudulent or colluſive Means whatſoever, claim or take the Benefit of any of the Exemptions aforeſaid, not being entitled to the ſame, every ſuch Perſon ſhall forfeit and pay for every ſuch Offence any Sum not exceeding Five Pounds, One Moiety whereof ſhall be paid to the Informer, and the other Moiety ſhall be applied to the Purpoſes of this and the ſaid recited Acts; and the ſame ſhall be recovered and levied in the ſame Manner as other Penalties and Forfeitures are by the ſaid recited Acts or either of them, empowered or directed to be levied and recovered.

Paſſengers on Election Days for Knights of the Shire, exempted.

X. And

Exempting Carriages conveying King's Stores, from Penalties for Overweight.

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

Penalty for diſpoſing of or uſing falſe Tickets to avoid the Tolls.

XI. And be it further enacted, That if any Perſon having paid any of the Tolls by this Act granted, and having any Ticket denoting ſuch Payment ſhall give or diſpoſe of ſuch Ticket to any other Perſon, and the Payment of Toll ſhall be thereby avoided; or if any Perſon not having paid the ſaid Toll, ſhall offer or produce and uſe any ſuch Ticket, with Intent to avoid the Payment of any of the Tolls which ſhall be due or payable by virtue of this Act, every Perſon ſo giving, diſpoſing, receiving or uſing ſuch Ticket, ſhall forfeit and pay any Sum not exceeding the Sum of Five Pounds, to be levied, recovered, apportioned and applied as other Penalties and Forfeitures impoſed by this Act may be levied and recovered, and are directed to be apportioned and applied.

Penalty on Renters of Tolls compounding for Overweight.

XII. And be it further enacted, That no Farmer or Farmers, Renter or Renters of Tolls of any Turnpike Gate now or hereafter to be erected upon the ſaid Road, or his or their Deputy or Deputies, Agent or Agents, ſhall make any Compoſition by the Year or otherwiſe, with the Inhabitants of any Town or Place, or with any Perſon or Perſons whomſoever, for or in lieu of the Tolls of any Waggon, Wain, Cart, or other Carriage, liable to be weighed at the Engine or Engines erected or to be erected upon the ſaid Road, for or in reſpect of the Overweight thereof; and in caſe any Farmer or Renter or other Perſon or Perſons ſhall offend herein, every ſuch Farmer or Renter, Deputy or Agent, ſhall on Conviction thereof, by Confeſſion or upon the Oath of One Witneſs before any One of His Majeſty's Juſtices of the Peace for the Weſt Riding of the County of *York*, or of the City or County of the City of *York*, forfeit and pay, beſides the Coſts and Charges attending the Conviction, any Sum not exceeding Ten Pounds, to be recovered, levied, apportioned and applied, as other Penalties and Forfeitures impoſed by this Act or the ſaid recited Acts may be recovered, and are directed to be apportioned and applied; and ſhall alſo forfeit his or their Contract or Leaſe for renting the Tolls, if the Truſtees, or any Five or more of them, ſhall think proper to order that the ſame ſhall be thereupon vacated and made void; and every ſuch Compoſition ſhall be and the ſame is hereby declared to be null and void.

Barkeeper to fix up his Name on the Toll Houſe,

XIII. And be it further enacted, That every Toll Collector appointed either by the ſaid Truſtees, or by any Renter or Farmer of the ſaid Tolls authorized to be collected by virtue of this Act, or any Perſon demanding or

or taking any Toll payable by this Act, shall and he is hereby required, on each and every Day previous to his entering on Duty for the Collection of the said Tolls, to affix on a Board in legible Characters his Christian and Surname, and let the same remain on the Frame of the Front Door, or on some conspicuous Part of the Toll House, during the Time of his remaining on Duty to collect the said Tolls; and in case such Collector or Collectors, Person or Persons shall refuse or neglect so to do, and being convicted thereof before some Justice or Justices of the Peace for the West Riding of the County of *York*, or of the City or County of the City of *York*, on the Oath of One credible Witness (which Oath any and every such Justice is and are hereby authorized and required to administer) he, she, or they shall forfeit and pay any Sum not exceeding Forty Shillings, to be levied, recovered, apportioned and applied, as other Penalties and Forfeitures imposed by the said recited Acts or this Act may be recovered, and are directed to be apportioned and applied.

Trustees to have a Bidding when Tolls put up to Auction.

XIV. And be it further enacted, That when the Tolls payable at any Turnpike or Toll Gate or Gates, shall be put up to be let to farm, the said Trustees may, if they think fit, appoint some Person to bid Once for the same, to the Intent that such Tolls may not be let for less than an adequate Value.

To enable Trustees to take Possession of Toll Houses, &c. in the Hands of Lessees, &c.

XV. And be it further enacted, That in case the Tolls arising from all or any of the Turnpikes or Toll Gates, Weighing Engine or Weighing Engines, erected or to be erected on the said Road, shall at any Time or Times be demised or let to farm to any Person or Persons whomsoever, and the Lessee or Lessees, Farmer or Farmers, to whom the said Tolls shall be respectively demised or let, shall neglect or refuse to perform the Terms and Conditions on which the same shall be so demised or let; or in case the Rent or Rents agreed to be paid by such Lessee or Lessees, Farmer or Farmers, or any Part or Instalment thereof, shall be in Arrear and unpaid for the Space of Fourteen Days next after any of the Days on which the same ought to be paid pursuant to the Contract or Agreement for letting the same; or if any Collector or Receiver of the Tolls who shall be discharged from his said Office by the said Trustees, or the Wife or Widow, or any of the Family or Representatives of any Collector or Receiver, who shall die, abscond, absent himself or be discharged; or any other Person, shall refuse to deliver up the Possession of any Toll House or Toll Houses, Weighing Engine or Weighing Engines, with the Buildings, Gardens, and Appurtenances thereto belonging, for the Space of Twenty-one Days next after Demand made thereof in Writing, signed by any Five or more of the said Trustees, or by their Clerk or Treasurer, and left at such Toll House, or in any Toll Houses, Weighing Engine or Weighing Engines; then and in any of the said Cases, it shall be lawful for the said Trustees, or any Five or more of them, or their Clerk or Treasurer, or other Person authorized by Writing under the Hands of any Five or more of the said Trustees, with such Assistance as shall be necessary, to enter into and upon the Possession of such Toll House or Toll Houses, Weighing Engine or Weighing Engines, and other Buildings and Premises 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 from the Collection of the Tolls there payable; and to put the said Trustees or any of their Officers, or any other Person or Persons appointed by the

ſaid Truſtees, or any Five or more of them, into the Poſſeſſion thereof; and on ſuch Leſſee or Leſſees, Farmer or Farmers, or any Perſon or Perſons employed by or in Poſſeſſion under them, being ſo put out of Poſſeſſion as aforeſaid, it ſhall be lawful for the ſaid Truſtees, or any Five or more of them, if they ſhall think proper, to vacate and determine the Contract and Agreement for leaſing or letting the ſaid Tolls to ſuch Leſſee or Leſſees, Farmer or Farmers, and the ſame ſhall accordingly be utterly void to all Intents and Purpoſes, as if ſuch Demiſe, Contract or Agreement had never been made; (ſave as to the Covenants and Agreements for Payment of the Rent or Rents thereby reſerved or made payable;) and it ſhall be lawful for the ſaid Truſtees, or any Five or more of them, in every ſuch Caſe, to demiſe or let to farm the ſaid Tolls again to any other Perſon or Perſons, in the ſame Manner as if no former Demiſe, Contract, or Agreement had been made or entered into relative to the ſame.

Application of Compenſation if amounting to 200l.

XVI. And be it further enacted, That if any Money ſhall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchaſed, taken, or uſed by virtue of the Powers of the ſaid recited Acts or of this Act, for the Purpoſes thereof, which ſhall belong to any Body Politic, Corporate or Collegiate, or to any Feoffee in Truſt, Executor, Adminiſtrator, Huſband, Guardian, Committee, or other Truſtee, for or on Behalf of any Infant, Idiot, Lunatic, Feme Covert, or other *Ceſtuique* Truſt, or to any Perſon or Perſons under any other legal Diſability or Incapacity whatſoever, as in the ſaid recited Acts or either of them particularly mentioned, ſuch Money ſhall, in caſe the ſame ſhall amount to or exceed the Sum of Two hundred Pounds be paid with all convenient Speed into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account there, *ex parte* the Truſtees for executing the ſaid recited Acts and this Act, to the Intent that ſuch Money ſhall be applied, under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made upon a Petition to be preferred in a ſummary Way by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands, Tenements or Hereditaments, in the Purchaſe or Redemption of the Land Tax, or Diſcharge of any Debt or Debts, or ſuch other Incumbrances, or Part thereof, as the ſaid Court ſhall authoriſe to be paid affecting the ſame Lands, Tenements or Hereditaments, or affecting other Lands, Tenements or Hereditaments, ſtanding ſettled therewith to the ſame or the like Uſes, Truſts, Intents, or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted, under and with the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Lands, Tenements, or Hereditaments which ſhall be conveyed and ſettled to, for, and upon ſuch and the like Uſes, Truſts, Intents, and Purpoſes, and in the ſame Manner as the Lands, Tenements, or Hereditaments which ſhall be ſo purchaſed, taken, or uſed as aforeſaid, ſtood ſettled or limited, or ſuch of them as at the Time of making ſuch Conveyance and Settlement ſhall be exiſting undetermined, and capable of taking Effect; and in the mean Time, and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall, by Order of the ſaid Court upon Application thereto, be inveſted by the ſaid Accountant General in his Name in the Purchaſe of Three Pounds *per Centum* Conſolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time, and until the ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and

annual Proceeds and Produce of the ſaid Conſolidated or Reduced Bank Annuities ſhall from Time to Time be paid, by Order of the ſaid Court, to the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the ſaid Lands, Tenements, or Hereditaments, in caſe ſuch Purchaſe or Settlement were made.

Application of Compenſation if leſs than 200l. and exceeds 20l.

XVII. Provided always, and be it further enacted, That if any Money ſo agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchaſed, taken or uſed for the Purpoſes aforeſaid, and belonging to any Corporation, or to any Perſon or Perſons under Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two hundred Pounds and ſhall exceed the Sum of Twenty Pounds, then and in all ſuch Caſes the ſame ſhall at the Option of the Perſon or Perſons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments ſo purchaſed, taken, or uſed, or of his, her, or their Guardian or Guardians, Committee or Committees, in caſe of Infancy, Idiotcy, or Lunacy, to be ſignified in Writing under their reſpective Hands, be paid into the Bank of *England*, in the Name and with the Privity of the ſaid Accountant General of the High Court of Chancery, and be placed to his Account as aforeſaid, in order to be applied in Manner 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 any Five or more of the ſaid Truſtees for executing the ſaid recited Acts and this Act, (ſuch Nomination and Approbation to be ſignified in Writing under the Hands of the nominating and approving Parties) in order that ſuch Principal Money, and the Dividends ariſing thereon, may be applied in Manner herein-before directed, ſo far as the Caſe be applicable, without obtaining or being required to obtain the Direction or Approbation of the High Court of Chancery.

Application of Compenſation not exceeding 20l.

XVIII. Provided alſo, and be it further enacted, That where ſuch Money ſo agreed or awarded to be paid as next before mentioned ſhall not be more than the Sum of Twenty Pounds, then and in all ſuch Caſes the ſame ſhall be applied to the Uſe of the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments, ſo purchaſed, taken or uſed for the Purpoſes of the ſaid recited Acts or this Act, in ſuch Manner as the ſaid Truſtees or any Five or more of them, ſhall think fit; or in caſe of Infancy, Idiotcy, or Lunacy, then ſuch Money ſhall be paid to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Uſe and Benefit of ſuch Perſon or Perſons ſo entitled reſpectively.

In caſe of not making out Titles;

or if Perſons cannot be found Purchaſe Money to be paid into the Bank;

XIX. And be it further enacted, That in caſe the Perſon or Perſons to whom any Sum or Sums of Money ſhall be awarded for the Purchaſe of any Lands, Tenements or Hereditaments, to be purchaſed by virtue of the ſaid recited Acts or this Act, ſhall refuſe to accept the ſame, or ſhall not be able to make a good Title to the Premiſes to the Satisfaction of the ſaid Truſtees, or any Five or more of them; or in caſe the Perſon or Perſons to whom ſuch Sum or Sums of Money ſhall be ſo awarded as aforeſaid cannot be found; or if the Perſon or Perſons entitled to ſuch Lands, Tenements, or Hereditaments, be not known and diſcovered, then and in every ſuch Caſe it ſhall be lawful for the ſaid Truſtees, or any Five or more of them, to order the ſaid Sum or Sums of Money ſo awarded as aforeſaid,

aforesaid, to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account, to the Credit of the Parties interested in the said Lands, Tenements or Hereditaments [describing them], subject to the Order, Controul, and Disposition of the said High Court of Chancery; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered in a summary Way of Proceeding or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof or Payment of the Dividends thereof, according to the respective Estate or Estates, Title, or Interest of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England* who shall receive such Sum or Sums of Money is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Subject to the Order of the Court of Chancery, on Motion or Petition.

Respecting disputed Titles.

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

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

XXI. Provided also, and be it further enacted, That when by reason of any Disability or Incapacity of the Person or Persons, or Corporation entitled to any Lands, Tenements or Hereditaments to be purchased under the Authority of the said recited Acts or this Act, the Purchase Money for the same shall be required to be paid into the High Court of Chancery, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall and may be lawful to and for the said High Court of Chancery to order the Expences of all Purchases from Time to Time to be made in pursuance of the said recited Acts or this Act, or so much of

ſuch Expences as the ſaid Court ſhall deem reaſonable, to be paid by the ſaid Truſtees out of the Monies to be received by virtue of this Act, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Perſons chargeable to Statute Work to continue ſo.

XXII. And be it further enacted, That ſo much of the ſaid recited Acts as relates to the Performance of Statute Labour on the ſaid Road ſhall be and the ſame is hereby repealed; and that, from and after the paſſing of this Act, all Perſons who by Law are or ſhall be liable to do Statute Work, or who are or ſhall be chargeable towards repairing and amending the ſaid Road, or any Part thereof, ſhall ſtill remain liable thereto in like Manner as heretofore; and it ſhall and may be lawful for any Two or more Juſtices of the Peace for the ſaid Weſt Riding of the County of *York*, or of the City or County of the City of *York*, and they are hereby empowered and required, (upon Application made to them for that Purpoſe by the ſaid Truſtees, or by their Clerk or Surveyor, by their Order) yearly to adjudge and determine what Part or Proportion of the Statute Work ſhall every Year be done upon the ſaid Road by the Inhabitants of the reſpective Pariſhes or Places in which the ſaid Road lies, and alſo what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every ſuch Pariſh or Place, in lieu of or as a Compoſition for ſuch Statute Work, ſhall be by him or them paid to the ſaid Truſtees, or to their Treaſurer; and in order thereunto it ſhall be lawful for ſuch Juſtices from Time to Time to ſummon the Surveyor or Surveyors of the Highways for every ſuch Pariſh or Place to bring in Liſts before ſuch Juſtices, at ſome Place to be expreſſed in ſuch Summons, (within Fourteen Days after the ſerving of ſuch Summons) of the Names of the ſeveral Perſons who within ſuch Pariſh or Place are by Law ſubject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Compoſition for ſuch Statute Work, diſtinguiſhing the Nature of the Work to be done, whether with Teams or Draughts, or otherwiſe, and alſo the Amount of the reſpective Sums to be paid; which Liſts of Names ſhall be made in ſuch Manner and under ſuch Regulations and Reſtrictions, as is, are or may be directed by any Law or Statute in Force or Effect for the Repair of the Public Highways; and out of ſuch Liſts, ſuch Juſtices ſhall and may allot, appoint and order ſuch and ſo many of the Perſons who ſhall appear to be ſubject or liable to do Statute Work as aforeſaid, to do ſuch Number of Days Statute Work in every Year upon the ſaid Road as the ſaid Juſtices ſhall think reaſonable, not exceeding Two Thirds of the whole Statute Work which each ſuch Perſon may be liable to do upon the whole of the public Roads within his or their Townſhip, in the courſe of ſuch Year, and the ſame ſhall be done on ſuch Days, and at ſuch Times (not being Haytime or Harveſt) and on ſuch Parts of the ſaid Road, as the ſaid Truſtees or their Surveyor or Surveyors (by their Order) ſhall from Time to Time order, direct and appoint; and the ſaid Juſtices ſhall and may alſo order and direct the Perſons who by ſuch Liſts ſhall appear to be ſubject and liable to the Payment of any Money in lieu of or as a Compoſition for Statute Work as aforeſaid, to pay ſuch Proportion thereof as the ſaid Juſtices ſhall think proper, to the ſaid Truſtees or their Treaſurer, at ſuch Time or Times as the ſaid Juſtices ſhall direct, and in default of Payment thereof the ſame ſhall and may be recovered and levied by Diſtreſs and Sale of the Goods and Chattels of the reſpective Perſons liable to the Payment thereof, in like Manner as other Penalties and

Juſtices to determine Differences touching Statute Work.

Forfeitures

Forfeitures impoſed by this Act, or the ſaid recited Acts, may be recovered; and each and every Perſon who ſhall neglect or refuſe to do ſuch Statute Work as aforeſaid, (after Notice in Writing given to or left for him, her, or them, at his, her, or their laſt or uſual Place or Places of Abode, for that Purpoſe, ſigned by the Surveyor or Surveyors to the ſaid Truſtees) ſhall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horſe or Horſes, Beaſt or Beaſts, to be provided by him, her, or them, be ſubject and liable to ſuch Pains, Penalties and Forfeitures, as ſuch Perſon or Perſons may be ſubject or liable to by any Law or Statute in Force and Effect for the Repair of the Public Highways; and if any Perſon who ſhall come to work as a Labourer, or who ſhall be ſent with any Team or Draught to work on the ſaid Road, 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 Road; all which Forfeitures ſhall be paid to the Treaſurer to the ſaid Truſtees, and applied towards amending the ſaid Road; and in caſe the ſaid Surveyor or Surveyors of the Highways for any of the ſaid Pariſhes or Places ſhall refuſe or wilfully neglect to give in ſuch Liſts as aforeſaid, or ſhall knowingly or wilfully give in falſe or imperfect Liſts, every ſuch Surveyor ſo offending ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Five Pounds, to be recovered, levied, apportioned, and applied, as other Penalties and Forfeitures impoſed by the ſaid recited Acts or this Act may be recovered, and are directed to be apportioned and applied.

Truſtees may compound for Statute Work.

XXIII. And be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees, or their Clerk or Surveyor or Surveyors (by their Order) to compound and agree with any Perſon or Perſons, Bodies Politic or Corporate, for the Statute Work to be done by them on the ſaid Road, or any Part thereof, and alſo with the Inhabitants and Occupiers of Lands, Tenements, or Hereditaments, of and in all or any of the Pariſhes or Places in which the ſaid Road is ſituate, for a certain Sum of Money, by the Year or otherwiſe, as the ſaid Truſtees or their ſaid Clerk or Surveyor or Surveyors (by their Order) ſhall think reaſonable, in lieu of the Whole or of any Part of the Statute or other Work to be by all or any of the ſaid Inhabitants and Occupiers done on the ſaid Road (except the Bridges liable to be repaired by or at the Expence of the County at large, which ſhall continue to be reſpectively repaired by the County, as in the ſaid recited Acts, or one of them, is more particularly mentioned); which Compoſition Money ſhall always be paid by the Surveyor or Surveyors of the Highways, or other Officer of the Pariſh, or by the Perſon or Perſons ſo compounding, to the Treaſurer to the ſaid Truſtees, in advance, on or before the Firſt Day of *March* in each and every Year, or otherwiſe the Inhabitants and Occupiers of ſuch Pariſh or Place ſhall not be permitted to compound for that Year.

Truſtees to erect Mileſtones, &c.

XXIV. And be it further enacted, That the ſaid Truſtees ſhall continue or cauſe to be ſet up and maintained, Direction Poſts and Boards on the principal Side Openings of the ſaid Road, with proper Inſcriptions thereon,

thereon, denoting to what Place or Places ſuch Side Roads reſpectively lead, and the Diſtance to ſuch Places reſpectively; and alſo ſhall order and direct other Poſts and Boards, with ſuitable Inſcriptions thereon, to be erected and maintained by the Side or Sides of the ſaid Road, in order to promote the Detection and Apprehenſion of any Perſon or Perſons who ſhall be guilty of any Offence or Offences againſt this or the ſaid recited Acts; and ſhall alſo cauſe Stones or Boards, with proper Inſcriptions thereon, to be erected and maintained on the ſaid Road at the Diſtance of One Mile from each other, and from Time to Time to cauſe the ſame to be cleanſed and kept legible; and alſo to cauſe proper Tables of the Tolls by this Act granted and made payable, to be affixed and put up at the ſeveral Toll Houſes continued or to be erected by virtue of this or the ſaid recited Acts.

Penalty for damaging Mileſtones, &c. or riding upon or injuring Cauſeways, &c.

XXV. And be it further enacted, That if any Perſon or Perſons whomſoever ſhall wilfully pull up, injure or damage any of the ſaid Poſts, Boards, Mileſtones or Tables of Tolls, or wilfully or deſignedly deface or obliterate any of the Inſcriptions, Letters, Figures or Marks thereon; or ſhall wilfully break, throw down or otherwiſe damage any Lamp, Lamp Poſt, or Lamp Iron, ſet up or affixed by order of the ſaid Truſtees at or near to any of the ſaid Turnpike Gates, or on any other Part of the ſaid Road, or in the Town of *Wetherby*, or the City of *York*, on the Line of the ſaid Road, or ſhall cauſe or procure the ſame to be done; or if any Perſon or Perſons ſhall wilfully pull up, injure or damage any of the Poſts, Rails or Fences now placed or put up, or at any Time hereafter to be placed or put up by Order of the ſaid Truſtees, or their Surveyor or Surveyors, either by the Side or Sides of the ſaid Road, or at or near to any Pit or Quarry which ſhall be uſed, opened, or made for the getting of Stones, Gravel, or other Materials for the Purpoſe of this or the ſaid recited Acts, in order to prevent Accidents, or to protect and preſerve any Hedge or Quickſet, or any Part or Parts thereof, which the ſaid Truſtees by virtue of this and the ſaid recited Acts are authorized to plant and keep in good Order; or if any Perſon or Perſons ſhall wilfully root up, cut, deſtroy or damage any ſuch Hedge or Quickſet, or any Part or Parts thereof, whilſt the ſame ſhall be under the Care of the ſaid Truſtees, or their Surveyor or Surveyors, or ſhall wilfully break, throw down or injure any of the Stones or Parapet Walls on the Sides of any of the Bridges or Arches, or otherwiſe damage or injure any of the Bridges or Arches, now or hereafter to be erected acroſs the ſaid Road, or ſhall hale or draw, or cauſe to be haled or drawn upon any Part of the ſaid Road, any Tree or Piece of Timber, or any Stone, otherwiſe than upon Wheel Carriages, or ſhall ſuffer any Tree or Piece of Timber which ſhall be conveyed upon Wheel Carriages, to drag upon any Part of ſuch Road to the Prejudice thereof, or ſhall wilfully drive any loaded Waggon along any Foot or Horſe Cauſeway, being Part of or adjoining to the ſaid Road; or ſhall, without being thereto authorized by the Surveyor or Surveyors for the Time being acting under this and the ſaid recited Acts, ſhovel up, ſcrape, gather, take or carry away any Stones, Gravel, Sand, or other Materials, Slutch, Dirt, Mire, Drift or Soil, from off any ſuch Cauſeway or any other Part of the ſaid Road; or if any Perſon or Perſons ſhall ride upon any Footway adjoining to the ſaid Road, or ſhall wilfully drive any Horſe or other Cattle, Sheep or any Swine, or any Cart or other Carriage thereon, or ſhall wilfully or careleſsly cauſe any

any Damage to be done to the ſaid Cauſeways; or if any Perſon or Perſons driving any Pigs or Swine upon the ſaid Road, ſhall ſuffer the ſame to root up and damage the ſaid Road or any Part thereof, or the Fences, Hedges, Backings or Cópſe on either Side thereof; or if any Perſon on Horſeback or driving any Coach, Chaiſe, Waggon, Cart or other Carriage upon the ſaid Road, and meeting another Coach, Chaiſe, Waggon, Cart, or other Carriage, or Perſon on Horſeback, ſhall not keep his Horſe or Carriage on the left or near Side of the ſaid Road; or if any Perſon ſhall in any Manner wilfully prevent any other Perſon or Perſons from paſſing him upon the ſaid Road, or the Coach, Chaiſe, Waggon, Cart, or other Carriage under his Care; or if any Perſon ſhall make or aſſiſt in making any Fire or Fires commonly called Bonfires, or ſhall ſet fire to, or let off, or throw any Squib, Rocket, Serpent or other Firework whatſoever, on any Part or Parts of the ſaid Road, or within Forty Yards of the ſame; or if any Perſon ſhall leave any Waggon, Wain, Cart, or other ſuch Carriage, longer than may be neceſſary for loading or unloading the ſame, in, upon, or on the Side of any Part of the ſaid Road, either with or without any Horſe or Beaſt of Draught harneſſed or yoked thereto; or if the Driver of any Waggon, Wain, Cart, or other ſuch Carriage, ſhall wilfully or careleſsly pull up, break, or damage any Poſts or Stones erected or to be erected for the Security of the ſaid Horſe Cauſeways, or wilfully or careleſsly drive the Wheel of any Carriage againſt the ſame, every ſuch Perſon ſhall forfeit a Sum not exceeding Five Pounds for every ſuch Offence, to be levied, recovered, apportioned and applied, as other Penalties and Forfeitures impoſed by this Act may be recovered, and are directed to be apportioned and applied; and ſuch Offender ſhall alſo pay to the ſaid Truſtees, or their Treaſurer or Treaſurers, or One of them, ſuch Sum of Money as ſhall be a full Satisfaction for the Damage ſo done; which Damage ſhall be ſettled and aſcertained by the Juſtice or Juſtices of the Peace by or before whom ſuch Offender ſhall be convicted of any of the Offences aforeſaid, and ſhall and may be levied and recovered in like Manner as other Penalties or Forfeitures impoſed by the ſaid recited Acts or this Act may be recovered, and ſhall be applied for the Purpoſes of this Act.

For Detection of Offenders.

XXVI. And, for the more eaſy Detection of Offenders againſt this and the ſaid recited Acts, be it further enacted, That it ſhall be lawful for any Surveyor or Surveyors of the ſaid Road, or any Collector or Collectors of the Tolls, or other Perſons engaged in the Execution of this and the ſaid recited Acts, and for any other Perſon or Perſons in aid of ſuch Surveyor or other Perſon, to apprehend any Perſon or Perſons who ſhall be ſeen by the ſaid Surveyors or others reſpectively, committing any Offence againſt this or the ſaid recited Acts, without any Warrant for that Purpoſe, and to cauſe him, her, or them to be taken before any One of His Majeſty's Juſtices of the Peace for the Weſt Riding of the County of *York*, or of the City or County of the City of *York*, for the Purpoſe of Conviction and Puniſhment according to Law.

For paying Expences of the Act.

XXVII. And be it further enacted, That the Coſts, Charges, and Expences incident to and attending the obtaining and paſſing of this Act, ſhall be paid and diſcharged by the ſaid Truſtees out of any Money already collected or received by virtue of the ſaid recited Acts on the ſaid Road, or out of the firſt Monies to ariſe by virtue of the ſaid recited Acts

and this Act, on the ſaid Road, in preference to all other Payments whatſoever.

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

Continuance. XXIX. And be it further enacted, That this Act ſhall commence and take Effect upon the paſſing thereof, and that the ſaid recited Acts (ſubject to the Alterations and Amendments in this Act contained) and this Act ſhall continue and be in force, and be executed for and during the Reſidue now to come and unexpired of the Term granted and continued by the ſaid recited Acts, and from the Expiration thereof, for and during the further Term of Twenty-one Years, and from thence to the End of the then next Seſſion of Parliament.

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