ANNO TERTIO

GEORGII IV. REGIS.

Cap. xlvi.

An Act for continuing the Term, and altering, amending, and enlarging the Powers of an Act of His late Majesty's Reign, for repairing the Road from the Borough of *Leicester* in the County of *Leicester*, to the Town of *Uppingham* in the County of *Rutland*, and to *Wansford* and *Peterborough*, both in the County of *Northampton*.

[15th *May* 1822.]

WHEREAS an Act was passed in the Forty-first Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for repairing the Road from the Borough of* Leicester *to* Peterborough, *in the County of* Northampton; *and for repealing Two Acts passed for repairing the said Road:* And whereas the Trustees of the said recited Act, and of former Acts since repealed, (so far as the same relates to the said Road leading from the said Borough of *Leicester*, to and by the North Side of the Town of *Uppingham* to *Wansford* in the County of *Northampton*), have, in pursuance of the Trusts reposed in them, borrowed several Sums of Money on the Credit of the Tolls arising upon that Part of the said Road; and the Trustees of the said former Acts (so far as the same relates to the Remainder of the said Road, leading from the said Town of *Wansford*, through *Ailesworth*, *Castor*, and *Longthorpe*, to the Market Place in the said City of *Peterborough*), have also borrowed several Sums of Money on the Credit of the Tolls arising on such

41 G. 3. c. 118.

such Part of the said Road, which said respective Sums still remain due and owing, and cannot be paid off, nor can the said Road be effectually amended, widened, improved, and kept in Repair, unless the Term now subsisting under the said recited Act be further continued, and the Tolls thereby granted be varied and increased, the Powers altered and amended, and some further Powers granted: And whereas under and by virtue of the said recited Act, amongst other Enactments, it is enacted, that the several Accounts of the Clerks and Treasurers, Surveyors, and other Officers of the said District, from *Leicester* to *Wansford*, to be appointed under the said Act, shall be examined and settled yearly in the Month of *May*, at the Town of *Uppingham* aforesaid; and that the Accounts of the Officers of the said District, between *Wansford* and *Peterborough*, shall also be settled yearly in the Month of *May*, at the City of *Peterborough* aforesaid, of the Time and Place of which Meetings Notice is required to be given as therein mentioned: And whereas the District of the said Road, from *Wansford* aforesaid to *Peterborough*, has a separate Clerk, Treasurer, Surveyor, and other Officers: And whereas great Inconvenience is experienced in having One Treasurer only in the remaining Part of the said Road, (that is to say), from the Borough of *Leicester* to *Wansford*, though there are separate Clerks, Surveyors, and other Officers, upon that Part of the said Road, who under the said recited Act are required to meet yearly in the Month of *May*, at *Uppingham* aforesaid, to settle their respective Accounts: And whereas it would be more convenient and of greater Advantage to the Public, to have the said Road from *Leicester* to *Wansford* divided into Two separate and distinct Districts, (that is to say), One from *Leicester* to *Fincet Bridge*, the Extremity of the County of *Leicester*, being a Distance of Fourteen Miles, which shall be called the *Leicester District* of the said Road; and the other from *Fincet Bridge* to *Wansford*, a Distance of Nineteen Miles, which shall be called the *Uppingham District* of the said Road, each of the said Districts to have a separate Clerk, Treasurer, and other Officers: And whereas it would also be more convenient to the Creditors upon the Tolls arising from the said Road, that the Tolls hereafter to be raised upon the *Leicester* District of the said Road should be wholly paid to and received by the Treasurer to be appointed for that District, and that the Tolls to arise from the *Uppingham* District of the said Road should be wholly paid to and received by the Treasurer to be appointed for that District; and that Two Third Parts of the Interest of the present Debt upon the Tolls arising upon the Road from *Leicester* to *Wansford*, should be paid out of the Tolls to arise from the *Leicester* District, and that One Third Part of such Interest should be paid out of the Tolls to arise from the *Uppingham* District of the said Road; and that each District should in every other respect be absolutely independent of each other, in the same Way and Manner as the District from *Wansford* to *Peterborough* is independent of the other Two Districts of the said Turnpike Road, except as herein-after mentioned; but the several Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same,

Former Act continued.

That the said recited Act of the Forty-first Year of the Reign of His late Majesty King *George* the Third, and all and every the Tolls, Duties, Powers, Authorities, Provisions, Regulations, Penalties, Forfeitures, Clauses, Matters,

Matters, and Things therein contained (except such as are varied, altered, or repealed), shall be and continue in full force and effect, and shall be executed for and during the Term herein-after mentioned, in as full and ample Manner, and as effectually to all Intents and Purposes, as if the same were repeated and re-enacted in the Body of this Act, but subject nevertheless to the Amendments, Alterations, Variations, and Additions in this Act contained; and which shall commence and take effect from the Twenty-fourth Day of *June* One thousand eight hundred and twenty-two, and continue and be in force for and during the Term herein-after mentioned; which said additional Term, and the Tolls, Duties, Powers, and Clauses by this Act continued, granted, and enacted, are hereby made subject and liable to the Payment of all Sums of Money now due and owing on the Credit of the Tolls granted by the said recited Act, and all other Monies due and owing on account of the said Road, and also of all such other Sum and Sums of Money as shall or may be borrowed for the Purposes, or become due on the Credit of the said recited Act and of this Act, and the Interest due and to grow due for the same respectively.

Appointing Trustees to Leicester District.

II. And be it further enacted, That all and every His Majesty's Justices of the Peace for the Time being, acting in and for the County of *Leicester*, together with the Right Honourable *Charles Manners* commonly called Lord *Charles Manners*, the Right Honourable *Robert Manners* commonly called Lord *Robert Manners*, the Right Honourable *George Harry Grey* commonly called Lord *Grey*, the Honourable *Henry Booth Grey*, Sir *John Henry Palmer* Baronet, Sir *Arthur Grey Haselrigge* Baronet, Sir *George Robinson* Baronet, Sir *Charles Thomas Palmer* Baronet, Sir *Frederick Gustavus Fowke* Baronet, Sir *Thomas Hussey Appreece* Baronet, Sir *Edmund Cradock Hartop* Baronet, Sir *Lumley Saint George Skeffington* Baronet, *Charles Alsop*, *Francis Alsop*, *Samuel Alston*, *Gerrard Andrews* Doctor in Divinity, *Gerrard Thomas Andrews* Clerk, *William Withering Arnold* Doctor of Medicine, *William Ashby Ashby*, *Thomas Babington*, *John Babington* Clerk, *Matthew Drake Babington* Clerk, *Matthew Babington*, *Isaac Barnes*, *James Bankart*, *Thomas Bankart*, *Samuel Bankart*, *John Bankart*, *Charles Tuffley Bankart*, *Thomas Barratt*, *Calverley John Bewicke* Clerk, *James Bennett*, *George Bellairs*, *John Fox Bell*, *Jesse Berridge*, *Richard Hunter Bird*, *William Blake*, *John Bosworth*, *William Bradley*, *George Bramley*, *Thomas Bryan*, *John Suffield Brown*, *Thomas Bright* Clerk, *Thomas Burbidge*, *Edwin Andrew Burnaby*, *Sherrard Beaumont Burnaby* Doctor of Laws, *John Dick Burnaby*, *Edwin Andrew Burnaby* the younger, *William Burnaby*, *Gustavus Burnaby*, *Thomas Burnaby* Clerk, *Thomas Burnaby* the younger, Clerk, *Robert Burnaby* Clerk, *Andrew Burnaby* Clerk, *Joseph Spencer Cardale*, *George* —— *Calvert* Clerk, *Anthony Carr*, *William Casson* Clerk, *Richard Cheslyn*, *Richard Cheslyn* the younger, *Robert Clarke*, *James Sherrard Coleman* Clerk, *Henry Coleman* of *Oadby*, *Henry Coleman* of *Leicester*, *Thomas Coleman*, *Francis Thomas Corrance* Clerk, *Richard Cooke*, *William Cooke*, *William Cotchett*, *Joseph Cradock*, *Sheldon Cradock*, *Richard Davies* Clerk, *Jemson Davies* Clerk, *Thomas William Dabbs*, *John Dudley* Clerk, *Isaac Dudley*, *Thomas Farmer*, *William Fenwicke* Clerk, *George Fenwicke*, *Charles Fenwicke*, *William Firmadge*, *George Fludger*, *William Foster* Clerk, *John Fox*, *Thomas Freer*, *John Booth Freer* Doctor of Medicine, *Joseph Gill* Clerk, *John Gregory*, *John Gregory* the younger, *William Gregory*, *William Gregory*

Gregory the younger, *Mansfield Gregory*, *Henry Green*, *John Liptrott Greaves*, *George Harry William Hartopp*, *Edmund Hartopp*, *William Edmund Hartopp*, *William Evans Hartopp* Clerk, *Edward Boucher Hartopp*, *Frederick William Hartopp*, *Samuel Hartopp* Clerk, *Henry Harrison*, *William Harrison*, *John Stockdale Hardy*, *William Hackett*, *John Heycock*, *John Hippesley Heycock*, *William Heyrick*, *John Hill* Doctor of Medicine, *Richard Hole*, *George Brushfield Hodges*, *John Huskisson*, *Benjamin Jackson*, *William Jackson*, *John David Jackson*, *George Ireland*, *George Anthony Legh Keck*, *John King*, *Thomas Leach*, *Caleb Lowdham*, *Isaac Lovell*, *Thomas Lomas*, *John Mansfield*, *Robert Martin* Clerk, *William Martin*, *Robert Marston*, *Thomas Marston*, *George Marston*, *Henry Maynard*, *Charles Meredith*, *George Berkley Mitchell* Clerk, *John Miles* Clerk, *Samuel Miles*, *Thomas Miles*, *George Miles*, *Roger Miles*, *Thomas Miller*, *Thomas Miller* the younger, *John Moore*, *Thomas Moore*, *William Moore*, *Nathaniel Morgan* Clerk, *Thomas Stanley Nedham*, *John Nedham* the younger, *Francis Nedham*, *John Nicholls*, *Thomas Westley Oldham*, *Samuel Oliver*, *John Bass Oliver*, *Richard Oliver*, *John Pares*, *Thomas Pares* the younger, *John Tylston Pares*, *Thomas Pagett*, *Thomas Pagett* Surgeon, *Thomas Pagett* the younger, Surgeon, *Henry Palmer* Clerk, *Charles James Packe*, *Charles William Packe*, *William Parsons* the elder, *John Parsons*, *Thomas Parsons*, *George Peake*, *George Peake* Clerk, *William Pegg*, *Thomas Peach*, *Henry Peach*, *George Pochin*, *John Finch Simpson*, *Samuel Simpson*, *John Sikes*, *Charles Loraine Smith*, *Loraine Loraine Smith* Clerk, *Samuel Stone*, *Henry Swann*, *William Tailby*, *Edward Thomas* Doctor in Divinity, ——— *Thomas* the younger of *Billesdon*, *William Richardson Tyson* Clerk, *John Vaughan* Serjeant at Law, *Edward Thomas Vaughan* Clerk, Sir *William Walker*, *William Kenworthy Walker*, *Richard Walker* Clerk, *Robert Wilson*, *Clement Winstanley*, *George Winstanley*, *George Williamson*, *George Woodcock* Clerk, *Henry Wood*, *Richard Warner Wood*, *Thomas Reader Wood*, *Thomas Wright*, *John Wright*, and their Successors, to be elected or appointed in manner in the said recited Act mentioned, and being qualified in manner in this Act directed, shall be and they are hereby appointed the Trustees for putting the said Act and this Act into Execution, in and for the said District of the said Road from *Leicester* to *Fincet Bridge* aforesaid, called *The Leicester District*.

Appointing Trustees to the Uppingham District.

III. And be it further enacted, That all and every His Majesty's Justices of the Peace for the Time being, acting in and for the Counties of *Rutland* and *Northampton*, together with the Right Honourable *Thomas Cecil* commonly called Lord *Thomas Cecil*, the Right Honourable *John Russell* commonly called Lord *John Russell*, the Honourable *William Lowther* commonly called Lord *Lowther*, the Honourable *Henry Watson*, the Honourable *George Watson*, the Honourable *John Monckton*, the Honourable *Charles Noel Noel*, the Honourable *William Noel Noel*, Sir *Gilbert Heathcote* Baronet, Sir *Gerard Noel Noel* Baronet, Sir *John Palmer* Baronet, Sir *Richard Brooke De Capel Brooke* Baronet, *William Adam*, *Charles Bowyer Adderley*, *Ralph Adderley*, *Harding Adderley*, *Samuel Barker*, *Thomas Barfoot*, *Henry Boulton*, *James Bell*, *Edward Browne*, *Francis Barnes* Doctor in Divinity, *Calverley John Bewicke* Clerk, *Robert Boon* Clerk, *William Baker* Clerk, *William Baker* the younger, Clerk, *Thomas Kaye Bonney* Clerk, *Charles Berkeley*, *Thomas Bryan*, *William Boon*, *Thomas Bullock*, *Samuel Thomas Bloomfield* Clerk, *Thomas Falkner Baines*, *Thomas Bryan* the younger, *Charles Benson*, *William Belgrave*,

Belgrave, *Thomas Pearse Browne*, *Samuel Brown*, *Charles Berkeley* the younger, *Nedham Cheselden*, *John Clementson*, *John S. Chapman*, *Richard Carey* Clerk, *William Dent*, *John Giles Dimock* Clerk, *Stephen Eaton*, *George Fludyer*, *George Fludyer* the younger, *William Forster* Clerk, *Charles Fenwick* Clerk, *Thomas Foster* Clerk, *Richard Farrow* Clerk, *Heneage Finch* Clerk, *William Gilson*, *Jonathan Gibbons*, *William Graham* Clerk, *John Gardiner*, *John Heycock*, *John Heycock* the younger, *George Finch Hatton*, *George William Finch Hatton*, *Gilbert Heathcote*, *John Heathcote*, *Robert Heathcote*, *Thomas Hotchkin*, *Charles Hall*, *William Hardyman* Clerk, *Thomas Hill*, *Everard Hill*, *James Hill*, *Hugh Jackson*, *Francis Jones* Clerk, *John Jones* Clerk, *Francis Kemp*, *Godfrey Kemp*, *Richard Lucas* Clerk, *Richard Lucas* the younger, Clerk, *William Lawrence*, *John Morris*, *Charles Morris*, *Hugh Monckton* Clerk, *Francis Noel Noel* Clerk, *Charles Neville*, *Cosmas Neville*, *William Neville*, *Henry Neville* Clerk, *Stafford O'Brien*, *Donatus O'Brien*, *John Owsley* Clerk, *Robert Peach*, *William Pochin* Clerk, *George Pochin* Clerk, *Thomas Roberts* Clerk, *Charles Roberts*, *Henry Shield*, *Henry Shield* Clerk, *Henry Sharpe*, *Samuel Stokes*, *John Stokes*, *Henry Stokes*, *John Finch Simpson*, *Henry Swann*, *Charles Swann* Clerk, *William Henry Stanley*, *Thomas Tryon*, *Thomas Tryon* the younger, *John Tryon* Clerk, *Leonard Towne* Clerk, *James Tiptaft*, *Baptist Noel Turner* Clerk, *Robert Tomblin*, *Cotton Thompson*, *John Frewin Turner*, *Edward Thorold* Clerk, *Thomas Whichcote*, *Robert Walker*, *Thomas Walker*, *William Ward*, *Thomas Woods*, *John Wingfield*, *Thomas Wingfield* Clerk, *Bentley Warren*, *John Wing* Clerk, *William Wing* Clerk, *William Wing* the younger, Clerk, *Tycho Wing*, *Daniel Webster*, *Robert Wilson*, *Henry Wilson* Clerk, *George Wilson* Clerk, *John Laycock Wetherall* Clerk, *George Wilson*, and their Successors, to be appointed in manner in the said recited Act mentioned, and being qualified in manner in this Act directed, shall be, and they are hereby appointed the Trustees for putting the said Act and this Act into Execution in and for the said District of the said Road from *Fincet Bridge* to *Wansford* aforesaid, called the *Uppingham* District.

Appointing Trustees to the Wansford and Peterborough District.

IV. And be it further enacted, That all and every His Majesty's Justices of the Peace for the Time being, acting in and for the County of *Northampton*, and the Liberty of *Peterborough*, together with the Right Honourable *Charles William Wentworth Fitzwilliam* commonly called Lord Viscount *Milton*, the Right Honourable *Charles Gordon* commonly called Lord Viscount *Strathaven*, *Thomas Atkinson*, *John Bringhurst* Clerk, *Jacob Julien Beaumgartner* Doctor of Medicine, *Benjamin Bull*, *Thomas Ball*, *John Benson*, *Thomas Bowis*, *William Bate*, *John Bark*, *John Brown*, *William Buckle*, *Thomas Alderson Cooke*, *Martin Cole*, *John Webb Cole*, *Charles Cole*, *Thomas Cheshire*, *Henry Clarke* Clerk, *William Crisp*, *William Crisp* the younger, *Alexander Christie*, *George Clifton*, *Thomas Dean*, *Payne Edmunds* Clerk, *Henry Freeman* Clerk, *Henry Freeman* the younger, the Honourable *George Gordon* Clerk, *Thomas Goodman*, *Teast Goodman*, *Thomas Goodman* the younger, *Benjamin Bull Goodman*, *Philip Gates*, *Thomas Garbett* Clerk, *John Gates*, *Edward Gibbons*, *William Head* Clerk, *William Landen Hopkinson* Doctor of Medicine, *Christopher Hodgson* Clerk, *James Hoyes*, *James Hill*, *John Hook*, *John Hopkinson* Clerk, *Cheselden Henson*, *Christopher Jeffery*, *Charles Jacob*, *William Johnson*, *Edward Jenkins*, *Buxton Kenrick*, *William King*, *William King* the younger, *William Lawrence*, *James Henry Monk* Doctor

in Divinity, *Spencer Madan* Doctor in Divinity, *Thomas Mills* Clerk, *William Morley*, *John Miller*, *Benjamin Mugliston*, *John Willan Mewburn*, *Thomas Newton*, *Joseph Parsons* Clerk, *Joseph Stephen Pratt* Clerk, *Joseph Pratt* Clerk, *William George Porter*, *George Platel*, *Henry Parsons* Clerk, *Charles Pratt* Clerk, *William Strong* Doctor in Divinity, *William Squire*, *William Walcot Squire*, *William Strong* the younger, Clerk, *John Jackson Serocold* Clerk, *William Simpson*, *William Salman*, *John Salman*, *William Southam*, *William James Smith*, *Fenwick Scrimshire* Doctor of Medicine, *John Smith*, *Henry Yeats Smythies* Clerk, *William Tournay* Doctor in Divinity, *Morris Tonge*, *Charles Umphelby*, *Stephen White* Doctor in Divinity, *Thomas White*, *Thomas White* the younger, *William Wright*, *John Wright*, *Thomas Walker*, *Richard Weston*, *John Wilson*, *John Wilson* the younger, *Henry Walker* Clerk, *William Wing* the younger, Clerk, *John Lawrence Wright*, *James Yorke*, and their Successors, to be elected or appointed in manner in the said recited Act mentioned, and being qualified in manner in this Act directed, shall be and they are hereby appointed the Trustees for putting the said Act and this Act into Execution in and for the said District of the said Road from *Wansford* to *Peterborough* aforesaid, and shall be and are hereby empowered to act in the Execution of the said recited Act and of this Act, as fully and effectually to all Intents and Purposes as if they had been appointed Trustees in or by the said recited Act.

Qualification of Trustees.

V. And be it further enacted, That no Person shall be capable of acting as a Trustee in the Execution of the said recited Act and of this Act, or either of them, whilst he holds any Place of Profit, or be concerned or interested in any Contract or Contracts under the said recited Act and this Act, or either of them, nor in any Case wherein he shall be personally interested, otherwise than as a Creditor for Money lent on the Credit of the Tolls; nor shall any Person be qualified to act as a Trustee in the Execution of the said recited Act and this Act, or either of them, 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 issuing out of Freehold or Copyhold Lands, Tenements, or Hereditaments of the clear annual Value of One hundred Pounds above Reprizes, or be possessed of a Personal Estate alone, or Real and Personal Estate together, to the full Amount or Value of Four thousand Pounds, or be Heir Apparent of a Person having such Estate of the clear yearly Value of One hundred and fifty Pounds; nor (except in administering the Oath or Affirmation hereafter mentioned), until he shall have taken and subscribed before any Two or more of the said Trustees an Oath, or (being One of the People called *Quakers*) an Affirmation, in the Words or to the Effect following; (that is to say),

Oath.

'I *A. B.* do swear [*or*, being One of the People called *Quakers*, do solemnly affirm], That I truly and *bonâ fide* am in my own Right, [*or* in the Right of my Wife], in the actual Possession and Enjoyment or the Receipt of the Rents and Profits issuing out of Freehold or Copyhold Lands, Tenements, or Hereditaments, of the clear yearly Value of One hundred Pounds above Reprizes; [*or* am possessed of a Personal Estate alone, *or* Real and Personal Estate together, to the Amount or Value of Four thousand Pounds, *or* am Heir Apparent of *A. B.* who to the best of my Knowledge is in the actual Possession or Enjoyment

'Enjoyment or Receipt of the Rents and Profits issuing out of Freehold 'or Copyhold Lands, Tenements, or Hereditaments, of the clear yearly 'Value of One hundred and fifty Pounds]; and that I will truly, faith- 'fully, and impartially act in the Execution of the Trusts and Powers 'reposed in me by virtue of an Act passed in the Forty-first Year of the 'Reign of His late Majesty King *George* the Third, intituled *An Act for* '*repairing the Road from the Borough of* Leicester *to* Peterborough *in the* '*County of* Northampton, *and for repealing Two Acts passed for repairing* '*the said Road;* and also of an Act passed in the Third Year of the 'Reign of King *George* the Fourth, intituled *An Act for* [*insert the Title* '*of this Act.*] So help me GOD.'

And if any Person not being so qualified, or not having taken and subscribed such Oath as aforesaid, or (being a Quaker) not having made and subscribed such Affirmation as aforesaid, shall act as a Trustee in the Execution of this Act, every such Person shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person who shall inform or sue for the same, to be recovered in any One of His Majesty's Courts of Record at *Westminster*, or elsewhere, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlance shall be allowed; and every such Person so sued shall prove that he is qualified as aforesaid, or otherwise shall pay the said Penalty, without any other Proof on the Part of the Plaintiff than that such Person hath acted as a Trustee in the Execution of this Act: Provided nevertheless, that all Acts and Proceedings of any Person or Persons acting as a Trustee or Trustees in the Execution of the said recited Act and this Act, or either of them, although not duly qualified previously to his or their being convicted of the said Offence, shall, notwithstanding such Conviction, be as good, valid, and effectual, as if such Person or Persons had been qualified according to the Directions of this Act.

Meetings of Trustees.

VI. And be it further enacted, That the Trustees for repairing the *Leicester* District of the said Road, from *Leicester* to *Fincet Bridge* aforesaid, shall meet at the *Three Crowns Inn* in *Leicester* aforesaid, or at some other convenient Place at or near *Leicester*, on the *Monday* next after the Commencement of this Act, or as soon after as conveniently may be, and shall then proceed to carry this Act into Execution; and that the Trustees for repairing the *Uppingham* District of the said Road, from *Fincet Bridge* to *Wansford* aforesaid, shall meet at the *Falcon Inn* in *Uppingham* aforesaid, or at some other convenient House in the same Town, on the *Wednesday* next after the Commencement of this Act, or as soon after as conveniently may be, and shall then proceed to carry this Act into Execution; and that the said Trustees for repairing the Road from *Wansford* to the Market Place in *Peterborough* aforesaid, shall meet at the *Talbot Inn* in *Peterborough* aforesaid, or at some other convenient House in the said Town, on the *Monday* next after the Commencement of this Act, or as soon after as conveniently may be, and shall then proceed to carry this Act into Execution; and that the said respective Trustees shall then, and from Time to Time afterwards, adjourn themselves, in such Manner as is mentioned in the said recited Act; and the said Trustees at each and every of their Meetings, shall pay and defray their own Expences (save and except the Charges for the Room in which such Meetings

Meetings shall be held, which Charges the Treasurer or Treasurers to the said Trustees is and are hereby authorized to pay); and at every Meeting of the said respective Trustees, a Chairman shall be appointed from and out of the Trustees then present, and when and as often as it shall happen, that there shall be an Equality of Votes at any such Meeting upon any Question (including the Vote of the Chairman), then and in every such Case the Chairman shall have, and he is hereby empowered to give, a double or casting Vote.

Trustees not to administer Oaths on verifying Officers Accounts.

VII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to authorize or empower the said Trustees or any of them to administer any Oath or Oaths to any Clerk, Treasurer, Collector of the Tolls, Surveyor, or other Officer or Officers now appointed or hereafter to be appointed under or by virtue of the said recited Act and this Act, or either of them, for the Purpose of verifying his or their Accounts.

Accounts to be kept of Receipts and Disbursements, which shall be open to the Inspection of the Trustees and Creditors.

VIII. And be it further enacted, That the said respective Trustees shall and they are hereby required from Time to Time, and at all Times during the Continuance of this Act, to order and direct a Book or Books to be provided and kept by the Clerk or Treasurer for the Time being of each District of the said Road, in which Book or Books such Clerk or Treasurer shall enter or cause to be entered true and regular Accounts of all Sums of Money received, paid, laid out, and expended for or on account of the said Road, and of the several Articles, Matters, and Things for which such Sums of Money shall have been disbursed, laid out, and paid; which Book or Books shall at all seasonable Times be open to the Inspection of the said Trustees, or any Creditor or Creditors on the Tolls by the said recited Act or this Act granted, without Fee or Reward; and the said Trustees or Creditors shall and may take Copies of or Extracts from the said Book or Books, or any Part or Parts thereof, without paying any thing for the same; and in case the said Clerk or Treasurer shall refuse to permit, or shall not permit the said Trustees or such Creditors to inspect such Book or Books, or take such Copies or Extracts as aforesaid, such Clerk or Treasurer shall forfeit and pay any Sum of Money not exceeding Five Pounds.

Offices of Clerk and Treasurer not to be held by the same Person.

IX. Provided always, and be it further enacted, That it shall not be lawful for the said Trustees of the said respective Districts to continue or appoint the Person who has been or may be appointed to act as their Clerk, in the Execution of the said recited Act or this Act, or either of them, or the Partner of any such Clerk, to be the Treasurer for the Purposes of the said recited Act or this Act, or either of them, or to continue or appoint the Person who has been or may be appointed Treasurer, or the Partner of any such Treasurer, to be the Clerk to the said Trustees, acting for the said respective Districts, for executing the said recited Act or this Act, or either of them; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes aforesaid, or if any Person being the Partner of any such Clerk shall act as Treasurer, or being the Partner of any such Treasurer shall act as Clerk in the Execution of the said recited Act or this Act, or either of them, every Person so offending shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, to be recovered, together

with full Costs of Suit, 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, nor more than One Imparlance, shall be allowed.

The Houghton Gate and Skeffington Gate to be taken down and Two new Toll Houses to be erected in other Situations.

X. And whereas it is expedient that certain Toll Houses and Gates respectively called the *Houghton Gate* and the *Skeffington Gate*, should be taken down and removed, and that One other Gate should be erected across the said Road, at or near the Eastward End of a public Highway branching towards *Billesdon Coplow*, with a Side Gate or Bar near thereto, at the End of such last-mentioned public Highway, and another Gate across the said Road eastwardly of the public Highway, branching towards *Melton Mowbray*, near a Public House called *The Wilson's Arms*, with a Side Gate or Bar near thereto, at the End of such last-mentioned public Highway; be it further enacted, That the said Toll Houses and Gates, respectively called the *Houghton Gate* and the *Skeffington Gate*, shall be wholly taken down and removed within the Space of Six Calendar Months next after the passing of this Act; and that no Toll shall be taken or collected at the same after the Expiration of the said Six Calendar Months; and that it shall and may be lawful for the said Trustees to erect One Toll House and Gate upon and across the said Road, at or near the Eastward End of the said public Highway, branching towards *Billesdon Coplow*, with a Side Gate or Bar near thereto, at the End of such last-mentioned public Highway; and another Toll House or Gate upon and across the said Road, eastwardly of the said public Highway, branching towards *Melton Mowbray*, at or near the said Public House called *The Wilson's Arms*, and also a Side Gate or Bar near thereto, at the End of such last-mentioned public Highway, and (if the said Trustees shall think proper) to use and employ the Materials of the said Toll Houses and Gates hereby directed to be taken down and removed, for the Purposes of this Act, and to take, demand, and receive such Tolls at the said New Gates and Side Gates, or Bars, as they would have been hereby authorized to have taken, demanded, and received at the said Gates called the *Houghton Gate* and *Skeffington Gate* respectively, had the same not been hereby directed to be taken down and removed.

Power to continue and to erect Toll Gates.

XI. And whereas it is expedient to continue the several Turnpikes or Toll Gates now erected, and those herein-before directed so to be by virtue of this Act upon the said Road, from the Borough of *Leicester* to *Peterborough* aforesaid; be it therefore enacted, That it shall and may be lawful to and for the Trustees of the said respective Districts to continue the several Turnpikes or Toll Gates now erected, and to be erected as herein-before mentioned, upon or across the said Road from *Leicester* to *Peterborough* aforesaid, in the Places hereafter mentioned; (that is to say), One Turnpike or Toll Gate at the West End of the Lane, in the Liberty of *Belgrave*, leading to the Bridge called *Humberstone Bridge*, and called *Humberstone Toll Gate*; One other Turnpike or Toll Gate, with a Side Gate thereto herein-before authorized to be erected at the End of a public Highway branching towards *Billesdon Coplow*, to be called the *Houghton Gate*; One other Turnpike or Toll Gate, with a Side Gate thereto, as herein-before authorized to be erected across the said Road, eastwardly of the public Highway branching towards *Melton Mowbray*, at or near a public House called *The Wilson's Arms*, to be called the *Tugby Gate*; One

other Turnpike or Toll Gate across a Lane, in the Parish of *Wardley*, called *Wardley Lane Gate*, and near to a Gate by the Side of the said Road, across a Bridle Way leading to *Ridlington*, in the said County of *Rutland*, together with the Side Gate or Bar across the End of such Bridleway; and also One other Turnpike or Toll Gate across the said Road, at the East End of the Town of *Uppingham* aforesaid; and also One other Turnpike or Toll Gate across the said Road, near the End of the said Road, in the Parish and on the West Side of the Village of *Wansford* aforesaid; One other Turnpike or Toll Gate across the said Road at the East End of *Wansford Lane*; and One other Turnpike or Toll Gate between the said Town of *Long Thorp* and the City of *Peterborough* aforesaid; and also that the said respective Trustees, or such Person or Persons as they shall appoint, shall and may have full Power and Authority by this Act to pull down and remove the Gates, Toll Houses and Buildings so erected and to be erected as aforesaid, upon or across the said Road, and may from Time to Time erect or otherwise provide such and so many other Turnpikes or Toll Gates in, upon, or across such other Parts and in such other Places of the said Road, and also such and so many Turnpikes or Toll Gates on the Side of the said Road, and in, upon, or across any Lane or Byeway that doth or shall lead into or out of the same, as the said Trustees shall think proper (subject nevertheless to the Restrictions and Directions hereinafter mentioned concerning the same); and also shall and may erect or otherwise provide a Toll House to each of such new erected Turnpikes or Toll Gates, with suitable Buildings and other Conveniencies thereto, and inclose from the Side of the said Road, convenient Garden Spots for the same, not exceeding One Fourth Part of an Acre to each Toll House.

Repealing former Tolls;

XII. And whereas the several Tolls granted and made payable by the said recited Act, upon the said Road from *Leicester* to *Peterborough*, have been found insufficient for the Purposes of the said recited Act; be it therefore enacted, That the same shall from and after the Twenty-fourth Day of *June* next after the passing of this Act, be and are hereby declared to be repealed.

and Power to take new Tolls.

XIII. And be it further enacted, That from and after the said Twenty-fourth Day of *June*, it shall and may be lawful to and for the said respective Trustees, and they are hereby authorized to demand and take the several Tolls herein-after particularly mentioned, at each and every of the Toll Gates which shall be continued, erected, or provided in pursuance of this Act (except as herein-after is expressly directed or provided to the contrary), before any Horse, Cattle, or Carriage upon which any Toll is by this Act imposed, shall be permitted to pass through the same; (that is to say),

Tolls.

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

For every Horse, Mule, or other Beast of Draught drawing any Coach, Berlin, Landau, Barouche, Landaulet, Phaeon, Chariot, Chaise, Curricle, Calash, Hearse, Marine Chair, Gig, Whiskey, Van, Caravan, Tax Cart, or other Carriage of the like Kind, the Sum of Sixpence:

For every Horse, Ox, or other Beast drawing any Waggon, Wain, Drug, Cart, or other Carriage having the Wheels of the Breadth of Six Inches or more, the Sum of Three-pence:

For every Horse or other Beast of Draught drawing any Waggon, Wain, Drug, Cart, or other Carriage of the like Kind, having the Wheels thereof of a less Breadth than Six Inches, the Sum of Four-pence Halfpenny:

For every Four-wheeled Carriage in any Manner fixed to any Waggon, Wain, Cart, or other Carriage, if empty, the Sum of Sixpence; but if in any Manner laden, or having any Person therein, the Sum of One Shilling:

For every Two-wheeled Carriage having any Person therein, or being laden in any Manner, fixed to any Waggon, Wain, Cart, or other Carriage, the Sum of Sixpence, and unladen, or empty, the Sum of Three-pence:

For every Score of horned or neat Cattle, the Sum of Ten-pence, and so in proportion for any greater or less Number:

For every Score of Calves, Swine, Sheep, or Lambs, the Sum of Five-pence, and so on in proportion for any greater or less Number: And

For every Drug so constructed as that the Distance between the Axle-trees thereof shall be more than Nine Feet, and laden otherwise than with a single Piece or Block of Timber or Stone, the Sum of One Shilling and Sixpence over and above the Duty or Toll payable for Horses drawing the same.

Which said respective Tolls or Sums of Money shall be demanded, collected, and taken by such Person or Persons in manner directed by the said recited Act.

Table of Tolls to be put up.

XIV. And be it further enacted, That a Table of the Tolls payable under this Act shall be affixed on all the Toll Houses erected or to be erected on the said Road; and the Name of the Turnpike Gate adjoining thereto respectively shall be placed over the said Table of Tolls.

Tickets to be provided denoting Payment of Tolls.

XV. And be it further enacted, That upon Payment of the Tolls by this Act granted, the Collector or Receiver thereof shall and he is hereby required to deliver *gratis* to the Person paying such Toll, a Note or Ticket denoting such Payment, and which Note or Ticket shall be provided by the said Trustees, and there shall be printed and specified thereon the Name of the Gate at which such Payment shall have been made, and also the Name or Names of the Gate or Gates freed by such Payment.

Tolls to be paid but once a Day.

XVI. Provided always, and be it further enacted, That no more than One full Toll shall be demanded or taken from any Person or Persons passing or repassing at any Time or Times 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, with the same Horses, Cattle, Beasts, and Carriages, through any one of the Gates or Turnpikes erected or to be erected upon any Part of the said Roads; and that all and every Person and Persons having paid such respective Tolls, and producing a Note or Ticket,

Ticket, Notes or Tickets, denoting the Payment thereof, and naming and specifying the Gate at which such Payment shall have been made, and also the several Gates or Turnpikes freed by such Payment (which said Notes or Tickets the Collectors are hereby required to deliver *gratis* on Receipt of the Tolls), shall afterwards be allowed to pass or repass during such Day with the same Horses, Cattle, Beasts, and Carriages Toll-free, through the Turnpike or Toll Gate at which such Toll shall have been so paid, except as is herein-after excepted.

Horses drawing Post Chaises, &c. to pay every Time of passing on a new Hiring.

XVII. And be it further enacted, That the Tolls hereby granted and made payable in respect of every Horse or other Beast of Draught drawing any Post Chaise or other Carriage travelling for Hire, passing through any of the Toll Gates erected or to be erected by virtue of this Act, shall be paid and payable each and every Time the same shall pass or repass through any of the said Gates upon a fresh or renewed Hiring, provided the Driver thereof shall deliver a Ticket denoting the same.

Limiting the Tolls to be taken on each District.

XVIII. Provided also, and be it further enacted, That nothing herein contained shall extend or be construed to extend to empower the said respective Trustees, or any of them, to cause more than Three full Tolls to be demanded or taken for the Passage of any Horses, Beasts, or Carriages through all the Toll Gates to be continued, erected, or provided by virtue of the said recited Act or this Act, in the whole Length of the said *Leicester* District; nor more than Three full Tolls to be demanded or taken for the Passage of any Horses, Beasts, or Carriages through all the Toll Gates to be continued, erected, or provided by virtue of the said recited Act or of this Act, in the whole Length of the said *Uppingham* District; nor more than One full Toll to be demanded or taken for the Passage of any Horses, Beasts, or Carriages through all the Toll Gates to be erected or continued by virtue of the said recited Act or of this Act, in the whole Length of the said Road, from *Wansford* to *Peterborough* aforesaid.

Exempting Return Chaises and Post Horses from Payment of Toll for repassing, &c.

XIX. And be it further enacted, That all Horses travelling for Hire, and drawing or having drawn any Chaise or other Carriage, for which any Toll shall have been paid at any Turnpike erected or to be erected on the said Road, shall, on returning without a Ticket denoting a fresh Hiring being produced, be permitted to repass Toll-free, although such Horses, Chaise, or Carriage shall not have passed through such Turnpike on the same Day.

Exemptions from Tolls.

XX. Provided always, and be it further enacted, That no Toll shall be demanded or taken upon the said Road, of or from any Person or Persons, for any Horse or Horses, or other Beast or Cattle, or for any Waggon, Wain, Cart, or other Carriage, employed in carrying or conveying, or going empty to fetch, carry, or convey, or returning empty from carrying or conveying, and 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 Highway or Highways, in the Parishes, Townships, Hamlets, or Places in which any Part of the said Road doth lie; or Hay, Grass, Vetches, Potatoes, Turnips, Clover, Straw, green or dry Fodder, Stubble, or Beans,

Beans, Pease, or Corn in or out of the Straw, not sold or disposed of, or passing for the Purpose of being sold or disposed of, but passing to be laid or placed in or upon any House, Barn, Outhouse, Yard, or Land held by the Occupier of the Land whereon the same grew; nor for any Horse, Beast, or other Cattle, or any Carriage employed only in carrying or conveying, or going empty to fetch, carry, or convey, or returning empty from carrying or conveying, and having been employed only in carrying or conveying on the same Day, any Ploughs, Harrows, Fleaks, Hurdles, or Implements of Husbandry not sold or disposed of, or passing for that Purpose; or carrying or conveying any Muck, Dung, Mold, Soil, Lime, Compost, or other Manure or Materials to be used or employed in Husbandry only, for manuring or improving Land, or returning empty after having been so used or employed; nor for any Horse or other Beast or Cattle going to or returning from Pasture or Watering Places, or going to be or returning from having been shoed or farried, or to or from Plough or Harrow; or carrying or conveying, or returning empty from carrying or conveying, any Seeds or Corn for seeding or sowing any Land lying in any such Parishes, Townships, Hamlets, or Places as aforesaid, or soughing Tiles or Thorns to be used on such Land; nor for any Horses or other Beast, Sheep, or Cattle, to be otherwise used or employed only upon or for the Occupation of any such Land as last mentioned; nor for any Horse, Beast, Cattle, or Carriage which shall cross the said Road only; nor from any Person or Persons going to or returning from his, her, or their proper parochial Church or Chapel; nor from any Person or Persons going to or returning from his, her, or their usual Place of religious Worship tolerated by Law, on *Sundays*, or any other Day on which Divine Service is ordered by Authority to be celebrated; nor from any Person or Persons going to or returning from attending the Funeral of any Person who shall die and be buried in any such Parish, Township, Hamlet, or Place as aforesaid; nor from any Rector, Vicar, or Curate going to or returning from his Parish Church or other Place of Divine Worship, or going to or returning from visiting any sick Person, or on other his parochial or ministerial Duty; nor 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; nor for any Horse or Carriage attending His Majesty or any of the Royal Family; nor for the Horse or Horses of any Officers or Soldiers on their March or on Duty; nor 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, and 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; nor for any Waggon, Wain, Cart, or other Carriage whatsoever, or the Horse or Horses or other Cattle drawing the same, employed in carrying or conveying any Ordnance, 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; nor for any Horse, Mare, or Gelding furnished by or

for any Person belonging to any Corps of Yeomanry or Volunteer Cavalry or Infantry, and rode by him in going to or returning from any Place appointed for and on the Days of Exercise, Inspection, or Review, provided that such Person shall be dressed in the Uniform of his Corps, and shall have his Arms, Furniture, and Accoutrements according to the Regulations of such Corps at the Time of claiming the Exemption; nor for any Horses, Carts, or Waggons travelling with Vagrants sent by legal Passes, or in the Conveyance of Prisoners in Custody under any legal Warrants, or returning empty after having been only so employed; nor 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 Counties of *Leicester*, *Rutland*, and *Northampton*, or any of them, on the Day or Days of such Election, or on the Day before or Day after such Election shall begin or be concluded; and if any Person shall, by any fraudulent or collusive Means whatsoever, claim or take the Benefit of any of the Exemptions aforesaid, not being entitled to the same, every such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds, One Moiety whereof shall be paid to the Informer, and the other Moiety shall be applied for the Purposes of this Act; and in all Cases the Proof of Exemption shall lie on the Person or Persons claiming the same.

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

XXI. 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, 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 being drawn by any Number of Horses or Oxen or other Cattle; 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 or other Cattle to such Waggon, Wain, Cart, or other Carriage; any thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in this or the said recited Act contained to the contrary notwithstanding.

Exemptions by 55 G. 3. c. 119. not to be affected.

XXII. Provided always, and be it further enacted, That for and in respect of all Waggons, Carts, or other Carriages having the Wheels and Axletrees formed as directed by an Act passed in the Fifty-fifth Year of the Reign of His said late Majesty King *George* the Third, intituled *An Act to enable the Trustees of Turnpike Roads to abate the Tolls on Carriages, and to allow of their carrying extra Weights in certain Cases*; and for and in respect of the several Horses and other Cattle drawing such Waggons, Carts, and other Carriages, there shall be allowed the several Privileges and Exemptions granted by such Act.

Discontinuance of certain Exemptions in the Winter Months.

XXIII. Provided also, and be it further enacted, That none of the Exemptions herein-before granted for or in respect of any Horse, Cattle, or other Beast, drawing or employed in drawing any Waggon, Cart, or other such Carriage, carrying or conveying any Soughing Tiles, Muck,

Muck, Dung, Mould, Soil, Lime, Compost, or other Manure or Materials to be used or employed for manuring or improving Land, shall be allowed between the First Day of *November* and the First Day of *May* in any Year, unless the Sole or Bottom of the Fellies of all the Wheels of such Waggon, Cart, or other such Carriage shall be of the Breadth of Six Inches, or of Nine Inches, or of Sixteen Inches or upwards, and be cylindrical, (that is to say), of the same Diameter on the Inside next the Carriage as on the Outside, so that when such Wheels shall be rolling on a flat or level Surface the whole Breadth thereof shall bear equally on such flat or level Surface; and provided that the opposite Ends of the Axletrees of such Waggon, Cart, or other such Carriage, so far as the same shall be inserted in the respective Naves of the Wheels thereof shall be horizontal and in the Continuance of one straight Line, without forming any Angle with each other; and so that in each Pair of Wheels belonging to such Carriage the lower Parts, when resting on the Ground, shall be at the same Distance from each other as the upper Parts of such Pair of Wheels.

For settling Disputes concerning Tolls.

XXIV. And be it further enacted, That if any Dispute shall happen about the Amount of the Tolls due, or the Charges of taking or keeping any Distress or Distresses, it shall be lawful for the Collector or Person distraining to retain such Distress, or the Money arising from the Sale thereof (as the Case may happen), until the Amount of the Tolls due, and the Charges of the Distress and Sale, and keeping the Distress (as the Case may happen) be ascertained by some Justice of the Peace for the County, Town, Borough, Liberty, or Place wherein the Cause of Dispute shall arise, who, upon Application made to him for that Purpose, shall examine the Matter on the Oath of the Party or Parties, or other Witness or Witnesses, which Oath such Justice is hereby authorized and empowered to administer, and shall determine the Amount of the Tolls due, and shall award such Costs and Charges to either Party as to the said Justice shall appear right and proper; all which Costs and Charges shall and may be levied and recovered, in case of Nonpayment thereof forthwith, by Distress and Sale of the Goods and Chattels of the Person or Persons liable to pay the same, by Warrant under the Hand and Seal of such Justice, rendering the Overplus (if any) on Demand, after deducting the Costs and Charges of making such Distress and Sale, to the Person or Persons whose Goods and Chattels shall have been so distrained and sold.

An Action of Ejectment may be supported by one Mortgagee.

XXV. And be it further enacted, That if any Mortgagee or Mortgagees, or Assignee of the Tolls arising by virtue of the said recited Act, or of the Toll Gates, Chains, Bars, or Houses, or other Buildings or Places at which the same shall be collected, shall seek to obtain the Possession of the said Toll Gates, Chains, Bars, Houses, Buildings, and Places, in order to pay himself, herself, or themselves the Principal Money and Interest, or any Part thereof due to him, her, or them, it shall be competent for him, her, or them, as Lessor or Lessors of the Plaintiff, and upon his, her, or their Demise only, and without uniting in such Demise the other Mortgagees of such Tolls and Premises, to obtain such Possession; but such Person or Persons who shall obtain the Possession thereof, shall not apply the Tolls which may consequently

be received by him, her, or them, to his, her, or their own exclusive Use and Benefit, but to and for the Use and Benefit of all the Mortgagees of the said Tolls, Toll Gates, Buildings, and Premises, *pari passu*, and in proportion to the several Sums which may be due to them as such Mortgagees or Assignees.

Powers in former Act, enabling Trustees to take Possession of Toll Houses when let to farm, repealed.

XXVI. And be it further enacted, That so much of the said recited Act as enacts, that in case the Tolls arising from all or any of the Toll Gates erected or to be erected on the said Road, shall at any Time or Times during the Continuance of the said Act be demised or let to farm to any Person or Persons whomsoever, and the Lessee or Lessees, Farmer or Farmers thereof, 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 thereof, shall be in arrear as therein mentioned, the said Trustees, or their Clerk or Treasurer, or any Person authorized by them, shall be at Liberty to enter into the Possession of the Toll House or Toll Houses, with the Appurtenances so let as aforesaid, and to remove and put out such Lessee or Lessees, Farmer or Farmers, from the Possession thereof, and from the collecting of the Tolls there payable, and to vacate and determine the Contract or Agreement for leasing or letting the said Tolls to such Lessee or Lessees, Farmer or Farmers, shall be and the same is hereby repealed.

Power for Trustees to take Possession of Toll House on Breach of Contract by Lessee of Tolls.

XXVII. And be it further enacted, That in case all or any of the Tolls arising by virtue of the said recited Act and this Act, at the Toll Gates, Bars, or Chains on the said respective Districts of the said Road, or either of them, shall be demised or let to farm to any Person or Persons; and such Person or Persons shall neglect or refuse to perform the Terms and Conditions of the Demise or Contract by which the same are let to him, her, or them by the said respective Trustees, either by taking a greater or less Toll in respect of any Kind of Carriage, Waggon, Cart, Horse, Beast, or other Cattle, than those demised or let to him, her, or them, or in any other Way or Manner; or in case the Rent for which such Tolls shall be demised or let, or any Instalment thereof, shall be in arrear and unpaid by the Space of Four Days next after any of the Days or Times whereon the same shall become due and ought to be paid pursuant to such Demise or Contract, and the Toll House or Toll Houses, Bars, or Chains appertaining to such Turnpike Gate or Gates, shall be in the Possession of any such Lessee or Lessees, Farmer or Farmers, or Person or Persons by him, her, or them appointed to collect the Tolls thereat, then and in any of the said Cases it shall be lawful for the said Trustees, if they shall think proper, to vacate and determine such Demise and Contract, giving Notice in Writing of such their Determination to such Lessee or Lessees, Farmer or Farmers, by leaving the same at the Toll House or Toll Houses of such their respective Toll Gates, Bars, or Chains; and such Lease or Contract shall from that Time be utterly void to all Intents and Purposes (save as to the Covenants for Payment of the Rent to the Day of such Notice being delivered); and in case such Lessee or Lessees, Farmer or Farmers, shall not, on Service of such Notice as aforesaid, deliver up the Possession of the Toll House or Toll Houses, and the Turnpike Gate or Gates, Bars, or Chains, with the Appurtenances

Appurtenances so demised or let to him, her, or them, it shall be lawful for any Justice of the Peace of the said Counties of *Leicester*, *Rutland* or *Northampton*, or of the County, Town, Borough, Liberty, or Place wherein such Toll House or Toll Houses, Gates, Bars, or Chains shall or may be situate, by Writing under his Hand and Seal, to order any Constable or other Peace Officer, with such Assistance as shall be necessary, to enter such Toll House or Toll Houses, and take Possession of such Toll House or Toll Houses, Bars, or Chains, and Premises in the Day-time, and to remove the Person or Persons who shall be found therein, together with his or their Goods and Chattels, out of such House or Houses and Premises, and to put such Person or Persons into the Possession thereof as the said Trustees shall appoint.

For preventing Toll Collectors from taking undue Tolls.

XXVIII. And be it further enacted, That all and every Toll Collector and Collectors, being Lessee or Lessees of the Tolls authorized to be collected upon the said Road, or appointed or continued either by the said Trustees, or by such Lessee or Lessees, to collect the Tolls payable at any Toll Gate, Bar, or Chain, to be continued or erected by virtue of the said recited Act or this Act, shall and he or she is hereby required to place his or her Christian and Surname, painted on a Board in legible Characters, in the Front or on some other conspicuous Part of the Toll House or Toll Gate, immediately on his or her coming on Duty, each of the Letters of such Name or Names to be at least One Inch in Length, and of a Breadth in proportion, and painted either in White Roman Letters on a Black Ground, or Black Letters on a White Ground, and shall continue the same so placed during the whole Time he or she shall be upon Duty; and if any Collector of the said Tolls shall not place such Board as aforesaid, and keep the same there during the Time aforesaid, or shall demand or take a greater or less Toll from any Person than he or she shall be authorized to do by virtue of the Powers of the said recited Act or this Act, or of the Orders and Regulations of the Trustees made in pursuance thereof, or shall demand and take a Toll from any Person or Persons who shall be exempt from the Payment thereof, and claim such Exemption, or shall refuse to permit or suffer, or shall in anywise hinder any Person or Persons from reading such Christian or Surname, or shall refuse to tell his or her Christian or Surname to any Person or Persons who shall demand the same, on having paid the said Tolls, or any of them, or shall in answer to such Demand give a false Name or Names, or shall refuse or neglect to give a Ticket denoting the Payment of the Toll, and naming and specifying the Gate at which such Payment shall have been made, and also the several Gates freed by such Payment, or shall give or deliver any such Ticket to any Person or Persons with the Intent to defraud any other Collector, or Lessee or Lessees of any other Tolls to be collected upon the said Road by virtue of the said recited Act or this Act, or shall unnecessarily detain any Passenger or Passengers, or shall make use of any abusive Language to any Traveller or Travellers, Passenger or Passengers, then and in every such Case every such Toll Collector shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence, as the said Justice or Justices before whom the Information shall be laid shall adjudge; and such Penalty shall be recovered and applied as other Penalties

are by the said recited Act or this Act directed to be recovered and applied.

Lessee of Tolls responsible for Persons employed by him.

XXIX. And be it further enacted, That the Lessee or Lessees of the said Tolls for the Time being shall at all Times be responsible for every Person or Persons employed by or under him, her, or them, for the Purpose of collecting or receiving the said Tolls, whether such Person or Persons shall be a Party in hiring the same or not; and all Persons or Passengers going through any Toll Gate, Bar, or Chain, erected or to be erected on the said Road, having any lawful Complaint against such Collector or Collectors, or against the Person whose Name shall be painted on the Board to be placed as herein-before mentioned, may prefer the same against the Lessee or Lessees of the said Tolls, who shall be liable to the same Fines, Forfeitures, and Penalties as if acting in his, her, or their own proper Person or Persons, in case the Collector or Collectors is or are not known or cannot be found.

Application of the Money in the District between Leicester and Fincet Bridge.

XXX. And be it further enacted, That all the Monies which shall arise and be produced by or from the Tolls in the District from *Leicester* to *Fincet Bridge* aforesaid, called the *Leicester* District, by this Act granted or made payable, together with the Monies which shall be hereafter borrowed upon the Credit of the Tolls arising upon the same District, and all other Monies which shall arise and be produced by virtue of this Act, so far as relates to the *Leicester* District, and not herein otherwise appropriated or directed to be applied, shall be vested in the Trustees for the Time being of the said last-mentioned District, and applied to and for the several Uses, Intents, and Purposes, and in the Order and Manner following; that is to say, in the First Place, in Payment of such Proportion of the Costs, Charges, and Expences incident to or attending the preparing, obtaining, or passing this Act, as the Trustees of the respective Districts shall hereafter agree upon; in the Second Place, in the Payment of the additional Costs, Charges, and Expences to be incurred in dividing the said Road from *Leicester* to *Wansford* aforesaid into separate Districts; in the Third Place, in defraying the Expences of erecting and providing Turnpikes, Toll Houses, and other Buildings, and repairing the same, and of altering, widening, turning, repairing, and improving the said Road called the *Leicester* District, from *Leicester* to *Fincet Bridge* aforesaid, and purchasing Lands for those Purposes, and for executing the other Purposes of this Act as to the said District; in the Fourth Place, in paying Two Third Parts or Shares of the Interest due or to become due upon the several Principal Sums of Money which now are due and owing on Mortgage or Security of the Tolls arising between *Leicester* and *Wansford* aforesaid; in the Fifth Place, in paying the Interest to become due upon all and every Principal Sum or Sums of Money as shall or may be hereafter borrowed upon the Credit of the Tolls arising within the said last-mentioned District from *Leicester* to *Fincet Bridge* aforesaid; and lastly, in reducing, paying off, and discharging such Principal Sums of Money respectively.

Application of the Money in the Dis-

XXXI. And be it further enacted, That all the Monies which shall arise and be produced by or from the Tolls by this Act granted or made payable,

payable, together with the Monies which shall hereafter be borrowed upon the Credit of the Tolls arising upon the said District from *Fincet Bridge* to *Wansford* aforesaid, and all other Monies which shall arise and be produced by virtue of this Act, and not herein-before otherwise appropriated or directed to be applied, shall be vested in the said Trustees of the said last-mentioned District, from *Fincet Bridge* to *Wansford* aforesaid, for the Time being, and applied to and for the several Uses, Intents, and Purposes, and in the Order and Manner following; (that is to say), in the First Place, in Payment of such Proportion of the Costs, Charges, and Expences incident to or attending the passing this Act, as the Trustees of the respective Districts shall hereafter agree upon; in the Second Place, in defraying the Expences of erecting and providing Turnpikes, Toll Houses, and other Buildings, and of repairing the same, and of altering, widening, turning, repairing, and improving of the said Road called the *Uppingham* District, from *Fincet Bridge* to *Wansford* aforesaid, and purchasing Lands for those Purposes, and of executing the other Purposes of this Act as to the said District; in the Third Place, in paying the remaining Third Part of the Interest due or to become due upon the said Principal Sums of Money which now are or shall from Time to Time be due and owing on Mortgage or Security of the Tolls arising between *Leicester* and *Wansford* aforesaid; in the Fourth Place, in paying the Interest to become due upon all and every Sum and Sums of Money as shall or may hereafter be borrowed upon Credit of the Tolls arising within the *Uppingham* District, from *Fincet Bridge* to *Wansford* aforesaid; and lastly, in reducing, paying off, and discharging such several Principal Sums respectively.

trict between Fincet Bridge and Wansford.

XXXII. Provided always, and be it further enacted, That nothing herein contained shall extend or be deemed, construed, or taken to alter, abridge, lessen, or in anywise prejudice or affect the Securities of the present Creditors of the said Road between the Borough of *Leicester* and *Wansford* aforesaid, or any or either of them, or their Rights, Claims, and Interests in or upon the whole of the Tolls arising within or upon the said District from *Leicester* to *Wansford* aforesaid.

Saving to Holders of present Securities.

XXXIII. And be it further enacted, That all the Monies which, before the Commencement of this Act, shall have been raised and produced by virtue of the said recited Act, upon the said Road herein-before described, leading from *Wansford* to *Peterborough* aforesaid, and shall be remaining and undisposed of on the Day of the Commencement of this Act, and also all the Monies which shall arise and be produced by or from the Tolls by this Act granted or made payable, together with the Monies which shall be borrowed upon the Credit thereof, and all other Monies which shall arise and be produced by virtue of this Act, and not herein-before otherwise appropriated or directed to be applied, shall be vested in the said Trustees of the District from *Wansford* to *Peterborough* aforesaid, for the Time being, and applied to and for the several Uses, Intents, and Purposes, and in the Order and Manner following; (that is to say), in the First Place, in the Payment of such Proportion of the Costs, Charges, and Expences incident to or attending the passing this Act, as the Trustees of the respective Districts shall hereafter agree upon; in the Second

Application of the Money in the District between Wansford and Peterborough.

Place, in defraying the Expences of erecting and providing Turnpikes, Toll Houses, and other Buildings, and of repairing the same, and of altering, widening, turning, repairing, and improving the said Road from *Wansford* to *Peterborough* aforesaid, and purchasing Lands for those Purposes, and of executing the other Purposes of this Act as to the said District; in the Third Place, in paying the Interest accruing upon the said Principal Sums of Money which shall from Time to Time be accruing or become due and owing on Mortgage and Security of the Tolls arising between *Wansford* to *Peterborough* aforesaid; and lastly, in reducing, paying off, and discharging such Principal Sums respectively.

Treasurer of District from Leicester to Fincet Bridge to pay Two full Third Parts of Interest to Holders of Securities from thence to Wansford.

XXXIV. Provided always, and be it further enacted, That for the Purpose of paying the Interest accruing or to become due to the several Mortgagees or Creditors of the said Road from *Leicester* to *Wansford* aforesaid, the Treasurer of the *Leicester* District, after such Proportion of the Costs, Charges, and Expences incident to or attending the preparing, obtaining, and passing this Act, and the additional Costs, Charges, and Expences to be incurred in dividing the said Road from *Leicester* to *Wansford* into separate Districts, shall have been paid as herein-before directed, shall yearly and every Year, within the Space of Nine Calendar Months after such Interest shall have become due, (out of the Monies then in his Hands on account of the said District, or the first Monies which he shall receive, enabling him so to do) pay to the Treasurer of the *Uppingham* District, Two full Third Parts of such Interest, to which Two full Third Parts of the Interest so to be paid over as aforesaid, the Treasurer of the *Uppingham* District shall, after such Proportion of the Costs, Charges, and Expences incident to or attending the preparing, obtaining, and passing this Act, shall have been paid as herein-before directed out of the Monies then in his Hands on account of the said District, or the first Monies which he shall receive enabling him so to do, add the remaining Third Part of such Interest, and apply the whole thereof in satisfying and paying the Interest due to the said Mortgagees or Creditors; and that the Receipt and Receipts of the Treasurer of the *Uppingham* District, for such Two full Third Parts as aforesaid, shall be a good and effectual Discharge and Discharges to the Treasurer of the *Leicester* District, and shall be a Voucher and Vouchers from Time to Time, in his Accounts, for so much Money as shall be therein expressed to have been received, without his being liable to see to the Application, or answerable or accountable for the Misapplication or Nonapplication thereof.

The Treasurer of Uppingham District having Money in hand and neglecting to pay Interest, may be sued, or Gates may be seized.

XXXV. And be it further enacted, That in case the Treasurer for the Time being of the *Uppingham* District of the said Road, in any Year after having received such Two full Third Parts of the Interest, in Manner, and for the Purpose by this Act directed to be paid, shall neglect or refuse to apply the same in and towards the Payment of the Interest then due to such Creditors as aforesaid, for the Space of Three Calendar Months after a Demand thereof shall have been made by or on account of any such Creditors, then and in such Case it shall and may be lawful to and for the Trustees, for the Time being, of the *Leicester* District, acting in the Execution of the said recited Act and of this Act, upon Application made

made to them by or on account of any such Creditors, to sue for and recover the same by Action of Debt or on the Case, against the Treasurer for the Time being of the said *Uppingham* District, in any of His Majesty's Courts of Record at *Westminster*, together with full Costs of Suit; or otherwise upon such Application as aforesaid, that it shall and may be lawful to and for the said Trustees of the said *Leicester* District for the Time being, or such Person or Persons as they shall from Time to Time appoint, and he and they is and are hereby fully authorized and empowered from Time to Time, to enter into and upon and to take Possession of all and every or any of the Toll Houses, Gates, Bars, or Chains, erected or to be erected, and then standing within the said *Uppingham* District, and to demand, collect, and receive the Tolls granted by this Act, and then payable at such Toll Houses, Gates, Bars, or Chains, until thereby and therewith full Payment of such Two Third Parts of such Interest, together with the reasonable Costs, Charges, and Expences attending such Entry and Possession, and of collecting and receiving the said Tolls for the Purpose aforesaid, shall have been fully paid and satisfied in the Manner by this Act directed; and after full Payment and Satisfaction aforesaid, returning the Overplus (if any) on Demand, to the Treasurer for the Time being of such last-mentioned District.

The Treasurer of the Leicester District having Money in hand and neglecting to pay Interest, may be sued, or Gates may be seized.

XXXVI. And be it further enacted, That in case the Treasurer for the Time being of the *Leicester* District of the said Road shall (out of any Monies then in his Hands on account of the said District), neglect or refuse to pay such Two full Third Parts of such Interest, or so much thereof as shall then be in his Hands on account of the said District, in the Manner and at the Time by this Act directed, then and in such Case it shall and may be lawful to and for the Trustees of the said *Uppingham* District for the Time being, acting in the Execution of the said recited Act and this Act, upon Application made to them by or on account of the Treasurer of the *Uppingham* District, to sue for and recover the same in an Action of Debt or on the Case against the Treasurer for the Time being of the said *Leicester* District, in any of His Majesty's Courts of Record at *Westminster*, together with full Costs of Suit; or otherwise, upon such Application as aforesaid, it shall and may be lawful to and for the said Trustees of the said *Uppingham* District for the Time being, or such Person or Persons as they shall from Time to Time appoint, and he and they is and are hereby fully authorized and empowered, from Time to Time, to enter into and upon, and to take Possession of all and every or any of the Toll Houses, Gates, Bars, or Chains erected or to be erected, and then standing within the said *Leicester* District, and to demand, collect, and receive the Tolls granted by this Act, and then payable at such Toll Houses, Gates, Bars, or Chains, until thereby and therewith full Payment of all Arrears of such Two full Third Parts of such Interest, together with the reasonable Costs, Charges, and Expences attending such Entry and Possession, and of collecting and receiving the said Tolls for such Purpose as aforesaid, shall have been fully paid and satisfied in the Manner by this Act directed; and after full Payment and Satisfaction aforesaid, returning the Overplus (if any) on Demand, to the Treasurer for the Time being of such last-mentioned District.

Trustees to borrow Money upon the Tolls of their own District only.

XXXVII. And be it further enacted, That the Trustees of the said Districts of the said Road shall not have any Power or Authority to borrow Money upon the Security of the Tolls arising upon the said Road, save and except upon the Tolls arising within their own Districts of the said Road only.

Power to borrow Money.

XXXVIII. And whereas in and by the said recited Act it is enacted, that it should be lawful for the said respective Trustees therein mentioned, at any of their Meetings, to borrow and take up at Interest upon the Credit of the Tolls to arise by virtue of the said Act, any Sum or Sums of Money they should think necessary for the Purposes of the said Act, in the Manner therein mentioned: And whereas such Power, so far as the same relates to the District of the said Road from *Leicester* to *Wansford* aforesaid, is by this Act become inoperative; be it therefore enacted, That in case the Trustees of the said respective Districts called the *Leicester* District and the *Uppingham* District, or either of them, shall at any Time or Times hereafter have occasion, or think it necessary for the Purposes of this Act, to borrow and take up at Interest any Sum or Sums of Money, then and in such Case it shall and may be lawful to and for the said respective Trustees to borrow and take up at Interest such Sum or Sums of Money on the Credit of the Tolls granted by this Act, and payable in the District for which the same shall be required, and to secure the Repayment thereof, with Interest, to the Person or Persons advancing the same, in the Way, Form, and Manner mentioned and prescribed in and by the said recited Act.

Treasurers, &c. to account;

Leicester District;

Fineet Bridge;

Peterborough.

XXXIX. And be it further enacted, That the said several Accounts of the Clerk, Treasurer, Surveyor, and other Officers of the said *Leicester* District, appointed or to be appointed under this Act, shall be examined and settled yearly and every Year at *Leicester* aforesaid; and that the Accounts of the Clerk, Treasurer, Surveyor, and other Officers of the *Uppingham* District, shall also be settled yearly at the Town of *Uppingham* aforesaid; and that the Accounts of the Clerk, Treasurer, Surveyor, and other Officers of the said District between *Wansford* and *Peterborough*, shall also be settled yearly and every Year at the City of *Peterborough* aforesaid, of the Time and Place of which respective Meetings Ten Days previous Notice shall be given on all the Turnpike Gates across the said Road within each respective District, and in some one of the Newspapers usually circulated in the Counties of *Leicester*, *Rutland*, and *Northampton*.

Money advanced for obtaining and passing this Act to be repaid with Interest.

XL. And be it further enacted, That in case the Money which shall be advanced for the Purpose of defraying the Expences of obtaining and passing this Act, shall not be repaid within the Space of Three Calendar Months after the passing thereof, that then and in such Case lawful Interest shall be paid to the Person or Persons advancing the same, from the Time such Money shall have been advanced to the Day of Payment, in addition to the Money so advanced.

In altering the Course of the Road,

XLI. And be it further enacted, That it shall not be lawful for the said Trustees, in diverting, turning, or altering the Course or Path of any

any Part of the said Road, to deviate more than One hundred Yards from the present Line or Course of the said Road (unless such new Line or Course shall be along any public Road or Highway, or over or along any Common or Waste Ground), without the Consent in Writing of the Owners or reputed Owners and Occupiers for the Time being of the Lands or Grounds which may be affected by any such Diversion or Alteration, first had and obtained.

Trustees not to deviate more than 100 Yards from the present Line.

XLII. And be it further enacted, That nothing in this or the said recited Act contained, shall extend or be construed to extend to authorize the said Trustees in diverting or altering the Line of the said Road, to take or pull down any Dwelling House or other Buildings, or to take in or make use of any Orchard, Garden, Yard, Park, Paddock, planted Walk, or Avenue to a House, or any inclosed Ground planted or set apart as a Nursery for Trees, or any Part thereof respectively, without the Consent in Writing of the Owner or Proprietor thereof first had and obtained.

Houses, &c. not to be injured.

XLIII. And be it further enacted, That no Gate of any Park, Paddock, Field, or Inclosure whatsoever, shall be made to open into or towards any Part of the said Road, or be suffered to continue so to open, except the Hanging-post thereof shall be so far removed from the Centre of the said Road, so that no Part of the Gate when open shall project over any Part of the said Road, or any Footpath belonging thereto; and if the Occupier of any Land in which any Gate is or shall be so constructed so as to open or swing into or towards the said Road, contrary to the true Meaning of this Act, shall not within Ten Days after Notice to him or her given in Writing from the Surveyor of the said Road, cause such Gate to be hung so that no Part of such Gate shall when open project over any Part of the said Road, or any Footpath belonging thereto, then and in every such Case the Surveyor of the said Road is hereby authorized to cause the Gate to be hung according to the Direction of this Act; and the Person or Persons guilty of such Neglect or Default shall upon Complaint made to any Justice of the Peace acting for the County where the Cause of Complaint shall arise, shall upon Conviction, upon the Oath of One credible Witness, pay to such Surveyor such Sum of Money as the said Justice shall direct, to defray the Expence of making the Alteration and hanging such Gate in a proper Manner, and shall also forfeit and pay a further Sum not exceeding Forty Shillings for his, her, or their Neglect therein, to be fixed by and at the Discretion of the Justice before whom such Conviction shall be made; and such Penalty shall be levied, recovered, paid, and applied in manner herein-after mentioned.

Gates not to open into the Road.

XLIV. And be it further enacted, That it shall be lawful for the said Trustees to cause convenient Footpaths or Causeways to be made and maintained on the Sides of the said Road, in each and every District respectively, of any Part or Parts thereof; and if any Person or Persons shall injure or damage the said Footpaths or Causeways, or pull up or destroy, injure or damage any Mile Stones, Post, Rails, or other Safeguards set or placed for the Preservation thereof, or for the Protection of Passengers along the same; every Person so offending shall

Power to make Footpaths.

shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, to be recovered, paid, and applied in manner herein-after mentioned.

For preventing Nuisances on the Road.

XLV. And be it further enacted, That if any Person or Persons shall pull up or damage any Direction Posts, Mile Posts, or Mile Stones, now erected or to be erected upon or on the Side or Sides of or adjoining the said Road, or any Part thereof, or shall obliterate or deface any of the Letters, Figures, or Marks inscribed thereon, or shall break, throw down, damage, or injure any Lamp, Lamp Post, or other Works to be placed upon, adjoining, or near, or on the Side or Sides of the said Road, or shall put out or extinguish the Lights therein, or shall ride upon any Footpath or Footway now made or hereafter to be made and repaired under the Authority of the said recited Act or this Act, and adjoining to the said Road; or shall drive any Horse, Cattle, or Swine, or any Truck, Sledge, Wheel Barrow, Hand Barrow, or other Hand Carriage thereon, or shall cause any Damage to be done to such Footpath or Footway, or shall haul or draw, or cause to be hauled or drawn upon any Part of the said Road, any Tree or Piece of Timber, or any Stone, (otherwise than upon Wheeled Carriages,) or shall suffer any Part of any Tree or Piece of Timber or Stone which shall be carried upon any Wheeled Carriage, to drag upon any Part of the said Road to the Prejudice thereof; or shall bait, drive, or worry any Bull or Bear with Dogs or otherwise upon the said Road, or on any Part thereof; or if any Person driving any Pigs or Swine upon the said Road, or any Part thereof, shall suffer such Pigs or Swine to root up or damage the same, or any Part thereof, or the Fences, Hedges, Backings, or Copse on either Side thereof; or if any Person driving any Coach, Chaise, Waggon, Cart or other Carriage, shall not keep his Carriage on the Left Hand Side of the Middle of the said Road; or if any Person having the Care of or driving any Waggon, Cart, or other such Carriage upon the said Road, or any Part thereof, shall ride within or upon the said Waggon, Wain, Cart, or other such Carriage, or shall ride upon the Shafts or Shaft of such Waggon, Cart, or other Carriage; or if any Person driving or riding upon any Horse or Beast of Draught, carrying Milk Cans, Crates, Cans, or Panniers, shall not keep the said Horse or other Beast of Draught on the Left Hand Side of the Middle of the said Road, or shall ride or drive his or her Horse or other Beast of Draught opposite to or abreast of any other Person driving or riding any other Horse or Beast of Draught carrying Milk Cans, Crates, Cans, or Panniers, so that Two or more such Horses or other Beasts of Draught shall be abreast or opposite to each other in travelling upon the said Road; or if any Person, after having blocked up any Carriage whatsoever in going up any Hill or rising Ground, shall leave on the said Road, or any Part thereof, the Stone or other Thing used in such blocking; or if any Person shall, in any Manner, wilfully prevent any other Person or Persons from passing him, her, or them, upon the said Road, or the Coach, Chaise, Waggon, Cart, or other Carriage under his Care; or if any Person shall shoe, farry, or bleed any Horse or other Cattle on the said Road (except in case of Accident), or shall slaughter any Cattle or singe any Pigs upon the said Road; 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 Fire-work

work whatsoever on the said Road, or any Part thereof respectively, or within Eighty Feet of the Centre thereof, or play at Foot Ball, or any other Game to the Annoyance of any Passenger or Passengers, on any Part or Parts of the said Road; or if any Person riding, attending, or driving any Horse or other Beast on the said Road, and carrying any Iron Bar or Rod, or any Basket or Pannier, or any other Matter or Thing, shall place any such Bar or Rod, or any Pannier or Panniers, Matter or Thing, across such Horse or other Beast, in such Manner as that the same shall project more than Thirty Inches from either Side of such Horse or other Beast, or so as in any Manner to obstruct, impede, or endanger the Passage or Progress of any other Person, or any Horse, Beast, Cattle, or Carriage, travelling or going along the said Road; or if any Hawker, Pedlar, Gipsey, or other Person or Persons travelling with any Machine, Vehicle, Cart, or other Carriage whatsoever, with or without any Horse, Mule, Ass, or other Beast, shall pitch or place, or cause to be pitched or placed, any Tent, or shall encamp upon or by the Side or Sides of the said Road, or any Part thereof; or if any Person shall leave any Coach, Chaise, Waggon, Wain, Cart, or other Carriage, 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 shall lay any Piece of Timber, or any Stones, Hay, Straw, Dung, Manure, Soil, Rubbish, or other Matter or Thing whatsoever (except Materials for the Repairs of the said Road, deposited by or by the Order of the Surveyor thereof), on any Part of the said Road, or on the Side or Sides thereof, to the Prejudice thereof, or to the Annoyance or Prejudice of any Person or Persons travelling along the same; or if any Person or Persons shall lay any Hay, Straw, or other Matter or Thing upon any Part of the said Road, to be made into Manure, or shall (without the Consent of the said respective Trustees or any Three or more of them) scrape off the same any Mud, Soil, or other Matter or Thing, which shall be or lie upon any Part of the said Road, with an Iron Rake or other Instrument with sharp Points, whereby the said Road, or any Part thereof, shall be damaged or injured; or if any Blacksmith, or other Person occupying a Blacksmith's Shop having Doors or Windows to the Front of the said Road, shall not by good and close Shutters, every Evening after it becomes Twilight, and every Morning until after Twilight, bar and prevent the Light from such Shop shining into the said Road; or if any Person or Persons shall do any other wilful Act, Damage, or Injury to the said Road, or any Part thereof, or shall in any Manner whatsoever obstruct or impede the Passage upon the said Road, or upon the Footpath or Footways thereof, or turn out or suffer his Cattle to be at large or loose upon the said Road; every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, to be recovered, paid, and applied in Manner herein-after mentioned.

For impounding Cattle or Swine straying on the Road.

XLVI. And be it further enacted, That if any Cow, Horse, Ass, Swine, or other live Stock or Cattle, shall at any Time be found tied or fastened, or shall be found wandering, straying or lying upon, about, or on the Sides of the said Road, or any Part thereof (except on such Part or Parts of the said Road where the same is or are not fenced, or are open on either Side to any Common or Waste Ground), it shall and may be lawful for the Surveyor of the particular District of the said Road for the

the Time being, or any other Person or Persons whomsoever, to seize and impound every such Cow, Horse, Ass, Swine, or other live Stock or Cattle, in the common Pound (if any) of the Hamlet, Township, Parish, or Place in which the same shall be found tied or fastened, or wandering, straying, or lying about or on the Sides of the said Road, or any Part thereof, or in such other Place or Places as the said Trustees, although not assembled at a Meeting, or the said Surveyor, shall provide for that Purpose; and the same there to detain until the Owner or Owners thereof shall for every such Cow, Horse, Ass, Swine, or other live Stock or Cattle so impounded, pay the Sum of Ten Shillings to the Person impounding the same, together with the reasonable Charges and Expences of impounding and keeping the same; and in case the said Penalty, Charges, and Expences shall not be paid within Five Days after such impounding, it shall be lawful for any One or more Justice or Justices of the Peace of the County, Town, Borough, Liberty, or Place where the Offence shall have been committed, by an Order or Warrant under his or their Hand or Hands, to sell or cause every such Cow, Horse, Ass, Swine, or other live Stock or Cattle to be sold, and the Money arising from such Sale (after deducting the said Penalty, and the Charges and Expences of impounding, keeping, and selling every such Cow, Horse, Ass, Swine, or other live Stock or Cattle, and all Expences respecting the same), shall (on Demand) be paid to the Person whose Property the same so sold shall appear to have been.

Punishment of Persons guilty of Pound Breach.

XLVII. And be it further enacted, That in case any Person or Persons shall release or attempt to release any Cow, Horse, Ass, Swine, or other live Stock or Cattle, which shall be seized for the Purpose of being impounded under the Authority of this Act, from the Pound or Place where the same shall be so impounded, or shall pull down, damage, or destroy the same Pound or Place, or any Part thereof, or any Lock or Bolt belonging thereto, or with which the same shall be fastened, or shall rescue or release, or attempt to rescue or release any Distress or Levy which shall be made under the Authority of this Act, until or before such Cow, Horse, Ass, Swine, or other live Stock or Cattle seized or so impounded, or such Distress or Levy so made, shall be discharged by due Course of Law, every Person so offending shall, upon Conviction thereof before any One of His Majesty's Justices of the Peace for the County or Place where the Offence shall have been committed, either upon the Confession of the Party or Parties offending, or upon the Oath of One credible Witness, and which Oath the said Justice is hereby authorized and empowered to administer, be committed by such Justice, by Warrant under his Hand and Seal, to the Common Gaol or House of Correction of such of the said Counties wherein the said Offence shall have been committed, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months.

For getting Materials to make and repair the Road.

XLVIII. And be it further enacted, That it shall be lawful for the Surveyor or Surveyors of the said Road, and to and for all such Person or Persons as he or they respectively shall appoint, to search for, cut, dig, get, gather, and take away any Furze, Heath, Stones, Gravel, Sand, or other Materials for repairing the said Road, out of or from any Common or Waste Ground, Common River, Brook, or Pit, in any Parish, Township,

ship, or Place in which any Part of the said Road shall lie, or in any adjoining Parish, Township, or Place, without paying any thing for the same, the said Surveyor or Surveyors, or other Person or Persons acting by his or their Appointment, filling up the Pits or Quarries, levelling the Ground, or sloping down 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 also that such Surveyor or Surveyors, or other Person or Persons as aforesaid, may, by Order of any Two or more Justices of the Peace for the County, Town, Borough, Liberty, or Place in which the Lands from whence such Materials intended to be taken are situate, search for, cut, dig, gather, and take away any such Materials as aforesaid, in, out of, or from the private Lands, Fields, or Grounds of any Person or Persons where the same may be had or found, in any Parish, Township, or Place in which any Part of the said Road shall lie or be situate, or in any adjoining Parish, Township, or Place (such Lands, Fields, or Grounds not being a Garden or Orchard, Yard, Park, Paddock, Walk or Walks, or Avenue to a House, or any Piece of Ground planted or set apart as a Nursery for Trees), making or tendering such Satisfaction for the same, and for any Damage done thereby to the Owners and Occupiers respectively of the Grounds and Premises where and from whence the same shall be cut, dug, gotten, gathered, and taken or carried away, or over which the same or any other Materials for repairing the said Road shall be carried, according to their respective Rights and Interests in such Ground and Premises, as the said respective Trustees shall deem reasonable; and in case of any Difference between the said Trustees, Surveyor or Surveyors, or other Persons employed as aforesaid, and the said Owners or Occupiers, or any of them, concerning the Value of such Materials and Damage, it shall be lawful for any Two Justices of the Peace for the County, Town, Borough, Liberty, or Place in which the Lands from whence such Materials intended to be taken are situate, on Ten Days Notice thereof in Writing given by either Party to the other, or left at their respective Places of Abode, to hear, settle, and determine the Matters of such Payment and Damage; any thing in the said recited Act contained, or any Law, Statute, or Usage to the contrary thereof notwithstanding.

Notice to Occupiers before Materials taken away.

XLIX. Provided always, and be it further enacted, That no Surveyor, or any other Person or Persons, under the Authority of the said recited Act or this Act, shall dig, gather, get, take, or carry away any Materials for repairing the said Road out of or from any inclosed Lands or Grounds, until Ten Days Notice in Writing, signed by such Surveyor, shall have been given to the Owner or Occupier of the Premises from which such Materials are intended to be taken, or left for such Owner or Occupier at his or her usual Place of Residence, to appear before any Two Justices of the Peace acting for the County, Town, Borough, Liberty, or Place where such Premises shall lie, to show Cause why such Materials shall not be had from such Land or Ground; and in case such Owner or Occupier, or his or her Agent, shall attend pursuant to such Notice, but shall not show sufficient Cause to the contrary, then and in such Case it shall be lawful for the said Justices, by their Order in Writing, to authorize such Surveyor, or other Person or Persons, to dig, get, gather, take, and carry away such Materials at such Time or Times as to such Justices

Justices shall seem proper; and if such Owner or Occupier shall refuse or neglect to appear by himself or herself, or his or her Agent, such Justices shall and may make such Order thereon 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; any thing in the said recited Act contained to the contrary notwithstanding.

Penalty on taking away Materials got by the Surveyors.

L. Provided also, and be it further enacted, That if any Person whomsoever shall take away any Materials which shall have been dug or gathered for the Purpose of repairing or improving the said Road, or shall get or take away any Materials out of any Pit or Quarry which shall have been made, dug, or opened for the Purpose of getting the said Materials, before the said Surveyor or his Workmen shall have discontinued working therein for the Space of Forty Days, (except the Owner or Occupier of any private Ground, and the Person or Persons authorized by such Owner or Occupier to get Materials for his own private Use only, and not for Sale), every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, the same to be recovered, levied, and applied in manner by the said recited Act mentioned.

If Compensation Money refused, or the Titles to Land cannot be made out satisfactorily, or if Persons cannot be found, then Money to be paid into the Bank, subject to the Order of the Court of Chancery on Motion or Petition.

LI. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded, for the Purchase of any Lands, Tenements, or Hereditaments to be purchased by virtue of the said recited Act or this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises, to the Satisfaction of the said Trustees, or in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid, cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments, be not known or discovered, then and in every such Case it shall and may be lawful to and for the said Trustees to order the said Sum or Sums of Money so awarded as aforesaid to be paid into the Bank of *England*, in the Name and with the Privity of the said Accountant General of the High Court of Chancery, to be placed to his Account, to the Credit of the Parties interested in the Lands, Tenements, or Hereditaments (describing them), subject to the Order, Controul, and Disposition of the said Court of Chancery; which said Court of Chancery 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 said 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.

LII. Pro-

Persons in Possession to be deemed presumptively entitled, &c.

LII. 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 said Accountant General of the said Court of Chancery, in pursuance of the said recited Act and this Act, for the Purchase of any Lands, Tenements, or Hereditaments to be purchased in pursuance of the said recited Act or this Act, or to any Bank Annuities to be purchased with any such Money, or to 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 shown to the Satisfaction of the said 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 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.

Court of Chancery to direct Payment of Expences in certain Cases.

LIII. Provided always, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Lands, Tenements, or Hereditaments, to be purchased under the Authority of the said recited Act or this Act, the Purchase Money for the same shall be required to be paid into the 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 be lawful for the said Court of Chancery to order the Expences of all Purchases from Time to Time to be made in pursuance of the said recited Act or this Act, or so much of the said Expences as the said Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Trustees, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Justices to determine Differences touching Statute Work.

LIV. And be it further enacted, That it shall be lawful for any Two or more Justices of the Peace for the said Counties of *Leicester*, *Rutland*, and *Northampton*, and City and Liberty of *Peterborough*, within their respective Jurisdictions, 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), 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 doth lie, and also what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every 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 Surveyor or 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 of

every such Parish or Place, to bring Lists before such Justices, or deliver the same to the said Trustees, or their Clerk or Surveyor, at such Place to be expressed in such Summons (within Ten Days after the serving of such Summons), of the Names of the several Persons who within such Parish or Place are by Law subject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Composition for such Statute Work, distinguishing the Nature of the Work to be done, whether with Teams or Draughts or otherwise, and also the Amount of the respective Sums to be paid; which Lists of Names shall be made in such Manner, and under such Regulations and Restrictions, as 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; and the same shall be done on such Days and at such Times (not being Hay-time or Harvest), and on such Parts of the said Road, as the said Trustees, or their Surveyor, 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 Surveyor or Surveyors of the Highways of such Parishes or Places respectively, to be by him or them paid over to the said Trustees, or their Treasurer or Surveyor, at such Time or Times as the said Justices shall direct; and in default of Payment thereof, the same shall and may be recovered by Distress and Sale of the Goods and Chattels of the respective Persons liable to the Payment thereof, in like Manner as any Penalty is by the said recited Act authorized or directed to be recovered; and each and every Person who shall neglect or refuse to do such Statute Work as aforesaid, after Notice in Writing given to or left for him, her, or them at his, her, or their last or usual Place or Places of Abode for that Purpose, signed by the Surveyor 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; or 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 or dismiss 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 as aforesaid 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 or Surveyor to the said respective Trustees of the particular District, and applied towards amending the said Road; and in case the 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, or shall refuse or neglect to collect or pay over such Composition Money, or any Part thereof, in manner aforesaid, every such Surveyor so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds; any Law or Statute to the contrary thereof in anywise notwithstanding.

Trustees may compound for Statute Work.

LV. And be it further enacted, That it shall be lawful for the said Trustees to compound and agree with any Person or Persons, Bodies Politic or Corporate, for the Statute Work to be by him or them done 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 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 Inhabitants and Occupiers done on the said Road; 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 of the particular District, or their Surveyor, 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.

For securing transient Offenders.

LVI. And whereas Offences may be committed against the said recited Act and this Act, or one of them, by Persons unknown to the Collectors, Surveyors, or other Officers appointed to put the same Acts into 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 he or they shall call to his or their Assistance, without any other Warrant or Authority than this Act, to seize and detain any unknown Person or Persons who shall commit any such Offence or Offences, and take him, her, or them before any Justice of the Peace for the County, Town, Borough, Liberty, or Place, or near to the Place where the Offence or Offences shall be committed, to be dealt with according to Law, and such Justice is hereby empowered and directed to proceed immediately to the hearing and determining of the Complaint.

In case of Non-payment of Compensation for Materials, Damages or Injury done by the said Trustees, &c. the same to be levied by Distress of the Goods of such Trustees or their Treasurer.

LVII. And be it further enacted, That when and as often as any Sum or Sums of Money shall be directed or ordered to be paid by any Justice or Justices of the Peace, in pursuance of the Directions of the said recited Act and this Act, or either of them, as or by way of Compensation or Satisfaction for any Materials, Costs, Damages, Spoil, or Injury of any Nature or Kind whatsoever, done or committed by the said Trustees, or any Person or Persons acting by or under their Authority, or under the Authority of the said recited Act and this Act, or either of them; and such Sum or Sums of Money shall not be paid by the said Trustees, to the Party or Parties entitled to receive the same, within Five Days after Demand in Writing shall have been made, stating the Order of such Justice or Justices, from the Clerk, to the said Trustees or their Treasurer,

Treasurer, in pursuance of the Direction or Order made by such Justice or Justices; then and in such Case the Amount of such Compensation or Satisfaction shall and may be levied and recovered by Distress and Sale of the Goods and Chattels vested in the said Trustees, by virtue of the said recited Act and this Act, or either of them, or of the Goods and Chattels of their Treasurer for the Time being, under a Warrant to be issued for that Purpose by such Justice or Justices of the Peace, which Warrant any such Justice or Justices is and are hereby authorized and required to grant under his Hand and Seal or their Hands and Seals, on Application made to him or them for that Purpose by the Party or Parties entitled to receive such Sum or Sums of Money as or by way of Compensation or Satisfaction for any such Materials, Costs, Damages, Spoil, or Injury as aforesaid; and in case any Overplus shall remain, after Payment of such Sum or Sums of Money, and the Costs and Expences of hearing and determining the Matter in Dispute, and also the Costs and Expences of such Distress and Sale, then and in such Case such Overplus shall be returned, on Demand, to the said Trustees, or to their Treasurer for the Time being, as the Case may be.

Recovery and Application of Penalties.

LVIII. And be it further enacted, That all Penalties, Forfeitures, and Fines hereby or by the said recited Act inflicted, or authorized to be imposed, if the Manner of levying and recovering whereof is not herein or by the said recited Act otherwise directed, upon Proof of the Offences respectively before any One Justice of the Peace of the County, Town, Borough, Liberty, or Place wherein the Offence shall be committed, either by Confession of the Party or Parties offending, or by the Oath of One or more Witness or Witnesses (which Oath such Justice is hereby empowered and required to administer without Fee or Reward), shall be levied by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant or Warrants under the Hand and Seal of such Justice, which Warrant or Warrants such Justice is hereby empowered to grant for those Purposes; and the Overplus, after such Penalties, Forfeitures, and Fines, and the Charges of such Distress and Sale are recovered and deducted, shall be returned upon Demand unto the Owner or Owners of such Goods and Chattels; and the Penalties, Forfeitures, and Fines, when paid or recovered, shall be, if not otherwise directed to be applied by this or the said recited Act, from Time to Time paid, Half to the Informer, and Half to the said Trustees, or to their Treasurer or Clerk, and applied in the Repair of the said Road; and in case such Penalties or Forfeitures shall not be forthwith paid upon Conviction, then it shall be lawful for such Justice to order the Offender or Offenders so convicted to be detained and kept in safe Custody until Return can conveniently be made to such Warrant of Distress, unless the Offender or Offenders shall give sufficient Security to the Satisfaction of such Justice, for his, her, or their Appearance before such Justice, on such Day or Days as shall be appointed for the Return of such Warrant of Distress, such Day or Days not being more than Fourteen Days from the Time of taking any such Security, and which Security the said Justice is hereby empowered to take by way of Recognizance, or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had thereupon, then and in such Case it shall be lawful for any One Justice

Justice of the Peace as aforesaid, and he is hereby authorized and required, by Warrant or Warrants under his Hand and Seal, to cause such Offender or Offenders to be committed to the Common Gaol or House of Correction of the County, Town, Borough, Liberty, or Place wherein the Offence shall be committed, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, unless such Penalties, Forfeitures, and Fines, and all reasonable Charges, shall be sooner paid and satisfied.

Allowing an Appeal.

LIX. And be it further enacted, That if any Person or Persons shall think himself or herself aggrieved by any Act, Order, or Judgment of the said respective Trustees, or any Justice or Justices of the Peace, in the Execution of the Powers hereby to him or them given, such Person or Persons may, at any Time within Six Calendar Months after the Cause of Complaint shall arise or cease to exist, appeal to the Justices of the Peace at the General Quarter Sessions to be held for the County, Town, Borough, Liberty, or Place in which such Cause of Complaint shall arise, such Appellant or Appellants first giving or causing to be given Ten Days Notice in Writing of his, her, or their Intention of bringing such Appeal, and of the Cause or Matter thereof, to the Clerk or the Treasurer of the District of the said Road where the same shall arise or happen, and within Four Days after such Notice, entering into a Recognizance before some Justice of the Peace for such County, Town, Borough, Liberty, or Place, with Two sufficient Sureties, conditioned to try such Appeal, and abide the Order of the Justices of such Quarter Sessions, and to pay such Costs as shall be awarded against him, her, or them by such Justices at their said Sessions; and on due Proof of such Notice having been given as aforesaid, and of the entering into such Recognizance, such Justices shall proceed in due Form of Law, 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 whatsoever.

For paying the Expences of this Act.

LX. And be it further enacted, That all the Costs, Charges, and Expences incident to and attending the obtaining of this Act, together with lawful Interest from the Time of advancing the same until Payment thereof, shall be paid and discharged in the Manner herein-before directed by the said respective Trustees, out of the Monies already collected or received, or out of the first Monies to be collected or received by virtue of the said recited Act or this Act, or either of them, in preference to all other Payments whatsoever; any thing herein contained to the contrary notwithstanding.

Public Act.

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

Commencement and Continuance of this Act.

LXII. And be it further enacted, That this Act shall commence upon the Twenty-fourth Day of *June* One thousand eight hundred and twenty-two,

two, and the said recited Act (subject to the Alterations, Additions, and Amendments in this Act contained) and this Act, shall continue and be in force for Twenty-one Years, and from thence to the End of the then next Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1822.