ANNO QUINQUAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 4.

An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Little Bowden*, in the County of *Northampton*, to *Rockingham*, in the said County.

[23d *March* 1813.]

WHEREAS an Act was passed in the Thirty-third Year of the Reign of His present Majesty, intituled *An Act for repairing and widening the Road from the Foot of a certain Bridge in the Parish of* Little Bowden, *in the County of* Northampton, *commonly called* Saint Mary's Bridge, *to the West Side of the Toll-Bar at the North End of the Town of* Rockingham, *in the said County*: And whereas the Trustees appointed in or by virtue of the said Act have proceeded to put the same in Execution; for which Purpose they have borrowed considerable Sums of Money on the Credit of the Tolls thereby granted, which still remain due, and cannot be repaid, nor can the said Road be properly amended, improved, and kept in Repair, unless the Term of the said Act be continued, and some of the Powers and Provisions of the said Act be altered and enlarged, and the Tolls increased; May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act, passed in the Thirty-third Year of the Reign of His present Majesty, and all and every the Authorities, Powers, Privileges, Provisions, Penalties and Clauses therein contained, 33 G. 3. c. 143.

(except such as relate to Exemption from Stamp-Duties, and such as are hereby varied, altered or repealed), shall be and continue in full force, and be executed for and during the Term herein-after mentioned, as fully and effectually, to all Intents and Purposes, as if the same were herein particularly repeated and re-enacted, but subject nevertheless to the Amendments, Variations, Alterations and Additions herein contained; and which shall commence and take Effect upon the passing of this Act; and this Act, and the additional Term hereby granted, shall be subject and liable to the Payment of all Money now due and owing upon the Credit or on Account of the said former Act, or which may hereafter be borrowed, or become due and owing on the Credit of the said Act and this Act, and of all Interest due and to grow due for the same respectively.

Additional Trustees.

II. And be it further enacted, That *John Adams*, *William Coleman Adams*, Sir *Richard Brooke De Capel Brooke*, *Arthur Brooke* Esquire, *Henry Boulton* Clerk, *Anthony Boulton* Clerk, *Thomas Bull*, *Joseph George Cook* Clerk, *John Cook* Esquire, *Thomas Cox*, *Charles Churchill*, *William Dent*, *John Driver*, *Thomas Reginald Davenport*, *Thomas Dowbiggin*, *George Freeke Evans* Esquire, *James Goddard*, *Holland Goddard*, *Thomas Green*, *Tobias Green* the younger, *Thomas Holdich* Clerk, *Henry Hungerford Holdich*, *Thomas Peach Holdich*, *John Benjamin Humfrey*, *Richard Buckby Humfrey*, *William Hind*, *James Hodges* Clerk, *Francis Jones* Clerk, Sir *James Langham* Baronet, *James Morpott*, *James Morpott* the younger, *Charles Neville* Esquire, *Thomas John Palmer* Esquire, *Geoffrey Palmer* Esquire, *Thomas Samwell Watson Samwell* Esquire, *John Bosquire Shuttleworth*, *Robert Shuttleworth*, *Henry Shuttleworth* the younger, *Robert Stanley*, *William Stanley*, *Ambrose Treslove*, *William Henry Vardy*, *James Vardy*, the Honourable *George John Watson*, the Honourable *Henry Watson* the younger, the Honourable *Richard Watson*, *Thomas Wright* and *Bentley Warren*, shall from and immediately after the passing of this Act be added to and joined with the Trustees appointed by or in pursuance of the said recited Act, for putting the same and this Act in Execution; and the Trustees hereby appointed, and their Successors, being qualified according to the Directions of the said recited Act, are hereby empowered to put the said recited Act and this Act in Execution, as fully and effectually, to all Intents and Purposes, as if they had been named in and appointed by the said recited Act.

Power to appoint additional Trustees.

III. And be it further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, at a Meeting to be held for that Purpose (of which Meeting, and of the Purpose thereof, such Notice shall be given as is directed by the said recited Act respecting the Appointment of future Trustees on Vacancies), to elect, nominate and appoint any Number of fit and proper Persons, not exceeding Ten, to be Trustees for the Purposes of the said recited Act and this Act, in addition to the Trustees hereby nominated and appointed.

Former Tolls repealed.

IV. And be it further enacted, That from and after the passing of this Act all and every the Tolls by the said recited Act authorized to be taken, shall cease and be no longer payable; and from thenceforth it shall be lawful for the said Trustees, or any Person to be appointed Collector or Collectors by virtue of the said recited Act or this Act, to demand and take the several Tolls and Duties hereinafter particularly mentioned, at each and every of the Turnpikes or Toll-gates already erected, or which shall at any Time

hereafter be erected in, upon, acroſs, or on the Sides of any Part or Parts of the ſaid Road, and acroſs any Way or Lane leading into or out of the ſame, except as herein-after is expreſsly directed or provided to the contrary, and on every Day, ſuch Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next ſucceeding Night; (that is to ſay),

Tolls.

For every Horſe, Mare, Gelding, Mule, or other Beaſt, drawing every Coach, Berlin, Landau, Phaeton, Chariot, Chaiſe, Chair, Curricle, Hearſe, Calaſh or Chaiſe Marine, or any other ſuch like Carriage, the Sum of Eight-pence:

For every Horſe, Mare, Gelding, Mule, Aſs, Ox or other Beaſt, drawing every Waggon, Wain, Cart, or any other ſuch like Carriage, the Sum of Five-pence:

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

For every Score of Oxen, Cows or Neat Cattle, the Sum of One Shilling and Eight-pence; and ſo in proportion for any greater or leſs Number:

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

And that on every *Sunday* during the Continuance of this Act, there ſhall be demanded and taken at each and every of ſuch Turnpikes or Toll-gates, Double the ſaid reſpective Tolls.

Tolls veſted in Truſtees.

And the ſaid reſpective Tolls ſhall be demanded and taken, before any Carriage whatſoever, or Horſe or Horſes, or other Beaſt or Cattle, be permitted to paſs through any ſuch Turnpike or Toll Gates; and all and every Sum and Sums of Money which ſhall ariſe and be produced therefrom ſhall be veſted in the ſaid Truſtees for the Time being; and the ſaid Tolls, and every Part thereof, ſhall and may be demanded and collected, and be recovered and recoverable in the ſame Manner, and be applied and diſpoſed of for ſuch Uſes, Intents and Purpoſes, as the Tolls granted by the ſaid recited Act are authorized and directed to be taken, recovered, applied and diſpoſed of, but ſubject nevertheleſs to the Proviſions and Directions of this Act.

Only one full Toll to be taken on the whole Line of Road Once a day

V. Provided always, and be it further enacted, That nothing herein contained ſhall extend or be conſtrued to extend to empower the ſaid Truſtees, or any of them, to cauſe the ſaid Tolls by this Act granted, to be demanded or taken more than once on the ſame Day (to be computed from Twelve of the Clock at Night to Twelve of the Clock of the ſucceeding Night) for the Paſſage of Horſes, Beaſt or other Cattle, through any Turnpikes or Toll-gates erected or to be erected by virtue of the ſaid recited Act or this Act; and if any Perſon ſhall have paid the Tolls by this Act granted, for the paſſing of any ſuch Horſes, Beaſt or other Cattle, at any one Turnpike or Toll-gate erected or to be erected by virtue of the ſaid recited Act or this Act, the ſame Perſon ſhall upon producing a Note or Ticket from any Collector or Receiver of ſuch Tolls, denoting the Payment thereof on that Day, (which Notes or Tickets the reſpective Collectors or Receivers of ſuch Tolls are hereby required to deliver *gratis* on Receipt thereof), be permitted to paſs and repaſs Toll-free with the ſame Horſes, Beaſt, and Cattle, at any Time during the ſame Day, through the ſame and every other Turnpike or Toll-gate erected or to be erected by virtue of the ſaid recited Act or this Act.

VI. And

Truſtees may reduce the Tolls.

VI. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees, or any Seven or more of them, from Time to Time when they ſhall think proper, to leſſen or reduce all or any of the Tolls by this Act granted or made payable, and to cauſe the ſame to be collected in ſuch Manner, Parts, and Proportions, as they ſhall think fit, and to raiſe the ſame again, ſo as they do not at any Time exceed the Tolls by this Act granted and made payable, and ſo as every ſuch Reduction thereof be made with the Conſent of the Perſon or Perſons for the Time being entitled to Five Sixth Parts at the leaſt of the Money then due on the Credit or Security of the Tolls: Provided alſo, that no Reduction ſhall be made in any of the ſaid Tolls, unleſs Notice of the Intention to make ſuch Reduction, and of the Meeting to be holden for that Purpoſe, ſhall be given by Writing to be affixed upon all the Turnpikes and Toll-gates which ſhall be then ſtanding in, upon, acroſs, or on the Sides of the ſaid Road, and inſerted in ſome Newſpaper, publiſhed or circulated in the ſaid County of *Northampton*, at leaſt Twenty-one Days before ſuch Meeting.

General Exemptions from Toll.

VII. And be it further enacted, That none of the Tolls hereby authorized to be taken ſhall be demanded, taken, or received at any of the Turnpikes or Toll-gates erected or to be erected, or continued in, upon, acroſs, or on the Sides of any Part of the ſaid Road, for any Horſes, Cattle, or Carriages of whatſoever 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, fetching, or guarding ſuch Mails or Expreſſes, or in returning therefrom; nor for the Horſes belonging to any Officers or Soldiers on their March, or on Duty, nor for any Horſes, Cattle, or Carriages employed in carrying or conveying the Arms or Baggage of any ſuch Officers or Soldiers, or in carrying any wounded, ſick, or diſabled Officers or Soldiers; nor for any Waggon, Wain, Cart, or other Carriage whatſoever, or the Horſes drawing the ſame, which ſhall be employed in 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; nor for any Rector, Vicar, or Curate going to or returning from his own Pariſh Church, or other Place of Divine Worſhip, or viſiting his ſick Pariſhioners; nor from any Perſon or Perſons going to or returning from Church, Chapel, or other Place of Religious Worſhip within the Pariſh or Place where he, ſhe, or they may reſide, on *Sundays*, or on any other Day on which Divine Worſhip is or ſhall be ordered by Authority to be celebrated, or attending the Funeral of any Perſon or Perſons who ſhall die and be buried in any Pariſh, Hamlet, or Place through which any Part of the ſaid Road lies; nor for any Horſes, Beaſts, Cattle, or Carriages uſed or employed for the Purpoſe only of carrying or conveying Perſons to or from any Election of a Knight or Knights of the Shire to ſerve in Parliament for the County of *Northampton*; or of carrying or conveying Vagrants ſent by legal Paſſes; or of carrying or conveying Hay, Straw, or Corn in the Straw, for the Uſe of the Owners, and not for Sale, or purchaſed; or of carrying or conveying any Mould, Manure, Dung, or Compoſt (except Chalk, Lime, Aſhes, and Soot), to be uſed only for manuring the Land, or going or returning empty in that Employment; nor for any Horſes, Beaſts, or Cattle employed in carrying or conveying, or going to carry or convey, or returning from carrying or conveying, having been employed only in carrying or conveying, any Plough, Harrow, or other Implement of Huſbandry, unleſs the Carriage bearing any ſuch Plough, Harrow,

Harrow, or other Implement of Husbandry, be also laden with any other thing not hereby intended to be exempted from Payment of Toll; nor for any Horse, Beast, or Cattle passing to or repassing from Water or Pasture; nor for any Horse, Beast, or other Cattle when going to or returning from being shoed or farried; nor for any Horse, Beast, or Cattle used or employed for the Purpose only of carrying or conveying Materials for making or repairing any Highway or public Road within any such Parish, Hamlet, or Place as aforesaid; or for rebuilding, building or repairing any present or future Bridge or Bridges on the said Road under this Trust; nor for any Horse, Beast, Cattle, or Carriage which shall cross the said Road only, or shall not pass more than One hundred Yards thereon; nor for any Horse, Mare, or Gelding furnished by or for any Person belonging to any Corps of Yeomanry, or Volunteer Cavalry, and rode by him in going to or returning from any Place appointed for Exercise, Inspection, or Review, provided that such Person is in the Uniform of his Corps, and has his Arms, Furniture and Accoutrements according to the Regulations appointed for such Corps at the Time of claiming the Exemption; and if any Person shall claim and take the Benefit of any Exemption in this Act contained or provided for, not being entitled to the same, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, and in all Cases the Proof of Exemption shall lie upon the Person claiming the same.

Owners or Drivers of Waggons conveying Military Stores, not subject to Penalties for Overweight.

VIII. And be it further enacted, That no Person owning or driving or causing to be driven any Waggon, Wain, Cart or other Carriage, provided for the Service of His Majesty's Forces, or conveying any Ordnance, 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, be stopped or detained by reason of any Weight in any such Waggon, Wain, Cart, or other Carriage, or of being drawn by any Number of Horses or Oxen, but it shall be lawful for any Owner or Driver of any such Waggon, Wain, Cart, or other Carriage, to put any Number of Horses or Oxen to such Waggon, Wain, Cart, or other Carriage, any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in the said recited Act or this Act contained, to the contrary notwithstanding.

Application of Compensation Money if amounting to £200.

IX. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements or Hereditaments, purchased, taken or used by virtue of the Powers of the said recited Act and this Act, for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity, as in the said Act mentioned, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Trustees for executing the said recited Act and this Act, pursuant to the Method prescribed by the Act of the Twelfth Year of His late Majesty King *George* the First, Chapter Thirty-two, and the General Orders of the said Court, without Fee or Reward, to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by

an Order made upon a Petition, to be preferred in a ſummary Way, by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands, Tenements or Hereditaments in the Purchaſe of the Land Tax, or towards the Diſcharge of any Debt or Debts, or ſuch other Incumbrances, or Part thereof, as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands, Tenements or Hereditaments, or affecting any other Lands, Tenements, or Hereditaments ſtanding ſettled therewith to the ſame or the like Uſes, Truſts, Intents or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Lands, Tenements, or Hereditaments which ſhall be conveyed and ſettled to, for, and upon ſuch and the like Uſes, Truſts, Intents and Purpoſes, and in the ſame Manner as the Meſſuages, Lands, Tenements, and Hereditaments, which ſhall be ſo purchaſed, taken, or uſed as aforeſaid, ſtood ſettled or limited, or ſuch of them as at the Time of making the Conveyance and Settlement ſhall be exiſting undetermined, and capable of taking Effect; and in the mean Time and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall, by Order of the ſaid Court of Chancery, upon Application thereto, be inveſted by the ſaid Accountant General, in his Name, in the Purchaſe of Three Pounds *per Centum* Conſolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time, and until the ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and annual Produce of the ſaid Conſolidated or Reduced Bank Annuities ſhall from Time to Time be paid, by Order of the ſaid Court, to the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements and Hereditaments ſo hereby directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

Where leſs than £200 and exceeding £20.

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

XI. Provided

Applications where not more than £20.

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

In caſe of not making out Titles, or if Perſons cannot be found, Purchaſe Money to be paid into the Bank, ſubject to the Order of Chancery on Motion or Petition.

XII. And be it further enacted, That in caſe the Perſon or Perſons to whom any Sum or Sums of Money ſhall be awarded for the Purchaſe of any Lands, Tenements, or Hereditaments to be purchaſed by virtue of the ſaid recited Act or this Act, ſhall refuſe to accept the ſame, or ſhall not be able to make a good Title to the Premiſes to the Satisfaction of the ſaid Truſtees, or any Five or more of them, or in caſe ſuch Perſon or Perſons, to whom ſuch Sum or Sums of Money ſhall be ſo awarded as aforeſaid cannot be found, or if the Perſon or Perſons entitled to ſuch Lands, Tenements or Hereditaments, be not known or diſcovered, then and in every ſuch Caſe it ſhall be lawful for the ſaid Truſtees, or any Five or more of them, to order the ſaid Sum or Sums of Money ſo awarded as aforeſaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the ſaid Court of Chancery, to be placed to his Account, to the Credit of the Parties intereſted in the ſaid Lands or Hereditaments, [deſcribing them] ſubject to the Order, Control, and Diſpoſition of the ſaid Court of Chancery, which ſaid Court, on the Application of any Perſon or Perſons making Claim to ſuch Sum or Sums of Money, or any Part thereof, by Motion or Petition, ſhall be and is hereby empowered, in a ſummary Way of Proceeding, or otherwiſe, as to the ſame Court ſhall ſeem meet, to order the ſame to be laid out and inveſted in the Public Funds, and to order Diſtribution thereof, or Payment of the Dividends thereof, according to the reſpective Eſtate or Eſtates, Title or Intereſt, of the Perſon or Perſons making Claim thereunto, and to make ſuch other Order in the Premiſes as to the ſaid Court ſhall ſeem juſt and reaſonable; and the Caſhier or Caſhiers of the Bank of *England* who ſhall receive ſuch Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for ſuch Sum or Sums of Money, mentioning and ſpecifying for what and for whoſe Uſe the ſame is or are received, to ſuch Perſon or Perſons as ſhall pay any ſuch Sum or Sums of Money into the Bank as aforeſaid.

Where any Queſtion ſhall ariſe touching the Title to Money to be paid, the Perſon who ſhall be in Poſſeſſion of the Lands, &c. at the Time of ſuch Purchaſe ſhall be

XIII. Provided always, and be it further enacted, That where any Queſtion ſhall ariſe touching the Title of any Perſon to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the ſaid Court of Chancery, in purſuance of this Act, for the Purchaſe of any Lands or Hereditaments, or of any Eſtate, Right or Intereſt in any Lands or Hereditaments to be purchaſed in purſuance thereof, 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

deemed entitled thereto.

Perſon or Perſons, ſhall be deemed and taken to have been lawfully entitled to ſuch Lands or Hereditaments according to ſuch Poſſeſſion, until the contrary ſhall be ſhewn 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 paid, applied, and diſpoſed of accordingly, unleſs it ſhall be made appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Lands, Tenements or Hereditaments, or to ſome Eſtate or Intereſt therein.

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

XIV. Provided alſo, 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 or Hereditaments to be purchaſed under the Authority of the ſaid recited Act or of this Act, the Purchaſe Money for the ſame ſhall be required to be paid into the ſaid Court, and to be applied in the Purchaſe of other Lands, Tenements or Hereditaments to be ſettled to the like Uſes in purſuance thereof, it ſhall be lawful for the ſaid Court to order the Expences of all Purchaſes from Time to Time to be made in purſuance of the ſaid recited Act or of this Act, or ſo much of ſuch Expences as the Court ſhall deem reaſonable, together with the neceſſary Coſts and Charges of obtaining ſuch Order, to be paid by the ſaid Truſtees, or any Five or more of them, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Statute Work.

XV. And be it further enacted, That ſo much of the ſaid recited Act as relates to the Performance of Statute Labour on the ſaid Road, ſhall be and the ſame is hereby repealed; and that all Perſons who by Law are or ſhall be liable to do Statute Work, or are or ſhall be chargeable towards repairing and amending the ſaid Road, or any Part thereof, ſhall ſtill remain liable thereto in like Manner as heretofore; and it ſhall be lawful for any Two or more Juſtices of the Peace for the County of *Northampton*, and they are hereby required and empowered, upon Application made to them by the ſaid Truſtees, or by their Clerk or Surveyor, or by their Order, yearly to adjudge and determine what Part or Proportion of Statute Work ſhall every Year be done upon the ſaid Road by the Inhabitants of the reſpective Pariſhes, Hamlets, or Places in which the ſaid Road lies, and alſo what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every ſuch Pariſh, Hamlet, or Place, in lieu of or as a Compoſition for ſuch Statute Work as aforeſaid, ſhall be by him, her, or them paid to the ſaid Truſtees, or to their Treaſurer or Treaſurers; and in order thereto, it ſhall be lawful for ſuch Juſtices from Time to Time to ſummon the Surveyor or Surveyors of the Highways for every ſuch Pariſh, Hamlet or Place, to bring in Liſts before ſuch Juſtices, at ſome Place, to be expreſſed in ſuch Summons (within Five Days after the ſerving of ſuch Summons) of the Names of the ſeveral Perſons who within ſuch Pariſh, Hamlet, 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 and effect for the Repairs of the public Highways; and out of ſuch Liſts the

ſaid Juſtices ſhall and may appoint and order ſuch and ſo many of the Perſons as ſhall appear to be ſubject and liable to 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 in ſuch Parts of the ſaid Road, as the ſaid Truſtees or their Surveyor or Surveyors ſhall from Time to Time order, direct and appoint; and the ſaid Juſtices ſhall and may alſo order and direct the Perſons who by ſuch Liſts ſhall appear to be ſubject and liable to the Payment of any Money in lieu of or as a Compoſition for Statute Work as aforeſaid, to pay ſuch Proportion thereof as the ſaid Juſtices ſhall think proper, to the Truſtees or their Treaſurer, at ſuch Time or Times as the ſaid Juſtices ſhall direct, and in Default of Payment thereof, the ſame ſhall and may be recovered 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, by any Surveyor of the ſaid Truſtees, ſhall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horſe or Horſes, Beaſt or Beaſts, to be provided by him, her, or them, be ſubject and liable to ſuch Pains, Penalties, and Forfeitures as ſuch Perſon or Perſons may be ſubject or liable to by any Law or Statute in force or effect for the Repair of the public Highways; and if any Perſon who ſhall come to work as a Labourer, or ſhall be ſent with any Team or Draught to work on the ſaid Road, ſhall be found idle or negligent by any Surveyor to the ſaid Truſtees, ſuch Surveyor is hereby empowered to remove and diſcharge the Perſon who ſhall be found idle or negligent as aforeſaid, and in that Caſe every ſuch Perſon ſhall be ſubject and liable to the reſpective Forfeitures and Payments aforeſaid as if he had neglected or refuſed to come, or ſuch Team or Draught had not been ſent to work on any Part of the ſaid Road; all which Forfeitures ſhall be paid to the Treaſurer to the ſaid Truſtees, and applied towards amending the ſaid Road; and if any Surveyor of the Highways for any of the ſaid Pariſhes, Hamlets or Places, ſhall refuſe or wilfully neglect to give in ſuch Liſts as aforeſaid, or ſhall knowingly and wilfully give in falſe or imperfect Liſts, every ſuch Surveyor ſo offending, ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Forty Shillings.

For paying the Expences of the Act.

XVI. And be it further enacted, That the Charges and Expences incurred in and about the obtaining and paſſing of this Act, together with lawful Intereſt for the Money which ſhall be advanced from Time to Time for that Purpoſe, ſhall be paid out of any Money already raiſed by virtue of the ſaid recited Act, or out of the firſt Monies which ſhall be raiſed or borrowed upon the Credit of the ſaid recited Act and this Act, in Preference to all other Payments whatſoever.

Public Act.

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

Commencement and Continuance of this Act.

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

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