

ANNO SECUNDO

GULIELMI IV. REGIS.

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And whereas an Act was passed in the Thirtieth Year of the Reign
30 G. 3. c. 111. of His said Majesty King *George* the Third, intituled *An Act for enlarging the Term and Powers of an Act passed in the Ninth Year of the Reign of His present Majesty King* George *the Third, for repairing and widening the Road from the End of the Turnpike Road in* Shawbury *in the County of* Salop *to* Drayton in Hales *in the said County, and from thence to* Newcastle-under-Line *in the County of* Stafford, *and from* Shawbury *aforesaid to the Turnpike Road in* High Ercall *in the said County of* Salop, *and from* Shawbury *aforesaid to* Wem *in the said County, and from thence to the Turnpike Road in* Sandford *in the said County:* And whereas an Act was passed in the Fifty-first Year of the Reign of His said Majesty King *George* the
51 G. 3. c. 82. Third, intituled *An Act to enlarge the Term and Powers of Two Acts of His present Majesty, for repairing several Roads to and from* Shawbury *in the County of* Salop: And whereas the Trustees acting under or by virtue of the said Three several recited Acts, so far as relates to the Second District of Roads therein mentioned, have borrowed several considerable Sums of Money on the Credit of the Tolls thereby authorized to be taken, which Money still remains due and owing, and cannot be paid off, nor can the Road comprising the said Second District, nor the new Lines of Road herein-after mentioned, be effectually made, amended, widened, diverted, altered, improved, and kept in repair, unless the Term granted and continued by the said recited Acts, so far as relates to the said Second District of Road therein mentioned, be further continued, and some additional Powers given for that and other Purposes relating to the said Second District of Road: And whereas Parts of the said Road lying between *Whitmore* in the said County of *Stafford* and the *Swan* Inn at *Maer Heath* in the same County are very steep and hilly, and it would be of great public Benefit and Utility to avoid the said Hills by making a new Line or Branch of Road from the present Road at or near *Whitmore* aforesaid to or near *Maerfield Gate*, where such new Branch Road would join the present Turnpike Road from *Stone* to *Woore*: And whereas some Parts of the present Road lying between the *Swan* Inn at *Maer Heath* aforesaid and the *Red Bull* in *Almington* are very hilly, steep, narrow, inconvenient, and dangerous, and it would be of great public Utility if the same were diverted, and a new Line of Road made from the *Red Bull* in *Almington* aforesaid, along the present Highway to or near *Winnington*, and also along the present Bridleway from or near *Winnington* aforesaid to or near to *Winnington Forge*, and from *Winnington Forge* aforesaid through and over certain inclosed Lands belonging to Sir *John Chetwode* Baronet, *Hugo Charles Meynell*, *Daniel Wilson Davison*, and *Francis Eld* Esquires, to communicate with the present Turnpike Road from *Stone* to *Woore* at or near the *Aston Lane End*: And whereas it would also be of great public Advantage if the present Highway commencing at the Turnpike Road from *Stone* to *Woore* aforesaid, where such last-mentioned Bridleway or Road from *Winnington* ends, and passing along *Aston Lane*, through, by, or near to *Aston* in the said County of *Stafford*, and terminating at the Foundry or Casting House on the Turnpike Road leading from *Madeley* to *Woore* aforesaid, and near to *Madeley* in the same County, was widened, improved, and made

into a Turnpike Road, and put under the Management of the Trustees for executing this Act: And whereas it will be expedient, that when the said new Line of Road between *Whitmore* and *Maerfield Gate* is completed, that so much of the present Turnpike Road as lies between *Whitmore* aforesaid and the *Swan* Inn at *Maer Heath* aforesaid should no longer be a Turnpike Road; and it will also be expedient, that when the Diversion or new Line of Road between the *Red Bull* in *Almington* aforesaid and the *Stone* and *Woore* Road is completed, that so much of the present Turnpike Road as lies between the *Loggerheads* Inn in the Parish of *Ashley* and the Junction of the *Stone* and *Woore* Road with the *Newcastle* and *Drayton* Road at or near the Smithy at *Blackbrook* belonging to *Francis Eld* Esquire, and now in the Occupation of *Joseph Morrey*, should no longer be Turnpike Road, and that the Trustees for executing this Act should thenceforth be discharged from the future Care, Repair, and Management thereof: And whereas it would be more convenient if the said Three several first herein-before recited Acts, so far as the same relate to the Second District of the Roads therein and in this Act mentioned, were repealed, and further, better, and more effectual Powers and Provisions granted instead thereof, as well for repairing, amending, widening, diverting, and otherwise improving the Road comprised in the said Second District, as also for making, widening, improving, and maintaining the new Lines and Pieces of Road herein-before mentioned; but the beneficial 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, That from and after the passing of this Act the said Three recited Acts of the Ninth, Thirtieth, and Fifty-first Years of the Reign of His Majesty King *George* the Third, so far as the same respectively relate to the Second District of the said Roads comprised in the said Acts, shall be and the same are hereby declared to be repealed.

Recited Acts repealed so far as they relate to the Second District of Roads;

and this Act to take place instead thereof.

II. And be it further enacted, That this Act shall from thenceforth commence, take effect, and continue, and shall be put in execution, for and during the Term herein-after mentioned, for the Purpose of more effectually amending, altering, widening, and from Time to Time repairing and otherwise improving the said Road from *Newcastle-under-Lyme* to *Drayton in Hales* otherwise *Market Drayton* aforesaid, such Road to commence at its Junction with the *Newcastle* and *Nantwich* Turnpike Road in the Borough of *Newcastle-under-Lyme* aforesaid, and to terminate at its Junction with the Road, Lane, or Highway in *Drayton in Hales* otherwise *Market Drayton* aforesaid, commonly called the Road to the Beast Market; and also for the Purpose of making and maintaining the said new Line or Branch of Road from the present Road at or near *Whitmore* aforesaid to or near *Maerfield Gate*, where such new Branch of Road will join the present Turnpike Road from *Stone* to *Woore*; and likewise for making, widening, improving, and maintaining the said new Line of Road from the *Red Bull* in *Almington* aforesaid, by or near *Winnington* and *Winnington*

Winnington Forge aforesaid, to communicate with the said Turnpike Road from *Stone* to *Woore*; and also for making, widening, improving, and maintaining the said new Line or Piece of Road from the *Stone* and *Woore* Road aforesaid, by or near *Aston* aforesaid, to communicate with the Turnpike Road from *Madeley* to *Woore* at or near the Foundry or Casting House near *Madeley* aforesaid; and which said new Lines and Branches of Road shall, when completed, be and be deemed and considered to all Intents and Purposes whatsoever Parts of the said Turnpike Road from *Newcastle-under-Lyme* to *Drayton in Hales* otherwise *Market Drayton* aforesaid, and as comprised within the said Second District of the Roads mentioned in the said Acts hereby repealed, and in this Act.

Trustees discharged from the Repair of the Roads herein described when new Pieces of Road are completed.

III. And be it further enacted, That the Trustees for executing this Act shall be discharged from the Care and Management of such Part of the present Turnpike Road as lies between the *Loggerheads* Inn in the Parish of *Ashley* aforesaid and the Junction of the *Stone* and *Woore* Road with the *Newcastle* and *Drayton* Road at or near the Smithy at *Blackbrook* belonging to *Francis Eld* Esquire, and now in the Occupation of *Joseph Morrey*, when the said new Piece of Road between the *Red Bull* in *Almington* aforesaid and the Turnpike Road from *Stone* to *Woore* shall be completed, and certified so to be by any Two of His Majesty's Justices of the Peace acting for the Counties of *Stafford* and *Salop*, or either of them; and shall also be discharged from the Care and Management of such Part of the present Turnpike Road as lies between *Whitmore* aforesaid and the *Swan* Inn at *Maer Heath* aforesaid when the new Line of Road between *Whitmore* aforesaid and *Maerfield Gate* shall be completed, and certified so to be in manner herein-before mentioned.

Trustees under this Act may contract with the Trustees of the Second District of the Coleshill and Stone Road.

IV. And whereas it is expedient that Power should be given to the Trustees hereby appointed to contract and agree with the Trustees of the Second District of the Roads comprised and mentioned and authorized to be repaired by an Act passed in the Fifty-fourth Year of the Reign of His Majesty King *George* the Third, intituled *An Act to continue the Term and alter and enlarge the Powers of an Act of the Twenty-ninth Year of His present Majesty, for enlarging the Terms of several Acts for repairing the Roads from* Coleshill, *through the City of* Lichfield *and the Town of* Stone, *to the End of the County of* Stafford, *in the Road leading towards* Chester, *and several other Roads in the said Acts mentioned, in the Counties of* Warwick *and* Stafford *and City and County of the City of* Lichfield, for the Repair and Management of such Part of the present Turnpike Road from *Stone* to the End of the County of *Stafford* in the Road leading towards *Chester* as lies between *Maerfield Gate* aforesaid and the Termination of the said County of *Stafford*; be it therefore further enacted, That it shall be lawful for the Trustees hereby appointed, and they are hereby authorized and empowered, to contract and agree with the Trustees for executing the said Act of the Fifty-fourth Year of the Reign of His Majesty King *George* the Third for maintaining and keeping in repair that Part of the present Turnpike Road from *Stone* to the End of

of the County of *Stafford*, in the Road leading towards *Chester*, as lies between *Maerfield Gate* aforesaid and the Termination of the said County of *Stafford*, which said Road is at present under the Care and Management of the Trustees acting under the last-recited Act; and that when any one of the new Lines or Pieces of Road by this Act authorized to be made shall be completed and open to the Public, then the Liability of the Trustees acting under the said last-recited Act to make, maintain, and keep in repair such Part of the said Road shall cease and determine, and such Part of the said Road shall thenceforth be and is hereby declared to be Part and Parcel of the Roads authorized to be kept in repair under the Powers of this Act.

Useless Parts of the present Highways to become vested in the Trustees, and may be sold by them.

V. And whereas certain Parts of the present Highway and Bridleway between the *Red Bull* in *Almington* aforesaid and the *Stone* and *Woore* Road, and also of the Highway from such last-mentioned Road by *Aston* to the Foundry at or near *Madeley* aforesaid, will, on the Completion of the new Lines of Road, become useless and unnecessary as Highways; be it therefore further enacted, That such useless and unnecessary Parts of the said Highways shall, on the Completion of the new Lines of Road, or such Parts of them whereof they shall form a Part, be and become vested in the said Trustees by this Act appointed, and shall and may be sold and disposed of by them in the same Manner and under the same Regulations as by Law any Land not wanted or becoming useless or unnecessary for the Purposes of Turnpike Roads may now be sold and disposed of.

Trustees.

VI. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the Counties of *Stafford* and *Salop* or either of them, together with *John Anderton* Clerk, *Robert Ellis Aitkins* Clerk, *John Adams*, *William Adams*, Sir *John Delves Broughton* Baronet, *Henry Delves Broughton* Clerk, *Henry Delves Broughton*, *Delves Broughton*, Sir *Thomas Fletcher Fenton Boughey* Baronet, *Samuel Butler* Doctor of Divinity, *Thomas Butler* Clerk, *Alexander Henry Buchanan* Clerk, *Richard Bent* Doctor of Medicine, *Ralph Bagot* Clerk, *Edward Barlow*, *John Barlow*, *John Cooper Beckett*, *John Birch Basnett* Clerk, *Joseph Bristol*, *John Bloor*, *John Bill*, Sir *Andrew Corbett* Baronet, *Andrew Vincent Corbett*, *Richard Corbett*, *Vincent Corbett*, Sir *John Chetwode* Baronet, *John Newdigate Ludford Chetwode*, *George Chetwode* Clerk, *James Stamford Caldwell*, *John Stevenson Cattlow* Clerk, *Ralph Clews*, *James Clews*, *Offley Crewe* Clerk, *Robert Cook*, *Daniel Wilson Davison*, *George Davison*, *John Davenport*, *Henry Davenport*, *William Davenport*, *Thomas Deakin*, *Thomas Ellison*, *George Eld*, *Thomas Fenton*, *Robert Fenton*, *Richard Sutton Ford*, *Thomas Firmstone*, *Thomas Fitzherbert*, *Charles Fitzherbert*, *John Gardner*, *John Groom*, *Joseph Grocot*, *Robert Hill* of *Newcastle*, *Robert Hill* of the *Hough*, *William Hill*, *Robert Hill* of the *Ireland*, *William Henshall*, *John Hallam*, *Richard Edensor Heathcote*, *John Edensor Heathcote*, *Nigel William Heathcote*, *John Ford Hyatt*, *Thomas Unett Hyatt*, *Philip Shaw Hyatt*, *Charles Stephen Hassells* Clerk, *John Hales*, *Samuel Harding*, *Richard Harding*, *William Wyberg How*, *Thomas Kinnersly*, *Edward Kinnersly*, *Thomas Kirkham*,

ham, Clement Leigh Clerk, *Thomas Leech, Thomas Leech* the younger, *Thomas Bucknell Lloyd, William Butler Lloyd, William Lewis, Samuel Mayer, Samuel Mayer* the younger, *John Mason, William Mason, Thomas Mackenzie* Doctor of Medicine, *Herbert Minton, Job Meigh, William Meigh, Charles Meigh, Hugo Charles Meynell, Meynell, Rowland Mainwaring, Edward Pellew Mainwaring, Rowland Mainwaring* the younger, *James Mainwaring* Clerk, *Francis Hickin Northen* Doctor of Medicine, *John Nickisson, William Church Norcop, Foster Cunliffe Offley, John Eldershaw Phillips, Thomas Phillips, Samuel Peake, Thomas Plant, Spencer Rogers, Peter Broughton Strey, Ralph Sneyd, Walter Sneyd, Thomas Swinnerton, John Smith Purney Sillitoe, Thomas Twemlow, Francis Twemlow, George Tollet, Thomas Turner, Henry Turton* Clerk, *William Thickens* Clerk, *Josiah Wedgwood, Josiah Wedgwood* the younger, *Francis Wedgwood, Henry Allen Wedgwood, George Wood, Hugh Henshall Williamson, Robert Williamson, Frederic Wilkinson, Frederic Wilkinson* the younger, *Thomas Ward, John William Ward, Charles Wicksted, Samuel Wilkinson, John Sutton Wilkinson, William Wilson, Charles Warren,* and *Weston Yonge,* and their Successors, being duly qualified to act as Trustees for repairing Turnpike Roads in *England,* shall be and they are hereby appointed Trustees for amending, widening, altering, and otherwise improving the said several Roads, and for making and maintaining the said new Lines or Pieces of Roads, and for otherwise carrying this Act into full and complete Execution.

Power to appoint additional Trustees.

VII. And be it further enacted, That it shall be lawful for the said Trustees, at their First or Second Meeting to be holden in pursuance of this Act, to elect and appoint any Number of Persons, not exceeding Five in the whole, being duly qualified, to be Trustees for the Purposes aforesaid; and such Persons, when so elected and appointed, shall have the same Powers and Authorities as if they had been so nominated or appointed Trustees in or by this Act.

First Meeting of the Trustees.

VIII. And be it further enacted, That the said Trustees shall hold their First Meeting at the *Swan* Inn at *Maer Heath* aforesaid, or at some other convenient House or Place on the Line of the said Roads, on the Third *Saturday* next after the passing of this Act, or as soon after as conveniently may be, between the Hours of Eleven of the Clock in the Forenoon and Four of the Clock in the Afternoon, and shall then and there proceed to put this and the General Turnpike Acts in execution, and shall then and there afterwards adjourn to and meet at such Time or Times, and such Place or Places on or near to the said Roads, as the said Trustees or the major Part of them present at any such Meetings shall think proper and appoint.

New Lines to be made according to the Plans already deposited and to be depo-

IX. And whereas Maps or Plans describing the Lines of the said new Roads and Branches herein-before particularly mentioned, and the Lands, Hereditaments, and other Premises in, upon, through, over, or along which the same are respectively intended to be made or carried, together with a Book or Books of Reference to such Maps

or Plans, containing a List of the Names of the Owners or reputed Owners and Occupiers of such Lands, Hereditaments, and other Premises, have been deposited at the Office of the Clerk of the Peace for the County of *Stafford*: And whereas, since the making and depositing of the said Maps or Plans, it hath been considered and agreed that if a certain Part of the proposed Line of Road described in one of the said Maps or Plans as leading by or near *Winnington* and *Winnington Forge* aforesaid, to communicate with the said Turnpike Road from *Stone* to *Woore*, were relinquished, and a new Line of Road be made as described in the Plan and Book of Reference herein-after referred to, in lieu thereof, leading from or near *Winnington Forge* aforesaid in an easterly Direction, and passing through or over certain inclosed Lands or Grounds now belonging or reputed to belong to Sir *John Chetwode* Baronet, *Hugo Charles Meynell*, *Daniel Wilson Davison*, and *Francis Eld*, Esquires, to communicate with the Turnpike Road from *Stone* to *Woore* aforesaid, it would be of greater public Utility: And whereas the Owners or reputed Owners and Occupiers of the Lands or Grounds through which the said altered Line of Road will pass have consented and agreed to the Variation, and a Map or Plan of such Variation, with a Book of Reference to the said last-mentioned Plan annexed, containing a List of the Names of the Owners and Occupiers of such last-mentioned Lands and Grounds, have been made; be it therefore further enacted, That the said altered Line of Road shall be made from or near *Winnington Forge* aforesaid, to communicate with the said Turnpike Road from *Stone* to *Woore*, in the Line delineated in the said last-mentioned Map or Plan; and that such last-mentioned Map or Plan, together with a Book of Reference to the same, shall be deposited with the Clerk of the Peace for the said County of *Stafford* within Fourteen Days next after the passing of this Act; and that the said Maps or Plans and Books of Reference so already deposited with the Clerk of the Peace for the said County of *Stafford*, together with the said Map or Plan and Book of Reference hereby directed to be deposited with the said Clerk of the Peace, shall remain in the Custody of the said Clerk of the Peace, to the end that all Persons may at all reasonable Times have Liberty to inspect and peruse the same, and to take Copies or Extracts thereof, at their Will and Pleasure, paying to the said Clerk of the Peace the Sum of One Shilling for every such Inspection, and at the Rate of Sixpence for every One hundred Words of such Copies or Extracts; and the said Trustees, in making the said new Lines and Branches, shall not deviate more than One hundred Yards from the respective Lines described in the said Maps or Plans, without the Consent in Writing of the Person or Persons, Bodies Politic, Corporate, or Collegiate, through whose Lands and Premises the said new Lines and Branches shall respectively be made.

sited with the Clerk of the Peace.

Plans, &c. to be open to Inspection.

X. Provided always, and be it further enacted, That if any of the Lands and other Hereditaments and Premises to be taken or used for the Purposes of this Act shall happen not to be described in the said Maps or Plans, or any Part or Parts thereof shall happen

Misnomers not to prevent the Execution of the Act.

happen to be omitted, misnamed, or inaccurately described in the said Books of Reference, such Omission, Misnomer, or inaccurate Description shall not prevent or retard the Execution of this Act; but the several Lands and other Hereditaments and Premises, and every Part thereof, shall and may be taken and used for the Purposes of this Act as fully and effectually, to all Intents and Purposes, as if the Names of the Owners and Occupiers of the same had not been omitted, or such Owners and Occupiers had been properly and accurately named, provided it shall appear to any Two or more Justices of the Peace for the Counties of *Stafford* and *Salop*, or either of them, and be certified by Writing under their Hands, that such Omission, Misnomer, or inaccurate Description proceeded from Mistake only.

Limiting the Period of purchasing the Property.

XI. And be it further enacted, That if the said Trustees shall not, within the Space of Three Years from and after the passing of this Act, agree for and cause to be valued and paid for the Lands, Tenements, and Hereditaments wanted for the Purpose of this Act, and mentioned in the Schedule to this Act annexed, then and from thenceforth the Powers to them granted for such Purpose only shall cease, determine, and be utterly void and of no effect, (save and except with the Consent of the Owners and Occupiers of such Lands, Tenements, and Hereditaments,); any thing herein contained to the contrary thereof in anywise notwithstanding.

Power to make new Lines of Road.

XII. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby fully authorized and empowered, to set out, make, and complete the said several new Lines and Pieces of Road herein-before respectively described in such Manner and Form and of such Width as the said Trustees may think proper, not exceeding the Width of Forty-five Feet; and from and after the making and Execution thereof, the same shall respectively be and be deemed to be a public Highway or Highways to all Intents and Purposes, and shall be deemed and taken to be a Part and Parts of the said Turnpike Road from *Newcastle-under-Lyme* to *Drayton in Hales* otherwise *Market Drayton* aforesaid; and for which several Purposes the said Trustees are hereby authorized and empowered to make the same respectively in, upon, over, or along any Lands, Grounds, Tenements, or Hereditaments described in the Maps or Plans and Books of Reference herein-before mentioned, together with such Footpaths, Causeways, Bridges, Arches, Culverts, Ditches, Drains, Fences, and other necessary Works as they shall think necessary or expedient, and to take or pull down or remove, and take and use, any Dwelling Houses, Outhouses, Edifices, Buildings, Curtilages, Courts, Yards, Gardens, Orchards, Paddocks, Lawns, Shrubberies, planted Walks, or Avenues to any House, Nurseries, or any inclosed Grounds planted and set apart as a Nursery for Trees, or other Hereditaments mentioned and set forth in the Schedule to this Act annexed, upon making Satisfaction for the same to the Owners of the said Hereditaments and Premises, and other Persons interested therein, or for the Damage which such

Owners

Owners or other Persons may respectively sustain thereby; and it shall be lawful for the said Trustees, and for their Surveyor or Surveyors and Workmen, from Time to Time to enter upon the said several Lands and Premises, and to stake out the same for the Purposes of this Act at such Time or Times and in such Manner as the said Trustees shall think necessary or expedient, without such Trustees, Surveyor or Surveyors, or Workmen, being deemed Trespassers or a Trespasser for or by reason of such Entry, or being subject or liable to any Fine, Penalty, or Punishment for or by reason of such Entry; and if any Person shall displace, remove, or take away or destroy any Stake or Stakes used in such staking aforesaid, or any other Marks used for that Purpose, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Trustees restrained from pulling down Dwelling Houses, &c. without Consent, except those specified in the Schedule.

XIII. Provided always, and be it further enacted, That the Powers and Authorities given by this Act for making, maintaining, widening, diverting, altering, or improving the Roads comprised in this Act, and making the said new Lines and Branches, shall not extend or be construed to extend to authorize or empower the said Trustees to take or pull down, injure or damage, any Dwelling House or other Building, or to take or make use of any Curtilage, Orchard, Garden, Yard, Park, Paddock, Lawn, Shrubbery, planted Walk, or Avenue to a House, Plantation, or any Part thereof respectively, without the Consent in Writing of the Owner or Proprietor thereof or other Person interested therein first had and obtained, except such as are mentioned and specified in the Schedule to this Act annexed.

Power to take Tolls.

XIV. And be it further enacted, That it shall be lawful for the said Trustees, or for the Collectors or Lessees of Tolls, to demand and take at each Toll Gate, Toll Bar, Turnpike, Side Bar, and Chain which now is or hereafter shall be standing across or at the Sides of the said Roads by this Act authorized or directed to be made, amended, widened, diverted, improved, and kept in repair, and the said new Lines or Pieces of Road, and each of them, on every Day (such Day to be computed from Twelve of the Clock in one Night to Twelve of the Clock on the next succeeding Night), the Tolls following; that is to say,

Tolls.

For every Horse, Mule, or other Beast (except an Ass) drawing any Coach, Stage Coach, Landau, Barouche, Chariot, Chaise, Landaulet, Phaeton, Hearse, Curricle, Chair, Gig, Caravan, Van, or other Carriage of the like Description, by whatsoever other Name called or known, the Sum of Four-pence Halfpenny:

For every Ass drawing any Carriage of any Description, the Sum of Two-pence:

For every Horse, Mule, or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards at the Bottom or Soles thereof, the Sum of Four-pence Halfpenny:

For every Horse, Mule, or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels

Wheels thereof of the Breadth of Four Inches and a Half or upwards, and less than Six Inches at the Bottom or Soles thereof, the Sum of Sixpence:

For every Horse, Mule, or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels thereof of the Breadth of Three Inches or upwards and less than Four and a Half Inches at the Bottom or Soles thereof, the Sum of Seven-pence Halfpenny:

For every Horse, Mule, or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels thereof of less Breadth than Three Inches at the Bottom or Soles thereof, the Sum of Nine-pence:

For every Coach, Waggon, Vehicle, or other Carriage of whatever Description, propelled or drawn by Steam, Gas, or any other like Means, or by Machinery, the Sum of Five Shillings:

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

For every Ass, laden or unladen, and not drawing, the Sum of One Penny:

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of One Shilling and Three-pence *per* Score, and so in proportion for any less Number than a Score:

And for every Drove of Calves, Swine, Sheep, or Lambs, the Sum of Seven-pence Halfpenny *per* Score, and so in proportion for any less Number than a Score:

Tolls vested in Trustees.

Which said several and respective Tolls hereby granted shall be demanded and taken as aforesaid before any Horse, Mule, Ass, or other Beast or Cattle, or any Carriage whatsoever, shall be permitted to pass through any Turnpike, Bar, or Chain; and such several and respective Tolls shall be and the same are hereby vested in the said Trustees, and shall be applied for the Purposes of this Act in manner herein-after directed.

Fractional Part of a Halfpenny in Tolls.

XV. Provided always, and be it further enacted, That in every Case where there shall be a fractional Part of a Halfpenny in the Amount of the Tolls hereby granted, the Sum of One Halfpenny shall be demanded and taken in lieu of such fractional Part.

Tolls to be paid but once a Day.

XVI. And be it further enacted, That in case Toll shall have been paid for or in respect of any Horse, Beast, Cattle, or Carriage, for passing through any of the Turnpikes, Toll Gates, Toll Bars, Side Gates, or Chains now continued or erected, or hereafter to be erected by virtue of this Act and the General Turnpike Acts, no Toll shall be demanded or taken for or in respect of such Horse, Beast, Cattle, or Carriage, for returning, passing, or repassing through the same Turnpike, Toll Gate, Toll Bar, Side Gate, or Chain, the same Day (such Day to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next succeeding Night), but every Person, on producing a Note or Ticket denoting the Payment of Toll, shall (excepting in the Cases herein-after mentioned) be permitted to pass through such Turnpike, Toll Gate, Toll Bar, Side Gate, or Chain, with the same Horse, Beast, Cattle, or Carriage, Toll-free.

XVII. And

Limiting the Number of Tolls to be taken upon the whole Line of Road.

XVII. And be it further enacted, That no more than Two full Tolls shall be demanded or taken for passing on the same Day (to be computed as aforesaid), except in the Cases herein-after mentioned, through all the Turnpike Gates or Toll Bars, Side Gates or Chains, now erected or hereafter to be erected on the said Road between the Towns of *Newcastle-under-Lyme* and *Drayton* aforesaid, independent of and over and above any Toll to be collected on the *Madeley* Branch of the same Road.

Stage Coaches, &c. to pay each Time of passing.

XVIII. Provided always, and be it further enacted, That the Tolls hereby made payable shall be paid for every Horse or other Beast drawing any Stage Coach, Caravan, Stage Waggon or other Stage Carriage conveying Passengers or Goods for Hire or Reward, for each Time of passing or repassing along the said Road: Provided nevertheless, that no further or additional Toll shall be payable in respect of the Horses or other Beasts drawing any such Stage Coach, Caravan, Stage Waggon, or other Stage Carriage, on account only of the Horses drawing the same having been changed.

Post Chaises on every fresh Hiring.

XIX. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for every Horse or other Beast let out to Hire, and drawing any Post Chaise or other Carriage, for each Time of passing or repassing along the said Road whenever any fresh Hiring thereof shall take place.

Steam Carriages every Time of passing and repassing.

XX. Provided also, and be it further enacted, That the Tolls hereby made payable for or in respect of any Carriage propelled or moved by Steam, Gas, or any other like Means, or by any Machinery, shall be paid every Time of passing and repassing of such Carriage along the said Roads.

Only such Tolls to be applied to the Madeley Branch as are collected thereon.

XXI. And be it further enacted, That no more of the Tolls hereby authorized to be taken shall be laid out or expended in the making, forming, repairing, or supporting of the said new Line or Piece of Road from the *Stone* and *Woore* Road by *Aston* to the Foundry or Casting House at or near *Madeley* aforesaid, or in purchasing Land or other Hereditaments for such new Line, or in the Payment of the Interest on any Money to be borrowed by the said Trustees for the Completion thereof, than shall actually be collected and received at any Toll Gate or Toll Gates to be erected on the said last-mentioned new Line or Piece of Road; and that the Tolls arising upon the other Roads comprised in this Act shall not be in any Manner liable to or charged with the Repayment of any Money so to be borrowed for the Completion of the said last-mentioned new Line or Piece of Road, or the Interest to grow due in respect of the same.

Weight of Single-horse Carts limited.

XXII. And for regulating the Weight to be allowed to Carts or other Carriages which shall be drawn upon the said Roads by One Horse or Two Oxen only; be it further enacted, That the Weights to be allowed to Carts or other Carriages drawn by One Horse or Two Oxen shall not exceed One Ton and Four Hundred Weight for each such Carriage and the Lading thereof.

XXIII. And

One-horse Carts to be Weighed.

XXIII. And be it further enacted, That all Carts or other such Carriages passing along the said Roads, drawn by only One Horse or Two Oxen, shall and may be weighed at any Weighing Machine on the said Roads, and the like additional Tolls demanded and recovered for the Overweight thereof as are by Law payable in respect of the Overweight of Carts drawn by Two or more Horses; and all the Powers, Regulations, and Penalties now in force relating to the weighing of Waggons, Carts, or other Carriages drawn by Two or more Horses, shall be applicable to Carts passing on the said Roads drawn by only One Horse or Two Oxen, and to the Drivers and Owners thereof.

Carriages which cannot be weighed to pay additional Toll.

XXIV. And whereas it frequently happens that Timber and other Carriages are drawn or may be drawn upon the said Roads, laden with excessive Weights, which by reason of their Construction cannot be weighed at the Weighing Machines commonly used on Turnpike Roads, and the said Roads receive considerable Damage thereby, for which the Tolls herein-before authorized to be taken are not a sufficient Compensation; be it therefore further enacted, That in all Cases where Carriages are used upon the said Roads constructed so that by the ordinary Weighing Machines they cannot be accurately weighed, there shall be paid in respect of every Horse or other Beast drawing such Carriage One Half more than the Amount of the Tolls herein-before authorized to be taken.

Construction of Wheels.

XXV. And be it further enacted, That from and after the passing of this Act, if the Tire or Tires of any Wheel or Wheels of any Waggon, Cart, or other such Carriage which shall be used or drawn on the said Roads, and which shall be of the Breadth of Four Inches and a Half and under Nine Inches, shall not be so made or constructed as to bear Five Parts in Six of their Breadth on the Road or on any level Surface, the Horses, Cattle, or Beasts drawing every such Waggon, Cart, or other such Carriage shall be liable to and charged with Toll as drawing a Waggon, Cart, or other such Carriage having Wheels of less Breadth than Four Inches and a Half.

Tolls to be payable by Persons passing 100 Yards on the Road.

XXVI. And be it further enacted, That the Tolls hereby granted shall be due and payable for all Cattle and Carriages which shall pass the Distance of One hundred Yards upon any of the said Roads, notwithstanding the same shall not have so passed previous to their passing through any Turnpike or Toll Gate erected or to be erected upon or on the Side of the said Roads or any of them, in the same Manner as if such Cattle or Carriage had travelled One hundred Yards thereon previous to the passing through any Turnpike or Toll Gate erected thereon or on the Side thereof; and in case any Person or Persons shall refuse to pay such Toll, every such Person shall forfeit and pay any Sum not exceeding Five Pounds.

Tolls not to be expended on Streets.

XXVII. Provided always, and be it further enacted, That none of the Tolls authorized by this Act to be taken upon the said Roads, nor

any of the Monies raised by virtue of the said recited Acts, or to be raised by virtue of this Act, shall be paid, laid out, or expended in the Repair or Improvement of any Street, Highway, or Place within the Towns of *Newcastle-under-Lyme* and *Drayton*, or either of them.

Application of Tolls and Money borrowed.

XXVIII. And be it further enacted, That as well all the Monies which before the Commencement of this Act shall have been raised or produced by virtue of the said Three several recited Acts hereby repealed, and which shall remain undisposed of, and also all the Monies which shall be produced under or by virtue of this Act, shall be applied, in the first place, in Payment of all the Charges and Expences which shall have been incurred in applying for and obtaining and passing this Act; in the second place, in paying and discharging the Interest now in arrear and accruing and becoming due upon the several Mortgages and Securities which have been already made and granted, or which shall be at any Time hereafter made or granted upon the said Tolls in pursuance of this Act; and in the next place, in defraying the Expences of making, erecting, and keeping in repair Toll Gates, Weighing Machines, Toll Houses, and other Buildings upon the said Roads, and of widening, repairing, preserving, and otherwise improving the said Roads, and in putting this Act in execution in all other respects; and lastly, in reducing, paying off, and discharging the Principal Sums for the Time being due and to become due on Security of the Tolls and Duties granted by this Act, and to or for no other Use or Purpose whatsoever.

This Act not to repeal the recited Acts as to the First District of Roads, &c.

XXIX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend in any Way to repeal, alter, or invalidate the Powers and Authorities granted to or vested in the Trustees acting under or by virtue of the said Three several Acts first herein-before recited, or any of them, so far as relates to the First District of Roads in the said Acts mentioned.

Power to borrow Money from Commissioners of Public Works under Act 7 G. 4. c. 30.

XXX. And be it further enacted, That it shall be lawful for the said Trustees, at any Meeting or Meetings to be held by them, to borrow of and from the Commissioners for carrying into execution an Act passed in the Seventh Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act to amend the several Acts for authorizing Advances for carrying on Public Works, and to extend the Provisions thereof in certain Cases*, or from any other Person or Persons willing to lend the same, such Sum or Sums of Money as the Majority of the said Trustees present at such Meeting or Meetings may deem expedient for the Purpose of making and completing the said Deviations and Alterations of Road hereby directed to be made, upon Mortgage or Assignment of the Tolls authorized to be collected and received by this Act, and of the Toll Gates and Toll Houses erected or to be erected for collecting the same, with their Appurtenances, subject nevertheless (in case the same shall be borrowed from the said Commissioners) to such of the Provisoes and Conditions particularly mentioned and expressed in the said Act of the Seventh Year of the

Reign of His late Majesty, and the Acts therein recited or referred to, and in such Form as the said Commissioners for the Issue of Exchequer Bills shall direct and appoint; and in case the same shall be borrowed from any other Person or Persons, then subject to such Provisoes, Terms, and Conditions as the said Trustees shall order and direct.

Mortgages to Commissioners of Public Works to have Priority.

XXXI. Provided also, and be it further enacted, That any Mortgage or Assignment which shall be given or made by the said Trustees, in pursuance of this Act, to the Commissioners for the Issue of Exchequer Bills, shall have Priority over and shall precede all other Mortgages or Securities granted under the Provisions of the said recited Acts or any of them, or the Acts thereby repealed, any thing in the said recited Acts or any of them, or this Act, or in any Mortgage or Security which shall have been or shall hereafter be granted under the said recited Acts, to the contrary notwithstanding.

Power to sell useless Toll Houses.

XXXII. And whereas some of the Toll Houses situate on the present Line of Road will, when the new Lines are completed, become useless, unnecessary, and of little or no Value, unless the same can be sold standing and as Dwelling Houses; and the Materials thereof would not, in many Instances, produce the Amount of the Expences of taking down and removing the same; be it therefore further enacted, That it shall be lawful for the said Trustees to sell and dispose of any Toll House or Toll Houses standing on or adjoining the present Line of Road, which shall become useless, unnecessary, or no longer required for the Purposes of the said Road, together with the Outhouses, Gardens, and Appurtenances thereto belonging, in the same Manner and under the same Regulations as by the Laws now in force any Land not wanted or becoming useless or unnecesary for the Purposes of the said Road may be sold and disposed of.

Power to sell useless Part of Turnpike Road on Bloor Heath.

XXXIII. And whereas such Part of the present Turnpike Road from *Newcastle-under-Lyme* aforesaid to *Drayton in Hales* otherwise *Market Drayton* as is situate in the Township of *Bloor* was, on the Inclosure of the Commons and Waste Grounds within the Parish of *Drayton in Hales* aforesaid, set out, allotted, and directed by the Commissioners for the said Inclosure to be and remain Sixty Feet broad, in pursuance of the Act obtained for making such Inclosure: And whereas the said Trustees or Commissioners of the said Road have repaired and made the same hard Road to the Width of Thirty Feet only, or thereabouts, which is amply sufficient for public Purposes; be it therefore further enacted, That it shall be lawful for the said Trustees hereby appointed, and they are hereby authorized and empowered, to sell and dispose of such other Part of the Land situate in the Township of *Bloor* aforesaid, on the Sides of the said Turnpike Road, as hath not been converted into hard Road, in the same Manner and under the same Regulations as by the existing Laws any Land not wanted or becoming useless or unnecessary for the Purposes of Turnpike Roads may now be sold or disposed of.

XXXIV. And

XXXIV. 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. Public Act.

XXXV. And be it further enacted, That this Act shall commence and take effect upon the passing thereof, and shall thenceforth continue and be in force for and during the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament. Term of Act.

The

The SCHEDULE to which the foregoing Act refers.

Number.	Description.	Owner of Land, &c.	Occupier.
	Township or Liberty of Whitmore.		
1	Plantation - -	Charles Mainwaring Esq., now Miss Sarah Mainwaring.	In the Owner's Occupation.
3	Stack Yard or Rick Yard	Same - - - -	Andrew Martin.
4	Yard or Outlet - -	Same - - - -	Same.
5	Close, Croft, or Paddock	Same - - -	Same.
6	Stack Yard or Rick Yard and Outlet.	Same - - - -	William Malkin.
9	Poplar Plantation -	Same - - - -	In the Owner's Holding.
18	Plantation - -	Same - - - -	Owner's Occupation.
	Township or Liberty of Hill Chorlton.		
18	Plantation - - -	Charles Mainwaring Esq., now Miss Sarah Mainwaring.	Occupied by the Owner.
20	Plantation - - -	Joseph Growcott - -	Owner's Holding.
29	Garden - - -	Rev. Hen. Delves Broughton.	Joseph Wildigg.
	Township or Liberty of Maer.		
45	Rick or Stack Yard -	Josiah Wedgwood Esq.	George Harding.
	Township or Liberty of Almington.		
1	Garden - - -	Peter Broughton Strey Esq.	Joseph Farmer.
2	Garden, Outlet, and Yard.	Same - - - -	Same.
3	Garden - - -	Same - - - -	Same.
7	Stack Yard - - -	Same - - - -	Same.
13	Garden - - -	The Right Hon. Earl Kilmorrey.	Josh Hill, and underlet to Thomas Trickett.
15	Yard, Outlet, and Road	Peter Broughton Strey Esq.	Thos. Trickett, Josh Stockton, and Joseph Farmer.
17	Plantation - - -	Same - - -	In the Proprietor's Occupation.
21	Plantation - - -	Same - - - -	Same.
23	Garden - - -	Sir John Chetwode Bart. -	Josiah Stockton.
26	Garden - - -	Same - - -	Joseph Ridgway.
27	Garden - - -	Same - - - -	Same.
28	Ditto - - -	Same - - - -	Josiah Stockton.
29	Plantation - -	Same - - - -	In the Proprietor's Occupation.
33	Garden - - -	Same - - -	Daniel Allman.

Number.	Description.	Owner of Land, &c.	Occupier.
	Township of Blore or Bloor in Hales.		
36	Plantation - -	Sir John Chetwode Bart. -	In the Proprietor's Holding.
37	Garden, with a Cottage or Lodge.	Same - - - -	Daniel Allman.
38	Plantation - -	Same - - - -	In the Proprietor's Holding.
39	Ditto - - -	Same - - -	Same.
40	Enclosure or Park for Deer, or Paddock.	Same - - - -	Same.
	Township or Liberty of Mucclestone.		
62	Garden - - -	Foster Cunliff Offley Esq.	Richard Potts.
	Township or Liberty of Winnington.		
68	Croft, Close, or Orchard	Hugo Charles Meynell Esq.	William Martin.
70 A	Cottages - - -	Same - - -	David Barratt and Richard Averill.
71	Garden in front of Cottage.	Jeremiah Poulson -	Jeremiah Poulson.
73	Garden - - -	Sir John Chetwode Bart. and Rev. Offley Crewe, in Trust for the Poor of the Parish of Drayton -	Same.
74	Garden in front of Cottages.	Same - - -	Thomas Potts.
75	Garden - - -	Same, but claimed by John Ridgway.	John Ridgway.
76	Ditto - - -	Jeremiah Poulson (in take)	Jeremiah Poulson.
83	Garden, with Blacksmith's Cottage in it.	Hugo Charles Meynell Esq.	William Burgess.
85	Butcher's Shop - -	Same - - - -	Mrs. Spragg Widow, and underlet to Jas. Latham.
86	Stack Yard - -	Same - - - -	Mrs. Spragg Widow.
91	Garden, with a Cottage in it.	Same - - -	Mrs. Spragg Widow, and underlet to Thos. Malkin.
92	Yard or Outlet - -	Same - - -	Same.
94	Garden - - -	Same - - - -	Edward Barker.
95	Ditto, or Place to hog Potatoes in.	Same - - -	Same.
96	Yard, Bank, or Outlet -	Same - - -	Same.
97	Orchard or Croft -	Same - - - -	Same.
98	Stack Yard and Outlet -	Same - - - -	Same.
109	Garden, with a Cottage in it.	Same - - -	William Wainwright.
	Township or Liberty of Aston.		
131	Plantation - -	Hugo Charles Meynell Esq.	In the Proprietor's own Holding or Charge.
133	Ditto - - -	Same - - - -	Same.
139	Garden - - -	Richard Allman - -	In the Proprietor's own Occupation.

Number.	Description.	Owner of Land, &c.	Occupier.
		Township or Liberty of Aston—continued.	
152	Garden - -	The Venerable Archdeacon Butler, also Mr. James Boote and Hannah his Wife, also Daniel Thackarey Esq. and Elizabeth his Wife.	Richard Read, and underlet to William Greatbatch.
163	Garden - -	The Venerable Archdeacon Butler, also Mr. James Boote and Hannah his Wife, also Daniel Thackarey Esq. and Elizabeth his Wife.	Richard Read, who underlets same to James Read and Samuel Ellis.
186	Pitstead and Rough -	Trustees for Miss Hall's Estate; viz. Josiah Graham Lowe and William Vardon.	Ralph Bennett.
242	Garden - - -	Hugo Charles Meynell Esq.	Thomas Micklewright.
		Township or Liberty of Big Madeley.	
205	The Bitterns Wood -	Foster Cunliff Offley Esq.	In the Proprietor's own Holding or Charge.
209	Rough, Pitstead, or Plantation.	Robert Hill - -	Same.
210	Garden and young Orchard.	Same - - -	Same.
214	Rough, Pitstead, or Plantation.	Same - - -	Same.
		Township or Liberty of Dorrington.	
234	Plantation - -	Sir John Chetwode Bart. -	Mary Goodall.

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