

ANNO QUINQUAGESIMO

GEORGII III. REGIS.

Cap. 103.

An Act to continue the Term and alter and enlarge the Powers of Three Acts, passed in the Second, Eleventh, and Twenty-second Years of His present Majesty, for repairing the Road leading from *Blyth Marsh*, in the County of *Stafford*, to the Road from *Ashborn* to *Buxton*, near *Thorp* in the County of *Derby*, and from the Road between *Cheadle* and *Leek*, to the Road above *Frogall* Bridge, and from the same Road to the said Road between *Blyth Marsh* and *Thorp* at or near *Rue-hill Gate*, in the County of *Stafford*. [18th *May* 1810.]

WHEREAS an Act was passed in the Second Year of the Reign of His present Majesty King *George* the Third, intituled, *An Act for repairing and widening the High Road leading from* Ashborn *in the County of* Derby, *to the Town of* Leek *in the County of* Stafford, *and from* Rye Croft Gate *upon* Rushton *Common, to* Congleton *in the County of* Chester; *and also the Road leading from* Blyth Marsh *in the County of* Stafford *through* Cheadle, Oakamoor, *and* Blore, *to the Turnpike Road from* Ashborn *to* Buxton *near* Thorp *in the County of* Derby: And whereas an Act was passed in the Eleventh Year of the Reign of His said Majesty, intituled, *An Act for repairing and widening the Road from* Shelton *to the Road between* Cheadle *and* Leek, *and from* Bucknall *to* Weston Coyney, *and from the Road between* Cheadle *and* Leek *to the Turnpike Road above* Frogall *Bridge, and from the same Road to the Road between* Blyth Marsh *and* Thorp *at or near* Rue Hill Gate *in the County of* Stafford: And whereas the Roads included in the said last-mentioned Act, are thereby divided into Two Districts, and the Road leading from the Road between *Cheadle* and *Leek* to the Turnpike Road above *Frogall* Bridge, and from the same Road to the Road between *Blyth Marsh* and *Thorp* at or near *Rue Hill Gate*, in the County of *Stafford*, is therein

2 G. 3. c. 62.

11 G. 3. c. 87.

Division of Roads into Two Districts.

therein declared to be the Second Diſtrict; and the Truſtees named and appointed in and by the ſaid firſt-mentioned Act were by the ſaid laſt-mentioned Act appointed Truſtees for repairing and widening the ſaid Road called the Second Diſtrict: And whereas by the ſaid Act, paſſed in the Eleventh Year of His ſaid Majeſty's Reign, the ſaid Road, therein called the Second Diſtrict, was declared to be immediately from and after the paſſing of the ſaid Act, added to and conſolidated with the ſaid Road from *Blyth Marſh* to the Road between *Aſhborn* and *Buxton* near *Thorp*: And whereas an Act was paſſed in the Twenty-ſecond Year of the Reign of His ſaid Majeſty, intituled, *An Act to alter and enlarge the Term and Powers of Two Acts paſſed in the Second and Eleventh Years of His preſent Majeſty's Reign, ſo far as the ſame relate to the Road from* Blyth Marſh *to the Road leading from* Aſhborn *to* Buxton *near* Thorp, *and from the Road between* Cheadle *and* Leek *to the Turnpike Road above* Frogall *Bridge, and from the ſame Road to the Road at or near* Rue Hill Gate *in the Counties of* Stafford *and* Derby: And whereas the Truſtees appointed in or by virtue of the ſaid Acts have proceeded in the Execution thereof, and have borrowed upon the Credit of the Tolls thereby granted, ſeveral conſiderable Sums of Money, which ſtill remain due and owing thereon, as well as a large Arrear of Intereſt for the ſame, which cannot be diſcharged, or the Principal be repaid; nor can the ſaid Roads be properly amended, improved, and kept in Repair, unleſs the Term of the ſaid Acts be further continued, and ſome of the Powers and Proviſions thereof altered, amended and enlarged; and it is neceſſary that the Tolls granted by the ſaid Acts ſhould be repealed, and others granted in lieu thereof: 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 recited Acts paſſed in the Second, Eleventh, and Twenty-ſecond Years of His preſent Majeſty's Reign, ſo far as the ſame relate to the ſaid conſolidated Roads leading from *Blyth Marſh* in the County of *Stafford*, through *Cheadle*, *Oakamoor*, and *Blore*, to the Turnpike Road from *Aſhborn* to *Buxton* near *Thorp* in the County of *Derby*, and from the Road between *Cheadle* and *Leek* at *Blakeley Lane* to the Turnpike Road above *Frogall* Bridge, on the Weſt Side thereof, and from the ſame Road on the Eaſt Side of *Frogall* Bridge to the Road between *Blyth Marſh* and *Thorp*, at or near *Rue Hill Gate* in the County of *Stafford*, and all the Clauſes, Powers, Proviſions, Orders, Regulations, Matters, and Things therein contained, (except ſuch Parts thereof as are hereby varied, altered, or repealed, and except ſuch Parts thereof as relate to Exemption from Stamp Duties), ſhall be and continue in full Force and Effect, and ſhall be executed for the Term herein-after mentioned, in as full, ample and beneficial a Manner to all Intents and Purpoſes as if the ſame were repeated and re-enacted in the Body of this Act, ſubject nevertheleſs to the Amendments, Alterations, Variations, and Additions herein contained; and this Act and the additional Term and Tolls hereby granted, ſhall be ſubject and liable to the Payment of all Sums of Money now due and owing in any Manner upon the Credit or on Account of the ſaid recited Acts or any of them, with reſpect to the ſaid conſolidated Roads, and of ſuch other Sum and Sums of Money as ſhall be borrowed or become due and owing on the Credit thereof reſpectively and of this Act, and of the Intereſt due and to grow due upon the ſame.

Roads conſolidated.

22 G. 3. c. 117.

Neceſſity of continuing the Term and enlarging the Powers of the Act.

Acts continued.

II. And

Five Truſtees ſufficient to carry this Act into Effect.

II. And whereas in and by the ſaid recited Acts, ſome of the Powers therein contained are required to be executed by a greater Number than Five Truſtees, which greater Number has been found inconvenient; be it therefore enacted, That all Orders, Acts, Matters, and Things by the ſaid recited Acts or any of them or by this Act authorized, directed, and required to be done by the ſaid Truſtees in carrying the ſame into Execution, ſhall and may be done and executed by any Five or more of them, and the ſame ſhall be as good, valid, and effectual, and ſhall have the ſame Force and Effect, as if ſuch Orders, Acts, Matters, and Things had been done and executed by any greater Number of Truſtees; but no Order heretofore made or hereafter to be made at any Meeting ſhall be revoked or altered at any ſubſequent Meeting, unleſs a greater Number of Truſtees than made the ſame ſhall concur therein, and alſo conſtitute the Majority of ſuch ſubſequent Meeting.

Tru ſtee may elect freſh Ones in Room of Perſons diſpoſſeſſed of their Qualifications.

III. And be it further enacted, That when and ſo often as any Truſtee nominated and appointed, or hereafter to be appointed for executing the ſaid Acts and this Act, ſhall become diſpoſſeſſed of the Qualification by the ſaid firſt-recited Act required, or ſhall not attend a Meeting of the ſaid Truſtees for the Space of Two Years together, then and in every ſuch Caſe it ſhall be lawful for the ſurviving or remaining Truſtees, or any Five or more of them, to appoint another Truſtee in his Room, in ſuch Manner as by the ſaid recited Acts or either of them, is or are particularly mentioned and directed for appointing Truſtees in the Room of ſuch as are dead or refuſe to act.

Time and Place of firſt Meeting of Truſtees after the Act is paſſed; and as to future Meetings; Two Truſtees ſufficient to adjourn, but in default of ſuch Adjournment the Clerk to give 14 Days Notice of next Meeting.

IV. And be it further enacted, That the Truſtees nominated by or elected in purſuance of the ſaid recited Acts, or any Five or more of them, ſhall meet together at the Houſe of *William Labdon*, known by the Name of the *Royal Oak*, in *Cheadle* in the County of *Stafford*, on the Third *Thurſday* next after the paſſing of this Act, and proceed to the Execution of the ſaid recited Acts and this Act, and ſhall hold their future Meetings as directed by the ſaid recited Acts; provided nevertheleſs, that Two Truſtees ſhall be ſufficient for adjourning the Meetings of the ſaid Truſtees, and in Default of ſuch Adjournment the Clerk to the Truſtees for the Time being ſhall and may, by affixing or cauſing to be affixed Notice in Writing upon all the Turnpike or Toll Gates erected upon the ſaid conſolidated Roads at leaſt Fourteen Days before the then next propoſed Meeting, appoint the Truſtees to meet where their then laſt Meeting was appointed to be held on that Day Fortnight next after the Day for which ſuch laſt Meeting was ſo appointed as aforeſaid.

Meetings on Emergencies.

V. And be it further enacted, That if after any Adjournment of the ſaid Truſtees it ſhall upon any Emergency be thought neceſſary that an earlier Day for Meeting ſhould be appointed than the Day appointed by ſuch Adjournment, then and in that Caſe the Clerk to the ſaid Truſtees, upon an Order in Writing ſigned by Two or more of the ſaid Truſtees (although not aſſembled at a Meeting), mentioning the Time, Place, and Purport of ſuch intended Meeting, ſhall forthwith give Notice in Writing, to be affixed on all the Turnpikes then ſtanding upon the ſaid conſolidated Roads, of the Time and Place which ſhall be mentioned in the Order of the ſaid Truſtees (ſuch Time being not leſs than Five Days after ſuch Notice), and ſuch earlier Meeting ſhall and may be held accordingly; and all

the Proceedings of the Truſtees at ſuch Meetings ſhall be as valid and effectual as they would have been in caſe the ſame had been held in purſuance of Adjournment.

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

VI. And be it further enacted, That the ſaid Truſtees may ſue and be ſued for or concerning any Thing to be done by virtue or in purſuance of the ſaid recited Acts and this Act in the Name of their Clerk or Treaſurer for the Time being; and that no Action or Suit to be brought or commenced by the Direction of or againſt the ſaid Truſtees, or any Five or more of them, in the Name of their Clerk or Treaſurer, ſhall abate or be diſcontinued by the Death or Removal of any ſuch Clerk or Treaſurer, nor by the Act of any ſuch Clerk or Treaſurer, without the Conſent of the ſaid Truſtees, or any Five or more of them, but that the Clerk or Treaſurer for the Time being to the ſaid Truſtees ſhall be deemed to be Plaintiff or Defendant (as the Caſe may be) in every ſuch Action or Suit: Provided always, that every ſuch Clerk or Treaſurer, in whoſe Name any Action or Suit ſhall be commenced, proſecuted, or defended, in purſuance of the ſaid recited Acts or this Act, ſhall be fully reimburſed and paid out of ſuch Monies as may then be in the Hands of the Treaſurer to the ſaid Truſtees, or out of the firſt Money to ariſe by virtue of the ſaid recited Acts and this Act, after ſuch Action or Suit ſhall be commenced or diſcontinued, all ſuch Coſts, Charges, Damages, and Expences as by the Event or in conſequence of any ſuch Action or Proceeding, he ſhall bear, pay, expend, or be put unto, or become chargeable with by Reaſon of his being made Plaintiff or Defendant as aforeſaid.

Property of Toll Houſes, &c. veſted in the Truſtees.

VII. And be it further enacted, That the Right and Property of all and every the Turnpikes, Toll Houſes, and Buildings, erected or hereafter to be erected by virtue of the ſaid recited Acts or this Act, and of the Materials for building the ſame, and alſo all Rails, Stiles, Poſts, and Fences, which ſhall belong to the ſaid conſolidated Roads, and alſo all Tools, Implements, Stones, Gravel, and other Materials, purchaſed, gotten, or had, or to be purchaſed, gotten, or had, for repairing the ſaid Roads, ſhall be and are hereby veſted in the ſaid Truſtees, and they or any Five or more of them, are hereby empowered to bring or cauſe to be brought any Action or Actions, or to prefer or order to be preferred, any Indictment or Indictments in the Name or Names of any One or more of them, or of their Clerk or Treaſurer, againſt any Perſon or Perſons who ſhall ſteal, take, injure or diſturb them the ſaid Truſtees in the Poſſeſſion thereof.

Preſent Tolls repealed.

VIII. And whereas the ſeveral Tolls by the ſaid recited Acts authorized to be taken on the ſaid conſolidated Roads have been found very inadequate to the proper Execution thereof, and the ſeveral Exemptions from the Payment of the ſaid Tolls, by the ſaid recited Acts or any of them granted, or any Part thereof, as well as the Reſtraints therein contained from erecting Turnpikes or Toll Gates upon, acroſs, or on the Sides of certain Parts of the ſaid Roads, have been found very prejudicial to the ſaid Roads; be it therefore enacted, That from and after the Twenty-fifth Day of *March* next after the paſſing this Act, all and every the Tolls granted by the ſaid recited Acts relating to the ſaid conſolidated Roads or any of them, and alſo all and every Exemption, Proviſo, Clauſe, Matter, and Thing in the ſaid Acts or any of them contained from and for Payment of

Tolls,

Tolls, or for Reduction or Mitigation of Tolls, or Reſtraint from erecting any Turnpike or Turnpikes, Toll Gate or Toll Gates, ſhall be and they and every of them are and is hereby repealed; and that ſuch Sum or Sums of Money as the Truſtees of the ſaid conſolidated Roads ſhall order, direct, or appoint, not exceeding the following Tolls, ſhall be demanded, received, and taken by ſuch Perſon or Perſons as the ſaid Truſtees, or any Five or more of them ſhall from Time to Time appoint, in lieu of the Tolls and Sums of Money granted and made payable by the ſaid recited Acts or any of them, before any Carriage or Cattle whatſoever ſhall be permitted to paſs through any Turnpike or Turnpikes, Toll Gate or Toll Gates now erected and ſet up, or hereafter to be erected and ſet up by virtue of the ſaid recited Acts or any of them, and of this Act; (that is to ſay);

Tolls.

For every Horſe, Mare, Gelding, Mule, Aſs, or other Beaſt drawing any Carriage whatſoever, the Wheels whereof ſhall be of the Breadth of Six Inches or upwards, the Sum of Four-pence:

For every Horſe, Mare, Gelding, Mule, Aſs, or other Beaſt drawing any Coach, Berlin, Landau, Chariot, Calaſh, Chaiſe, Phæton, Curricle, or Chair, the Sum of Sixpence:

For every Horſe, Mare, Gelding, Mule, Aſs, or other Beaſt drawing any Waggon, or other ſuch Four-wheeled Carriage, the Wheels whereof ſhall be of leſs Breadth than Six Inches, the Sum of Nine-pence:

For every Horſe, Mare, Gelding, Mule, Aſs, or other Beaſt drawing any Cart, Wain, or other ſuch Two-wheeled Carriage, the Wheels whereof ſhall be of leſs Breadth than Six Inches, and drawn by Three or more Horſes, the Sum of Eight-pence, and drawn by leſs than Three Horſes, the Sum of Sixpence:

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

For every Drove of Oxen, Cows, or other Neat Cattle, the Sum of One Shilling *per* Score, and ſo in proportion for any greater or leſs Number: And

For every Drove of Sheep, Lambs, Hogs, or Swine, the Sum of Ten-pence *per* Score, and ſo in Proportion for any greater or leſs Number.

Double Tolls on Sundays.

IX. And be it further enacted, That on each and every *Sunday* after the ſaid Twenty-fifth Day of *March* next after the paſſing of this Act, there ſhall be demanded and taken at the ſeveral Turnpikes or Toll Gates now erected and ſet up, or hereafter to be erected and ſet up on the ſaid Roads, in lieu of the ſaid ſeveral Tolls hereby granted, or in Addition thereto, by ſuch Perſon or Perſons as the ſaid Truſtees, or any Five or more of them, ſhall from Time to Time authorize or appoint for that Purpoſe, Double the Tolls by this Act granted, to be reſpectively demanded and taken for every Horſe, Beaſt, Cattle, or Carriage as aforeſaid.

Preſent Tolls to be collected till the Twenty-fifth Day of March.

X. Provided always, and be it further enacted, That in the mean Time and until the ſaid Twenty-fifth Day of *March* next, incluſively, the Tolls at preſent payable at the ſeveral Toll Gates erected on the ſaid conſolidated Roads ſhall continue due and payable at the ſeveral Gates reſpectively, and ſhall be recovered and recoverable in ſuch Manner as is provided by the ſaid recited Acts, or any of them.

Tolls to be paid but once a Day at each Turnpike.

XI. Provided alſo, and be it further enacted, That no Perſon or Perſons who ſhall have paid Toll for paſſing through any Turnpike or Toll Gate erected or to be erected upon the ſaid conſolidated Roads, ſhall be ſubject or liable to pay any Toll for returning through ſuch Turnpike or Toll Gate the ſame Day before Twelve of the Clock at Night, with the ſame Horſes, Cattle, or Carriages, but ſhall return Toll free, on delivering a Note or Ticket to the Collector of the Tolls at ſuch reſpective Turnpikes or Toll Gates, which Notes or Tickets ſuch Collector is hereby required to deliver *gratis*, on Receipt of the Tolls; but no Perſon or Perſons ſhall be liable to the Payment of the Tolls hereby granted in any One Day more than Three Times on that Part of the ſaid Road which lies between *Blyth Marſh* and the Road between *Aſhborn* and *Buxton* near *Thorp*, nor more than Twice upon that Part of the ſaid Roads which lies between the Road leading from *Cheadle* to *Leek* at *Blakeley Lane*, to the Turnpike Road between *Cheadle* and *Butterton Moor End* above *Frogall Bridge*, and from the ſame Road on the Eaſt Side of *Frogall Bridge* to the Road between *Blyth Marſh* and *Thorp*, at or near *Rue Hill Gate*, any Thing herein or in the ſaid recited Acts or any of them, contained to the contrary notwithſtanding.

No more than Three Tolls to be taken between Blyth Marſh and Thorp.

Power to continue the preſent Gates, to erect others and remove the ſame.

XII. Provided always, and be it further enacted, That the ſaid Truſtees, or any Five or more of them, ſhall and may, and they are hereby authorized and empowered to continue all or any of the Turnpikes or Toll Gates and Toll Houſes now ſtanding in, upon, or acroſs the ſaid conſolidated Roads, or on the Sides thereof, and to ſet up and build, or cauſe to be erected, ſet up and built, in, upon, or acroſs the ſaid conſolidated Roads, or any Part or Parts thereof, and on the Side or Sides thereof, and alſo acroſs any Lane or Lanes, Way or Ways leading into the ſame, ſuch and ſo many other Gates and Turnpikes, and a Toll Houſe to each Gate or Turnpike, with Out-buildings ſuitable thereto, as they the ſaid Truſtees or any Five or more of them ſhall think proper, and order, direct, or appoint; and alſo to cauſe any ſuch Gates, Turnpikes, Toll Houſes, or other Buildings from Time to Time to be taken down, altered, or removed, as they the ſaid Truſtees, or any Five or more of them ſhall think proper; and that it ſhall and may be lawful to and for the ſaid Truſtees to take ſuch Tolls at the ſaid ſeveral Gates or Turnpikes erected or to be erected as aforeſaid, as they are in and by this Act authorized or empowered to take at any Gate or Gates erected by or by virtue of the ſaid recited Acts, or any of them; but no Alteration ſhall be made in the Situation of any Gate or Turnpike, nor ſhall any new Gate or Turnpike be erected, unleſs the ſame ſhall be ordered at a public Meeting of the ſaid Truſtees, nor unleſs Notice in Writing be given of ſuch public Meeting, ſpecifying in ſuch Notice the intended Alteration, and the Place or Places where ſuch new Gate is propoſed to be erected, by affixing ſuch Notice at all the Gates or Turnpikes which ſhall be then ſtanding on the ſaid conſolidated Roads, by inſerting ſuch Notice in ſome Newſpaper publiſhed or circulated within the County of *Stafford* Twenty-one Days at leaſt previous to ſuch Meeting.

Tolls payable for paſſing 100 Yards on ſaid Roads, though after

XIII. 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 the ſaid conſolidated Roads, notwithſtanding the ſame ſhall not have done ſo previous to their paſſing

through

through any Turnpike or Toll Gate erected or to be erected upon or on the Sides of the said consolidated Roads, in the same Manner as if such Cattle or Carriages had travelled One hundred Yards upon the said consolidated Roads previous to passing through any Turnpike or Toll Gate erected thereon or on the Sides thereof; and in case any Person or Persons shall refuse to pay such Toll to the Keeper of any Turnpike or Toll Gate through which such Cattle or Carriage shall have passed, every such Person shall forfeit any Sum or Sums not exceeding Five Pounds, to be recovered, paid, and applied in the same Manner as the Penalties and Forfeitures inflicted or imposed by the said recited Acts, or any of them, are thereby directed to be recovered, paid, and applied.

going through a Gate.

XIV. And whereas the Trustees appointed under or by virtue of an Act, passed in the Ninth Year of the Reign of His said Majesty, for repairing and widening the Road from *Cheadle* to *Botham House*, and from thence to *Butterton Moor End*, in the County of *Stafford*, had previous to the passing of the said Act of the Eleventh Year of His said Majesty's Reign, erected a Turnpike or Toll Gate across the said Road, at or near *Frogall Bridge*, which Road intersects the Road herein-before called the Second District, for about the Distance of Six Hundred Yards at *Frogall* aforesaid: And whereas by the said Act passed in the said Eleventh Year of His said Majesty's Reign, the Trustees for the said Road, therein called the Second District, are entitled to certain Proportions of the Tolls arising and payable at the said Turnpike or Toll Gate at *Frogall* aforesaid, or at any other Gate thereafter to be erected, by and with the Consent of the Trustees of the said Road from *Cheadle* to *Butterton Moor End*, upon the said Road, or at any other Place between *Frogall Bridge* and the Place where the Road in the said Second District branches out of the said other Road within the Liberty of *Whiston*; be it therefore further enacted, That notwithstanding any Thing herein contained, the Trustees of the said consolidated Roads shall be and continue entitled to the same Proportion of all Tolls which shall or may become due and payable, or collected and received at the Toll Gate or Turnpike Gate erected at *Frogall* aforesaid, under and by virtue of the said Act passed in the Ninth Year of the Reign of His said Majesty, or any other Act or Acts for the Renewal or Continuance of such Act, or at any other Gate to be erected between *Frogall Bridge* and the Place where the said Road, herein-before called the Second District, branches out of that Road within the Liberty of *Whiston*, as are in and by the said recited Act, passed in the Eleventh Year of the Reign of His said Majesty, directed to be paid to the Treasurer of the said Road, therein called the Second District, and applied in Manner therein mentioned, in the same Manner as they were before the passing of this Act.

The Gate at Frogall erected upon the Ipstones Road by Act 9 G. 3.

By 11 G. 3. a proportion of the Tolls at Frogall Gate are payable to the Trustees of the consolidated Roads.

The Proportion of the Tolls at Frogall Gate continued payable to the Trustees of the consolidated Roads.

XV. And be it further enacted, That the said several and respective Tolls hereby granted or continued, shall be, and the same are hereby vested in the said Trustees, and the same and every Part thereof shall be collected, recovered, levied, paid, applied, assigned, varied, and disposed of in such and the same Manner, and by such Ways and Means, and with such Remedies for Non-payment or Evasion thereof, and with such Powers as are contained in the said recited Acts, or any of them, with respect to the Tolls thereby authorized to be taken, but subject nevertheless to this Act, and the Provisions, Regulations, and Restrictions herein contained.

Tolls vested in the Trustees.

XVI. Provided

Exemptions from Tolls.

XVI. Provided always, and be it further enacted, That no Toll shall be demanded or taken, for or in respect of any Horses or Carriages of whatsoever Description employed or to be employed in carrying the Mails of Letters, or 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 upon 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 sick, wounded, or disabled Officers or Soldiers; nor shall any Toll be demanded or taken for or in respect of any Waggon, Wain, Cart, or other Carriage whatsoever, or the Horse or Horses or other Cattle 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; or for any Horse, Mare, or Gelding, furnished by or for any Person belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by them in going to or returning from the Place appointed for and on the Days of Exercise, provided that such Persons are in the Uniform of their respective Corps, and have their Arms, Furniture, and Accoutrements, according to the Regulations provided by such Corps respectively at the Time of claiming such Exemptions as aforesaid; nor shall any Toll be demanded or taken of or from any Rector, Vicar, or Curate going to officiate or returning from officiating at any Church or other Place of Divine Worship, or visiting his sick Parishioners; nor of or from any Person or Persons going to or returning from his, her or their Parochial Church, Chapel, or other Place of Religious Worship on *Sundays*, or on any other Day on which Divine Worship is ordered by Authority to be celebrated, or who shall be attending or going to attend, or returning from attending the Funeral of any Person or Persons who shall die and be buried in any Township, Hamlet, or Place through which any of the said Roads pass; nor for or in respect of any Cattle or Carriages laden only with Gravel, Stone, or other Materials for repairing the said Roads, or any Road in any of the Townships, Hamlets, or Places in which the same do lie, or going to carry or returning from carrying on the same Day, any such Gravel, Stone, or other Materials, for repairing such Roads; or for any Carriage laden with or passing empty or unladen for or returning the same Day empty or unladen, after having been laden with Grass, Hay, Straw, Fodder, Corn in the Straw, not bought, sold, or disposed of, or carried for the Purpose of being sold or disposed of, but passing to be laid up in the Houses, Outhouses, Barns, or Premises, of the respective Inhabitants or Occupiers of Lands; nor for any such Cattle or Carriage, passing or repassing, so laden or unladen as last aforesaid, with Muck, Dung, Marl, Compost or other Manure, (Lime excepted), for the manuring and improving of Lands, not bought, sold, or disposed of, but passing to be laid on the Lands of the Owner thereof; nor for any Cattle or Carriage laden with or going empty for, or returning empty after having been laden with only, any Plough, Harrow, or other Implement of Husbandry; nor for any Horse or Horses or other Cattle or Stock of any Kind going to or from Water, Pasture, Plough, or other Work in Husbandry, or going to or returning from any Smith or Blacksmith's Shop to be shoed or farried; nor for any Horses or Carriages travelling with Vagrants sent by legal Passes; nor of or from any Person or Persons going to vote or returning from voting at any Election of a Member or Members to serve in Parliament for

either of the Countries of *Stafford* and *Derby*, on the Day before the Day or Days of such Election, or the Day after the same shall be concluded; and if any Person or Persons shall claim or take the Benefit of any of the Exemptions aforesaid, not being entitled to the same, every such Person or Persons shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Carriages employed in the public Service not to be subject to Penalties for Overweight, or for an additional Number of Horses.

XVII. 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 this or the said recited Acts contained, to the contrary notwithstanding.

Bar Keepers competent Witnesses.

XVIII. And be it further enacted, That in case any Dispute, Suit, or Litigation shall arise, touching, or in anywise concerning the said Tolls, or the Recovery thereof, the Person or Persons appointed to collect the same, or any other Person or Persons acting by or under the Authority of the said Trustees, shall not be incompetent to give Evidence in any such Dispute, Suit, or Litigation, by reason of his or their being appointed to collect the said Tolls, or acting under the Authority of the said Trustees.

Enabling Trustees to set out Gardens to Toll-Houses, and take Possession of Toll Gates when let to farm, if the Rent be in arrear.

XIX. And be it further enacted, That the said Trustees, or any Five or more of them, shall and may, if they think proper, cause a convenient Piece of Ground for a Garden, not exceeding One Quarter of an Acre in Quantity, to be set out to every Toll House erected or to be erected by virtue of the said recited Acts, or any of them, or this Act; and that in case the Tolls arising from all or any of the Turnpikes or Toll Gates, erected or to be erected on the said consolidated Roads, shall at any Time or Times during the Continuance of this Act, be demised or let to farm to any Person or Persons whomsoever, and the Lessee or Lessers, Farmer or Farmers, to whom the said Tolls shall be respectively demised or let, shall neglect or refuse to perform the Terms and Conditions on which the same shall be so demised or let; or in case the Rent or Rents agreed to be paid by such Lessee or Lessers, Farmer or Farmers, shall be in Arrear for the Space of Ten Days next after any of the Days on which the same ought to be paid, pursuant to the Agreement for letting the same, then and in either of the said Cases, the said Trustees, or any Five or more of them, or their Clerk or Treasurer, or other Person authorized by Writing under the Hands of any Five or more of them, shall be at Liberty, and they and he are and is hereby authorized to enter into and upon the Possession of the Toll House and Toll Houses, with the Buildings and Appurtenances thereto belonging, so letten as aforesaid, and to remove and put out such Lessee and Lessees, Farmer and Farmers from the Possession thereof, and from the Collection of the Tolls there payable; and that thereupon it shall be lawful

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

Penalty on aſſaulting Perſons in the Execution of this Act.

XX. And be it further enacted, That if any Perſon or Perſons ſhall aſſault, interrupt, hinder, or diſturb, or cauſe, promote or encourage to be aſſaulted, interrupted, hindered, or diſturbed, the Collectors of the Tolls, or any of them, or the Turnpike Surveyor or Surveyors, or any Perſon or Perſons employed by them or either of them reſpectively, or by the ſaid Truſtees, or any of them, in the Execution of any Part of the ſaid recited Acts or this Act, every ſuch Perſon ſhall, for every ſuch Offence forfeit and pay a Sum not exceeding Ten Pounds; which Penalty ſhall be applied towards the Repairs of the ſaid Roads, and ſhall be recovered in ſuch Manner as the other Penalties are by the ſaid recited Acts and this Act, or any of them, directed to be recovered.

Perſons chargeable with Statute-work to continue ſo.

Juſtices to determine Differences touching Statute-work.

XXI. Provided always, and be it further enacted, 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 Roads, or any Part thereof reſpectively, 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 ſaid County of *Derby* or *Stafford*, (as the Caſe may be), and they are hereby empowered and required, upon Application made to them by the ſaid Truſtees, or by their Clerk or Surveyor, by their Order, yearly to adjudge and determine what Part and Proportion of the Statute-work ſhall every Year be done upon the ſaid Roads reſpectively by the Inhabitants of the reſpective Townſhips or Places in which the ſaid Roads reſpectively lie, and alſo what Proportiou of the Money received by the Surveyor or Surveyors of the Highways of every ſuch Townſhip or Place, in lieu of or as a Compoſition of ſuch Statute-work as aforeſaid, ſhall be by him, her, or them paid to the ſaid Truſtees, or their Treaſurer or Treaſurers; and in order thereunto it ſhall be lawful for the ſaid Juſtices from Time to Time to ſummon the Surveyor or Surveyors of the Highways for every ſuch Townſhip or Place to bring in Liſts before ſuch Juſtices, at ſome Place to be expreſſed in ſuch Summons (within Ten Days after the ſerving of ſuch Summons), of the Names of the ſeveral Perſons who within ſuch Pariſh or Place are by Law ſubject and liable to do Statute-work for that Year, or to the Payment of any Money in lieu of or as a Compoſition for ſuch Statute-work, diſtinguiſhing the Nature of the Work to be done, whether with Teams or Draughts or otherwiſe, and alſo the Amount of the reſpective Sums to be paid, which Liſts of Names ſhall be made in ſuch Manner, and under ſuch Regulations and Reſtrictions as is, are, or may be directed by any Law or Statute in force and effect for the Repairs of the public Highways; and out of ſuch Liſts the ſaid Juſtices ſhall and may allot, appoint, and order ſuch and ſo many of the Perſons who 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 Roads reſpectively as the

ſaid

said Justices shall think reasonable, and the same shall be done on such Days and at such Times (not being Haytime or Harvest), and in such Parts of the said Roads respectively as the 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 said Trustees or their Treasurer, at such Time or Times as they 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 Acts or this Act authorized or directed to be recovered; and each and every Person who shall neglect or refuse to do such Statute-work as aforesaid, after Notice in Writing given to or left for him, her, or them, at his, her, or their last or usual Place or Places of Abode for that Purpose, by any 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 Draught, Horse or Horses, Beast or Beasts to be provided by him, her, or them, be subject and liable to such Pains, Penalties, and Forfeitures as such Person or Persons may be subject or liable to by any Law or Statute in force and effect for the Repair of the public Highways; and if any Person who shall come to work as a Labourer, or shall be sent with any Team or Draught to work on the said Roads, or any Part thereof, shall be found idle or negligent by any Surveyor to the said Trustees, such Surveyor is hereby empowered to remove and turn off the Person who shall be found idle or negligent as aforesaid, and in that Case every such Person shall be subject and liable to the respective Forfeitures and Payments aforesaid, as if he had neglected or refused to come, or such Team or Draught had not been sent to work on any Part of the said Roads respectively; all which Forfeitures shall be paid to the Treasurer to the said Trustees, and applied towards amending the said Roads respectively; and in case the said Surveyor or Surveyors of the Highways for any of the said Townships or Places shall refuse or wilfully neglect to give in such Lists as aforesaid, or shall knowingly or wilfully give in false or imperfect Lists, every such Surveyor so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Application of Money paid for Lands, when amounting to 200 l.

XXII. And be it further enacted, That if any Monies shall be agreed or awarded to be paid for any Lands, Grounds or other Hereditaments, purchased, taken or used by virtue of the Powers of the said recited Acts and this Act, for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatick or Person or Persons under any Disability or Incapacity, such Monies 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 Acts and this Act, to the Intent that such Monies 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, Grounds or other Hereditaments, in the Purchase of the Land Tax, or towards

wards 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, Grounds, or other Hereditaments, standing settled therewith to the same or the like Uses, Intents or Purposes; or where such Monies 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, Grounds or other Hereditaments, which shall be conveyed and settled to for and upon such and the like Uses, Trusts, Intents and Purposes, and in the same Manner as the Lands, Grounds or other Hereditaments which shall be so purchased, taken or used as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing, undetermined and capable of taking Effect; and in the mean Time and until such Purchase shall be made, the said Monies 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* 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, Grounds or other Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

Where less than 200 l. and exceeding 20 l.

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

Where less than 20 l.

XXIV. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Grounds, or other Here-

ditaments, ſo purchaſed, taken, or uſed for the Purpoſes of the ſaid Acts and 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.

XXV. And be it further enacted, That in caſe the Perſon or Perſons to whom any Sum or Sums of Money ſhall be awarded for the Purchaſe of any Lands, Tenements, or Hereditaments to be purchaſed by virtue of the ſaid recited Acts and 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 and may be lawful to and 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 Court of Chancery, to be placed to his Account to the Credit of the Parties intereſted in the ſaid Lands, Tenements, or Hereditaments, [*deſcribing them*], ſubject to the Order, Controul, and Diſpoſition of the ſaid 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 the Money to be paid, the Perſons who ſhall be in Poſſeſſion of the Land at the Time of ſuch Purchaſe ſhall be deemed entitled thereunto according to ſuch Poſſeſſion, unleſs, &c.

XXVI. 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 Court of Chancery, in purſuance of this Act, for the Purchaſe of any Lands, Tenements, or Hereditaments, or of any Eſtate, Right, or Intereſt in any Lands, Tenements, or Hereditaments, to be purchaſed in purſuance of the ſaid recited Acts and this Act, or to any Bank Annuities to be purchaſed with any ſuch Money, or the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch Lands, Tenements, or Hereditaments, at the Time of ſuch Purchaſe, and all Perſons claiming under ſuch Perſon or Perſons, or under the Poſſeſſion of ſuch Perſon or Perſons, ſhall be deemed and taken to have been lawfully entitled to ſuch Lands, Tenements, or Hereditaments, according to ſuch Poſſeſſion, until the contrary ſhall be ſhown to the Satisfaction of the ſaid Court, and the Dividends or Intereſt of the Bank Annuities to be purchaſed with ſuch Money, and alſo the Ca-

pital 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 orwere lawfully entitled to ſuch Lands, Tenements, or Hereditaments, or to ſome Eſtate or Intereſt therein.

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

XXVII. 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, Tenements, or Hereditaments, to be purchaſed under the Authority of the ſaid recited Acts and 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 the ſaid recited Acts and 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 Acts and this Act, or ſo much of ſuch Expences as the ſaid Court ſhall deem reaſonable, to be paid by the ſaid Truſtees out of the Monies to be received by virtue of the ſaid Acts and this Act, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the Court ſhall direct.

Penalty on Perſons injuring the Roads.

XXVIII. And be it further enacted, That if any Perſon or Perſons driving any Pigs or Swine upon the ſaid Roads or any Part thereof, ſhall ſuffer the ſame to ſtop upon the ſaid Roads or any Part thereof, or to root up and damage the ſame or any Part thereof, or the Fences, Hedges, Backings or Cops on either Sides thereof; or if any Perſon driving or riding upon any Horſe, Mare, or Gelding, Mule or Aſs, carrying any Cans, Crates, or Panniers, ſhall not keep the ſaid Horſe, Mare or Gelding, Mule or Aſs, on the Left Hand Side of the ſaid Roads; 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, or Fireworks whatſoever, on any Part or Parts of the ſaid Roads, or within Forty Yards from the ſame, or ſhall wheel any Wheelbarrow or Wheelbarrows, upon any Footway adjoining the ſaid Roads or any Part thereof, or ſhall lay any Hay, Straw, or other Matter or Thing, upon any Part or Parts of the ſaid Roads, to be made into Manure, or ſhall ſcrape off the ſame any Mud, Soil, Matter, or Thing, which ſhall be or lie upon any Parts of the ſaid Roads, with an Iron Rake, or other Inſtrument with ſharp Points, or ſhall pull or force up any Stones or other Parts of the Pavement on the ſaid Roads or any of them, to the Damage thereof, or ſhall lay down any Timber, Hay, Straw, Dung, or any other Matter or Thing whatſoever, upon the ſaid Roads, or any Part thereof, or ſhall otherwiſe obſtruct or impede the Paſſage upon the ſaid Roads or any Part thereof, or ſhall turn out any Horſes, Cows, or other Cattle, Mules, Aſſes, or Swine upon the ſaid Roads, or any Part thereof, or into the Lanes or Ditches adjoining the ſame, (except where the ſaid Roads or any Part thereof paſs over any open Common); every Perſon ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Forty Shillings, to be recovered, levied, and applied in ſuch Manner as other Penalties, Forfeitures, and Fines, are by the ſaid recited Acts or any of them, or this Act, directed to be recovered, levied, and applied.

Summary Way of convicting.

XXIX. And, for the more eaſy and ſpeedy Conviction of Offenders againſt the ſaid Acts and this Act or any of them, be it further enacted,

That every Juſtice of the Peace before whom any Perſon or Perſons ſhall be convicted of any Offence againſt the ſaid recited Acts or any of them, or this Act, ſhall and may cauſe the Conviction to be drawn up in the following Form of Words, or in any other Form of Words to the ſame Effect, as the Caſe may happen; (that is to ſay,)

Form of Conviction.

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

'*C.D.*'

Expences of Act how to be paid;

XXX. And be it further enacted, That the Coſts, Charges, and Expences incident to and attending the obtaining and paſſing of this Act, ſhall be paid by the ſaid Truſtees or any Five or more of them, out of the Monies already raiſed by virtue of the ſaid recited Acts, and now in the Treaſurer's Hands, or out of the Firſt Monies which ſhall be collected or received by virtue of the ſaid Acts and this Act, in Preference to all other Payments whatſoever; and in caſe any Perſon or Perſons ſhall advance and pay any Money for or on Account of obtaining this Act, as well the Perſon or Perſons advancing and paying any ſuch Money, as alſo all and every other Perſon and Perſons who have already advanced any Monies to and for the Uſe of the ſaid Truſtees for the Purpoſes of the ſaid Acts and this Act, ſhall be repaid the ſame out of any Monies already raiſed, received, or to be raiſed or received by virtue of the ſaid recited Acts and of this Act, together with Intereſt for the ſame, after the Rate of Five Pounds *per Centum per Annum*, from the Time of advancing the ſame.

and Perſons advancing Money to be repaid with Intereſt.

Publick Act.

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

Term and Continuance of this and of the former Acts.

XXXII. And be it further enacted, That this Act ſhall commence upon the Second *Monday* next after the paſſing of this Act, and ſhall continue and be in Force and be executed for and during the Reſidue now to come and unexpired of the Term granted by the ſaid recited Acts of the Second, Eleventh, and Twenty-ſecond Years of His preſent Majeſty's Reign, 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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