ANNO QUADRAGESIMO SEXTO

GEORGII III. REGIS.

Cap. 15.

An Act for continuing the Term, and altering and enlarging the Powers of Two Acts, passed in the Fourth and Twenty-fifth Years of His present Majesty, for repairing and widening several Roads leading from *Callington*, in the County of *Cornwall*.

[31st *March* 1806.]

WHEREAS an Act was passed in the Fourth Year of the Reign of His present Majesty, intituled, *An Act for repairing and widening several Roads leading from* Callington, *in the County of* Cornwall: And whereas an Act was passed in the Twenty-fifth Year of His said Majesty's Reign, for continuing the Term of the said Act, and for widening and repairing the Road leading from *Bushford* to *Beal's Mill*, in the Parish of *Stoke Climsland*, and also the Road from *Penterscross*, in the Parish of *Pillaton*, to a Place called *The Fighting Cocks*, in the Parish of *Botes Fleming*, all in the said County: And whereas the Trustees appointed in or by virtue of the said Acts have proceeded to put the same in execution; for which Purpose they have borrowed considerable Sums of Money on the Credit

4 G. 3. c. 48.

25 G. 3. c. 108.

Credit of the Tolls granted and continued by the ſaid Acts, which ſtill remain due and owing, and cannot be paid off, nor can the Roads compriſed in the ſaid Acts be properly amended, widened, improved, and kept in Repair, unleſs the Term granted and continued by the ſaid Acts is 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 firſt-recited Act ſhould be increaſed: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Acts paſſed in the Fourth and Twenty-fifth Years of the Reign of His ſaid preſent Majeſty, and all and every the Clauſes, Powers, Authorities, Proviſions, Regulations, Penalties, Forfeitures, Matters, and Things therein reſpectively contained, (except ſuch as relate to Exemptions from Stamp Duties, and alſo except ſo much and ſuch Part or Parts thereof as are by this Act repealed) ſhall be and continue in full force and effect, and ſhall be executed for and during the Term herein-after mentioned, as fully and effectually, to all Intents and Purpoſes, as if the ſame were repeated and re-enacted in the Body of this Act; but ſubject nevertheleſs to the Amendments, Variations, Alterations, and Additions herein contained, and which (except the Tolls hereinafter granted) ſhall commence and take effect from the paſſing of this Act; and this Act, and the additional Term and Tolls hereby granted, ſhall be ſubject and liable as well to the Payment of all Money now due and owing on the Credit of the ſaid Acts, or on the Credit of the Tolls thereby granted and continued, and now payable at the ſeveral Gates or Turnpikes now erected or hereafter to be erected on the ſaid Roads, as alſo to the Payment of all Sums of Money which ſhall hereafter be borrowed for the Purpoſes of this Act, and of the Intereſt due and to grow due for the ſame reſpectively.

The ſaid Acts further continued.

II. And whereas the Tolls granted and continued by the ſaid Acts have been found inſufficient; be it therefore enacted, That, from and after the Twenty-fifth Day of *June* next after the paſſing of this Act, the ſaid Tolls ſhall be and the ſame are hereby repealed; and that inſtead thereof there ſhall be demanded and taken, before any Horſe, Cattle, or Carriage ſhall be permitted to paſs through any Gate or Turnpike now erected or hereafter to be erected on the ſaid Roads, or on any Part thereof, ſuch Tolls as the ſaid Truſtees or any Five or more of them ſhall from Time to Time appoint, not exceeding the ſeveral and reſpective Sums herein-after mentioned; (that is to ſay),

For repealing former Tolls and granting new ones.

Tolls.

For every Coach, Chariot, Landau, Berlin, Chaiſe, Chaiſe-Marine, Car, Calaſh, Chair, Caravan, Hearſe or Litter, drawn by Six or more Horſes, Mares, Geldings, Mules, or other Cattle, the Sum of Three Shillings:

For every Coach, Chariot, Landau, Berlin, Phæton, Chaiſe, Chaiſe-Marine, Car, Calaſh, Chair, Caravan, Hearſe or Litter, drawn by Four Horſes, Mares, Geldings, Mules, or other Cattle, the Sum of Two Shillings:

For every Coach, Chariot, Landau, Berlin, Phæton, Chaiſe, Chaiſe-Marine, Car, Calaſh, Chair, Caravan, Hearſe or Litter, drawn by Two Horſes, Mares, Geldings, Mules, or other Cattle, the Sum of One Shilling:

For every Chaiſe, Car, or Chair drawn by One Horſe, Mare, Gelding, Mule, or other Cattle, the Sum of Sixpence:

For every Waggon, Wain, Cart or Dray, drawn by Four or more Horſes, or other Beaſts of Draught the Sum of Nine Pence for each Horſe, or other Beaſt, drawing the ſame:

For every Waggon, Wain, Cart or Dray, drawn by Three Horſes or other Beaſts of Draught, the Sum of Sixpence for each Horſe, or other Beaſt drawing the ſame; and drawn by Two Horſes, or other Beaſts of Draught, the Sum of Nine Pence; and drawn by One Horſe, or other Beaſt of Draught, the Sum of Four Pence Halfpenny:

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

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

And for every Drove of Calves, Hogs, Swine, Sheep or Lambs, the Sum of Ten Pence *per* Score, and ſo in proportion for any greater or leſs Number:

For every Horſe or other Beaſt of Draught, drawing Lime in a Waggon, Wain, Cart, or other Carriage, the Sum of One Penny:

And for every Horſe, or other Beaſt laden with Lime, the Sum of One Halfpenny:

Which ſaid ſeveral and reſpective Tolls hereby granted ſhall be and the ſame are hereby veſted in the Truſtees for executing the ſaid Acts, and this Act; and the ſame and every Part thereof ſhall be collected, recovered, levied, paid, applied, aſſigned, leſſened, varied, and diſpoſed of, in ſuch and the ſame Manner, and by ſuch and the ſame Ways and Means, and with ſuch Powers, Proviſions, Remedies, and Reſtrictions, as are contained in the ſaid firſt-recited Act reſpecting the Tolls thereby authorized to be taken.

Two Oxen drawing to be conſidered as One Horſe.

III. Provided always, and be it further enacted, That in all Caſe where any Waggon, Cart, or other ſuch Carriage ſhall be drawn by Oxen or other Neat Cattle, Two ſuch Oxen or Neat Cattle ſhall, for the Purpoſes of the ſaid Acts and this Act, be conſidered as One Horſe.

Exemptions.

IV. And be it further enacted, That the ſeveral Exemptions from Toll granted by the ſaid firſt-recited Act ſhall be and the ſame are hereby repealed; and that, from and after the paſſing of this Act, no Toll ſhall be demanded or received for any Horſe, Mare, Gelding, Mule, or other Cattle, drawing any Carriage going for or returning laden or unladen, having been laden only with Stones, Gravel, or other Materials for the repairing any Road or Highway, or in the Carriage of any Dung, Mould, Soil, Sea Sand, or Compoſt of any Kind (Lime excepted) for the manuring of

of any Garden or other Land or Ground; nor ſhall any Toll be taken, demanded, or received for any Carriage or Cattle that ſhall be uſed or employed in the ploughing, ſowing, tilling, or cultivating of any Land or Ground, or going for or returning unladen or only laden with Hay, Straw, Corn in the Straw, or Wood, not ſold or diſpoſed of, but to be laid up in the Houſes, Out Houſes, Yards, or on the Premiſes of the Owner or Owners thereof; nor for any Plough, Harrow, Dray, or other Implement of Huſbandry; or for any Horſe or other Beaſt or Cattle drawing or carrying the ſame in order for the repairing thereof, or uſing the ſame in Huſbandry; or for any Horſe or other Beaſt or Cattle going to or returning from Water or Paſture, or going to be or returning from being ſhoed or farried; or for any Horſes, Cattle, or Carriages of whatſoever Deſcription, employed or to be employed in conveying the Mails of Letters and Expreſſes under the Authority of His Majeſty's Poſtmaſter General, either when employed in conveying, fetching, or guarding the ſame, or in returning back from conveying the ſame; or for the Horſes of Soldiers on their March or on Duty, or Carriages, or Horſes or other Beaſts employed in carrying the Arms or Baggage of ſuch Soldiers; 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 him in going to or returning from the Place appointed for and on the Days of Exerciſe, provided ſuch Perſons are in the Uniform of their reſpective Corps, and have their Arms, Furniture, and Accoutrements according to the Regulations provided for ſuch Corps reſpectively at the Time of claiming ſuch Exemption; or for any Carriage, Horſe, or other Beaſt employed in the Conveyance of Vagrants travelling with legal Paſſes; nor ſhall any of the Tolls hereby granted be demanded or taken from any Inhabitant of any Pariſh through which any Part of the ſaid Roads doth lie, who ſhall paſs through any of the ſaid Turnpikes to or from his, her, or their reſpective Pariſh Church, Chapel, or other Place of religious Worſhip tolerated by Law, on *Sundays* or on *Chriſtmas-Day*, *Good-Friday*, or any other Day on which Divine Service is ordered by Authority to be celebrated, or who ſhall attend the Funeral of any Perſon dying and to be buried in any of the ſaid Pariſhes; or from any Clergyman going to or returning from viſiting any ſick Perſon, or upon other his Parochial or Miniſterial Duty on a *Sunday*, or on *Chriſtmas-Day Good-Friday*, or on any other Day on which Divine Service is ordered by Authority to be celebrated; nor ſhall any Toll be demanded or taken for or in reſpect of any Horſe, Cattle, or Beaſt, carrying any Paſſenger, or drawing any Coach, Landau, Berlin, Chariot, Calaſh, or Chair, going to or returning from any Election of a Knight or Knights of the Shire to ſerve in Parliament for the ſaid County of *Cornwall*, on the Day or Days of ſuch Election, or on the Day before or Day after ſuch Election ſhall begin or be concluded; and if any Perſon ſhall claim and take the Benefit of any of the Exemptions aforeſaid, not being entitled to the ſame, or ſhall make uſe of any Fraud whatſoever whereby the Payment of the ſaid Tolls or any Part thereof ſhall be evaded, every ſuch Perſon ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Forty Shillings, whereof One Moiety ſhall be applied to the Purpoſes of the ſaid Acts and of this Act.

V. And

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

V. And be it further enacted, That the said Trustees may sue and be sued in the Name of their Clerk or Treasurer; and that no Action to be brought or commenced by or against the said Trustees or any of them, by virtue or on account of the said Acts or of this Act, in the Name of their Clerk or Treasurer, shall abate or be discontinued by the Death or Removal of such Clerk or Treasurer, or by the Act of such Clerk or Treasurer, without the Consent of the said Trustees, or any Five or more of them, but the Clerk or Treasurer for the Time being to the said Trustees shall always be deemed the Plaintiff or Defendant in such Action, as the Case shall be: 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 Acts or of this Act, shall always be reimbursed and paid out of the Monies to arise by virtue of the said Acts and this Act all such Costs, Charges, Damages, and Expences, as by the Event of any such Proceedings he shall be put unto or become chargeable with by reason of his being so made Plaintiff or Defendant as aforesaid.

Directing the Application of the Money paid for Compensation for Lands, &c. when amounting to or exceeding 200*l.*

VI. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands or Hereditaments purchased, taken, or used by virtue of the Powers of the said Acts, or either of them, 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, as in the said first-recited Act particularly mentioned, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Trustees for executing the said Acts and this Act, to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition, to be preferred in a summary Way, by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands or Hereditaments in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrances or Parts thereof as the said Court shall authorize to be paid affecting the same Lands or Hereditaments, or affecting other Lands or Hereditaments standing settled therewith to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, the same shall be laid out and invested under the like Direction and Approbation of the said Court in the Purchase of other Lands or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Lands and Hereditaments which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking effect; and in the mean Time and until such Purchase shall be made, the said Money shall, by Order of the Court of Chancery, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank

Annuities; and in the mean Time and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends or Annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid by Order of the said Court to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, and Hereditaments, so hereby directed to be purchased, in case such Purchase or Settlement were made.

When less than 200l. and exceeding 20l.

VII. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands or Hereditaments purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands 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 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 thereon may be applied in any Manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Chancery.

When less than 20l.

VIII. 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 or Hereditaments 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; or if Persons cannot be found, Purchase Money to be paid into the Bank;

IX. 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 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

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 Publick Funds, and to order Diſtribution thereof, or Payment of the Dividends thereof, according to the reſpective Eſtate or Eſtates, Title or Intereſt of the Perſon or Perſons making Claim thereunto, and to make ſuch other Order in the Premiſes as to the ſaid Court ſhall ſeem juſt and reaſonable; and the Caſhier or Caſhiers of the Bank of *England* who ſhall receive ſuch Sum or Sums of Money is and are hereby required to give a Receipt or Receipts for ſuch Sum or Sums of Money, mentioning and ſpecifying for what and for whoſe Uſe the ſame is or are received to ſuch Perſon or Perſons as ſhall pay any ſuch Sum or Sums of Money into the Bank as aforeſaid.

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

X. 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 the ſaid Acts, or either of them, or this Act, for the Purchaſe of any Lands, Tenements, or Hereditaments, to be purchaſed in purſuance thereof, or to any Bank Annuities to be purchaſed with ſuch Monies, or to the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of the Lands, Tenements, or Hereditaments, at the Time of ſuch Purchaſe, and all Perſons claiming under ſuch Perſon or Perſons, or under the Poſſeſſion of ſuch Perſon or Perſons, ſhall be deemed and taken to have been lawfully entitled to ſuch Lands, Tenements, or Hereditaments, according to ſuch Poſſeſſion, until the contrary ſhall be ſhewn to the Satisfaction of the ſaid Court of Chancery, and the Dividends or Intereſt of ſuch Bank Annuities to be purchaſed with ſuch Money, and alſo the Capital of ſuch Bank Annuities, ſhall be paid, applied, and diſpoſed of accordingly, unleſs it ſhall be made appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Lands, Tenements, or Hereditaments, or to ſome Eſtate or Intereſt therein.

Upon any Queſtion of Title to the Money ſo to be paid, Perſons then in Poſſeſſion to be deemed entitled to the Money.

XI. Provided always, and be it further enacted, That where, by reaſon of any Diſability or Incapacity of the Perſon or Perſons, or Corporation,

The Court may order reaſonable

Expences of Purchaſes to be paid by the Truſtees.

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

Perſon chargeable to Statute Work to continue ſo.

XII. And be it 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 Roads by the ſaid Acts or either of them directed to be made, widened, and repaired, or any Part thereof, ſhall ſtill remain liable thereto, in like Manner as heretofore; and it ſhall and may be lawful to and for any Two or more Juſtices of the Peace for the ſaid County of *Cornwall*, and they are hereby required and empowered, 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 or Proportion of the Statute Work ſhall every Year be done upon the ſaid Roads by the Inhabitants of the reſpective Pariſhes or Places in which the ſaid Roads do lie, and alſo what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every ſuch Pariſh or Place, in lieu of or as a Compoſition for ſuch Statute Work as aforeſaid, ſhall be by him, her, or them paid to the ſaid Truſtees, or to their Treaſurer; and in order thereunto it ſhall and may be lawful to and for ſuch Juſtices, from Time to Time to ſummon the Surveyor or Surveyors of the Highways for every ſuch Pariſh or Place, to bring in Liſts before ſuch Juſtices at ſome Place to be expreſſed in ſuch Summons (within 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 publick 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 as the ſaid Juſtices ſhall think reaſonable; and the ſame ſhall be done on ſuch Days and at ſuch Times (not being Hay-Time or Harveſt) and in ſuch Parts of the ſaid Roads as the ſaid Truſtees, or their Surveyor or Surveyors, ſhall from Time to Time order, direct, and appoint; and the

Juſtices to determine Differences touching Statute Work.

ſaid

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 firſt recited Act authorized or directed to be recovered; and each and every Perſon who ſhall neglect or refuſe to do ſuch Statute Work as aforeſaid, after Notice in Writing given to or left for him, her, or them, at his, her, or their laſt or uſual Place or Places of Abode for that Purpoſe, by any Surveyor of the ſaid Truſtees, ſhall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horſe or Horſes, Beaſt or Beaſts, to be provided by him, her, or them, be ſubject and liable to ſuch Pains, Penalties, and Forfeitures as ſuch Perſon or Perſons may be ſubject or liable to by any Law or Statute in force 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 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; all which Forfeitures ſhall be paid to the Treaſurer to the ſaid Truſtees, and applied towards the amending the ſaid Roads; and in caſe the ſaid Surveyor or Surveyors of the Highways for any of the ſaid Pariſhes or Places ſhall refuſe or wilfully neglect to give in ſuch Liſts as aforeſaid, or ſhall knowingly or wilfully give in falſe or imperfect Liſts, every ſuch Surveyor ſo offending ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Forty Shillings.

For paying the Expences of the Act.

XIII. And be it further enacted, That all the Coſts, Charges, and Expences incident to and attending the obtaining and paſſing of this Act, and all and every ſuch Sum or Sums of Money as ſhall be advanced, borrowed, or lent for Payment of the ſame, and all Intereſt to grow due thereon, ſhall be paid out of the firſt Money which ſhall ariſe or be received by virtue of the ſaid Acts or of this Act, in preference to all other Payments whatſoever.

Publick Act.

XIV. 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.

XV. And be it further enacted, That the Term granted and continued by the ſaid Acts ſhall, from and after the paſſing of this Act, ceaſe and

and determine; and that the ſaid Acts (ſubject as herein-before mentioned) and this Act ſhall from thenceforth continue and be in force, and be executed for and during the Term of Twenty-one Years, and from thence to the End of the then next Seſſion of Parliament.

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