ANNO QUINQUAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 188.

An Act for enlarging the Term and Powers of an Act of King *George* the Second, and Two Acts of His preſent Majeſty, for amending the Road from *Maidſtone*, in the County of *Kent*, to *Tubb's Lake*, in the Pariſh of *Cranbrook*, in the ſaid County.

[2d *July* 1813.]

WHEREAS an Act was paſſed in the Thirty-third Year of the Reign of His late Majeſty King *George* the Second, intituled *An Act for the amending, widening, and keeping in Repair, the Road leading from the Thirty-nine Mileſtone at the upper End of* Stone Street, *in the Town of* Maidſtone, *in the County of* Kent, *to a certain Place called* Tubb's Lake, *in the Pariſh of* Cranbrook, *in the ſaid County:* And whereas another Act was paſſed in the Eighth Year of the Reign of His preſent Majeſty, intituled *An Act to enlarge the Term and Powers of an Act, made in the Thirty-third Year of the Reign of His late Majeſty, for repairing the Road from the Thirty-nine Mileſtone in* Maidſtone, *to* Tubb's Lake, *in the Pariſh of* Cranbrook, *in the County of* Kent: And whereas another Act was paſſed in the Forty-ſecond Year of the Reign of His preſent Majeſty, intituled *An Act for continuing the Term, and altering and enlarging the Powers of Two Acts, one paſſed in the Thirty-third Year of the Reign of His late Majeſty King* George *the Second, and the other in the Eighth Year of the Reign of His preſent Majeſty King* George *the Third, for amending, widening, and keeping in Repair, the Road leading from the Thirty-nine Mileſtone at the upper End of* Stone Street, *in the Town of*

33 G. 2. c. 57.

8 G. 3. c. 43.

42 G. 3. c. 65.

Maidſtone, *in the County of* Kent, *to a certain Place called* Tubb's Lake, *in the Pariſh of* Cranbrook, *in the ſaid County:* And whereas the Truſtees appointed in or by virtue of the ſaid ſeveral Acts have proceeded in the Execution thereof, and have borrowed ſeveral conſiderable Sums of Money upon the Credit of the Tolls thereby granted, which Sums are ſtill due and owing, and cannot be repaid, nor can the ſaid Roads be ſufficiently and effectually maintained, improved, and kept in Repair, unleſs ſome of the Powers and Proviſions contained in the ſaid recited Acts be altered, amended, and enlarged, and the Tolls increaſed: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid recited Acts, and all and every the Clauſes, Powers, Authorities, Truſts, Proviſions, Directions, Rules, Exemptions, Penalties, Forfeitures, Payments, Remedies, Articles, Matters, and Things whatſoever, therein reſpectively contained and now in force (except ſuch Parts of the ſame as relate to Exemptions from Stamp Duties, and alſo ſuch as are hereby varied, altered, or repealed), ſhall be, continue, and remain, and are hereby declared to be and continue in full Force and Effect, and, together with this preſent Act, ſhall be executed for and during the Term hereinafter mentioned, as fully and effectually, in all Reſpects, and to all Intents and Purpoſes, as if the ſaid recited Acts, and all the Clauſes, Powers, Truſts, Authorities, and Proviſions, Matters, and Things therein reſpectively contained, and now in force, were expreſsly repeated and re-enacted in the Body of this Act; but ſubject nevertheleſs to the Amendments, Alterations, and Additions herein contained; and that this Act, and the Term and Tolls hereby granted, ſhall be and are hereby made ſubject and liable to the Payment of all Monies now due and owing, or which may hereafter become due, or be borrowed on the Credit of the ſaid recited Acts or this Act, and all Intereſt due or to grow due for the ſame reſpectively.

Acts further continued.

Power to remove Toll Gates, and erect an additional one.

II. And be it further enacted, That from and after the Eleventh Day of *November* next, it ſhall and may be lawful to and for any Five or more of the ſaid Truſtees, at any Meeting, to take down and remove, and to give Orders for and direct the taking down and removing any of the Toll Houſes, Fences, Bars, Toll Gates, or Turnpikes erected, ſet up, or continued by virtue of the ſaid recited Acts or this Act, or any of them; and alſo to erect and ſet up the ſame again, and from and after the paſſing hereof to erect and ſet up any additional Toll Gate or Turnpike, Toll Houſes, and Fences, on ſuch Part or Parts and Places or Sides of the ſaid Road, as any ſuch Five or more of the ſaid Truſtees ſhall think proper and expedient; and alſo from Time to Time to remove, alter, change, or take away all or any of the ſaid Toll Gates or Turnpikes, Toll Houſes, and Fences, and to erect or place others in their Stead, as the ſaid Truſtees, or any Five or more of them, ſhall think fit or neceſſary.

Repealing former Tolls, and granting new ones.

III. And whereas the Amount of Tolls authorized by the ſaid recited Acts to be taken on the ſaid Road, has been found inſufficient for the Purpoſes of the ſaid recited Acts; be it therefore enacted, That from and after the ſaid Eleventh Day of *November* next, the ſaid Tolls by the ſaid recited Acts granted or authorized to be taken, ſhall be and the ſame are hereby

hereby declared to be repealed; and that inſtead thereof it ſhall be lawful for the ſaid Truſtees, or any Perſon or Perſons appointed or to be appointed Collector or Collectors by virtue of the ſaid recited Acts or this Act, to demand and take the ſeveral Tolls and Duties following, at each and every of the ſeveral and reſpective Turnpikes or Toll Gates, or Toll Houſes, or Turnpike or Toll Gate or Toll Houſe, which is or ſhall be erected or continued upon, acroſs, or on the Sides of the ſaid Road, by virtue of the ſaid recited Acts or this Act, and on every Day (ſuch Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next ſucceeding Night), that is to ſay:

Tolls.

For every Horſe, Mare, Gelding, Mule, or other Beaſt, drawing any Carriage, the Sum of Four-pence:

For every Horſe, Mare, Gelding, Mule, or other Beaſt, 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 Three-pence *per* Score, and ſo in Proportion for any greater or leſs Number: And

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

Double Tolls on Sunday.

And on every *Sunday* (to be computed from Twelve of the Clock on the *Saturday* Night to Twelve of the Clock on the *Sunday* Night), during the Continuance of this Act, Double the ſaid reſpective Tolls for every Horſe, Mare, Gelding, Mule, or other Beaſt, drawing any Carriage; or laden or unladen, and not drawing; or Drove of Oxen, Cows, or Neat Cattle; Calves, Hogs, Pigs, Swine, Sheep, or Lambs:

And the ſaid reſpective Tolls ſhall be demanded and taken before any Horſe, Mare, Gelding, Mule, or other Beaſt, Coach, Waggon, Cart, or other Carriage whatſoever, or Drove of Oxen, Cows, or Neat Cattle, Calves, Hogs, Pigs, Swine, Sheep, or Lambs, be permitted to paſs through any Turnpike or Toll Gate erected or continued upon the ſaid Road by virtue of the ſaid recited Acts or this Act, or upon or acroſs any Lane or Way leading into the ſame; and upon Payment of any of the ſaid Tolls, the Collector or Receiver ſhall and he is hereby required to deliver *gratis* to the Perſon paying ſuch Toll, a Note or Ticket denoting ſuch Payment.

Timber, &c. to pay Double Toll between 1ſt October and 1ſt April.

IV. And be it further enacted, That between the Firſt Day of *October* and the Firſt Day of *April* in every Year, there ſhall be demanded and taken at each and every Toll Gate or Turnpike erected or to be erected by virtue of the ſaid recited Acts or this Act, Double the Toll hereby granted and then otherwiſe payable for every Horſe, Mare, Gelding, Mule, or other Beaſt of Draught, drawing any Carriage employed in carrying or conveying any Hop-poles, Timber, Wood, Gun, or Iron; any Thing in this or any former Act contained to the contrary thereof notwithſtanding.

Only Six Tolls to be payable on the whole Road.

V. Provided always, and be it further enacted, That no more than Six Tolls in the Whole ſhall be demanded and taken from any Perſon or Perſons for paſſing and repaſſing the ſame Day (ſuch Day to be computed as aforeſaid), with the ſame Horſes, Beaſts, Cattle, or other Animal or Thing liable to Toll or Duty, through all the Toll Gates or Turnpikes erected

and to be erected on the said Road; any Thing herein contained to the contrary thereof notwithstanding.

Collectors, &c. not incompetent to give Evidence.

VI. And be it further enacted, That in case any Dispute, Suit, or Litigation shall arise, touching or in any Way relating to the Tolls hereby authorized to be collected, or any of them, 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, her, or their being so appointed to collect the said Tolls, or acting under the Authority of the said Trustees.

Exemptions from Toll.

VII. Provided always, and be it further enacted, That no Toll shall be demanded or taken of or from any Person or Persons, for any Horse or Horses, or other Beast or Cattle, or for any Waggon, Wain, Cart, or other Carriage employed in carrying or conveying, or going empty to fetch, carry, or convey, or returning empty from carrying or conveying, having been employed only in carrying or conveying on the same Day, any Stones, Bricks, Timber, Wood, Gravel, or other Materials, for making or repairing the said Road, or any of the Roads in the Townships or Parishes in which any Part of the said Road lies; or with Seed for seeding the Ground, or Hay, Turnips, Straw, or Corn in the Straw only, not sold or disposed of, but passing to be laid up or placed in the Houses, Barns, Outhouses, or Yards, or on the Lands of the Owners thereof; or for any Horse, Beast, or other Cattle, or any Carriage employed in carrying or conveying, or going empty to fetch, carry, or convey, or returning empty from carrying or conveying, having been employed only in carrying or conveying on the same Day, any Ploughs, Harrows, or Implements of Husbandry, or any Mould, Dung, Compost, or Manure, (Chalk and Lime only excepted), employed in Husbandry for manuring or improving Land; or for any Horses or other Beasts going to or returning from Plough or Harrow, or to or from Pasture or Watering Place, or going to be or returning from being shoed or farried; or from any Person or Persons going to or returning from his, her, or their proper Parochial Church, Chapel, or other Place of Religious Worship on *Sundays*, or any other Day on which Divine Service is ordered by Authority to be celebrated; or going to or returning from attending the Funeral of any Person who shall die and be buried in any of the Parishes in which the said Road lies; or from any Clergyman going to visit or returning from visiting any sick Person, or on other his Parochial or Ministerial Duty; or for any Horses or Carriages, of whatever Description, employed or to be employed in conveying the Mails of Letters and Expresses, under the Authority of His Majesty's Postmaster General, either when employed in conveying or guarding such Mails or Expresses, or in returning back from conveying the same; or for the Horse or Horses of any Officers or Soldiers on their March or on Duty; or for any Horse or Horses or other Beast, or any Cart, Carriage, or Waggon, employed in carrying or conveying, or returning empty from carrying or conveying, having been employed only in carrying or conveying the Arms or Baggage of any such Officers or Soldiers, or employed in carrying or conveying, or returning empty from having been employed only in carrying or conveying, any sick, wounded, or disabled Officers or Soldiers; or for any

Waggon,

Waggon, Wain, Cart, or other Carriage whatsoever, or the Horse or Horses or other Cattle drawing the same, employed in carrying or conveying any Ordnance, or Barrack, or Commissariat, or other Public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, or returning empty from having been so employed; or for any Horse, Mare, or Gelding, furnished by or for any Person belonging to any Corps of Yeomanry or Volunteer Cavalry or Infantry, and rode by him in going to or returning from any Place appointed for and on the Days of Exercise, Inspection, or Review, provided that such Person shall be dressed in the Uniform of his Corps, and shall have his Arms, Furniture, and Accoutrements, according to the Regulations of such Corps at the Time of claiming the Exemption; or for any Horses, Carts, or Waggons travelling with Vagrants sent by legal Passes, or returning empty after having been only so employed; or for any Horse or Horses, Coaches, or other Carriages, going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the said County of *Kent*, on the Day or Days of such Election, or on the Day before or Day after such Election shall begin or be concluded; and if any Person shall by any fraudulent or collusive Means whatsoever, claim or take the Benefit of any of the Exemptions aforesaid, not being entitled to the same, every such Person shall forfeit and pay, for every such Offence, any Sum not exceeding Ten Pounds, One Moiety whereof shall be paid to the Informer, and the other Moiety shall be applied to the Purposes of this Act.

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

VIII. And be it further enacted, That no Person owning or driving or causing to be driven any Waggon, Wain, Cart, or other Carriage, provided for the Service of His Majesty's Forces, or conveying any Ordnance, or Barrack, or Commissariat, or other public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, shall be subject to any Penalty or Forfeiture for Overweight; nor shall any such Waggon, Wain, Cart, or other Carriage, or the Horse or Horses drawing the same, while so employed, be stopped or detained by reason of any Weight in any such Waggon, Wain, Cart, or other Carriage, or of being drawn by any Number of Horses or Oxen, but it shall be lawful for the Owner or Driver of any such Waggon, Wain, Cart, or other Carriage, to put any Number of Horses or Oxen 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.

New Tolls vested in Trustees.

IX. And be it further enacted, That the several Tolls by this Act authorized to be taken, shall be and the same are hereby declared to be vested in the said Trustees; and the same and every Part thereof shall be collected, recovered, reduced, paid, applied, and disposed of, in such and the same Manner, and by such and the same Ways, Means, and Methods, and with such Remedies for Recovery in case of Non-payment or Evasion thereof, as are mentioned and contained in the said recited Acts, or either of them, respecting the Tolls thereby authorized to be taken and collected.

Expences of the Act.

X. And be it further enacted, That all the Costs, Charges, and Expences incident to and attending the obtaining and passing this Act, shall in the first Place be paid and discharged; and all Monies lent to defray such Costs, Charges, and Expences, shall in the next Place be repaid,

with Intereſt, out of any Monies already collected or received by virtue of the ſaid recited Acts, or out of the firſt Monies to ariſe by virtue of the ſaid recited Acts and this Act, in Preference to all other Payments whatſoever.

Application of Compenſation if amounting to 200*l.*

XI. And be it further enacted, That if any Money ſhall be paid, or agreed or awarded to be paid for the Purchaſe of any Lands, Tenements, or Hereditaments, purchaſed, taken, or uſed by virtue of the Powers of the ſaid recited Acts or of this Act, for the Purpoſes thereof, which ſhall belong to any Body Politic, Corporate, or Collegiate, or to any Feoffee in Truſt, Executor, Adminiſtrator, Huſband, Guardian, Committee, or other Truſtee, for or on Behalf of any Infant, Idiot, Lunatic, Feme Covert, or other Ceſtuique Truſt, or to any Perſon whoſe Lands, Tenements, or Hereditaments are limited in ſtrict or other Settlement, or to any Perſon under any Diſability or Incapacity whatſoever, 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 there *ex parte* the Truſtees for executing 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, Tenements, or Hereditaments, in the Purchaſe of the Land Tax, or towards the Diſcharge of any Debt or Debts, or ſuch other Incumbrance, or Part thereof, as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments ſtanding ſettled therewith to the ſame or the like Uſes, Intents, or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted, under and with the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Lands, Tenements, or Hereditaments, which ſhall be conveyed and ſettled to, for, and upon ſuch and the like Uſes, Truſts, Intents, and Purpoſes, and in the ſame Manner as the Lands, Tenements, and Hereditaments which ſhall be ſo purchaſed, taken, or uſed as aforeſaid, ſtood ſettled or limited, or ſuch of them as at the Time of making ſuch Conveyance and Settlement ſhall be exiſting, undetermined, or capable of taking Effect; and in the mean Time, and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall, by Order of the ſaid High Court of Chancery, upon Application thereto, be inveſted by the ſaid Accountant General, in his Name, in the Purchaſe of Three Pounds *per Centum* Conſolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time, and until the ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and annual Produce of the ſaid Conſolidated or Reduced Bank Annuities ſhall from Time to Time be paid, by Order of the ſaid Court, to the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the ſaid Lands, Tenements, and Hereditaments ſo to be purchaſed, in caſe ſuch Purchaſe or Settlement was made.

Where leſs than 200*l.* and above 20*l.*

XII. Provided always, and be it further enacted, That if any Money ſo agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchaſed, taken, or uſed for the Purpoſes aforeſaid, and belonging

to any Corporation, or to any Perſon or Perſons under Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two hundred Pounds, and ſhall amount to or exceed the Sum of Twenty Pounds, then and in all ſuch Caſes the ſame ſhall, at the Option of the Perſon or Perſons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments, ſo purchaſed, taken, or uſed, or of his, her, or their Guardian or Guardians, Committee or Committees, in caſe of Infancy or Lunacy, to be ſignified in Writing under their reſpective Hands, be paid into the Bank of *England*, 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 hereinbefore directed; or otherwiſe the ſame ſhall be paid, at the like Option, to Two Truſtees, to be nominated by the Perſon or Perſons making ſuch Option, and approved of by Five or more of the ſaid Truſtees for executing this and the ſaid recited Acts (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 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 High Court of Chancery.

Where under 20 l.

XIII. 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, Tenements, or Hereditaments ſo purchaſed, taken, or uſed for the Purpoſes of this or the ſaid recited Acts, 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 a good Title, or Perſons cannot be found, the Purchaſe Money to be paid into the Bank, ſubject to the Order of Chancery on Petition.

XIV. 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 this or the ſaid recited Acts, ſhall refuſe to accept the ſame, or ſhall not be able to make a good Title to the Premiſes, to the Satisfaction of the ſaid Truſtees, or any Five or more of them; or in caſe ſuch Perſon or Perſons to whom ſuch Sum or Sums of Money ſhall be ſo awarded as aforeſaid cannot be found; or if the Perſon or Perſons entitled to ſuch Lands, Tenements, or Hereditaments be not known or diſcovered; then and in every ſuch Caſe it ſhall be lawful for the ſaid Truſtees, or any Five or more of them, to order the ſaid Sum or Sums of Money ſo awarded as aforeſaid, to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High 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 High 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

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

In caſe of diſputed Titles.

XV. 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 High Court of Chancery, in purſuance of this Act, for the Purchaſe of any Lands, Tenements, or Hereditaments, or of any Eſtate, Right, Title, or Intereſt in any Lands, Tenements, or Hereditaments, to be purchaſed in purſuance of this or the ſaid recited Acts, 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 ſhewn to the Satisfaction of the ſaid High Court of Chancery; and the Dividends or Intereſt of the Bank Annuities to be purchaſed with ſuch Money, and alſo the Capital of ſuch Bank Annuities, ſhall be paid, applied, and diſpoſed of accordingly, unleſs it ſhall be made appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Lands, Tenements, or Hereditaments, or to ſome Eſtate or Intereſt therein.

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

XVI. 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 or this Act, the Purchaſe Money for the ſame ſhall be required to be paid into the High Court of Chancery, and to be applied in the Purchaſe of other Lands, Tenements, or Hereditaments, to be ſettled to the like Uſes in purſuance of this Act, it ſhall be lawful for the ſaid High Court of Chancery to order the Expences of all Purchaſes from Time to Time to be made in purſuance of the ſaid recited Acts or 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 recited Acts or this Act, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Statute Labour.

XVII. 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

towards repairing and amending the ſaid Road, or any Part thereof, ſhall ſtill remain liable thereto in like Manner as heretofore; and it ſhall be lawful for any Two or more Juſtices of the Peace for the ſaid County of *Kent*, and they are hereby empowered and required, (upon Application made to them for that Purpoſe by the ſaid Truſtees, or by their Clerk or Surveyor by their Order), yearly to adjudge and determine what Part or Proportion of the Statute Work ſhall every Year be done upon the ſaid Road by the Inhabitants of the reſpective Pariſhes or Places in which the ſaid Road lies; 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, ſhall be by him or them paid to the ſaid Truſtees, or their Treaſurer; and in order thereunto, it ſhall be lawful for ſuch Juſtices from Time to Time to ſummon the Surveyor or Surveyors of the Highways, 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 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 or Effect for the Repair of the Public Highways; and out of ſuch Liſts ſuch Juſtices ſhall or may allot, appoint, and order, ſuch and ſo many of the Perſons who ſhall appear to be ſubject and liable to do Statute Work as aforeſaid, to do ſuch Number of Days Statute Work in every Year upon the ſaid Road, as the ſaid Juſtices ſhall think reaſonable; and the ſame ſhall be done on ſuch Days and at ſuch Times (not being Hay-time or Harveſt), and on ſuch Parts of the ſaid Road, as the ſaid Truſtees or their Surveyor or Surveyors ſhall, from Time to Time, order, direct, and appoint; and the ſaid Juſtices 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 the ſaid Juſtices ſhall direct, and in Default of Payment thereof, the ſame ſhall or 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 to be recovered; and each and every Perſon who ſhall neglect or refuſe to do ſuch Statute Work as aforeſaid (after Notice in Writing given to or left for him, her, or them, at his, her, or their laſt or uſual Place or Places of Abode for that Purpoſe, ſigned by the Surveyor or Surveyors to the ſaid Truſtees), ſhall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horſe or Horſes, Beaſt or Beaſts, to be provided by him, her, or them, be ſubject and liable to ſuch Pains, Penalties, and Forfeitures, as any 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

Juſtices to determine Differences touching Statute Work.

ſhall come to work as a Labourer, or who ſhall be ſent with any Team or Draught to work on the ſaid Road, ſhall be found idle or negligent by any Surveyor to the ſaid Truſtees, ſuch Surveyor is hereby empowered to remove 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 Road, all which Forfeitures ſhall be paid to the Treaſurer to the ſaid Truſtees, and applied towards amending the ſaid Road; 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.

Public Act.

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

Commencement and Term of the Act.

XIX. And be it further enacted, That the Term granted and continued by the ſaid recited Acts, and now unexpired, ſhall on the paſſing of this Act ceaſe and determine; and that this Act and the ſaid recited Acts (except ſo much thereof as is by this Act altered, amended, or repealed), ſhall from thenceforth commence, 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.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's moſt Excellent Majeſty. 1813.