ANNO QUINQUAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 28.

An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Roads from *West Harptry* to the *Bath* and *Wells* Turnpike Roads, and other Roads therein mentioned, in the County of *Somerset*; and for repairing certain other Roads to communicate therewith.

[4th *May* 1814.]

WHEREAS an Act was passed in the Thirty-third Year of the Reign of His present Majesty, intituled *An Act for making, amending, diverting, and widening the Roads leading from* West Harptry, *to the* Bath *and* Wells *Turnpike Road at* Marksbury, *and from* Stowey *to* Chew Magna, *and from* West Harptry *to the* Bath *Turnpike Road at* Emborow, *and from* West Harptry *to* Forecross, *in the Parish of* Churchill, *and from* West Harptry *to the* Blue Bowl Inn, *in* Compton Martin, *and from* Burrington *to the Town of* Wrington, *and from the* Nine Elms *at* North Widcombe, *to* Coley, *in the County of* Somerset: And whereas the Trustees acting in the Execution of the said Act, have made great Progress in the Repair of the said Roads, and for that Purpose have borrowed several considerable Sums of Money on the Credit of the Tolls thereby granted, which, with a considerable Arrear of Interest, now remain due, and cannot be repaid, nor the said Roads effectually amended and kept in Repair, unless the Term of the said Act be continued, and some of the 33 G. 3. c. 165.

the Powers thereof altered, amended, and enlarged, and the Tolls now payable on the ſaid Roads increaſed: And whereas it would be of great Accommodation to the Neighbourhood, and of publick Utility, if the preſent Roads leading from *Stowey Mead* Croſſways, by the Houſe of *Cornelius Laxton* at *Knighton Sutton* otherwiſe *North Sutton*, to the Direction Poſt on *Chew Hill*, and from the *Pelican* Inn, in the Pariſh of *Chew Magna* aforeſaid, and from thence to a Road leading by *Stanton Drew*, and from thence to join the *Briſtol* Turnpike Roads at *Belluton* near *Ponsford*, in the ſaid County of *Somerſet*, were to be amended and kept in Repair, and placed under the Care and Management of the Truſtees for executing the ſaid recited Act and this Act; but as the above Purpoſes cannot be effected without the Authority of Parliament; May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid recited Act, and all the Clauſes, Powers, Authorities, Proviſions, Exemptions, Penalties, Forfeitures, Matters, and Things therein contained, (except ſuch Parts thereof as are hereby varied, altered, or repealed,) ſhall be and remain in full Force and Effect, and ſhall be executed for and during the Term herein-after mentioned, as fully and effectually, in all Reſpects and to all Intents and Purpoſes, as if the ſaid Act, and the Clauſes, Powers, and Proviſions therein contained, were expreſsly repeated and re-enacted in the Body of this preſent Act, and as if the ſaid new Pieces of Road had been Part of and included in the ſaid Act; but ſubject nevertheleſs to the Alterations and Amendments herein contained, and which ſhall commence and take effect upon the Second *Tueſday* after the paſſing of this Act; and that this Act, and the Term and Powers hereby granted, ſhall be and are hereby declared to be ſubject and liable to the Payment of all Monies now due and owing, or which may hereafter become due and owing, on the Credit of the ſaid recited Act and of this preſent Act, or either of them, and all Intereſt due and to become due for the ſame reſpectively.

Former Act continued, and other Roads put under this Act.

Truſtees.

II. And be it further enacted, That from and after the paſſing of this Act, the Right Honourable *William Stuart* commonly called Lord *William Stuart*, Sir *Hugh Smith* Baronet, *William Adams*, *William Acraman* the elder, *William Acraman* the younger, *Edward Wright Band*, *Samuel Clarke*, *Joſeph Clarke*, *James William Chadwick*, *Peter Eaton Coates*, *James Cockburn*, *John Blake Deverall*, *John Dowling*, *Robert Blinman Dowling*, *Joſeph Dowling*, *Peter Fry* junior, *James Flower*, *Farnham Flower*, *Joſeph Fiſher*, *Richard Strother Fuſſell*, *John Goldfinch*, *Edward Hippiſley*, *Joſeph Hill*, *James Harford*, *Thomas Ames Hill*, *Henry Hope*, *Thomas Day James*, *William Coxeter James*, *Thomas James*, *James Helliar*, *Richard Langford*, *Edward Langford*, the Reverend *John Rees Mogg*, *Benjamin Milward*, *Jacob Mogg*, *Richard Mullins*, *John Norman*, *John Pigott*, the Reverend *John Price*, the Reverend *Francis Randolph* Doctor in Divinity, *Hyde Whalley Salmon*, *James Eyre Salmon*, *George Penroſe Seymour*, *George Turner Seymour*, *Paine Tudway*, *Daniel Wayte*, *John Newman Wylde*, and the Reverend *William Wright*, (being qualified according to the Directions of the ſaid recited Act), ſhall be and are hereby added to and joined with the ſurviving and remaining Truſtees appointed by or in purſuance of the ſaid recited Act, for putting the ſaid recited Act and this Act into Execution, and ſhall have the like Powers for that Purpoſe as if they had

had been named and appointed Truſtees in or by virtue of the ſaid recited Act.

Power to appoint additional Truſtees.

III. Provided always, and be it further enacted, That it ſhall be lawful to and for the ſaid Truſtees, or any Seven or more of them, and they are hereby authorized and empowered, at any of their Meetings to be holden in purſuance of this Act, to elect any Number of additional Truſtees not exceeding Ten in the Whole, who ſhall have the ſame Power and Authority for executing the ſaid recited Act and this Act, as if they had been herein named and appointed.

Directing how Meetings ſhall be adjourned, if a ſufficient Number of the Truſtees do not aſſemble.

IV. Provided always, and be it further enacted, That if at any Meeting appointed to be held in purſuance of this Act, a ſufficient Number of Truſtees are not aſſembled, it ſhall and may be lawful for any One or more of the Truſtees, or for the Clerk, in caſe no Truſtee or Truſtees are then preſent, upon an Order in Writing ſigned by any Two or more of the Truſtees (although not aſſembled at a Meeting), to adjourn ſuch Meeting to ſome future Day, and to give Notice thereof as ſoon as may be, by advertiſing the ſame in one of the *Bath* or *Briſtol* Newſpapers, and in ſuch Notice to appoint a Meeting of the Truſtees, to be held at ſuch Time and Place as ſhall be directed by ſuch Order, ſuch Time not being leſs than Ten Days after the Publication of the ſaid Notice; and all Acts, Orders, and Proceedings of the Truſtees at ſuch Meetings, ſhall be as valid and effectual as if the ſame had been held in purſuance of Adjournment.

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

V. And be it further enacted, That the Truſtees may ſue and be ſued for or concerning any Thing to be done by virtue or in purſuance of the ſaid recited Act or 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 by virtue of this Act, 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 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; but every ſuch Clerk or Treaſurer, in whoſe Name any Action or Suit ſhall be commenced, proſecuted, or defended in purſuance of this Act, ſhall be fully reimburſed and paid out of the Monies to ariſe by virtue of the ſaid recited Act and this Act, all ſuch Coſts, Charges, Damages, and Expences, as by the Event or in conſequence of any ſuch Action or Proceeding he ſhall pay, bear, expend, or be put unto, or become chargeable with by reaſon of his being ſo made Plaintiff or Defendant as aforeſaid.

Empowering the Truſtees to make the new Pieces of Road.

VI. And be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees, or any Seven or more of them, or for their Surveyor, or ſuch other Perſon as they, or any Seven or more of them ſhall employ for that Purpoſe, and they are hereby fully authorized to enter into and upon ſuch Roads, to ſet out, form, and complete the ſame from *Stowey Mead* Croſſways, by the Houſe of *Cornelius Loxton*, at *Knighton Sutton* otherwiſe *North Sutton*, to the Direction Poſt on *Chew Hill*, and from the *Pelican* Inn, in the Pariſh of *Chew Magna* aforeſaid, and from thence to a Road leading by *Stanton Drew*, and from thence to join the *Briſtol* Turn-

pike Road at *Belluton* near *Pensford*, in the ſaid County of *Somerſet*, and to repair, widen, and amend the ſame, in ſuch Manner as ſhall be by them thought neceſſary or proper to be done, according to the Intent and Meaning of this Act: Provided always, that nothing herein contained ſhall authorize and empower the ſaid Truſtees, or any Perſon or Perſons acting by or under their Authority, to take, uſe, injure, or damage, for the Purpoſes aforeſaid, any Houſe or other Building, or any Land or Ground ſet apart or uſed as a Garden, Orchard, Park, or planted Avenue to a Houſe, without the Conſent in Writing of the Owner or Owners thereof.

For reſtraining the Truſtees from deviating beyond certain Diſtances of the Line deſcribed in the Plan, &c.

VII. And whereas a Map or Plan deſcribing the Lines of the ſaid new Piece of Road, and the Lands through which the ſame is intended to be carried, together with a Book of Reference containing Liſts of the Names of the Owners and Occupiers of ſuch Lands, have been depoſited at the Office of the Clerk of the Peace for the ſaid County of *Somerſet*; be it therefore enacted, That the ſaid Map or Plan and Book of Reference ſhall remain in the Cuſtody of the Clerk of the Peace for the ſaid County, to the end that all Perſons may at all ſeaſonable Times have Liberty to inſpect and peruſe the ſame, and to take Copies or Extracts thereof at their Will and Pleaſure, paying the Clerk of the Peace for the Time being of the ſaid County, the Sum of One Shilling for every ſuch Inſpection, and at the Rate of Sixpence for every One hundred Words of ſuch Copies or Extracts of the ſaid Map or Plan and Book of Reference; and that the ſaid Truſtees, in making the ſaid Road, ſhall not deviate more than One hundred Yards, of Three Feet each, from the Line deſcribed in the ſaid Map or Plan, without the Conſent and Approbation in Writing of the Perſon or Perſons, Body Politic, Corporate, or Collegiate, through whoſe Lands or Grounds ſuch Deviation ſhall be made.

Truſtees may make Road, although Owners Names are not in the Book of Reference.

VIII. Provided always, and be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees, or any Seven or more of them, to make the ſaid Road into, through, acroſs or over the ſeveral Lands or Grounds of any Perſon or Perſons, who is or are or may be Owner or Owners of Land over which the ſame are ſet out and deſcribed in the ſaid Map or Plan as aforeſaid, although the Name or Names of ſuch Perſon or Perſons may happen to be omitted in the ſaid Book of Reference, in caſe it ſhall appear to any Two or more Juſtices of the Peace for the ſaid County of *Somerſet*, and be certified by Writing under their Hands, that ſuch Error or Omiſſion proceeded from Miſtake.

Truſtees may erect Turnpikes on new Pieces of Road.

IX. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees, or any Seven or more of them, or ſuch Perſon or Perſons as they, or any Seven or more of them, ſhall appoint, to erect and ſet up, or cauſe to be erected and ſet up, one or more Gate or Gates, Turnpike or Turnpikes, upon or acroſs the ſaid Roads, or on the Side or Sides thereof, or upon, in, or acroſs any Lane or Way leading into or out of the ſame, and alſo a Toll Houſe or Toll Houſes, with ſuitable Outbuildings thereto; and alſo to take in and incloſe from the ſaid Roads, and any Waſte Ground and Common adjoining, a Garden Spot or Garden Spots, not exceeding in Quantity Half an Acre, ſuitable and convenient for ſuch Toll Houſe or Toll Houſes, and alſo to pull down and remove the ſame, or any of them, as the ſaid Truſtees, or any Seven or more of them, ſhall judge proper.

X. And

For diſcontinuing the preſent Tolls and granting new ones.

X. And whereas the Tolls granted by the ſaid recited Act have been found inſufficient for amending and keeping the ſaid Roads in good Repair, and for executing the ſeveral other Purpoſes of the ſaid Act; be it therefore enacted, That from and after the Second *Tueſday* after the paſſing of this Act, the Tolls payable in and by the ſaid recited Act ſhall ceaſe, determine, and be no longer paid; and that in lieu thereof, the following Tolls ſhall be demanded and taken, before any Horſe, Mare, Gelding, Mule, Aſs, Beaſt, or other Cattle, Coach, Waggon, Cart, or other Carriage whatſoever, ſhall be permitted to paſs through any Turnpike or Toll Gate, Side Bar or Side Gate erected or to be erected by virtue of the ſaid recited Act or this Act, upon or acroſs the ſaid Roads, or upon or acroſs any Lane or Way leading into the ſame; (that is to ſay),

Tolls.

For every Horſe, Mare, Gelding, Yoke of Oxen, Mule or Aſs, drawing any Waggon, Cart, or Carriage of Burthen, any Sum not exceeding Eight-pence:

For every Horſe, Mule, Mare, or Gelding drawing any Coach, Chaiſe, Machine, Chariot, Chair, or any other Carriage, by whatſoever other Name called, intended for the Carriage of Perſons only, the Sum of Six-pence:

For every Horſe, Mare, Gelding, Mule or Aſs, laden or unladen, and not drawing, or loaded with Coal, the Sum of Two-pence:

For every Horſe, Mare, Gelding, Mule, or Aſs, loaded with Coal, One Penny:

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

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

And that Double the ſaid reſpective Tolls ſhall be demanded and taken every *Sunday* during the Continuance of this Act.

Which ſaid reſpective Tolls or Duties ſhall be and are hereby declared to be veſted in the Truſtees appointed or to be appointed for the Purpoſe of the ſaid recited Act or this preſent Act; and that it ſhall and may be lawful for the ſaid Truſtees to demand and take, or cauſe to be demanded and taken, the ſaid Tolls at the reſpective Gates erected or to be erected acroſs or near the ſaid Roads; and that they the ſaid Truſtees, or ſuch Perſon or Perſons as they ſhall authorize and appoint for that Purpoſe, ſhall have ſuch and the ſame Powers, Authorities, and Remedies for collecting, demanding, recovering, levying, aſſigning, transferring, leaſing, reducing, advancing, and compounding for the Tolls and Duties hereby granted and made payable, as are in and by the ſaid recited Act given and expreſſed with reſpect to the Tolls thereby granted and made payable; ſo that no ſuch Advancement of the ſaid Tolls, or any of them, after the ſaid Tolls, or any of them, ſhall have been reduced, do exceed the Tolls hereby granted; but Twenty-one Days Notice thereof at leaſt ſhall be given upon all the Toll Gates or Turnpikes which ſhall be then ſtanding upon the ſaid Roads, previous to ſuch Reduction or Advancement in the ſaid Tolls; and that the ſaid Tolls and Duties hereby granted and made payable, ſhall be paid, applied, and diſpoſed of, to and for ſuch Uſes, Intents, and Purpoſes as are in the ſaid recited Act and this Act directed and appointed in that Behalf.

For reſtraining the Truſtees from erecting a Gate between the Pelican Inn and Chew Hill.

XI. Provided always, and it is hereby enacted and declared, That none of the Powers of this Act ſhall extend or be conſtrued to extend to enable the ſaid Truſtees, or any of them, to erect any Gate, Turnpike, or Bar whereat to collect any Tolls upon or acroſs Part of the Road hereby directed to be made, between a Public Houſe in the Village of *Chew Magna* aforeſaid, called the *Pelican*, and the Direction Poſt at *Chew Hill* aforeſaid, or upon or acroſs or by the Side of any Road, Lane, or Way leading into or out of the ſame.

Application of the Tolls on the new Pieces of Road.

XII. Provided always, and be it further enacted, That a ſeparate Account ſhall be kept of the Tolls ariſing from all or any Turnpike Gates or Bars to be erected in, upon, or by the Side of any Part or Parts of the ſaid Branches of Road herein-before particularly deſcribed, leading from *Cornelius Loxton*'s Houſe to the Direction Poſt on *Chew Hill*, and from the *Pelican* Inn at *Chew Magna* aforeſaid to the *Briſtol* Turnpike Road at *Belluton*, and of all Receipts and Payments and Accounts relating to ſuch Turnpike Gates, Bars, and Branch Roads; and all ſuch Receipts, and all ſuch Tolls, ſhall be appropriated, paid, and applied, in the Firſt Inſtance, in Payment of One Third Part of the Expences of paſſing this Act, and in the next place, in paying the Intereſt of the Sum or Sums of Money which ſhall be ſubſcribed, advanced, and paid for making, amending, and repairing the ſame laſt-mentioned Branches of Road, ſo far as Five Pounds *per Centum per Annum*, if ſuch Tolls ſhall produce ſufficient for that Purpoſe, over and above the Expences of collecting them; and ſhould the Tolls ariſing as aforeſaid not be ſufficient to pay Five Pounds *per Centum per Annum* for the Monies ſubſcribed for making, repairing, amending, and keeping in Repair thoſe particular Branches of Road, then and in that Caſe the Subſcribers thereto to receive only ſo much Intereſt, under or leſs than Five Pounds *per Centum per Annum*, for the Sums lent, advanced, and paid by them, as the Tolls to be collected on the ſame Branches of Road ſhall produce, and ſhall not be entitled to have or claim any Intereſt or Share whatever from the Tolls ariſing at any other Gates or Bars erected or to be erected on any other Part or Parts of the Turnpike Roads in and by the ſaid former Act and this Act directed to be made and repaired; but ſhould there be at any Time a Surplus of Money ariſing from the Tolls on the aforeſaid Branches of Road from the Houſe of *Cornelius Loxton* to the Direction Poſt on *Chew Hill*, and from the *Pelican* Inn at *Chew Magna* aforeſaid to the *Briſtol* Turnpike Road at *Belluton*, after Payment of Intereſt at the Rate of Five Pounds *per Centum per Annum*, advanced on the Credit of the Tolls on the ſame Branches, ſuch Surplus ſhall be uſed, paid, and applied in ſuch and the ſame Manner as other Tolls to be collected on any Part of the Roads directed by the ſaid former Act and this Act to be repaired, are to be uſed, paid, and applied.

For ſecuring the Money to be borrowed on the new Pieces of Road.

XIII. Provided alſo, and be it further enacted, That it ſhall and may be lawful for the Truſtees for carrying the ſaid former Act and this Act into execution, or any Seven or more of them, to borrow and take up at Intereſt, not exceeding the Rate of Five Pounds *per Centum per Annum*, ſuch Sum or Sums of Money as they ſhall think neceſſary, upon the Credit of the Tolls or Duties hereby made payable, and to be collected at any Turnpike Gates or Bars to be erected on or by the Side of any or either of the ſaid Pieces of Road from *Cornelius Loxton*'s Houſe aforeſaid to *Chew Hill*,

Hill, and from the *Pelican* Inn at *Chew Magna* aforesaid to *Belluton*, and may and they are hereby authorized, by Writing or Writings under their Hands and Seals, or of any Seven or more of them, to assign over or mortgage the same Tolls for Security of the Sum or Sums of Money to be advanced and lent on the Credit of the same last-mentioned Pieces of Road, separate and distinct from the Tolls arising from the other Parts of the Roads directed to be made by the said former Act, and thereupon the Tolls from the said new Pieces of Road shall be a Security for the Sum or Sums of Money advanced on the Credit of the same.

No more than one Toll to be paid on the new Roads.

XIV. And be it further enacted, That no more than One Toll shall be demanded or taken in any one Day (to be computed as aforesaid) for passing and repassing through all and every or any of the Turnpikes, Gates, or Bars to be erected on the new Pieces of Road hereby directed to be made.

To prevent Evasion of Tolls.

XV. And be it further enacted, That if any Person or Persons shall with any Horse, Cattle, Beast, Swine, or Carriage whatsoever, turn off the said Turnpike Roads, and come on the same again, (except the Owner or Owners, Occupier or Occupiers of the Lands and Grounds adjoining to the said Roads), with Intent to evade the Payment of the said Tolls, or any Part thereof, or shall in any other Manner, or by any other Means intentionally evade the same, every Person so offending shall for each such Offence forfeit and pay any Sum not exceeding Five Pounds, One Moiety thereof to be paid to the Informer, and the other Moiety to be applied for the Purposes of this Act.

Collectors of Tolls not to be incompetent Witnesses.

XVI. And be it further enacted, That in case any Dispute, Suit, or Litigation shall arise, touching or in anywise relating to the said Tolls, 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, by reason of his, her, or their being so appointed to collect the said Tolls, or acting under the Authority of the said Trustees, to give Evidence in any such Dispute, Suit, or Litigation.

As to repairing County Bridges.

XVII. Provided always, and be it further enacted, That all Bridges now standing upon the said new Pieces of Road, which have heretofore been repaired at the Expence of the Inhabitants of the County of *Somerset*, shall continue to be repaired by the said County, or by such Persons as are now liable by Law to the Repairs thereof.

Tolls to be taken but once a Day.

XVIII. Provided always, and it is hereby further enacted and declared, That no Horse, Mare, Gelding, Mule, or other Cattle or Beast, or any Carriage whatsoever, nor any Person or Persons in respect thereof (except as herein-after is mentioned) shall be subject to or charged with the Payment of any of the Tolls by this Act granted, more than Once in any One Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock in the succeeding Night, for passing and re-passing through any one of the Turnpike Gates or Bars erected or to be erected where a Toll is to be taken by virtue of this Act; but that all and every Person and Persons, after having paid Toll Once as aforesaid, and producing a Note or Ticket denoting the Payment of such Toll, shall afterwards pass with the same Horse or Horses, Cattle, Beasts, and Carriages, (except as herein-after is mentioned) but not otherwise, Toll-free during such Day,

Day, to be computed as aforesaid, through the same Gate or Bar continued or to be erected by virtue of this Act; and the Collectors of the Tolls at the said respective Gates or Bars, are hereby required to tender such Note or Ticket *gratis* immediately on Receipt of the Toll, whether the same be demanded or not by the Person or Persons so having paid Toll, or in Default thereof, to be liable to the Penalty of Forty Shillings, to be sued for and recovered in the same Manner as other Penalties under the said recited Act and this Act may be sued for and recovered.

Exemptions from Tolls.

XIX. Provided always, and be it further enacted, That from and after the passing of this Act, the Exemptions granted by the said Act shall be repealed, and that no Toll shall be demanded or taken for any Carriage, or any Horse, Cattle, or Beast employed in carrying or conveying, or going to carry or convey, or returning from carrying or conveying, having been employed only in carrying and conveying, on the same Day, Gravel, Stone, or other Materials for repairing the said Roads, or any of the Roads in the Townships or Parishes in which such Roads doth lie, or Hay, Straw, or Corn in the Straw only, not sold or disposed of, but passing to be laid up or placed in the Outhouses or on the Lands of the Owners thereof, nor for Frith Rails, Reed and Spars to be used on any Farm, and not sold or for Sale, or the Carriage let for Hire, nor for any Implements of Husbandry, or any Manure, Mould, Lime, or Dung for Improvement of Land; nor shall any Tolls be demanded or taken from any Person or Persons residing in any Township or Parish in which the said Roads lie, who shall pass through any Toll Gate or Turnpike to or from their proper Parochial Church, Chapel, or Place of Religious Worship, tolerated by Law, within the Parish where they shall respectively reside, on a *Sunday*, or any other Day on which Divine Worship is ordered by Authority to be celebrated, or who shall attend the Funeral of any Person who shall die and 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 any other Day on which Divine Service is ordered by Authority to be celebrated; or for any Horses or Cattle going to or returning from Water or Pasture, or going to be or returning from being shoed or farried; or for any Horse or Carriage, 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, fetching, or guarding such Mails or Expresses, or in returning back from conveying the same; or for any Horses belonging to or attending Officers or Soldiers upon their March or upon Duty; or 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 for 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, 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 be dressed in the Uniform of their respective Corps, and have the Arms, Furniture, and Accoutrements,

according to the Regulations provided for such Corps respectively, at the Time of claiming such Exemption as aforesaid; or for any Cattle or Carriage employed in the Conveyance of Vagrants sent by legal Passes; or for any Horses or Carriages carrying or conveying any Person or Persons to or from any Election of a Knight or Knights of the Shire to serve in Parliament for the said County of *Somerset*, 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 by this Act granted, not being entitled to the same, every such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

Penalty on claiming Exemptions unlawfully.

XX. 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, 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 to the contrary notwithstanding.

Carriages conveying Military Stores not to be subject to Penalties for Overweight, &c.

XXI. And be it further enacted, That it shall and may be lawful for the said Trustees, or any Five or more of them, if they shall think proper, to mitigate any additional Toll or Tolls that shall or may at any Time or Times become due and payable for or in respect of any Waggon, Wain, Cart, or other Carriage passing or being drawn on the said Roads, or any Part thereof, and being of a greater Weight, with the Loading thereof, than by Law is allowed: Provided that no such additional Toll, at any one Time, shall be mitigated to any Sum less than One Moiety thereof.

For mitigating Tolls on Overweights.

XXII. And be it further enacted, That it shall and may be lawful for the said Trustees, or any Seven or more of them, absolutely to sell and dispose of any Toll House or Toll Houses now or hereafter to be erected, and the Ground whereon the same shall stand, with the Outhouses, Gardens, and Appurtenances thereunto belonging, (when they shall be considered by the said Trustees, or any Seven or more of them, to be useless and unnecessary) to any Person or Persons whomsoever, either by Public or Private Sale, at or for such Price or Prices as they the said Trustees, or any Seven or more of them, can obtain for the same; and in case of Sale, to convey the same to the Person or Persons who shall purchase the same, as an Estate or Estates of Inheritance in Fee Simple; and the Person or Persons who shall purchase the same, his, her, or their Heirs or Assigns, shall upon Payment of his, her, or their Purchase Money to the said Trustees, or any Seven or more of them, or to their Treasurer or Treasurers for the Time being, hold and enjoy the Premises by him, her, or them so purchased, discharged from all Trusts, and free from all Incumbrances whatsoever, and shall not be obliged to see to the Application of his, her, or their

Power to sell Toll Houses.

their Purchaſe Money, nor be anſwerable for the Miſ-application or Non-application thereof.

Perſons of whom Ground was bought, or whoſe Lands adjoin, to have the firſt Offer.

XXIII. Provided always, and be it further enacted, That the ſaid Truſtees, before they ſhall ſell and diſpoſe of any ſuch Ground as aforeſaid, ſhall firſt offer the ſame for Sale to the Perſon or Perſons of whom the ſame ſhall have been purchaſed, or in caſe of diverting any Part or Parts of the ſaid Road, to the Perſon or Perſons whoſe Lands ſhall adjoin to the old Road; and if ſuch Perſon or Perſons reſpectively ſhall not then and thereupon agree (except with reſpect to and on account of the Price thereof, as herein-after mentioned), or ſhall refuſe (except with reſpect to and on account of the Price thereof) to purchaſe the ſame reſpectively, an Affidavit to be made and ſworn before a Maſter or Maſters Extraordinary in the High Court of Chancery, or before One of His Majeſty's Juſtices of the Peace for the ſaid County of *Somerſet*, (who are hereby reſpectively empowered to take the ſame) by ſome Perſon or Perſons no way intereſted in the ſaid Ground, ſtating that ſuch Offer was made by and on the Behalf of the ſaid Truſtees, and that ſuch Offer was not then and thereupon agreed to, or was refuſed by the Perſon or Perſons to whom the ſame was ſo offered, ſhall in all Courts whatſoever be ſufficient Evidence and Proof that ſuch Offer was made and was not agreed to, or was refuſed by the Perſon or Perſons to whom ſuch Offer was made (as the Caſe may be); and in caſe ſuch Perſon or Perſons ſhall be deſirous of purchaſing the ſame, and he, ſhe, or they, and the ſaid Truſtees ſhall differ and not agree with reſpect to the Price thereof, then the Price or Prices thereof ſhall be aſcertained by a Jury in Manner directed by the ſaid recited Act with reſpect to the diſputed Value of Premiſes to be purchaſed by the ſaid Truſtees in purſuance thereof, and the Expence of hearing and determining ſuch Difference ſhall be borne and paid in Manner directed by the ſaid recited Act with reſpect to Purchaſes made by the ſaid Truſtees, *mutatis mutandis*; and the Money to ariſe by the Sale or Sales which may be made by the ſaid Truſtees of ſuch Ground as aforeſaid, ſhall be applied to the Purpoſes of the ſaid recited Act and this Act.

Nuiſances may be removed after Forty-eight Hours Notice in Writing.

XXIV. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees and their Surveyors, and ſuch Perſon or Perſons as the ſaid Truſtees, or any Five or more of them, ſhall from Time to Time appoint, under the Proviſions of the ſaid recited Act, to remove all Annoyances by Timber, Stone, Carriages, Earth, Manure, Filth, Dung, Aſhes, Rubbiſh, Straw, or other Thing being laid on or by the Side or Sides of any Part of the ſaid Roads, or within Thirty Feet of the Centre thereof, unleſs the ſame ſhall be removed within Forty-eight Hours after Notice in Writing having been delivered to or left at the Houſe or Place of Abode of the Perſon or Perſons occaſioning the ſame; any Thing in the ſaid recited Act contained to the contrary thereof notwithſtanding.

Application of Compenſation Money when amounting to 200l.

XXV. And be it further enacted, That if any Money ſhall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchaſed, taken, or uſed by virtue of the Powers of the ſaid recited Act and this Act, for the Purpoſes thereof, which ſhall belong to any Corporation, Feme Covert, Infant, Lunatic, or Perſon or Perſons under any Diſability or Incapacity, as in the ſaid recited Act particularly mentioned, ſuch Money

ſhall,

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

When leſs than 200l.

XXVI. Provided always, and be it further enacted, That if any Money ſo agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchaſed, taken, or uſed for the Purpoſes aforeſaid, and belonging to any Corporation, or to any Perſon or Perſons under any Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two hundred Pounds, and ſhall 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 his, her, or their Guardian or Guardians, Committee or Committees in caſe of Infancy or Lunacy, to be ſignified by Writing under their reſpective Hands, be paid into the Bank, and with the Privity and in the Name of the ſaid Accountant General of the High Court of Chancery, and be placed to his Account as aforeſaid, in order to be applied in 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 for executing the ſaid recited Act and this Act, (ſuch Nomination and Approbation to be ſignified in Writ-

ing 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.

XXVII. Provided also, and be it further enacted, That when such Money so agreed or awarded to be paid as last 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 the said recited Act 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.

Directions in Cases of not making out Titles.

XXVIII. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Tenements, or Hereditaments to be purchased by virtue of the said recited Act and this Act, for the Purposes of the said Roads, 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 in case the Person or Persons to whom any 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 Sum and 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 Court of Chancery; which said Court of Chancery, on the Application of any Person or Persons making Claim to such Sum and 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 of *England* as aforesaid.

Respecting disputed Titles.

XXIX. 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

of the Court of Chancery, in purſuance of the ſaid recited Act and this Act, for the Uſe of the ſaid Roads, 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 thereof, or to any Bank Annuities to be purchaſed with any ſuch Money, or to the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of 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 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 of Chancery may direct Payment of Expences.

XXX. Provided always, 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 Act or this Act, the Purchaſe Money for the ſame ſhall be required to be paid into the ſaid 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 Court to order the Expences of all Purchaſes from Time to Time to be made in purſuance of the ſaid recited Act or this Act, 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.

Reſpecting Statute-Duty.

XXXI. 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, 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 *Somerſet*, and they are hereby required, upon Application made to them by the ſaid Truſtees, or any Five or more them, or to their Clerk or Surveyor, by their Order reſpectively, yearly to adjudge and determine what Part or Portion of the Statute Work ſhall every Year be done upon the ſaid Roads by the Inhabitants of the reſpective Pariſhes, Townſhips, or Places, in which the ſaid Roads lie, and alſo what Proportion of the Money received by the Surveyor or Surveyors of the Highways, in every ſuch Pariſh, Townſhip, 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 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, Townſhip, or Place, to bring in true and perfect Lifts in Writing before ſuch Juſtices, at ſome Place to be expreſſed in ſuch Summons, within Fourteen Days after the ſerving of ſuch Summons, of the Names of the ſeveral Perſons who, within ſuch Pariſh, Townſhip, 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 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 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 on ſuch Parts of the ſaid Roads, 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 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 given in Writing 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 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 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 Ten Pounds.

XXXII. And

Truſtees may compound for Statute Work.

XXXII. And be it enacted, That it ſhall and may be lawful to and for the ſaid Truſtees, or any Five or more of them, to compound and agree, by the Year or otherwiſe, with any Perſon or Perſons, Bodies Politic or Corporate, for the Statute Work to be by them done on the ſaid Roads, or any Part thereof, and alſo with the Inhabitants and Occupiers of Lands, Tenements, or Hereditaments, of and in all or any of the Pariſhes, Townſhips, or Places in which the ſaid Roads are ſituate, for a certain Sum of Money, by the Year or otherwiſe, as the ſaid Truſtees ſhall think reaſonable, in lieu of the whole, or of any Part of the Statute or other Work to be by all or any of the ſaid Inhabitants and Occupiers done on the ſaid Roads; which Compoſition Money ſhall always be paid by the Surveyor or Surveyors of the Highways, or other Officers of the Pariſh, or by the Perſon or Perſons ſo compounding, to the Treaſurer to the ſaid Truſtees, in advance, on or before the Twenty-fifth Day of *March* in each and every Year; or otherwiſe the Inhabitants and Occupiers of ſuch Pariſh, Townſhip, or Place, ſhall not be permitted to compound for that Year.

Saving of Statute Labour to Truſtees of Briſtol Turnpike Roads, as heretofore.

XXXIII. Provided always, and be it further enacted and declared, That nothing in this Act contained ſhall extend to prejudice, leſſen, or defeat the Right and Claim for Statute Work or Labour at preſent liable to be done and performed on the *Briſtol* Turnpike Roads, or any Part thereof, by virtue of an Act, paſſed in the Nineteenth Year of the Reign of His preſent Majeſty, intituled *An Act for making and repairing ſeveral Roads round the City of* Briſtol; and alſo of another Act, paſſed in the Thirty-ſeventh Year of the Reign of His preſent Majeſty, intituled *An Act for extending the Term, and amending and enlarging the Powers of an Act, paſſed in the Nineteenth Year of the Reign of His preſent Majeſty, intituled* '*An Act for making and repairing ſeveral Roads round the City of* Briſtol, '*and for making and keeping in repair a Road from the Turnpike Gate, at* '*the Sign of* The Blackbirds *on the* Stapleton *and* Mangotsfield *Common* '*Road, into the* Bitton *and* Toghill *Common Road;*' but that the Truſtees of the ſaid Roads, or any Surveyor or other Perſon employed or authorized by them, ſhall and may demand, take, levy and apply all ſuch Statute Work or Labour, and Proportions thereof, or Compoſitions or Compenſations in lieu of Statute Labour, and Penalties, Forfeitures, Fines, and Remedies, for Recovery thereof, from the Pariſh Surveyors of the Pariſhes and Tithings into or through which the *Briſtol* Turnpike Roads extend, in ſuch and the ſame Manner as if this Act had not been paſſed.

For compelling Payment of Subſcriptions.

XXXIV. And be it further enacted, That the ſeveral Perſons who have ſubſcribed or ſhall ſubſcribe Money towards the amending and repairing the ſaid new Pieces of Road, ſhall and are hereby required to pay the reſpective Sums ſo ſubſcribed, to the Treaſurer to the ſaid Truſtees, within ſuch Time or Times, and in ſuch Parts and Proportions, as the ſaid Truſtees ſhall order and direct; and in Default thereof, it ſhall be lawful for the ſaid Truſtees to ſue for and recover the ſame, in the Name of their Treaſurer or Clerk, in any of His Majeſty's Courts of Record, by Action of Debt, or on the Caſe.

For paying the Expences of the Act.

XXXV. And be it further enacted, That all the Coſts, Charges, and Expences incident to and attending the obtaining and paſſing of this Act, together with lawful Intereſt for the ſame from the paſſing thereof, ſhall

be paid out of any Money collected or received, or to be collected or received by virtue of the said recited Act and this Act.

Declaring the Act Public.

XXXVI. 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 Continuance of the Act.

XXXVII. And be it further enacted, That the Term granted by the said recited Act shall, from and after the Second *Tuesday* after the passing of this Act, cease and determine; and that the said Act, (subject to the Alterations, Additions, and Amendments herein contained), 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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