ANNO QUINQUAGESIMO NONO

GEORGII III. REGIS.

Cap. xcviii.

An Act for further continuing the Term and enlarging the Powers of Two Acts, passed in the Seventeenth Year and Thirty-sixth Year of His present Majesty's Reign, for repairing and widening several Roads leading to, through, and from the Towns of *Bala* and *Dolgelly*, in the County of *Merioneth*, and other Roads therein mentioned, in the Counties of *Montgomery*, *Denbigh*, and *Salop*; and for repairing several other Roads in the Counties of *Merioneth* and *Denbigh*. [14th *June* 1819.]

WHEREAS an Act was passed in the Seventeenth Year of His present Majesty's Reign, intituled *An Act for repairing and widening several Roads leading to and from the Towns of* Bala *and* Dolgelley, *in the County of* Merioneth, *and other Roads therein mentioned, in the Counties of* Montgomery, Denbigh, *and* Salop: And whereas an Act was passed in the Thirty-sixth Year of His present Majesty's Reign, intituled *An Act for continuing and enlarging the Term and Powers of an Act passed in the Seventeenth Year of His present Majesty's Reign for repairing and widening several Roads leading to and from the Towns of* Bala *and* Dolgelley, *in the County of* Merioneth, *and other Roads therein mentioned, in the Counties of* Montgomery, Denbigh, *and* Salop; *and for repairing several other Roads in the Counties of* Merioneth *and* Denbigh: And whereas considerable Sums of Money have been borrowed on the Credit of the Tolls authorized to be

17 G. 3. c. 99.

36 G. 3. c. 147.

collected upon the ſaid ſeveral Roads, by virtue of the ſaid recited Acts, which Money ſtill remains due, and the ſame cannot be paid off, and the ſaid ſeveral Roads effectually widened, improved, and kept in repair, unleſs the Term of the ſaid laſt-mentioned Act be further continued, and the Powers and Proviſions of the ſaid Acts amended, altered, and enlarged, and it is expedient that the Tolls ſhould be increaſed; but the Purpoſes aforeſaid cannot be effected without the Aid and Authority of Parliament: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid ſeveral recited Acts, and the Tolls and Duties thereby granted, and all and every the Authorities, Powers, Penalties, Qualifications, Clauſes, Proviſoes, Rules, Matters, and Things therein reſpectively contained, (except ſo far as the ſame are hereby varied or altered, and ſo far as the one of the ſaid recited Acts may be varied or altered by the other, and alſo except ſo much of the ſaid firſt recited Act as relates to Exemptions from Stamp Duties), ſhall, together with this Act, be and continue in full Force and Effect, and together with this preſent Act ſhall be put in Execution for the ſeveral Purpoſes thereby and hereby intended, for and during the Term herein-after mentioned, in as full and ample a Manner and as effectually to all Intents and Purpoſes, as if the ſaid Authorities, Powers, Proviſoes, and Clauſes were repeated and re-enacted in this preſent Act; and the additional Term and Tolls hereby granted ſhall be and is and are hereby made ſubject and liable to the Payment of all Monies now due and owing on the Credit or on Account of the former Acts, or either of them, and which may be due and owing on the Credit or on Account of this Act, and all Intereſt due and to grow due for the ſame reſpectively.

Recited Acts further continued.

Additional Truſtees.

II. And be it enacted, That the Honourable *Peter Drummond Burrell* of *Gwydir*, *Hugh Leyceſter* and *William Kenrick*, Eſquires, Juſtices of the Great Seſſions for the Counties of *Merioneth*, *Carnarvon*, and *Angleſea*, *Rice Owen Anwyl* of *Hendre Mawr*, *Griffith Owen Anwyl* of the ſame, *David Anwyl* of the ſame, *Robert Anwyl* of the ſame, *Thomas Price Anwyl* of *Tyddyn Inco*, *Lewis Anwyl* of the ſame, *Jonathan Bunce Anwyl* of *Llygwy*, *David Jones Charles* of *Bala*, *Thomas Charles* of the ſame, *David Charles* of the ſame, *Benjamin Chidlaw* junior, of the ſame, *Robert Butler Clough* Vicar of *Corwen*, *Vincent Corbet* of *Penllynfawr*, *Edward Davies* of *Llanrwſt* Clerk, *John Davies* of *Plas Jolyn*, *John William Davies* of *Maeſygamedd*, *Hugh Davies* of the ſame, *Thomas Durach* of *Rhydgethin*, *John Davies* of *Aberllefeni*, Sir *John Evans* of *Hendreforfydd* Knight, *Edwards* of *Hendre*, *William Edwards* of the ſame, *John Edwards* of the ſame, *Cadwalader Ellis* of *Llanrwſt*, *Thomas Ellis* of *Rhosfawr*, *Edward Lloyd Edwards* of *Dolſeren*, *David Pughe Evans* of *Fronfelen*, *Lewis Evans* of *Dolgelley*, *Evan Evans* of the ſame, *David Evans* of the ſame, *David Evans* of *Llanbedr* Clerk, *Francis Parry Jones Evans* of the ſame, *Griffith* of *Cae'rhun*, *Walter Griffith* of the ſame, *John Griffith* of *Llanrwſt*, *John Griffith* junior, of the ſame, *William Ormſby Gore* of *Porkington*, *John Ralph Ormſby Gore* of the ſame, *Richard Auguſtus Griffith* of *Twynyfach*, *Griffith Griffiths* of *Dolgelley*, *William Griffith* of *Barmouth*, *Robert Hughes* of *Capel Currig* Clerk, *Hugh Hughes* of *Bala*, *David Hughes* of *Hendrebach*, *John Humphreys* of *Siamber wen*, *Hugh Hughes* of *Llanſaint Fraid* Clerk, *Robert Nanney Hartley* of *Hendre Eirion*,

Edward Humphreys of *Dolgelley*, *Walter Powell Jones* of *Cefnrâg*, *Morris Powell Jones* of the ſame, *Edward Jones* junior, *Jones* of *Cefncymer*, *David Jones* of *Llanddoget* Clerk, *Hugh Jones* of *Brynſteddfod* Clerk, *William Lloyd Jones* of *Plâſmadoc*, *John Lloyd Jones* of the ſame, *Hugh Jones* of *Hafod y dre*, *Edward Jones* of *Ciltalgarth*, *Edward Samuel Jones* of the ſame, *John Jones* of *Frongoch*, *Owen Jones* of the ſame, *John Jones* junior, of *Rhyd y fen*, *William Jones* of the ſame, *Thomas Jones* of the ſame, *Thomas Jonés*, junior, of *Bala*, *Ellis Jones* of the ſame, *Rowland Jones* of the ſame, *John Jones* junior, of *Plâs y deon*, *John Jones* of *Llechweddyſtrad*, *Robert Lloyd Jones* of *Ynysfaig*, *Robert Jones* of *Dolgelley*, *John Jones* of the ſame, *Thomas Jones* of the ſame, *John Manners Kerr* of *Plâſſiſa*, *Kenrick* of *Nantclwyd*, *Kenrick* of the ſame, *Kenrick* of the ſame, *Hugh Owen Kenrick* of *Bronyclydwr*, *Edward Moſtyn Lloyd* of *Park*, *Cywrick Lloyd* of *Glodaith*, *Thomas Lloyd* of *Marl*, *Thomas Lloyd* of *Llanrwſt* Clerk, *Richard Walmſley Lloyd* of *Gwerclas*, *John Hughes Lloyd* of the ſame, *Lloyd* of the ſame, *Lloyd* of the ſame, *Lloyd* of the ſame, *Edward Bell Lloyd* of *Crogen*, *Thomas Lloyd* of the ſame, *Charles Griffith Lloyd* of the ſame, *William Henry Lloyd* of the ſame, *George Pryſe Lloyd* of the ſame, *Edward Lloyd* of *Rhagatt*, *John Lloyd* of the ſame, *Lloyd* of the ſame, *George Lloyd* of *Plaſyndre*, *James Lloyd* of the ſame, *Humphrey Lloyd* Vicar of *Llanfawr*, *William Lloyd* junior, of *Bala*, *Evan Lloyd* of *Blaen y Glynn*, *John Lloyd* of *Pant*, *William Lloyd* of *Barmouth*, *Mytton* of *Mowdday*, *Robert Morris* junior, of *Ty'ny Celyn*, *Oliver Morris Mathews* of *Eſgirllefyrin*, *Anthony Thomas Morgan* of *Hendre*, *John Nanney* of *Belmont* Clerk, *Griffith Owen* junior, of *Llanenddwyn* Clerk, *Hugh Owen* of *Bodilan*, *John Owen* of *Tynllan*, *Edward Owen* junior, of *Garthynghared*, *William Hicks Owen* of the ſame, *Rice Jones Owen* of *Dewiſtren*, *Edward Pughe Owen* of *Caerberllan*, *William Owen* of the ſame, *Owen Owen* of *Crafnant*, *John Prytherch Owen* of the ſame, *David Owen* of *Cyfanneddfawr*, *John Owen* of the ſame, *Humphrey Owen* of *Dolffannog*, *Watkin Owen* of *Dolgelley*, *Henry Oliver* of the ſame, *Robert Oliver* of the ſame, *Thomas Owen* of the ſame, Clerk, *Hugh Owen* of the ſame, *Paſſingham* of *Hendwr*, *Paſſingham* of *Tyfas*, *Richard John Price* of *Rhiwlas*, *William Arthur Price* of the ſame, *Dawkins Pennant* of *Penrhyn*, *John Parry* of *Peniarth*, *Aneirin Owain Pughe* of *Dolycau*, *Robert Pughe* of *Helygog*, *Richard Pughe* of *Hendre Abergynolwyn* Clerk, *John Pugh* of *Dolgelley*, *William Rowlands* of *Cerrig-y Druidion* Clerk, *Owen Owen Roberts* of *Llanrwſt*, *Ellis Roberts* of *Tynllwyn*, *Edward Bell Roberts* of *Bala*, *John Roberts* of the ſame, *Morris Roberts* of the ſame, *Griffith Richards* of *Caerynch*, *Charles Richards* of the ſame, *Henry Richards* of the ſame, *Hugh John Reveley* of *Brynygwin*, *Robert Price Roberts* of *Gerddibliog*, *Ellis Rees* of *Dolgelley*, *William Rees* of the ſame, *Richard Scott* of *Peniarthuchaf*, *George Scott* of *Penhelig* Clerk, *Peter Titley* junior, of *Penloin*, *James Thomas Tamberlain* of *Trefelia*, *Charles Thomas Thruſton* of *Talgarth*, *Robert Williames Vaughan* of *Nannau*, *John Vaughan* of *Penmaen Dovey*, *Charles Griffith Wynne* of *Voelas*, *Heneage Wynne* of the ſame, *John Wynne* of *Coedcoch*, *William Williams* of *Hendrewaelod*, *Robert Wynne* of *Robert Williams* of *Bala*, *William Watkin Edward Wynne* of *Peniarth*, *Philip Puleſton Wynne* of the ſame, *Richard Owen Wynne* of the ſame, *Thomas Wynne* of the ſame, *Humphrey Williams* of *Dolgelley*, *John Jones Williams* of the ſame, and *Rowland Williams* of *Bennar*, ſhall (being qualified as herein-after mentioned)

tioned) be, and they and their Succeſſors (to be appointed in manner directed by the ſaid firſt recited Act), are hereby added to and joined with the Truſtees by the ſaid ſeveral recited Acts appointed for the Repair of the Roads therein reſpectively mentioned, and ſhall have the like Powers for that Purpoſe as if they had been appointed Truſtees in or by virtue of the ſaid Acts or either of them.

Juſtices of the Peace may act as Truſtees.

III. And be it further enacted, That His Majeſty's Juſtices of the Peace, acting for any of the ſeveral Counties of *Merioneth*, *Montgomery*, or *Denbigh*, ſhall be and are hereby appointed Truſtees, and may act as ſuch for the ſaid Roads in the Execution of the ſaid recited Acts and this Act.

Qualification of Truſtees by former Acts, repealed.

IV. And be it further enacted, That ſo much of the ſaid recited Acts as relates to the Qualification of Truſtees acting for the ſaid Roads, ſhall be and is hereby repealed; and from and after the paſſing of this Act no Perſon ſhall be capable of acting as a Truſtee in the Execution of the ſaid recited Acts and this Act for the ſaid Roads, unleſs at the Time of his acting therein he ſhall be, in his own Right or in the Right of his Wife, in the actual Poſſeſſion and Enjoyment or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments of the clear yearly Value of Seventy Pounds above Reprizes, or ſhall be Heir Apparent of a Perſon having ſuch Eſtate of the clear yearly Value of One hundred Pounds above Reprizes, or be poſſeſſed of a Perſonal Eſtate alone, or Real and Perſonal Eſtate together, to the Amount of Three thouſand Pounds, nor (except in adminiſtering the Oath or Affirmation herein-after mentioned), until he ſhall have taken and ſubſcribed before One or more of the ſaid Truſtees an Oath, or (being one of the People called Quakers), an Affirmation, in the Words, or to the Effect following; (that is to ſay),

'I *A. B.* do ſwear [*or*, being one of the People called *Quakers*, do ſolemnly affirm], That I am truly and *bonâ fide* in my own Right, [*or*, in the Right of my Wife], in the actual Poſſeſſion and Enjoyment or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments, of the clear yearly Value of Seventy Pounds above Reprizes, or am the Heir Apparent of *A. B.* who to the beſt of my Knowledge has a Real Eſtate of Lands, Tenements, or Hereditaments of the clear yearly Value of One hundred Pounds above Reprizes, or that I am poſſeſſed of a Perſonal Eſtate alone, or of a Real and Perſonal Eſtate together of the Amount or Value of Three thouſand Pounds.

'So help me GOD.'

And if any Perſon not being qualified as above mentioned ſhall nevertheleſs preſume to act contrary to the true Intent and Meaning of this Act, every ſuch Perſon ſhall for every ſuch Offence forfeit and pay the Sum of Fifty Pounds to any Perſon or Perſons who ſhall ſue for the ſame, to be recovered by Action of Debt or on the Caſe, or by Bill, Suit, or Information in any of His Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoign, Protection, or Wager of Law, nor more than One Imparlance ſhall be allowed; and the Perſon ſo proſceuted ſhall prove that he is ſo qualified, or otherwiſe ſhall pay the ſaid Penalty, without any other Proof or Evidence on the Part of the Plaintiff or Proſecutor than that ſuch Perſon hath acted as a Truſtee in the Execution of the ſaid recited Acts and this Act: Provided nevertheleſs, that all the Acts and Proceedings of any ſuch Perſon, as a Truſtee in the Execution of the ſaid recited Acts and this Act,

as

as far as relates to the ſaid Roads, previous to his being convicted of the ſaid Offence, ſhall be as valid and effectual as if ſuch Perſon had been qualified according to the Directions of this Act.

Electing more Truſtees.

V. And be it further enacted, That it ſhall be lawful for the Truſtees for executing the ſaid Acts and this Act, or any Three or more of them, at a Meeting to be held for that Purpoſe, of which Meeting and the Purpoſe thereof Fourteen Days Notice ſhall be given, to elect, nominate, and appoint any Number of fit and proper Perſons not exceeding Ten, to be Truſtees for the Purpoſes of the ſaid Acts and this Act, in addition to the Truſtees hereby nominated and appointed; and ſuch Truſtees ſo to be appointed ſhall have the ſame Powers as if they had been nominated and appointed in and by this Act.

New Tolls inſtead of the former.

VI. And be it further enacted, That from and after the paſſing of this Act, it ſhall and may be lawful to and for the Truſtees appointed or to be appointed to put the ſaid ſeveral recited Acts and this preſent Act in Execution, or any Three or more of them, or ſuch Perſon or Perſons as they ſhall appoint, to demand, take and receive the Tolls and Duties following (inſtead of the Tolls and Duties granted by the ſaid recited Acts), at all and every the Gates or Turnpikes erected and to be erected by virtue of the ſaid ſeveral recited Acts and this preſent Act, or any or either of them, before any Horſe, Cattle, Beaſt, or Carriage whatſoever, ſhall be permitted to paſs through the ſame; (that is to ſay),

Tolls.

For every Horſe or other Beaſt drawing any Coach, Chariot, Landau, Berlin, Chaiſe, Calaſh, Hearſe, or Chair, the Sum of Sixpence:

For every Horſe or other Beaſt drawing any Waggon, Wain, Wheel Car, Cart, Tumbril, Car, Drag, or Sledge, the Sum of Four-pence:

For every Horſe or other Beaſt, laden or unladen and not drawing, the Sum of Three Halfpence:

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

And for every Drove of Calves, Hogs, Sheep, Lambs, or Goats, the Sum of Sixpence *per* Score, and ſo in proportion for any leſs Number.

Tolls may be leſſened, and raiſed again.

Which ſeveral and reſpective Sum and Sums of Money ſhall be demanded and taken in the Name of and as a Toll or Duty, and ſhall be collected in ſuch Parts, Shares, and Proportions, and may from Time to Time be leſſened or reduced and raiſed again in ſuch Manner as is by the ſaid firſt recited Act preſcribed, with reſpect to the Tolls thereby granted; and ſhall and may be recovered, levied, and applied in ſuch Manner as they the ſaid Truſtees, or any Seven or more of them, ſhall direct and appoint.

Accounts to be kept of Receipts and Diſburſements.

VII. And be it further enacted, That the Truſtees acting in the Execution of the ſaid recited Acts and this Act ſhall and they are hereby required from Time to Time and at all Times during the Continuance of this Act, to order and direct a Book or Books to be provided and kept by their Clerk or Clerks for the Time being, in which Book or Books ſuch Clerk or Clerks ſhall enter or cauſe to be entered true and regular Accounts of all Sums of Money received, paid, laid out, and expended for or on account of the ſaid Roads, and of the ſeveral Articles, Matters, and Things for which any Sums of Money ſhall have been diſperſed, laid out, and paid;

which Book or Books shall at all seasonable Times be open to the Inspection of any of the said Trustees, and any Creditor or Creditors on the Tolls hereby or by the said recited Acts authorized to be collected on the said Roads, without Fee or Reward; and the said Trustees and Creditors shall or may take Copies of or Extracts from the said Book or Books, or any Part or Parts thereof, without paying any thing for the same; and in case the said Clerk or Clerks shall refuse to permit or shall not permit the said Trustees, or such Creditors, or any of them, to inspect the same, or take such Copies or Extracts as aforesaid, such Clerk or Clerks shall forfeit and pay any Sum not exceeding Five Pounds, to be levied and recovered, paid, and applied as other Penalties can or may be recovered, paid, and applied by virtue of the said recited Acts or either of them.

Trustees not to have Power to administer Oaths on verifying Officers Accounts.

VIII. Provided always, and be it further enacted, That nothing in the said recited Acts contained shall extend or be construed to extend, to authorize or empower the said Trustees, or any of them, to verify the Accounts of or to administer any Oath or Oaths to any Clerk, Treasurer, Collector of the Tolls, Surveyor, or other Officer or Officers, now appointed or hereafter to be appointed, under or by virtue of the said recited Acts or this Act, or either of them.

Exemptions.

IX. And be it further enacted, That from and after the Commencement of this Act, all Exemptions from Tolls granted by the said recited Acts, or either of them, shall cease and be no longer allowed, and that in lieu thereof, the several Exemptions from Tolls herein-after mentioned shall be allowed; (that is to say), that no Tolls shall be demanded or taken for or in respect of any Carriage, 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 or conveying, on the same Day, Stones, Bricks, Lime, Timber, Wood, Gravel, or other Materials for repairing of the said Roads, or any of the Roads in the Townships in which any Part of the said Roads is situate; or Hay, Grass, Straw, or Corn in the Straw, not sold or disposed of, or passing for that Purpose, but passing to be placed or laid up in the Buildings or on the Premises of the Owners thereof; or for or in respect of any Carriage, Horse, Cattle, or Beast, employed only in carrying or conveying, or going empty or unladen to carry or convey, or returning empty or unladen from carrying or conveying, having been employed only in carrying or conveying, any Plough, Harrows, or Implements of Husbandry, or any Mould, Dung, Compost, or other Manure, Lime excepted, to be employed only in Husbandry for manuring or improving Lands, (and not for Purposes of Trade), or for any other thing employed in the managing of any Farms or Lands; or for any Horses or Cattle going to or returning from Pasture or Watering Place, or going to be or returning from being shoed or farried; or from any Person going to or returning from his or her parochial Church or Chapel, or from any Person going to or returning from his or her usual Place of Religious Worship tolerated by Law, on a *Sunday*, or on any other Day on which Divine Service is ordered by Authority to be celebrated; or for any Hearse or Carriage, Horse or Beast, conveying the Corpse, or attending the Funeral of any Person who shall die and be buried in any of the Parishes in which the said Roads do lie; or for any Horse, Beast, Cattle, or Carriage, of whatever Description, employed or to be employed in conveying the Mails of Letters and Expresses

under

under the Authority of His Majesty's Post Master General, either when employed in conveying or returning back from conveying the same; or for or in respect of any Horses or Carriages belonging to His Majesty or any of the Royal Family, or any Horses or Carriages attending His Majesty or any of the Royal Family; or for any Horse, Beast, Cattle, or Carriage attending any Soldiers on their March, or on Duty, or attending them with their Arms or Baggage; or 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, for, or belonging to His Majesty, for the Use of His Majesty's Forces, or returning from attending them on such Occasions; 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 or Review, (provided that such Persons are in the Uniforms 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 Exemptions); or for any Horse, Cart, Waggon, or other Carriage, employed in the Conveyance of Vagrants sent by legal Passes, or returning from such Employment; or for any Horse, Cattle, Beast, or Carriage, carrying or conveying any Person or Persons going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the said Counties of *Merioneth*, *Montgomery*, or *Denbigh*, 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 or Persons shall, in any fraudulent or collusive Manner whatsoever, 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 Forty Shillings, whereof One Moiety shall go to the Informer, and the other Moiety shall be applied to the Purposes of this and the said recited Acts; and in all Cases the Proof of Exemption shall lie on the Persons claiming the same; which Penalty shall and may be recovered, levied, paid, and applied in such and the same Manner as Penalties are directed to be recovered, levied, paid, and applied by the said recited Acts, or any or either of them.

Exemptions by 55 G. 3. to extend to this Act.

X. And be it further enacted, That all Waggons, Carts, or other Carriages, having the Wheels and Axletrees formed as directed by an Act passed in the Fifty-fifth Year of the Reign of His present Majesty, intituled *An Act to enable the Trustees of Turnpike Roads to abate the Tolls on Carriages, and to allow of their carrying extra Weights in certain Cases, and the Horses and other Cattle drawing the same*, shall have and enjoy the Privileges and Exemptions granted thereby.

Owners or Drivers of Waggons in the King's Service not subject to Penalties for Overweight.

XI. And be it further enacted, That no Person owning or driving, or causing to be driven, any Waggon, Wain, Cart, or other Carriage, provided for the Service of His Majesty's Forces, or conveying any Ordnance, Barrack, or Commissariat, or other public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, shall be subject to any Penalty or Forfeiture for Overweight in any such Waggon, Wain, Cart, or other Carriage, or for 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 Acts of Parliament

liament relating to Highways or Turnpike Roads, or in this Act contained to the contrary notwithstanding.

Toll Collectors to put up their Names.

XII. And be it further enacted, That every Toll Collector appointed either by the said Trustees, or by any Lessee or Lessees under them, to collect the Tolls payable at any Turnpike or Toll Gate to be continued or erected upon the said Roads, shall, and he or she is hereby required to place his or her Christian and Surname, painted on a Board in legible Characters, in the Front or on some other conspicuous Part of the Toll House or Toll Gate, immediately upon coming on Duty, each of the Letters of such Name to be at least Two Inches in Length, and of a Breadth in proportion, and painted either in White Letters on a Black Ground, or Black Letters on a White Ground, and shall continue the same so placed during the whole Time he or she shall be upon such Duty; and if any Collector of the said Tolls shall not place such Board as aforesaid, and keep the same there during the Time aforesaid, or shall demand or take a greater or less Toll from any Person or Persons than he or she shall be authorized to do by virtue of this Act, or shall demand and take a Toll from any Person or Persons who shall be exempt from the Payment thereof, and claim such Exemption, or shall refuse to permit or suffer, or shall in anywise hinder any Person or Persons from reading such Christian or Surname, or shall refuse to tell his or her Christian or Surname to any Person or Persons who shall demand the same, on having been paid the said Tolls, or any of them, or shall give a false Name or Names on such Demand, or shall refuse or neglect to deliver, on the Payment of such Toll, a Ticket *gratis*, denoting the Payment of the Toll, and naming and specifying the Gate or Gates freed by such Payment, or shall make use of any scurrilous or blasphemous Language to any Person or Persons travelling upon the said Roads, or shall without sufficient Cause detain or delay any Person or Persons travelling thereon; then and in every Case every such Collector shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence, as the Justice or Justices before whom an Information shall be laid shall adjudge; and such Penalty shall be levied, recovered, paid, and applied, in such and the same Manner as other Penalties are by the said recited Acts, or either of them, directed to be levied, recovered, paid, and applied.

Clerk restrained from acting as Treasurer, and vice versa.

XIII. Provided always, and be it further enacted, That it shall not be lawful for the said Trustees to continue or appoint the Person who has been or may be appointed to act as their Clerk in the Execution of the said recited Acts and this Act, or the Partner of any such Clerk, the Treasurer for the Purposes of the said Acts and this Act; or to continue or appoint the Person who has been or may be appointed Treasurer, or the Partner of any such Treasurer, the Clerk to the said Trustees for executing the said Acts and this Act; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of the said Acts and this Act, or if any Person being the Partner of any such Clerk, shall act as Treasurer, or being the Partner of any such Treasurer, shall act as Clerk in the Execution of the said Acts and this Act, every Person so offending shall for every such Offence forfeit and pay the Sum of Fifty Pounds, to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlance, shall be allowed.

XIV. And

XIV. And be it further enacted, That it ſhall not be lawful for the ſaid Truſtees, in diverting, turning, or altering the Courſe or Path of any Part or Parts of the ſaid Roads, to deviate more than One hundred Yards from the preſent Line or Courſe of the ſaid Roads, without the Conſent in Writing of the Owners or reputed Owners and Occupiers for the Time being of the Lands or Grounds which may be affected by any ſuch Diverſion or Alteration.

In altering the Courſe of the preſent Road, Truſtees not to deviate more than 100 Yards from the preſent Line.

XV. And be it further enacted, That no Gate of any Park, Paddock, Field, or Incloſure whatſoever, ſhall be made to open into or towards any Part of the ſaid Turnpike Roads, or any Footpath belonging thereto, or be ſuffered to continue ſo to open, except the hanging Poſt thereof ſhall be Thirty Feet at leaſt from the Centre of any ſuch Part of the ſaid Turnpike Roads; and the Occupier or Occupiers of every Park, Paddock, Field, or Incloſure, having any Gate opening outwards contrary to the Meaning of this Act, ſhall, within Twenty Days after Notice to him, her, or them given, either perſonally or in Writing from the Surveyor of the ſaid Turnpike Roads, cauſe ſuch Gate to be hung ſo that the ſame ſhall open inward, and not ſwing towards the ſaid Turnpike Roads, (whenever the ſame ſhall be practicable); but in every Caſe in ſuch a Manner as that no Part of the Gate, when open, ſhall project over any Part of the ſaid Turnpike Roads, or any Footpath belonging thereto; and in default thereof the Surveyor of the ſaid Turnpikes Road is hereby authorized to cauſe the Gate to be hung according to the Intention of this Act; and the Perſon or Perſons guilty of ſuch Neglect or Default, ſhall, upon Complaint made to any Juſtice or Juſtices of the Peace acting in and for the Diſtrict or Diviſion of the County of *Merioneth*, where ſuch Neglect ſhall appear, and upon Conviction upon the Oath of One credible Witneſs, pay to ſuch Surveyor ſuch Sum as the ſaid Juſtice or Juſtices ſhall direct, to defray the Expence of making the Alteration and hanging ſuch Gate, and ſhall alſo forfeit and pay a further Sum not exceeding Forty Shillings for his or their Neglect therein, to be fixed by and at the Diſcretion of the Juſtice or Juſtices before whom ſuch Conviction ſhall be made.

Gates to open inwards.

XVI. And be it further enacted, That if any Mortgagee or Mortgagees of the Toll Gates, Bars, Chains, Toll Houſes, and Buildings erected or to be erected by virtue of the ſaid recited Acts or this Act, on the ſaid Roads, ſhall ſeek to obtain the Poſſeſſion of the ſaid Toll Gates, Bars, Chains, Toll Houſes, and Buildings, or the Tolls authorized to be collected thereat, in order to pay himſelf, herſelf, or themſelves, the Principal Money and Intereſt, or any Part thereof due to him, her, or them, it ſhall be competent for him, her, or them, as Leſſor or Leſſors of the Plaintiff, and upon his, her, or their Demiſe only, and without uniting in ſuch Demiſe the other Mortgagees of the ſaid Tolls and Premiſes, to obtain ſuch Poſſeſſion; but ſuch Perſon or Perſons who ſhall obtain the Poſſeſſion thereof, ſhall not apply the Tolls which may conſequently be received by him, her, or them, to his, her, or their own excluſive Uſe and Benefit, but to and for the Uſe and Benefit of all the Mortgagees of the ſaid Tolls, Toll Gates, Buildings, and Premiſes, *pari paſſu*, and in proportion to the ſeveral Sums which may be due to them as ſuch Mortgagees.

An Action of Ejectment may be ſupported by One Mortgagee.

XVII. And be it further enacted, That it ſhall be lawful for the Surveyor or Surveyors of the ſaid Roads, and to and for all ſuch Perſon or Perſons as he or they reſpectively ſhall appoint, to ſearch for, cut, dig, get,

For getting Materials to make and repair the Road.

get, gather, and take away any Furze, Heath, Stones, Gravel, Sand, or other Materials for repairing the ſaid Roads, out of or from any Commons or Waſte Grounds, common River, Brook, or Pit in any Pariſh, Townſhip, or Place, in which any Part of the ſaid Roads ſhall lie, or in any adjoining Pariſh, Townſhip, or Place, without paying any Thing for the ſame, the ſaid Surveyor or Surveyors, or other Perſon or Perſons acting by his or their Appointment, filling up the Pits or Quarries, levelling the Ground, or ſloping down the Banks where ſuch Materials ſhall be taken, or railing or fencing-off ſuch Pits or Quarries, ſo that the ſame may not be dangerous to Paſſengers or Cattle; and alſo that ſuch Surveyor or Surveyors, or other Perſon or Perſons as aforeſaid, may, by Order of any Two or more Juſtices of the Peace for the County or Place in which the ſaid Roads do lie, ſearch for, cut, dig, get, gather, and take away any Materials as aforeſaid, in, out of, or from the private Lands, Fields, or Grounds of any Perſon or Perſons where the ſame may be had or found, (ſuch Lands, Fields, or Grounds, not being a Garden or Orchard, Yard, Park, Paddock, Walk or Walks, or Avenue to any Houſe, or any Piece of Ground planted and ſet apart as a Nurſery for Trees, making or tendering ſuch Satisfaction for the ſame, and for any Damages done thereby to the Owner or Occupiers of the Grounds and Premiſes, where and from whence the ſame ſhall be cut, dug, gotten, gathered, and taken or carried away, or over which the ſame or any other Materials for repairing the ſaid Roads ſhall be carried, according to their reſpective Rights and Intereſt in ſuch Ground and Premiſes, as the ſaid Truſtees or any Three or more of them ſhall deem reaſonable; and in caſe of any Difference between the ſaid Truſtees, Surveyor or Surveyors, or other Perſons employed as aforeſaid, and the ſaid Owners or Occupiers, or any of them, concerning the Value of ſuch Materials and Damages, it ſhall be lawful for any Two Juſtices of the Peace for the County or Place in which the ſaid Roads do lie, on Ten Days Notice thereof in Writing being given by either Party to the other, or left at his, her, or their Place or Places of Abode, to hear, ſettle, and determine the Matters of ſuch Payment and Damages, and the Judgment and Order of the ſaid Juſtices therein ſhall be final and concluſive to all Parties; and in caſe of Nonpayment, upon Demand, of any Sum or Sums of Money ſo ordered to be paid, the ſame ſhall and may, by virtue of a Warrant under the Hands and Seals of ſuch Juſtices, be levied by Diſtreſs and Sale of the Goods and Chattels of the Party or Parties liable to pay the ſame.

Penalty on pulling up or damaging Mile Stones, and on Perſons injuring the Road, or committing Nuiſances thereon.

XVIII. And be it further enacted, That if any Perſon or Perſons ſhall wilfully pull up or damage any Direction or Mile Poſt or Stone erected or fixed, or to be erected or fixed in or near the Side or Sides of the ſaid Turnpike Roads, or ſhall obliterate or deface any of the Letters, Figures, or Marks inſcribed thereon; or if any Perſon ſhall ſuffer any Horſe or other Beaſt or Cattle, Pig or Swine, to graze or ſtray upon the ſaid Roads, or on the Footpath, or on the Side or Sides thereof, or ſhall ride upon any Footway or Cauſeway formed upon or on the Side of or adjoining to the ſaid Turnpike Roads, or ſhall drive any Horſe, Beaſt, or Swine, or any Carriage upon, or cauſe any Damage to be done to any Footway or Cauſeway; or if any Perſon driving any Pigs or Swine upon the ſaid Turnpike Roads ſhall wilfully ſuffer them to root up or damage the ſame, or the Fences on either Side thereof; or if the Driver of any Waggon, Cart, Dray, Sledge, or other Carriage uſed for the Carriage of Goods or Merchandize,

chandize, ſhall ride on the Shafts or other Part of ſuch Waggon, Cart, Dray, Sledge, or other Carriage, or on any of the Horſes drawing the ſame, upon any Part of the ſaid Turnpike Roads; or if any Perſon driving any Coach, Chaiſe, or other ſuch Carriage, upon the ſaid Turnpike Roads, meeting another Coach, Chaiſe, Waggon, Cart, or other Carriage, ſhall not keep his Carriage on the Left or Near Side of the ſaid Turnpike Roads, and alſo keep on the ſame Side himſelf or herſelf; or if any Perſon ſhall in any other Manner wilfully prevent any other Perſon or Perſons from paſſing him or her, or any Coach, Chaiſe, Waggon, Cart, or other Carriage under his or her Care upon the ſaid Turnpike Roads; or if any Perſon ſhall make or aſſiſt in making any Fire or Fires, or ſet fire to or let off or throw any Squib, Rocket, Serpent, or Firework whatſoever, or play at Football or any other Game, to the Annoyance of any Paſſenger or Paſſengers, on any Part of the ſaid Turnpike Roads; or if any Perſon ſhall leave any Carriage (except in Caſes of Accident) upon or on the Side of the ſaid Turnpike Roads, longer than may be neceſſary to load or unload the ſame, either with or without any Horſe or Beaſt of Draught harneſſed or yoked thereto; or in caſe ſuch Carriage ſhall not during ſuch Time be drawn up as near to the Side of the ſaid Roads as conveniently may be; or ſhall wilfully or negligently lay or ſcatter any Timber, Stones, Chalk, Marl, Lime, Hay, Straw, Dung, Manure, Soil, Rubbiſh, or other Matter or Thing whatſoever, upon the ſaid Turnpike Roads, or on the Side or Sides thereof, between the ſaid Turnpike Roads and the Fences now ſtanding or hereafter to be erected on the Sides thereof; or if any Perſon, after having blocked any Carriage whatſoever in going up any Hill or riſing Ground, ſhall leave on the ſaid Turnpike Roads the Stone or other Thing uſed in ſuch Blocking; or if any Perſon ſhall plough, dig, or break up any of the Soil between any Part of the ſaid Turnpike Roads, and ſuch Fences as aforeſaid, for the Purpoſe of making Compoſt or Manure, or otherwiſe ſhall ſcrape off any Soil or other Thing from the ſaid Turnpike Roads or the Sides thereof, or ſhall take up and carry away any Scrapings thereof, without the Leave of the ſaid Truſtees or their Surveyor or Surveyors; or if the Occupier or Occupiers of any Head Lands adjoining to the ſaid Turnpike Roads, or any Part thereof, or any other Perſon or Perſons, ſhall plough up ſuch Lands to the Extremity thereof, adjoining to the ſaid Turnpike Roads, in a tranſverſe Direction with the ſaid Turnpike Roads, without leaving a ſufficient Head Land to turn his, her, or their Plough or Ploughs, and the Horſes or other Beaſts drawing the ſame thereon, without coming upon the ſaid Turnpike Roads, or any Part thereof for that Purpoſe, and which Head Land ſhall afterwards be ploughed only in a Direction parallel with the ſaid Turnpike Roads; every Perſon ſo offending in any of the Caſes aforeſaid, ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Forty Shillings, to be recovered and applied in ſuch and the ſame Manner as other Penalties are by the ſaid recited Acts, or either of them, directed to be recovered and applied.

XIX. Provided always, and be it further enacted, That if any Diſpute or Difference ſhall ariſe concerning the Amount of any Tolls due or the Charges occaſioned by any Diſtreſs, it ſhall be lawful for the Collector or Perſon diſtraining to retain ſuch Diſtreſs, or the Money ariſing from the Sale thereof, as the Caſe may happen, until the Amount of the Tolls due, and

Diſputes about Tolls to be ſettled by a Juſt.

and the Charges of ſeizing, diſtraining, keeping, and ſelling the ſame, (as the Caſe ſhall happen), ſhall be aſcertained by One or more Juſtice or Juſtices of the Peace for the County where the Cauſe of ſuch Diſpute ſhall ariſe, who, upon Application to him or them made for that Purpoſe, is and are hereby authorized and required to examine the Matter upon Oath of the Parties or other Witneſs or Witneſſes, and to determine the Amount of the Tolls due, and it ſhall be lawful for ſuch Juſtice or Juſtices to aſſeſs and award ſuch Coſts and Charges to be paid by either of the Parties to the other of them, as he or they ſhall think reaſonable; and in caſe of the Nonpayment of the Coſts and Charges ſo aſcertained upon Demand, the ſame ſhall and may, by virtue of a Warrant under the Hand and Seal of ſuch Juſtice or Juſtices, be levied by Diſtreſs and Sale of the Goods and Chattels of the Party or Parties liable to pay the ſame.

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

XX. And be it further enacted, That if any Money ſhall be agreed or awarded to be paid for any Lands and Hereditaments purchaſed, taken, or uſed by virtue of the Powers of the ſaid recited Acts or 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, ſuch Money ſhall, in caſe the ſame ſhall amount to the Sum of Two hundred Pounds or upwards, 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 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 and 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 and Hereditaments, or affecting other Lands and 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 the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Lands and 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 meantime, 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 meantime and until the ſaid Bank Annities 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 and Hereditaments ſo by the ſaid recited Acts, or either of them, or this Act,

Act, directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

Where leſs than 200l. and exceeding 20l.

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

Where leſs than 20l.

XXII. Provided alſo, and be it further enacted, That where ſuch Money ſo agreed or awarded 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 and 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 Three 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;

XXIII. 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 or Hereditaments to be purchaſed by virtue of the ſaid recited Acts or 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 Three or more of them; 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 or Hereditaments be not known or diſcovered, then and in every ſuch caſe it ſhall be lawful for the ſaid Truſtees, or any Three 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 or Hereditaments (deſcribing them) ſubject to the Order, Controul, and Diſpoſition of the ſaid Court; which ſaid Court, on the Application of any Perſon or

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

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

Where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank, the Person in Possession of the Lands, &c. at the Time of the Purchase, shall be deemed entitled thereto, unless such Possession was a wrongful Possession.

XXIV. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, in pursuance of this Act, for the Purchase of any Lands or Hereditaments, or of any Estate, Right, or Interest in any Lands or Hereditaments to be purchased in pursuance of the said recited Acts or of this Act, or to any Bank Annuities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of any such Lands 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 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 or Hereditaments, or to some Estate or Interest therein.

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

XXV. 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 or Hereditaments to be purchased under the Authority of the said recited Acts or of this Act, the Purchase Money for the same shall be required to be paid into the Court of Chancery, and to be applied in the Purchase of other Lands or Hereditaments, to be settled to the like Uses, in pursuance of the said recited Acts and this Act, it shall be lawful for the said Court of Chancery to order the Expences of all Purchases from Time to Time to be made in pursuance of the said 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, 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.

XXVI. And

Tolls liable to the Payment of Money borrowed.

XXVI. And be it further enacted, That the Tolls and Duties granted by this Act, and alſo the ſeveral Gates, Turnpikes, Toll Houſes, and Toll Bars erected or to be erected by virtue of the ſaid ſeveral recited Acts and this preſent Act, ſhall be, and are hereby declared to be, ſubject and liable to the Payment of all and every Sum and Sums of Money borrowed and to be borrowed by virtue of the ſaid recited Acts reſpectively and this preſent Act, and of all Intereſt due and to grow due for the ſame; and no Act, Order, or Determination of the ſaid Truſtees, with regard to the mortgaging, aſſigning, or transferring the Tolls, or touching the Application thereof, or of any Money borrowed or to be borrowed on the Credit thereof, ſhall be revoked or altered at any ſubſequent Meeting, unleſs Ten Days previous Notice ſhall have been given under the Hand of the Clerk to the ſaid Truſtees, and affixed on the Town Halls of *Bala* and *Dolgelley* reſpectively, and publiſhed in the *Shrewſbury* and *Cheſter* Newſpapers, ſignifying the Time, Place, and Purpoſe of holding ſuch Meeting; and unleſs Seven Truſtees be preſent and conſenting to the revoking or altering the ſame; and that the Order or Determination therein or thereon of Seven Truſtees, at a Meeting ſo held as aforeſaid in purſuance of ſuch Notice, ſhall be as ſufficient and effectual, to all Intents and Purpoſes, as if made or done at a General Meeting for the Purpoſe, and Nine Truſtees being preſent and conſenting to the revoking or altering the ſame; any thing in the ſaid recited Acts or either of them to the contrary notwithſtanding.

So much of 36 G. 3. as directs that the Tolls ſhall not be applied to the Repair of the additional Roads repealed.

XXVII. And be it further enacted, That ſo much of the laſt recited Act as enacts that none of the Tolls collected or to be collected at any Gate or Turnpike erected or to be erected on the Roads by the ſaid firſt recited Act directed to be repaired, or any Money borrowed or to be borrowed on the Credit thereof, ſhall in anywiſe be applicable or applied to the Repair of any of the additional Roads mentioned in the ſaid laſt recited Act, nor ſhall any of the Tolls to be collected on any of the ſaid additional Roads, or any Money to be borrowed on the Credit thereof, in anywiſe be applicable or applied to the Repair of any of the Roads by the ſaid firſt recited Act directed to be repaired, ſhall be and is hereby repealed.

Truſtees may apply the Tolls to the Repair of the additional Roads.

XXVIII. And be it further enacted, That the ſaid Truſtees or any Three or more of them in Meeting aſſembled, ſhall and may from Time to Time, as they may ſee Occaſion and deem meet and beneficial to the Public in the Execution of their Truſt, apply, order, or direct the Application of any Monies appearing to be collected and unapplied to the Purpoſes of the ſaid firſt recited Act, to the Repair and Improvement of the ſaid additional Roads in the ſaid laſt recited Act mentioned: Provided always, that it ſhall appear that a ſufficient Sum be ſet apart in the firſt Inſtance, to defray the Intereſt due to the Creditors on the Tolls or Turnpikes erected or to be erected on the Roads ſpecified in the ſaid firſt recited Act, and to keep the ſame in repair, and not otherwiſe.

Application of Surplus Money.

XXIX. Provided always, and be it further enacted, That if any Creditor on any of the Tolls ſhall, by Writing under his or her Hand, or that of his or her accredited Agent, give Notice to the Clerk or Treaſurer, or Clerks or Treaſurers, that he or ſhe wiſhes to be paid off the

the Money due to him or her from the ſaid Tolls of the ſaid Roads, then and in that Caſe no Part of ſuch Monies ariſing from the ſaid Tolls (except ſuch Sum as at the Time of giving ſuch Notice ſhall be due and owing for any Repairs or Alterations previouſly done to the ſaid Roads), ſhall be applied for any Purpoſe until ſuch Money ſhall have been fully paid and ſatisfied, or until the ſaid Creditor ſhall have withdrawn his or her ſaid Notice; and if any ſuch Clerk or Treaſurer ſhall, after ſuch Notice, pay or apply any of ſuch Monies in any other Manner, he ſhall be liable to anſwer perſonally for the ſame, as for Money had and received to and for the Uſe of ſuch Creditor, in any Action or Suit of Debt or Aſſumpſit, in which no Eſſoign or Wager of Law ſhall be allowed.

Allowing additional Tolls to be taken on ſeveral Roads.

XXX. And whereas the Tolls impoſed by the ſaid firſt recited Act are authorized to be taken but once in One Day, between *Dolgelley* and *Barmouth*, between *Towyn* and *Barmouth Ferry*, and between *Dolgelley* (through *Dinas y Mowddy*) and the Turnpike Gate at *Groeſlwyd*; and Twice in One Day between *Bala* and *Dolgelley*, between *Dolgelley* and *Tanybwlch*, between *Dolgelley* (through *Towyn*) and *Aberdovey*, between *Bala* and the Confines of the County of *Merioneth*, at or near *Traethmawr*, and between *Dolgelley* and *Pont ar Ddulas*, which being Roads the Repairs whereof reſpectively are attended with very great and conſtant Expence, it is reaſonable that one other Toll ſhould be made payable on each of the ſaid Roads; be it therefore enacted, That from and after the paſſing of this Act ſo much of the ſaid recited Act as reſtrains the taking or receiving more than One Toll between *Dolgelley* and *Barmouth*, between *Towyn* and *Barmouth Ferry*, and between *Dolgelley* (through *Dinas y Mowddy*) and the Turnpike Gate at *Groeſlwyd*; and more than Two Tolls between *Bala* and *Dolgelley*, between *Dolgelley* and *Tanybwlch*, between *Dolgelley* (through *Towyn*) and *Aberdovey*, between *Bala* and the Confines of the County of *Merioneth*, at or near *Traethmawr*, and between *Dolgelley* and *Pont ar Ddulas* as aforeſaid, ſhall be and the ſame is hereby repealed, and that from henceforth during the Continuance of the ſaid former Acts and this preſent Act, it ſhall and may be lawful to and for the ſaid Truſtees appointed in or by virtue of the former Acts or either of them, and by this preſent Act, or any Three or more of them, to order and direct the Tolls impoſed by this Act to be collected and received at ſuch Gates and Turnpikes erected or to be erected between *Dolgelley* and *Barmouth*, between *Towyn* and *Barmouth Ferry*, between *Dolgelley* (through *Dinas y Mowddy*) and the Turnpike Gate at *Groeſlwyd*, between *Bala* and *Dolgelley*, between *Dolgelley* and *Tanybwlch*, between *Dolgelley* (through *Towyn*) and *Aberdovey*, between *Bala* and the Confines of the County of *Merioneth*, at or near *Traethmawr*, and between *Dolgelley* and *Pont ar Ddulas*, as they ſhall from Time to Time think fit, ſo that the ſame ſhall not extend to charge or ſubject any Perſon or Perſons travelling the ſaid Roads from *Dolgelley* to *Barmouth*, from *Towyn* to *Barmouth Ferry*, and from *Dolgelley* (through *Dinas y Mowddy*) to the Turnpike Gate at *Groeſlwyd*, to the Payment of more than Two Tolls; nor any Perſon or Perſons travelling the ſaid Roads from *Bala* to *Dolgelley*, from *Dolgelley* to *Tanybwlch*, and from *Dolgelley* (through *Towyn*) to *Aberdovey*, from *Bala* to the Confines of the County of *Merioneth*, at or near *Traethmawr*, and from *Dolgelley* to *Pont ar Ddulas*, to the Payment of more than Three Tolls for paſſing and repaſſing in any one Day through all the Gates or Turnpikes

Turnpikes erected or to be erected upon the ſaid Roads reſpectively; any thing in the ſaid former Acts or either of them contained to the contrary notwithſtanding.

Certain Lanes, &c. to be ſtopped up.

XXXI. And in order to prevent evading the Payment of the Tolls, be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees, or any Three or more of them, to ſtop up or cauſe to be ſtopped up and diſcontinued, the Lane or Way leading from *Pennant* in the Pariſh of *Llandrillo*, by *Tynycoed* and *Tynyfach*, through *Frith Tynyffordd* to the Turnpike Road leading from *Llandrillo* to *Bala*, and alſo a certain other Lane or Way leading from the Turnpike Road leading from *Dolgelley* to *Dinas Mowddwy* by *Gwanas* and *Ty'nyllidiart*, and alſo that Lane or Road branching from the ſame and leading under *Caerynwch Old Houſe* to *Braich-y-Ceunant*, in ſuch Manner as they the ſaid Truſtees, or any Three or more of them, ſhall think proper and direct; and if any Perſon or Perſons whomſoever, with any Horſe, Cattle, or Carriage whatſoever, ſhall uſe or travel the Lanes or Ways aforeſaid, during the Continuance of the ſaid recited Acts and this preſent Act, ſuch Perſon or Perſons ſhall be liable to a Penalty not exceeding Twenty Shillings for every ſuch Offence; but nothing herein contained ſhall extend to prejudice, interrupt, or hinder the Owners or Occupiers of any Lands, Grounds, or Hereditaments, adjoining or lying contiguous to the ſaid Lanes or Ways which ſhall be ſtopped up and diſcontinued as aforeſaid, or their Servants, Horſes, Cattle, or Carriages, from paſſing or repaſſing to or from ſuch Lands, Grounds, or Hereditaments.

The Truſtees to erect a Turnpike Gate between Pont Aber Corys and Pont ar Ddulas.

XXXII. And be it further enacted, That ſo much of the ſaid recited Act of the Seventeenth Year of His preſent Majeſty as enacts that no Turnpike or Toll Houſe ſhall be erected between a certain Place called *Pont Aber Corys*, in the County of *Merioneth*, and *Pont ar Ddulas*, ſhall be and is hereby repealed.

Statute Labour.

XXXIII. And be it further enacted, That ſo much of the ſaid recited Acts as relates to the Performance of Statute Labour on the ſaid Roads ſhall be and the ſame is hereby repealed; and that from and after the Commencement of this Act, 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 be lawful for any Two or more Juſtices of the Peace for the Riding, Liberty, or Place in which the ſaid Roads do lie, and they are hereby required and empowered, upon Application made to them by the ſaid Truſtees, or any Three or more of them, or by their Treaſurer, 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, 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 of 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 to 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, Townſhip, or Place, to bring 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, Townships, 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 are or may be directed by any Law or Statute in Force or Effect for the Repairs of the public Highways; and out of such Lists the said Justices shall and may allot, appoint, and order such and so many of the Persons who shall appear to be subject and liable to do 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 any Three or more of them, or their Surveyor or Surveyors shall from Time to Time order, direct, or appoint; and the said Justices shall and may order and direct the Persons who by such Lists shall 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 Surveyor or Surveyors of such Parish or Township respectively, to be by him or them paid over 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 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 Penalties are by the said Acts or any of them authorized or directed to be recovered; and each and every Person who shall neglect or refuse to do such Statute Work as aforesaid, after Notice in Writing given to or left for him, her, or them at his, her, or their last or usual Place or Places of Abode for that Purpose, by any Surveyor to the said Trustees, shall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horse or Horses, Beast or Beasts, to be provided by him, her, or them, be subject and liable to such Fines, Penalties, and Forfeitures, as such Person or Persons may be subject or liable to by any Law or Statute now in Force or Effect for the Repair of the public Highways; and if any Person who shall come to work as a Labourer, or who 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 dismiss 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 as aforesaid, in such and the same Manner 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 of the said Trustees, and applied towards amending the said Roads; and in case the Surveyor or Surveyors of the Highways for any of the said Parishes, Townships, or Places, shall refuse or wilfully neglect to give in any such Lists as aforesaid, or shall knowingly or wilfully give in false and imperfect Lists, or shall refuse or neglect to pay over such Composition Money, or any Part thereof, in Manner aforesaid, every such

ſuch Surveyor ſo offending ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Ten Pounds, to be levied, recovered, paid, and applied in ſuch and the ſame Manner as Penalties are by the ſaid recited Acts or either of them directed to be levied, recovered, paid, and applied.

Expences of this Act how to be paid.

XXXIV. And be it further enacted, That the Charges and Expences of procuring and paſſing this Act, and alſo all Coſts, Charges, and Expences incident thereto, ſhall, in the firſt Place, be paid and ſatisfied out of the Tolls and Duties ariſen or to ariſe by virtue of the ſaid recited Acts and of this preſent Act, or out of the Money borrowed or to be borrowed on the Credit of the ſaid Acts, in ſuch Parts, Shares, and Proportions as the Truſtees appointed to put the ſaid ſeveral Acts in Execution, at a General Meeting to be held at the *White Lion*, in the Town of *Bala*, on the Third *Tueſday* after the paſſing of this Act, or the major Part of them then and there aſſembled, ſhall limit and appoint.

Limitation of Actions.

XXXV. And be it further enacted, That no Action or Suit ſhall be brought or commenced againſt any Perſon or Perſons for any Thing done in purſuance of the ſaid recited Acts or of this preſent Act, until Twenty-one Days Notice ſhall have been thereof given to the Clerk or Clerks for the Time being to the ſaid reſpective Truſtees, or after ſufficient Satisfaction or Tender of Amends hath been made to the Party or Parties aggrieved, or after Three Calendar Months next after the Fact committed; and every ſuch Action or Suit ſhall be laid or brought in the County or Place where the Action or Cauſe of Action ſhall ariſe, and not elſewhere; and the Defendant or Defendants in every ſuch Action or Suit ſhall and may, at his, her, or their Election, plead ſpecially or the General Iſſue, and give this Act and the ſpecial Matter in Evidence at any Trial to be had thereupon, and that the ſame was done in purſuance and by the Authority of the ſaid recited Acts or of this preſent Act; and if the ſame ſhall appear to have been ſo done, or if ſuch Action or Suit ſhall be brought before Twenty-one Days Notice ſhall have been thereof given, or after ſufficient Satisfaction made or tendered, or after the Time limited for bringing the ſame as aforeſaid, or ſhall be brought in any other County or Place than as aforeſaid, then the Jury ſhall find for the Defendant or Defendants; and upon ſuch Verdict, or if the Plaintiff or Plaintiffs ſhall be nonſuited or diſcontinue his, her, or their Action or Suit, after the Defendant or Defendants ſhall have appeared, or if upon Demurrer, Judgment ſhall be given againſt the Plaintiff or Plaintiffs, the Defendant or Defendants ſhall recover Treble Coſts, and ſhall have ſuch Remedy for recovering the ſame as any Defendant or Defendants hath or have in other Caſes by Law.

General Iſſue.

Treble Coſts.

Public Act.

XXXVI. And be it further enacted, That this Act ſhall be deemed, adjudged, 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.

Term and Continuance of this Act.

XXXVII. And be it further enacted, That the Term granted and continued by the ſaid laſt recited Act ſhall, after the paſſing of this Act, ceaſe and

and determine; and that the said recited Acts (subject to the Alterations, Amendments, and Additions herein contained) and this Act shall from thenceforth continue and be in full Force and Effect, 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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