ANNO QUINQUAGESIMO

GEORGII III. REGIS.

Cap. 56.

An Act for enlarging the Term and Powers of Two Acts of His preſent Majeſty, for repairing the Road from *Gibbet Lane* to *Wolverhampton*, in the County of *Stafford*, and ſeveral other Roads ther in deſcribed, and for extending the ſaid Roads from *King's Wood Common* to the Turnpike Road leading from *Weſton under Lizard* to *Newport*, in the County of *Salop*. [18th *April* 1810.]

WHEREAS an Act was paſſed in the Twenty-firſt Year of the Reign of His late Majeſty King *George* the Second, intituled, *An Act for repairing the Roads leading from* Sutton Coldfield *Common to the Town of* Walſall, *and from* Sneal's Green *to* Walſall, *and from* Walſall *to* Park Brook, *which divides the Pariſhes of* Wolverhampton *and* Walſall, *and from* Gibbet Lane *to* Wolverhampton, *and from* Compton *to the End of the County of* Stafford, *and from* Wolverhampton *to the* Wergs, *and from thence to* Shiffnall, *and from the* Wergs *to* Hales Heath, *and from* Wolverhampton *to* Cannock Wood *in the Road to* Lichfield: And whereas by the ſaid Act the ſaid ſeveral Roads were divided into two ſeparate and diſtinct Diſtricts, and ſeparate Truſtees were appointed for the Care of the ſaid ſeveral Roads within each Diſtrict reſpectively: And whereas the Truſtees for the Care of the Roads within the *Wolverhampton* Diſtrict borrowed a conſiderable Sum of Money on the Credit of the ſaid Act, which Money now remains unpaid: And whereas another Act was paſſed in the Twelfth Year of the Reign of His preſent Majeſty, intituled, *An Act to continue the* 21 G. 2. c. 25. 12 G. 3. c. 101.

Term and vary the Powers of so much of an Act made in the Twenty-first Year of the Reign of His late Majesty, for repairing the Road from Sutton Coldfield *Common, and several other Roads therein described, in the County of* Stafford, *as relates to the* Wolverhampton *District of Roads*, whereby so much of the said Act of the Twenty-first Year of His said late Majesty as relates to the several Roads forming the first District of Roads in the said Act described, called *The* Wolverhampton *District of Roads*, is declared to be repealed from and after the Twenty-fourth Day of *June* One thousand seven hundred and seventy-two: And whereas by the last recited Act, certain Persons were appointed Trustees for repairing the Road leading from a Place called *Gibbet Lane*, in the Common Road from *Bilston* in the said County of *Stafford*, to the Beginning of the Pavement in a certain Street called *Bilston Street*, in the said Town of *Wolverhampton*, and from the End of the Pavement in a certain Street called *Barn Street* in *Wolverhampton*, through the Village of *Compton*, to the End of the said County of *Stafford*, in the Road leading to *Bridgnorth*, in the County of *Salop*, and from a Place called *Chapel Ash*, near *Wolverhampton* aforesaid, through the Villages of *Tettenhall*, *Wergs*, *Wrottesley*, *Bonninghall*, and *Upton*, to the Town of *Shiffnall*, in the said County of *Salop*, and from the *Wergs* to the Bottom of *King's Wood* Common, in the Road to *Albrighton*, in the County of *Salop*, and also the Road leading from the End of the Pavement near the *Ram*, at the Top of a certain Street in *Wolverhampton* called *Thief Street*, to the Beginning of the Pavement at the West End of *Willenhall*, and from the East End of the Pavement in *Willenhall* aforesaid, to *Park Brook*, which divides the Parishes of *Wolverhampton* and *Walsall*, and for carrying the several Purposes of the said Act into Execution, from the Twenty-fourth Day of *June*, One thousand seven hundred and Seventy-two, for and during the Term of Twenty-one Years: And whereas it is by the said last recited Act enacted and declared, That the several and respective Tolls thereby granted and made payable should, after the Twenty-fourth Day of *June* One thousand seven hundred and Seventy-two, be subject to the Payment of all Money then due and owing on the Credit of the Tolls granted and made payable by the said first herein recited Act, upon the Roads called *The* Wolverhampton *District of Roads*, in the same Manner as if such Money had been borrowed on the Credit of the Tolls granted by the now reciting Act, and also all Interest due and to grow due for the same: And whereas another Act was passed in the Thirty-third Year of the Reign of His said present Majesty, intituled, *An Act to enlarge the Term and Powers of an Act, passed in the Twelfth Year of the Reign of His present Majesty, intituled, 'An Act to continue the 'Term and vary the Powers of so much of an Act made in the Twenty-'first Year of the Reign of His late Majesty, for repairing the Road from 'Sutton Coldfield Common, and several other Roads therein described, in 'the County of* Stafford, *as relates to the* Wolverhampton *District of 'Roads'*: And whereas great Progress hath been made in the Execution of the said recited Acts, for which Purpose considerable Sums of Money have been borrowed, and still remain due and owing upon the Credit of the Tolls granted by the said Acts, which Money cannot be repaid, nor the said Roads kept in proper Repair, unless the Term granted by the said Acts be further continued, and some of the Powers and Provisions thereof be altered, enlarged, and rendered more effectual: And whereas it is expedient that a certain Part of the said *Wolverhampton* District of Road leading through the Hamlet of *Wrottesley*, and through

33 G. 3. c. 147.

through Part of the Hamlet of *Tettenhall Regis*, and commencing at the Diſtance of fifteen Yards on the South-eaſtern Side of a Rivulet croſſing the preſent Turnpike Road, and adjoining to an ancient Incloſure called *Wallbreach Meadow* in the Hamlet of *Wrotteſley*, and ending at a Point on the ſaid Road at a Diſtance of Thirty Yards, on the Eaſtern Side of a certain Bridge called the *Wergs Bridge* in the Hamlet of *Tettenhall Regis*, ſhould be ſtopped up and diſcontinued, and that the Ground forming the ſame ſhould be ſold and diſpoſed of for the Benefit of the ſaid Truſt: And whereas Two Pieces of Road have lately been made and are intended to be uſed in lieu of that Part of the ſaid Road ſo intended to be ſhut up and diſcontinued as aforeſaid, one of which ſaid Pieces of Road commences at the Weſt End of *Tettenhall over Green*, and leads into the *Shiffnall* Road oppoſite to a Barn now belonging to *John Fleeming* at the *Wergs*, and the other Piece of ſuch Road leads from the *Albrighton* Road through *King's Wood* into the ſaid *Shiffnall* Road, at or near a Place called the *Summer Houſe*; and it is alſo expedient that ſuch laſt-mentioned Pieces of Road ſhould be widened, improved, and kept in Repair by the Truſtees for executing this Act: And whereas the preſent Road leading from the North End of *Pipers Row* through *Horſeley Field* in the Town of *Wolverhampton* aforeſaid, into the preſent *Willenhall* Turnpike Road, is in ſome Places narrow and incommodious, and the amending, widening, and diverting where neceſſary, of the ſaid Road, will be of great public Convenience; and it will alſo be an Accommodation to the Publick if the ſaid *Willenhall* Road be continued from the eaſt End of *Willenhall* Bridge, in a ſtraight Direction, into the Street in the Town of *Willenhall*, nearly oppoſite to a certain Meſſuage belonging to the Truſtees and Deviſees of the late *John Beebee* deceaſed; and it is deſirable that as well the aforeſaid Road leading from the North End of *Pipers Row* aforeſaid, into the ſaid preſent *Willenhall* Turnpike Road, as ſuch new Road when made, ſhould be put under the Management of the Truſtees for executing this Act; and it will be neceſſary for the altering, widening, and extending of the ſaid Roads, to take down certain Buildings and make uſe of certain Gardens in the Towns of *Wolverhampton* and *Willenhall*: And whereas the preſent Road leading from the Bottom of the ſaid Common called *King's Wood Common*, through the Pariſhes of *Bonningale*, *Albrighton*, *Donington*, and *Tong*, in the County of *Salop*, and of *Weſton under Lizard*, and *Sheriffhales*, in the County of *Stafford*, to the Turnpike Road leading from *Weſton under Lizard* aforeſaid, to *Newport* in the ſaid County of *Salop*, though a Continuation of the Road from the *Wergs* to the laſt-mentioned Turnpike Road, and though included in the ſaid Act of the Twenty-firſt Year of His late Majeſty, is not comprized in either of the two laſt recited Acts, or any other Turnpike Act; but ſuch Road will be better formed and kept in Repair if the ſame be included in this Act: but the ſeveral 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 theſame, That the ſaid recited Acts of the Twelfth and Thirty-third Years of His preſent Majeſty, and all the Clauſes, Powers, Authorities, Proviſions, Penalties, Forfeitures, Matters and Things therein contained (except ſuch Parts thereof as are hereby varied, altered, or repealed), ſhall be, and continue in full Force and Effect, and together with

Acts further continued.

this

this present Act shall be put in Execution for and during the Term hereinafter mentioned, as fully and effectually in all Respects, and to all Intents and Purposes, as if the said Acts, and the Clauses, Powers, and Provisions therein respectively contained, were expressly repeated and re-enacted in the Body of this present Act, and as if the said new Branch and Pieces of Road had been Part of the Roads included in such Acts, and had been thereby directed to be formed and repaired, but subject nevertheless to the Alterations and Amendments herein contained, and which shall commence and take Effect upon 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, in the Manner and Proportions hereinafter directed or declared, to the Payment of all Monies now due and owing, or which shall or may hereafter be borrowed or become due on the Credit of the said Acts of the Twelfth and Thirty-third Years of His present Majesty, and of this Act or any of them, and of all Interest due and to become due for the same respectively.

New Trustees appointed for the Wolverhampton District.

II. And be it further enacted, That from and after the passing of this Act the surviving or remaining Trustees acting under or by virtue of the said Acts of the Twelfth and Thirty-third Years of His present Majesty, or either of them, together with *Moses Anslow*, *James Adams*, *William Adams*, *Charles Adams*, *John Adams*, *William Beetleston*, *Benjamin Bickley*, *John Latty Bickley*, *William Smith Bickley*, *Roger Birch*, *Thomas Bate*, *George Briscoe*, *James Barbor*, *Stephen Barber*, *John Vaughan Barber*, *John Kenderdine Crutchley*, *George Boodle Clare*, *Benjamin Corser*, *William Corser*, *John Clemson*, *Henry Crockett*, *William Waddams Cox*, *Joseph Curtis*, *John Davies*, *Thomas Detbick Clerk*, *Thomas Devey*, *Thomas Devey* the Younger, *William Earp*, *Edward Farmer*, *Thomas Foster*, *Samuel Fereday*, *Dudley Fereday*, *John Fereday*, *John Turton Fereday*, *William Turton Fereday*, *Thomas Fowke*, *Thomas Farmer*, *Richard Farmer*, *John Fryer* the Younger, *William Fleeming Fryer*, *Charles Smith Foster*, *Samuel Fletcher*, *John Gibbons*, *Benjamin Gibbons* the Younger, *Thomas Gibbons* the Younger, *John Gough* the younger, *Thomas Giffard* the Younger, *Alexander Hordern*, *Henry Hordern*, *Francis Lyttelton Holyoake*, *Thomas Holyoake*, *George Holyoake*, *Henry Holyoake*, *Sedgley Hayley*, *John Horton*, *Edward Hickman*, *Richard Homer*, *Alexander Bunn Haden* Clerk, *Sanders Haden*, *George Harris*, *Benjamin Higgs*, *Benjamin Higgs* the younger, *Cornelius Jesson*, *Joseph Ironmonger*, *Thomas Illidge*, *John Moreton*, *James Marsh*, *Aaron Manby*, *John Edmonson Molineux*, *Henry Owen*, *Owen* of Netherton, *Louis Hayes Petitt*, *Richard Phillips*, *Eskriche Phillips*, *George Phillips*, *John Freer Proud*, *William Bradney Pershouse*, *John Perry*, *William Perry*, *George Perks*, *Benjamin Penn*, *George Picken*, *Richard Raybone*, the Honourable *Washington Shirley*, *William Sparrow* the Younger, *Benjamin Stanley* the younger, *George Stanley*, *William Stokes*, *James Smith*, *George Smith*, *Samuel Smith*, *Henry Smith*, *Joseph Smith*, *Richard Smith*, *David Smith*, *Thomas Smith*, *John Shaw*, *Samuel Shaw*, *John Simkis*, Sir *Joseph Scott* Baronet, *John Stubbs*, *Joseph Stubbs*, *William Turton*, *William Henry Thacker*, *Francis Thacker*, *Robert Thacker*, *Valentine Vickers* the Younger, *Stubbs Wightwick*, *Waltham* Clerk, *John Wheeldon*, *John Wight*, *James Wight*, *John Wrottesley*, *Charles Alexander Wrottesley*, *John Walford*, the Honourable *John William Ward*, and *Thomas Walker* the Younger, and their Successors, to be elected, and being qualified in Manner required by the said Act of the Twelfth Year of His present Majesty, shall be and they are

are hereby appointed Truſtees for putting the ſaid Acts of the Twelfth and Thirty-third Years of His preſent Majeſty and this Act in Execution, ſo far as concerns the ſaid ſeveral Roads mentioned and comprized in the ſaid Acts of the Twelfth and Thirty-third Years of His preſent Majeſty, and thereby directed to be amended and repaired, and ſo far as concerns the amending, widening, and repairing the ſaid Road leading from the Weſt End of *Tettenhall over Green* into the *Shiffnall* Road oppoſite to a Barn belonging to *John Fleeming* at the *Wergs*, and alſo ſo far as concerns the amending, widening, and keeping in Repair the ſaid Road leading from the *Albrington* Road through *King's Wood* into the ſaid *Shiffnall* Road, at or near a Place called the *Summer Houſe*; and alſo ſo far as concerns the ſaid Road leading from the North End of *Pipers Row*, through *Horſley Field* in the Town of *Wolverhampton* aforeſaid, into the preſent *Willenhall* Turnpike Road; and alſo ſo far as concerns the Road to be continued from the Eaſt End of *Willenhall* Bridge in a ſtraight Direction into the Street in the Town of *Willenhall*, nearly oppoſite to a certain Meſſuage belonging to the Truſtees and Deviſees of the late *John Beebee* deceaſed, and which ſaid Road ſhall be called "The *Wolverhampton* Diſtrict of Road;" and that *John Altree*, the Honourable and Reverend *George Bridgeman*, the Honourable *Bridgeman*, *Henry Bowman*, *William Biſhton*, *John Biſhton*, *George Biſhton*, *Thomas Biſhton*, *George Bayliſs*, *George Bayliſs* the younger, *William Brough*, *George Bucknall*, *Edward Blakemore*, *John Boulton*, *Thomas Brooke*, *John Cotes*, *Henry Crump*, *John Corſer*, *William Darley*, *George Durant*, *Francis Downing*, the Reverend *Robert Dean*, *Thomas Forſter*, *Charles Firchild*, *Richard Finny*, *John Felton*, the Honourable *George Granville* commonly called Earl *Gower*, the Right Honourable *Granville Leviſon Gower* commonly called Lord *Granville Leviſon Gower*, *Edward Guthrie*, *Francis Holyoake*, *Joſeph Hatfield*, *James Hordern*, *George Jellicoe* the younger, *Henry Jeſſon*, the Reverend *Thomas Lloyd*, *William Lowe*, *John Lowe*, *George Molineux*, *Thomas Mackrell*, *Richard Bayley Marſh*, *John Meeſon*, *John Mander*, *Edward Owen*, *Thomas Oatley*, Sir *George Pigot* Baronet, *John Pearſon*, *Richard Parſons*, *Edward Phillips*, the Reverend *John Hayes Petitt*, *Thomas Pearce*, *William Ready*, *James Richards*, *Lancelot Shadwell*, *George Sutton*, *Robert Slaney*, *Moreton Alionby Slaney*, *Thomas Shuker*, *Benjamin Stanley*, Sir *John Wrotteſley* Baronet, *William Wenman*, *John Wood*, *John Ward*, *William Wood*, the very Reverend *John Chapel Woodhouſe* Dean of *Lithfield*, *Joſeph Yates*, *Richard Yates*, *William Yates* of *Beamiſh*, *William Yates* of the Wood, *John Yates*, and *Benjamin Yates*, and their Succeſſors, to be elected and being qualified in Manner required by the ſaid Act of the Twelfth Year of His preſent Majeſty, ſhall be and they are hereby appointed Truſtees for putting the ſaid Acts and this Act in Execution, ſo far as the ſame concerns the Road leading from the ſaid Common called *King's Wood Common* through the ſaid Pariſhes of *Bonningale*, *Albrighton*, *Donington*, *Tong*, *Weſton under Lizard*, and *Sheriffhales*, to the ſaid Turnpike Road leading from *Weſton under Lizard* to *Newport*, and hereinbefore particularly deſcribed, and herein directed to be widened and repaired, and which new Branch of Road ſhall be called "The *Albrighton* Diſtrict of Road," and the ſaid Truſtees reſpectively herein nominated and their Succeſſors are hereby empowered to act within their reſpective Diſtricts in the Execution of the ſaid Acts of the Twelfth and Thirty-third Years of His preſent Majeſty, and of this Act, as fully and effectually to all Intents and Purpoſes as if they had been appointed Truſtees in and by the ſaid

New Truſtees for the Albrighton Diſtrict of Road.

Acts of the Twelfth and Thirty-third Years of his present Majesty, or either of them.

Part of the present Road at Wrottesley to be stopped up;

III. And be it further enacted, That so much and such Part of the said Turnpike Road as leads through the Hamlet of *Wrottesley* and through Part of the Hamlet of *Tettenhall Regis*, commencing at the Distance of fifteen Yards on the South-eastern Side of a Rivulet crossing the present Turnpike Road, and adjoining to an ancient Inclosure called *Wallbreach Meadow* in the Hamlet of *Wrottesley*, and ending at a Point on the said Road at a Distance of Thirty Yards on the Eastern Side of a certain Bridge, called The *Wergs Bridge* in the Hamlet of *Tettenhall Regis*, shall from and after the passing of this Act be stopped up and discontinued, and be no longer used or repaired as a Turnpike or publick Road, and the Land forming the same shall be sold and disposed of as herein-after mentioned by the said Trustees for the *Wolverhampton* District of Road: Provided always, that nothing herein contained shall authorize the said Trustees or any other Person or Persons to stop up, discontinue, obstruct, destroy or damage the publick Carriage Road leading from *Billbrooke* to *Pirton*, or the Foot Road or Path from *Oaken* to *Pattingham*, or the Foot Road or Path from *Oaken* to *Pirton*, all which Roads or Paths cross in different Situations that Part of the said Turnpike Road which is hereby directed to be discontinued as a Road, but such publick Carriage Road and Foot Roads or Paths shall and may be used and continued as heretofore; any Thing in this Act contained to the contrary notwithstanding.

certain Roads crossing the same not to be stopped up.

New Road from Willenhall Bridge into Willenhall Town.

IV. And be it further enacted, That it shall be lawful for the said Trustees for the *Wolverhampton* District of Road, for putting the said Acts of the Twelfth and Thirty-third Years of His present Majesty and this Act in Execution, or any Five or more of them, or for such Persons as they or any Five or more of them shall employ for that Purpose, and they are hereby fully authorized and empowered to enter into and upon the Lands and Grounds of any Person or Persons in or through which the said Road intended to be made and continued, from the East End of *Willenhall Bridge* in a straight Direction into the Street, in the Town of *Willenhall*, nearly opposite to a certain Messuage belonging to the Trustees and Devisees of the late *John Beebee* deceased, to set out, form, make and complete the same Road of the Width of Forty Feet; and to cut and make such Drains, Gutters and Tunnels for draining the Lands adjoining or near such new Road, as shall be by them thought necessary or proper for draining the Water from such new Road, according to the true Intent and Meaning of this Act, doing as little Damage as may be in the Execution of the Powers to them hereby granted, and making reasonable Satisfaction to the Owners or Proprietors of and all Persons interested in any Lands, Tenements and Hereditaments, for all Damages which shall be sustained by executing the Powers and Authorities hereby given; and in case any Difference concerning such Damage shall arise between the said Trustees and such Owners or Proprietors and Persons interested as aforesaid, that then the same shall be ascertained and settled by a Jury in Manner herein directed, with respect to the Valuation of Lands authorized to be taken for any of the Purposes of this Act: Provided always, that nothing herein contained shall authorize or empower the last-mentioned Trustees, or any Person or Persons acting by or under their Authority, to take, use, injure, or damage,

mage, for the Purposes of the said new Road, or any other of the Purposes of the said Acts of the Twelfth and Thirty-third Years of His present Majesty or of this Act, any House or other Building, or any Land or Ground set apart or used as a Garden, Orchard, Yard, Park, planted Walk, or Avenue to a House or Plantation or Nursery of Trees, without the Consent of the Owner or Owners thereof, first had and obtained except Ten Messuages, One Stable and a Garden belonging to *William Alsop*, in the several Occupations of the said *William Alsop*, *Joseph Terry*, *Mary Southall*, *Richard Lees*, *James Povey*, *James Robinson*, *William Holmes*, *Edward Giles* and *Moses Bates*; two other Messuages belonging to *Caroline Alsop* in the several Occupations of the said *Caroline Alsop* and *Sarah Campbell*; One other Messuage belonging to *Mary Mason*, in the Occupation of *George Jones*; One Barn belonging to *James Wright*, in the Occupation of *George Jones*; One Barn belonging to *James Wright*, in the Occupation of *William Alsop*; One other Messuage, Brewhouse and Garden belonging to *Valentine Vickers* the younger, in the Occupation of *Edward Newey*; One other Messuage and Stable, Pump and Watering Trough belonging to *Thomas Robinson*, and in the several Occupations of himself and *Benjamin Hatton*; One other Messuage belonging to and occupied by *Joseph Hodson*; One other Messuage belonging to *John Jones*, and in the Occupation of *John Lege*; One other Messuage belonging to *Richard Horobin*, and in the Occupation of *Andrew Yardley*; One other Messuage belonging to and occupied by *James Badderley*; One other Messuage belonging to *William Williams*, and in the Occupation of *Thomas Birch*; One other Messuage belonging to *Edward Butler*, and in the Occupation of *William Edwards*; One other Messuage belonging to *John Morris*, and in the Occupation of *John Lloyd*; One other Messuage belonging to and in the Occupation of *William Rushton*; One Pigstye Scite belonging to *Joseph Moseley* and untenanted; Four other Messuages, a Shop and Pigstye belonging to *William Adshead*, and in the several Occupations of himself, *Francis Adams*, *Thomas Howell* and *John Boden*; One other Messuage belonging to *Charles Badley*, and in the Occupation of *John Pritchard*; Two other Messuages belonging to *Harry Homer*, and in the several Occupations of *Trawford* and the Widow *Embury*; Two other Messuages belonging to *John Morris*, and in the several Occupations of *William Lloyd* and *Thomas Price*; and Three Gardens belonging to *Petit*, and in the several Occupations of the said *William Adshead* and *John Boden*, all of which said Premises are situate upon or near the said Road between *Gibbet Lane* and *Wolverhampton*; also Six other Messuages belonging to *Isaac Scott*, in the several Occupations of *Richard Woodvine*, *Thomas Hart*, *Phœbe Payne*, *Foxley*, *Samuel Haycock* and *John Bates*; and Three other Messuages belonging to *Samuel Craddock*, and in the several Occupations of *Henry Bannister*, *William Bates* and *John Smith*, situate in the Town of *Wolverhampton* aforesaid; also One other Messuage and Building belonging to *Willenhall* Church, and in the Occupation of *John Bratt*; One Garden belonging to and in the Occupation of *Richard Walter*; One other Garden belonging to *Joseph Whitehouse*, and in the Occupation of *Richard Raybone*; Three other Gardens belonging to *Sarah Ryley*, and in the several Occupations of *William Moreton*, *Richard Marston*, *George Reeves*, *Thomas Beddow* and *Joseph Turner*; Two Cottages, a Shop, Stable and Garden belonging *James Lee*, and in the several Occupations of himself, *Mary Hartell*, *Richard Marston* and *James Small*; a Fold Yard and One other Garden, also belonging to the said *Sarah Ryley*, and in the Occupation of *Isaac Hartell*; One other Garden belonging to and in the Occupation of *Thomas Tildesley*;

Tildesley; One other Garden belonging to and in the Occupation of *Samuel Parkes*; One other Garden belonging to *John Clemson*, and in the Occupation of *Elizabeth Walker*; One other Garden and Shop belonging to and in the Occupation of the said *Samuel Parkes*; and One other Messuage and a Piece of Garden Ground belonging to the said *Petit*, and in the several Occupations of *Thomas Edge*, *John Mason*, and others, all which last-mentioned Premises are situate in the Town of *Willenhall*; and also One other Cottage and Garden belonging to *Francis Holyoake* Esquire, in the Occupation of situate in the Parish of *Boningale*.

Roads within the Albrighton District to be widened, &c.

V. And be it further enacted, That it shall be lawful for the said Trustees for the *Albrighton* District of Road for putting this Act in Execution, or any Five or more of them, or for such Persons as they or any Five or more of them shall employ for that Purpose, and they are hereby fully authorized and empowered to enter into and upon the Lands and Grounds of any Person or Persons in or through which the present Road passes, leading from the Bottom of the said Common called *King's Wood Common*, through the Parishes of *Boningale*, *Albrighton*, *Donington* and *Tong*, in the County of *Salop*, and of *Weston under Lizard* and *Sheriff-hales* in the County of *Stafford*, to the Turnpike Road leading from *Weston under Lizard* aforesaid to *Newport* in the County of *Salop*, to divert, widen, set out, form, make and complete the same Road of the Width of Thirty Feet, and to cut and make such Drains, Gutters and Tunnels for draining the Lands adjoining or near such Road, as shall be by them thought necessary or proper for draining the Water from such Road according to the true Intent and Meaning of this Act, doing as little Damage as may be in the Execution of the Powers to them hereby granted, and making reasonable Satisfaction to the Owners or Proprietors of and all Persons interested in any Lands, Tenements and Hereditaments, for all Damages which shall be sustained by executing the Powers and Authorities hereby given; and in case any Difference concerning such Damage shall arise between the last-mentioned Trustees and such Owners or Proprietors and Persons interested as aforesaid, that then the same shall be ascertained and settled by a Jury in Manner herein directed with respect to the Valuation of Lands authorized to be taken for any of the Purposes of this Act: Provided always, That nothing herein contained shall authorize or empower the last-mentioned Trustees, or any Person or Persons acting by or under their Authority, to take, use, injure or damage, for the Purposes of the said Road or any other of the Purposes of this Act, any House or other Building or any Land or Ground set apart or used as a Garden, Orchard, Yard, Park, Planted Walk or Avenue to a House or Plantation or Nursery of Trees, without the Consent of the Owner or Owners thereof first had and obtained, except two Cottages and Gardens belonging to the Earl of *Shrewsbury* and in the several Occupations of *James Nicholls* and *Benjamin Harper*; Three other Gardens, a Barn, Carthouse, Cowhouse, Stables, Fold Yard, Rick Yard, and Part of another Fold Yard and Garden belonging to the said Earl of *Shrewsbury*, and in the several Occupations of *John Hughes*, *Anne Mould*, *William Dunn*, *Michael Taylor*, and *James Thomas*; One other Messuage and Garden belonging to *Ann Thomas* and in the Occupation of *William Bate*, a certain Watering Pit and Land adjoining being Part of the Glebe belonging to the Vicarage of *Albrighton* and in the Occupation of the Reverend *Thomas Lloyd*, *James Thomas*, and *Sarah Brawn*, Part of a Garden belonging to *James Jones* and in the Occupation of *Thomas Sutton*,

ton; four other Messuages and three Gardens belonging to *John Carter* and in the several Occupations of himself, *Ann Chesterfield*, *William Harper* and *John Turner*; three other Messuages with Gardens and Yards, also a Barn, a Fold Yard, Stable, Hovel and other Premises belonging to *Elizabeth Howell* and in the several Occupations of *Joseph Dabbs*, *Joseph Wedge*, *Thomas Sutton* junior, and *John Howell*; Part of two Gardens belonging to *Thomas Oatley* and in the several Occupations of *Thomas Airley* and *Thomas Burgess*, and Part of another Garden belonging to *Lancelot Shadwell* Esquire, and in the Occupation of *Elizabeth Powell*, all which last-mentioned Premises are situated in the Parish of *Albrighton* aforesaid; and certain Lands belonging to and in the Occupation of *William Darley* and others, being situate in the Parish of *Boningale* aforesaid.

For restraining Trustees from deviating beyond a certain Distance of the Line described in the Plan.

VI. And whereas Maps or Plans describing the Line of the said Roads already made by virtue of the said Acts of the Twelfth and Thirty-third Years of His present Majesty, and of the additional Roads intended to be formed under and by virtue of this Act, and of the Lands through which such new Roads are intended to be made and extended, together with Books of Reference containing a List of the Names of the Owners or Occupiers of such Lands, have been deposited at the respective Offices of the Clerks of the Peace for the said Counties of *Stafford* and *Salop*; be it therefore enacted, That the said Maps or Plans and Books of Reference shall remain in the Custody of the Clerks of the Peace for the respective Counties of *Stafford* and *Salop*, to the End that all Persons may at reasonable Times have Liberty to inspect and peruse the same and to take Copies and Extracts thereof at their Will and Pleasure, paying the Clerk of the Peace 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 Maps or Plans and Books of Reference; and that the said Trustees hereby appointed for making the said new Roads, in making such new Roads or either of them, shall not deviate more than One hundred Yards of Three Feet each, from the Line described in the said Maps or Plans, without the Consent and Approbation in Writing of the Person or Persons, Bodies Corporate, Politick or Collegiate through whose Lands or Grounds such Deviation shall be made.

Trustees may make the Road through Grounds, although the Owners Names are not in the Book of Reference, on Certificate of Two Justices that the Omission was by Mistake.

VII. Provided also, and be it further enacted, That it shall and may be lawful to and for the said Trustees to make the said new Roads 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 the Lands over which the same are set out and described in the said Maps or Plans as aforesaid, although the Name or Names of such Person or Persons may happen to be omitted in the said Books of Reference, in case it shall appear to any Two or more Justices of the Peace for the said County in which such Lands so to be used are situated, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake.

First Meetings of the Trustees.

VIII. And be it further enacted, That the said Trustees hereby appointed for putting the said Acts and this Act in Execution, with respect to the *Wolverhampton* District of Road, or any Five of them, shall meet at the House of *Richard Evans*, known by the Name of the *Red Lion Inn* in

in *Wolverhampton* aforesaid, as soon after the passing of this Act as conveniently may be, between the Hours of Eleven of the Clock in the Forenoon and Two of the Clock in the Afternoon; and the said Trustees hereby appointed for putting this Act in Execution with regard to the *Albrighton* District of Road, or any Five or more of them, shall meet at the House of *Michael Taylor*, known by the Name or Sign of the *Talbot* in *Albrighton* aforesaid, as soon after the passing of this Act as conveniently may be, between the Hours of Eleven of the Clock in the Forenoon and Two of the Clock in the Afternoon; of which Meetings respectively Notice shall be given in some Newspaper circulated in the Neighbourhood of the said Roads respectively, at least Fourteen Days before each such Meeting, by One or more of the said Trustees of or for such Districts respectively; at which respective Meetings the said Trustees respectively shall proceed to the Execution of this Act, and adjourn themselves respectively from Time to Time, and afterwards meet at the said Places or at any other Place or Places upon or within Six Miles from some Part of the said Roads respectively, as the said Trustees respectively attending such Meetings shall think most convenient, as often as it shall be necessary for putting this and the said Acts of the Twelfth and Thirty-third Years of His present Majesty in Execution; and that all future Meetings of the said Trustees respectively, shall and may from Time to Time be had, held and adjourned by the said Trustees respectively or by their respective Clerks for the Time being, in Manner as Meetings of the said Trustees under the said Act of the Twelfth Year of His present Majesty is by that Act directed to be held and adjourned.

Meetings on Emergencies.

IX. And be it further enacted, That if it shall at any Time be thought necessary for the better Execution of the said Acts of the Twelfth and Thirty-third Years of His present Majesty or of this Act, that the Trustees for either of the said Districts respectively should meet before the Time to which any Meeting of such Trustees shall be adjourned, or in case no Adjournment shall have been made as directed by the said Act of the Twelfth Year of His present Majesty, the Person acting as Clerk to the said Trustees of such District, upon an Order in Writing signed by any Seven or more of the Trustees of or for such District (although not assembled at a Meeting), mentioning the Time and Place of such Meeting, shall as soon as may be, give Notice thereof by Advertisement in some Newspaper printed and circulated in the Neighbourhood of the said Road, and in such Notice appoint a Meeting of the Trustees of such District to be held at such Time and Place as shall be directed by such Order (such Time not being less than Seven Days after Publication of the said Notice;) and all the Acts, Orders, and Proceedings of the said Trustees respectively at such Meetings shall be as valid and effectual as if such Meetings had been held in pursuance of a regular Adjournment.

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

X. And be it further enacted, That the Trustees of the said Districts respectively may sue and be sued, for or concerning any Thing to be done by virtue or in pursuance of the said Acts of the Twelfth and Thirty-third Years of His present Majesty or this Act, either in the Name of the Trustees who may be Parties to any Deed or Instrument in Writing upon which any Action shall or may be brought, or in the Name of their respective Clerk or Treasurer for the Time being; and that no Action to be brought, sued or commenced by the Direction of or against the said

Trustees,

Truſtees, in their Names or in the Name of their Clerk or Treaſurer, ſhall abate or be diſcontinued by the Death, Incapacity or Removal of any Truſtee or Truſtees or Clerk or Treaſurer, or by the Act of ſuch Clerk or Treaſurer, without the Conſent of the ſaid Truſtees, or any Five or more of them, but that the Clerk or Treaſurer for the Time being to the ſaid Truſtees reſpectively, in caſe ſuch Action ſhall be brought by or againſt or defended in the Name of ſuch Clerk or Treaſurer, ſhall be deemed to be Plaintiff or Defendant, as the Caſe may be, in every ſuch Action or Suit: Provided always, that ſuch Truſtees or Clerk or Treaſurer in whoſe Name or Names any Action or Suit ſhall be commenced, proſecuted or defended, in purſuance of the ſaid Acts of the Twelfth and Thirty-third Years of His preſent Majeſty or of this Act, ſhall be fully reimburſed and paid out of the Monies ariſing by virtue of ſuch Acts within their reſpective Diſtricts, all ſuch reaſonable Coſts, Charges, Damages and Expences as by the Event or in conſequence of ſuch Action or Proceeding they or he ſhall pay, expend or be put unto, or become chargeable with by Reaſon of their or his being ſo made Plaintiffs or Defendants, or Plaintiff or Defendant as aforeſaid.

In Diſputes about Tolls, &c. Collectors, &c. to be competent Witneſſes.

XI. And be it further enacted, That in caſe any Diſpute, Suit, Action, Proſecution or Litigation ſhall happen or ariſe, touching or in any ways relating to the Tolls to be collected on the ſeveral Roads directed by the ſaid Acts of the Twelfth and Thirty-third Years of His preſent Majeſty or of this Act to be kept in Repair, or touching the Recovery of Tolls hereby granted, or of any Penalty or Forfeiture whatſoever impoſed by ſuch Acts or this Act, the Perſon or Perſons authorized, empowered or appointed to collect ſuch Tolls, or any other Perſon or Perſons acting by or under the Authority of the ſaid Truſtees reſpectively, ſhall be and they and each and every of them are and is hereby declared not to be incompetent to give Evidence in any ſuch Diſpute, Suit, Action, Proſecution or Litigation, by Reaſon of their or his being appointed to collect the ſaid Tolls, or acting under the Authority of the ſaid Truſtees.

Truſtees may erect Turnpikes and Toll Houſe on Albrighton Diſtrict,

XII. And be it further enacted, That the ſaid Truſtees of the *Albrighton* Diſtrict of Road, or any Five or more of them, ſhall and may erect or cauſe to be erected ſuch Number of Turnpikes or Toll Gates, in, upon or acroſs any Part of the ſaid Roads, leading from the bottom of *King's Wood Common* to the Turnpike Road leading from *Weſton under Lizard* to *Newport* aforeſaid, and alſo acroſs any Lane or Way leading into the ſame, and alſo a Toll Houſe at each Gate or Turnpike with ſuitable Outbuildings and Garden thereto, and may for that Purpoſe take in and incloſe from the ſaid Road or from the adjoining Ground, not being a Yard, Garden, Orchard, Park, Paddock, planted Walk or Avenue to a Houſe, or any incloſed Ground planted or ſet apart as a Nurſery for Trees, ſufficient Ground not exceeding in the whole Twenty Perches.

and take Tolls.

XIII. And be it further enacted, That the Tolls following ſhall and may be demanded and taken before any Horſe, Cattle or Carriage whatſoever ſhall be permitted to paſs through the ſame; (that is to ſay);

Tolls.

For every Horſe, Mare, Gelding or Mule drawing any Coach, Berlin, Chariot, Calaſh, Chaiſe or Chair, the Sum of Three pence:

For

For every Horſe, Mare, Gelding, Mule or other Beaſt drawing any Waggon, Wain, Cart or ſuch like Carriage, with the Wheels of the Breadth of Nine Inches or upwards on the Bottom or Sole thereof, the Sum of Two-pence:

For every Horſe, Mare, Gelding, Mule or other Beaſt drawing any Waggon, Wain, Cart or ſuch like Carriage, with the Wheels of the Breadth of Six Inches, or upwards, and under Nine Inches as aforeſaid, the Sum of Two-pence Halfpenny:

For every Horſe, Mare, Gelding, Mule, or other Beaſt drawing any Waggon, Wain, Cart or ſuch like Carriage, with the Wheels of leſs Breadth than Six Inches, the Sum of Three-pence:

For every Horſe, Mare, Gelding, or Mule laden or unladen, the Sum of One Penny:

And for every Aſs laden or unladen, the Sum of One Halfpenny:

For every Drove of Oxen or Neat Cattle, the Sum of Ten-pence per Score, and ſo in Proportion for any greater or leſs Number:

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

Tolls veſted in Truſtees.

Which ſaid Tolls, in this Act ſpecified and hereby authorized to be taken, ſhall be and the ſame are hereby veſted in the Truſtees for carrying into Execution this Act within the *Albrighton* Diſtrict of Road; and the ſame and every Part thereof ſhall be collected, recovered, levied, paid, varied, reduced, aſſigned and diſpoſed of in ſuch and the ſame Manner and by ſuch and the ſame Ways and Means, and with ſuch Remedies for ſecuring and enforcing the due Payment thereof, and with ſuch Penalties for the Non-payment or Evaſion of the ſame, and with ſuch Proviſoes, Powers, Regulations and Exemptions, as are contained in the ſaid Act of the Twelfth Year of His preſent Majeſty with reſpect to the Tolls thereby authorized and required to be taken, collected and paid within the *Wolverhampton* Diſtrict of Road, except ſo far as the ſame Proviſions, Regulations, Remedies, Penalties and Exemptions are by this Act varied and altered, with and ſubject to ſuch additional Powers, Proviſoes, Regulations and Exemptions as are in this Act expreſſed and contained.

Reſtriction as to the Place of erecting Toll Houſes.

XIV. Provided always nevertheleſs, and be it further enacted, That no Turnpike or Toll Gate ſhall be erected, nor any Toll or Tolls be demanded or taken between a certain Building, ſituate in the Village of *Albrighton* aforeſaid, called *The Croſs*, and a certain Dwelling-houſe ſituate in the Pariſh of *Tong* aforeſaid, known by the Name or Sign of the *Bell*, in the Occupation of *Walter Marrion*.

Tolls to be paid only once a Day.

XV. Provided always, and be it further enacted, That no Perſon or Perſons ſhall be liable to or charged with the Payment of the Tolls by this Act granted more than Once at any Time or Times in one and the ſame Day, (to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next ſucceeding Night), for paſſing and repaſſing any Number of Times with the ſame Horſes, Mares, Geldings, Mules, Beaſts, Cattle or Carriages through all or any of the Toll Gates or Turnpikes to be erected by virtue of this Act on any Part of the ſaid Roads lying within the ſaid *Albrighton* Diſtrict of Road or acroſs any Lane or Way

Way leading out of the ſame; and that all and every Perſon and Perſons, after having paid Toll once at any one of the Toll Gates or Turnpikes to be erected upon or acroſs any Part of the Roads lying within the ſame Diſtrict, or acroſs any Lane or Way leading into or out of the ſame Roads, and producing a Note or Ticket denoting ſuch Payment or Payments (which Note or Ticket the Collectors of the Tolls at each Toll Gate or Turnpike in the ſaid *Albrighton* Diſtrict of Road are hereby directed to deliver *gratis* to the Perſon or Perſons requiring the ſame), ſhall afterwards paſs with the ſame Horſe or Horſes, Mares, Geldings, Mules, Beaſts, Cattle or Carriages Toll free, during ſuch Day to be computed as aforeſaid, through ſuch Toll Gate or Turnpike where the ſame ſhall have been ſo paid, or through all or any other of the Toll Gates or Turnpikes to be erected upon or acroſs any Part of the Roads in the ſaid *Albrighton* Diſtrict, or acroſs any Lane or Way leading into or out of the ſame.

Power to borrow Money.

XVI. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees of the ſaid *Albrighton* Diſtrict of Road, or any Seven or more of them at any Meeting or Meetings to be holden for executing this Act, whereof Fourteen Days Notice in Writing ſhall be given by the Clerk or Clerks, Treaſurer or Treaſurers, to be affixed on all the Turnpikes or Toll Gates then erected and ſet up on the ſaid *Albrighton* Diſtrict of Road, and inſerted in ſome public Newſpaper circulating in the Pariſhes through which the ſaid Road is intended to paſs, to borrow and take up at Intereſt ſuch Sum or Sums of Money as may be neceſſary for forming, making, diverting or altering ſuch Road, upon the Credit of the Tolls ariſing upon the ſaid *Albrighton* Diſtrict of Road, or any Part or Parts thereof, and by any Writing or Writings under their Hands and Seals, to aſſign over the ſaid Tolls and the Toll Gates and Toll Houſes reſpectively, with the Appurtenances (the Charges of ſuch Aſſignments to be paid out of the ſaid Tolls) to any Perſon or Perſons for any Term during the Continuance of this Act, as a Security or Securities for any Sum or Sums of Money ſo to be borrowed, with lawful Intereſt as the ſaid Truſtees ſhall think proper; which ſaid Monies ſo borrowed ſhall be applied and diſpoſed of in ſuch Manner as the Tolls ariſing within ſuch Diſtrict are herein directed to be applied and diſpoſed of, and Copies of ſuch Mortgages ſhall be entered in a Book or Books to be kept for that Purpoſe by the Clerk or Treaſurer to the ſaid Truſtees, and which ſaid Book or Books ſhall and may at all ſeaſonable Times be peruſed and inſpected by the ſaid Truſtees or Mortgagees or any Perſon or Perſons on their Behalf, without Fee or Reward; and every Perſon to whom any Mortgage ſhall be made as aforeſaid, or who ſhall be entitled to the Money thereby ſecured, may from Time to Time transfer his, her or their Right, Title, Intereſt or Benefit in or to the ſaid Mortgage, and the Principal and Intereſt thereby ſecured, to any Perſon or Perſons whomſoever, but each Transfer ſhall be produced and notified to the ſaid Clerk or Treaſurer within Six Calendar Months after the Date thereof, who ſhall cauſe an Entry or Memorial to be made thereof in the before-mentioned Book or Books containing the Numbers, Dates, Names of the Parties and the Sums of Money thereby transferred, for which the ſaid Clerk or Treaſurer ſhall be paid the Sum of Two Shillings and Sixpence, and ſuch Transfer ſhall then entitle ſuch Aſſignee, his, her or their Executors, Adminiſtrators and Aſſigns, to the Benefit thereof, and Payment thereon, and ſuch Aſſignee may in like Manner

assign or transfer the same again, and so *toties quoties*; and it shall not be in the Power of any Person or Persons (except the Person or Persons to whom the same shall be last assigned) to make void, release or discharge the original Securities or any Monies thereby due or any Part thereof; and all Persons to whom any Mortgage or Transfer shall be made by virtue of this Act shall in Proportion to the Sum or Sums of Money therein mentioned, be Creditors on the Tolls by this Act authorized to be taken on the *Albrighton* District of Road, to be comprized in such Mortgages respectively, in equal Degree one with another, and shall have no Preference in respect of the Priority of the Time of advancing any Sum or Sums of Money on such Mortgages or Mortgage, or of the Dates thereof respectively.

General Exemption from Tolls.

XVII. And be it further enacted, That none of the Tolls by the said Acts of the Twelfth and Thirty-third Years of His present Majesty, or by this Act authorized to be taken, shall be demanded, taken or received at any of the Toll Gates erected or to be erected or continued upon any of the said Roads, for any Horses, Cattle or Carriages of whatsoever

Mails.

Description, employed or to be employed in conveying the Mails of Letters and Expresses, under the Authority of His Majesty's Post Master General, either when employed in conveying, fetching or guarding such

Soldiers.

Mails or Expresses, or in returning therefrom; nor for the Horses belonging to any Officers or Soldiers on their March or on Duty; nor for any Horses, Cattle or Carriages employed in carrying or conveying the Arms or Baggage of any such Officers or Soldiers, or in carrying any sick, wounded or disabled Officers or Soldiers, nor 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 or Commissariat, or other publick Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces; nor

Rectors and Vicars, &c.

from any Rector, Vicar or Curate, going to or returning from his own

Parishioners attending Church, or usual Place of Worship.

Parish Church or other Place of divine Worship or visiting his sick Parishioners, nor from any Person or Persons going to or returning from his, her or their Parochial Church, Chapel or other usual Place of religious Worship on *Sundays*, or on any other Day on which divine Worship is or shall be ordered by Authority to be celebrated, or attending

Funerals.

the Funeral of any Person or Persons who shall die and be buried in any Parish, Hamlet or Place, through which any Part of the said Roads

Elections.

lie; nor for any Horses, Beasts, Cattle or Carriages used or employed for the Purpose only of carrying or conveying Persons to or from any Election of a Knight or Knights of the Shire to serve in Parliament, for the Counties of *Stafford* and *Salop*; or of carrying or conveying Vagrants

Vagrants.

Hay, &c. the Property of the Grower.

sent with legal Passes, or of carrying or conveying Hay, Straw or Corn in the Straw, for the Use of the Owner, and not for Sale or not purchased; or of carrying or conveying any Dung, Mould, Manure or Compost, (other than Lime) to be used only for manuring of Land, or

Dung, &c. except Lime.

going or returning empty in that Employment; nor for any Horses, Beasts or Cattle 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 any Plough, Harrow or other Implement of Husbandry, unless the Carriage bearing any such Plough, Harrow

Horses, &c. employed in Husbandry.

or other Implement of Husbandry, be also laden with any other Thing not hereby intended to be exempted from Payment of Toll; nor for

any

any Horſe, Beaſt or Cattle paſſing to or repaſſing from Water or Paſture, not beyond the Diſtance of Two Miles, and for either of thoſe Purpoſes going or paſſing only from one Pariſh into the next adjoining Pariſh, and not travelling more than Two Miles along the ſaid Road; nor for any Horſe, Beaſt or other Cattle when going to or returning from being ſhoed or farried, not beyond the ſaid Diſtance of Two Miles; nor for any Horſe, Beaſt or Cattle uſed or employed for the Purpoſe only of carrying or conveying Materials for the making or repairing any Highway or publick Road within any ſuch Pariſh, Hamlet or Place as aforeſaid; or for rebuilding, building or repairing any preſent or future Bridge or Bridges on the ſaid Roads under either of the ſaid Truſts; nor for any Horſe, Beaſt, Cattle or Carriage which ſhall croſs the ſaid Roads only, or ſhall not paſs more than One hundred Yards thereon; nor 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 any Place appointed for Exerciſe, Inſpection or Review, provided that ſuch Perſon is in the Uniform of his Corps, and has his Arms, Furniture and Accoutrements, according to the Regulations appointed for ſuch Corps at the Time of claiming the Exemption; and if any Perſon ſhall claim and take the Benefit of any Exemption in this Act contained or provided for, not being entitled to the ſame, every ſuch Perſon ſhall for every ſuch Offence, forfeit and pay any Sum not exceeding Five Pounds, and in all Caſes the Proof of Exemption ſhall lie upon the Perſon claiming the ſame.

Horſes, &c. to or from Water or Paſture not beyond Two Miles.

Going to and returning from being ſhoed or farried, the like Diſtance.

Materials for repairing Roads and Bridges on the Roads under this Truſt.

Not paſſing One hundred Yards.

Volunteers, &c.

Penalty on fraudulently taking Benefit of Exemption.

XVIII. 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 publick Stores, of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, ſhall be ſubject to any Penalty or Forfeiture for Overweight; nor ſhall any ſuch Waggon, Wain, Cart, or other Carriage be ſtopped or detained by reaſon of any Weight in any ſuch Waggon, Wain, Cart or other Carriage, or of being drawn by any Number of Horſes or Oxen, but it ſhall be lawful for any Owner or Driver of any ſuch Waggon, Wain, Cart, or other Carriage, to put any Number of Horſes or Oxen to ſuch Waggon, Wain, Cart or other Carriage; any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in this Act contained to the contrary notwithſtanding.

Owners or Drivers of Waggons conveying Military Stores not ſubject to Penalties for Overweight.

XIX. 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 be lawful for any Two or more Juſtices of the Peace for the ſaid Counties of *Stafford* and *Salop* reſpectively within their reſpective Juriſdictions, and they are hereby required and empowered, upon Application made to them by the ſaid Truſtees of either of the ſaid Diſtricts of Road or by their reſpective Clerks or Surveyors, 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 reſpectively lie; and alſo what Proportion of the Money received by the Surveyor or

Statute Work.

Surveyors

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 reſpectively, or their reſpective Treaſurer or Treaſurers; and in order thereunto, it ſhall be lawful for ſuch Juſtices within their reſpective Juriſdictions, from Time to Time, to ſummon the Surveyor or Surveyors of the Highways for every ſuch Pariſh or Place, to bring in Liſts before ſuch Juſtices, at ſome Place to be expreſſed in ſuch Summons, (within Ten Days after the ſerving of ſuch Summons), of the Names of the ſeveral Perſons, who within ſuch Pariſh, 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 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 and Effect for the Repairs of the Publick Highways; and out of ſuch Liſts the ſaid Juſtices ſhall and may allot, appoint, and order, ſuch and ſo many of the Perſons who ſhall appear ſubject and liable to Statute Work as aforeſaid, to do ſuch Number of Days Statute Work in every Year upon the ſaid Roads, as the ſaid Juſtices ſhall think reaſonable, and the ſame ſhall be done on ſuch Days, and at ſuch Times (not being Hay-time or Harveſt), and in ſuch Parts of the ſaid Roads as the ſaid Truſtees, within their reſpective Diſtricts, 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 reſpective Truſtees of the ſaid Diſtricts of Road, or their Treaſurer or Treaſurers, 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 Acts of the Twelfth and Thirty-third Years of His preſent Majeſty, or either 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 uſual Place or Places of Abode for that Purpoſe, by any Surveyor or Surveyors of the ſaid Truſtees within their reſpective Diſtricts, 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 and liable to, by any Law or Statute in Force or Effect, for the Repair of the publick 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 either of the ſaid Diſtricts of Roads, ſhall be found idle or negligent by any Surveyor to the Truſtees of ſuch Diſtrict, 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

he had neglected or refuſed to come, or ſuch Team or Draught had not been ſent to work on any Part of the ſaid Diſtrict of Road: all which Forfeitures ſhall be paid to the Treaſurer to the ſaid Truſtees, for the Diſtrict of Road on which the ſame ſhall be incurred, and applied towards amending the Roads within ſuch Diſtrict; and in caſe the ſaid Surveyor or Surveyors of the ſaid Highways for any of the ſaid Pariſhes, Townſhips or Places, ſhall refuſe or wilfully neglect to give in ſuch Liſt as aforeſaid, or ſhall knowingly and wilfully give in a falſe or imperfect Liſt, every ſuch Surveyor ſo offending ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Five Pounds, to be applied for the Benefit of the Diſtrict of Road within which ſuch Penalty ſhall be incurred.

Inhabitants of Wrotteſley to do Statute Work on certain Parts of the Road.

XX. And whereas certain Inhabitants within the Hamlet of *Wrotteſley* aforeſaid, are now liable to do Statute Work on a certain Part of the preſent Turnpike Road leading through the Hamlet of *Wrotteſley*, and which Part of the ſaid Road is, after the paſſing of this Act as herein-before directed, intended to be diſcontinued; be it therefore further enacted, That all the Inhabitants within the Hamlet of *Wrotteſley*, who are now liable to do or perform Statute Work on ſuch Part of the preſent Turnpike Road leading through the Hamlet of *Wrotteſley* aforeſaid, as may be diſcontinued by virtue of this Act, or as would have been liable to do or perform Statute Work thereon, in caſe ſuch Road was not diſcontinued, ſhall after ſuch Road as aforeſaid ſhall have been diſcontinued, be ſubject and liable to do and perform Statute Work, and be chargeable in an equal Proportion to the Extent hereinafter limited, with the Perſon and Perſons liable to do Statute Work within the adjoining Liberties of *Oaken* and *King's Wood* aforeſaid; towards repairing and amending a certain Part of the preſent Turnpike Road within the Liberties of *Oaken* and *King's Wood* aforeſaid, commencing at a Place called *The Wergs Brook* in the Road leading to *Albrighton*, and extending from thence to and ending at the *Summer Houſe* aforeſaid, in the Road leading to *Shiffnall*: Provided always, That nothing in this Act contained, ſhall ſubject or make liable the Inhabitants of the Hamlet of *Wrotteſley* aforeſaid, to do or perform any further or greater Proportion of Statute Work on the ſaid Turnpike Road, which lies within the Liberties of *Oaken* and *King's Wood* aforeſaid, than they would have been ſubject or liable to do or perform on the ſaid Road in the Hamlet of *Wrotteſley* aforeſaid, and hereby authorized to be diſcontinued, in caſe this Act had not been made.

Where Perſons intereſted neglect or refuſe to treat,

XXI. And be it further enacted, That if any Body Politick, Corporate or Collegiate, Corporation Aggregate or Sole, Huſbands, Guardians, Truſtees, Feoffees, Committees, Executors, Adminiſtrators, or any other Perſon or Perſons intereſted in any Lands or Hereditaments, to be taken or uſed for the Purpoſes of the ſaid recited Acts or this Act, upon Notice to him, her or them given or left in Writing at the Dwelling Houſe or Dwelling Houſes, Place or Places of Abode of ſuch Perſon or Perſons, or of the Principal Officer or Officers of any ſuch Body Politick, Corporate or Collegiate, Corporation Aggregate or Sole, or at the Houſe of the Tenant in Poſſeſſion of the Lands and Hereditaments upon or through which any Part of the ſaid Roads are intended to be made or carried as aforeſaid, or from which any Part or Parts ſhall or may be taken for the Purpoſe of widening or improving the ſaid Roads, ſhall for the Space of Thirty Days next after ſuch Notice ſhall have been given or left as aforeſaid,

said, neglect or refuse to treat, or shall not agree in the Premises, or by reason of Absence shall be prevented from treating, then and in every such Case the said Trustees, or any Five or more of them within their respective Districts, shall cause such Damage, Value or Recompence to be enquired into and ascertained by a Jury of Twelve indifferent Men of the County in which such Lands or Hereditaments shall lie and be situate; and in order thereto, such Trustees or any Five or more of them are hereby empowered and required, from Time to Time as Occasion shall require, to summon and call before such Jury and examine upon Oath all and every Person and Persons, whom they shall think necessary and proper to be examined concerning the Premises, (which Oath any one of such Trustees is hereby empowered to administer;) and such Trustees or any Five or more of them shall by ordering a View, or otherwise, use all lawful Ways and Means, as well for their own as for the said Jury's Information in the Premises, and after the said Jury shall have enquired of and assessed such Damage and Recompence, they the said Trustees, or any Five or more of them, shall thereupon order, adjudge and determine the Sum or Sums of Money, so assessed by the said Jury, to be paid to the said Owners and other Persons interested in the said Lands and Hereditaments, according to the Verdict or Inquisition of such Jury; which said Verdict or Inquisition, and the Judgment, Order and Determination thereon, shall be final, binding and conclusive to all Intents and Purposes upon all Persons and Parties, and upon all Bodies Politick, Corporate and Collegiate, claiming or to claim any Estate in Possession, Reversion or otherwise; and for summoning and returning such Juries, such Trustees, or any Five or more of them, are hereby empowered to issue their Warrant or Warrants to the Sheriff of the County wherein such Lands or Hereditaments do lie and are situate, commanding him to impannel, summon and return an indifferent Jury of Twenty-four Persons, qualified to serve upon Juries, to appear before such Trustees, or any Five or more of them, at such Time and Place as in such Warrant or Warrants shall be appointed; and such Sheriff or his Deputy or Deputies, is and are hereby required to impannel, summon and return such Number of Persons accordingly, and out of the Persons so impannelled, summoned and returned, or out of such of them as shall appear upon such Summons, such Trustees, or any Five or more of them shall, and they are hereby empowered and required to swear, or cause to be sworn Twelve Men, who shall be a Jury for the Purposes aforesaid; and in Default of a sufficient Number of Jurymen, the said Sheriff or his Deputy or Deputies, shall return other honest and indifferent Men, of the Standers-by, or that can speedily be procured to attend that Service, to the Number of Twelve; and all Persons concerned shall have their lawful Challenges against any of the said Jurymen when they come to be sworn; and such Trustees, or any Five or more of them, acting in the Premises, shall have Power from Time to Time to impose any reasonable Fine or Fines upon such Sheriff, his Deputy or Deputies, Bailiff or Bailiffs, Agent or Agents making Default in the Premises, and on any of the Persons who shall be summoned and returned on such Jury, and who shall not appear, or appearing shall refuse to be sworn on the said Jury, or being sworn shall refuse to give, or shall not give their Verdict, or in any other Manner wilfully neglect their Duty therein, contrary to the true Intent and Meaning of this Act, and on any of the Persons who being required to give Evidence before the said Jury shall refuse or neglect to appear, or appearing shall refuse to be sworn and examined, or to give Evidence, so that

the Damages and Recompence to be settled by a Jury.

Verdict of the Jury to be final.

Trustees to issue Warrants to the Sheriff to impannel a Jury.

Jury may be challenged.

Trustees may impose Fines on Sheriffs making Default or on Jury or on the Witnesses.

no

no one Fine be more than Five Pounds on any one Perſon for one Offence. Fine.

XXII. And be it further enacted, That all Conveyances of Lands and Hereditaments to be purchaſed by virtue of the ſaid Acts of the Twelfth and Thirty-third Years of His preſent Majeſty, or of this Act, and Memorials of all the Verdicts of Juries and Judgements of the reſpective Truſtees concerning the Value thereof, which ſhall be aſcertained by any Jury or Juries in the Manner herein-before mentioned, ſhall be entered in ſome Book or Books of the ſaid Truſtees reſpectively. Conveyances to be regiſtered in a Book.

XXIII. And be it further enacted, That in caſe any Jury to be ſummoned and impanneled in purſuance of this Act, for the Purpoſe of aſcertaining the Value of any Lands, Grounds, Tenements or Hereditaments, or any Loſs or Damage ſuſtained or to be ſuſtained by any Perſon or Perſons whomſoever, ſhall give in and deliver a Verdict or Aſſeſſment for more Money, as a Recompence or Satisfaction for the Right, Intereſt or Property of any Perſon or Perſons in any Lands or Hereditaments, or for any Loſs or Damage to be by them ſuſtained, than what ſhall have been agreed to and offered by the ſaid Truſtees reſpectively, before the ſummoning and returning the ſaid Jury; then and in ſuch Caſe, the Coſts and Expences of ſummoning and maintaining the Jury and Witneſſes ſhall be borne and paid by the ſaid Truſtees reſpectively, out of the Monies to be received within their reſpective Diſtricts by virtue of the ſaid Acts or this Act; and if ſuch Jury ſhall give in and deliver a Verdict or Aſſeſſment for no more or for leſs Money than ſhall have been agreed to and offered by the ſaid Truſtees before the ſummoning and returning the ſaid Jury as a Recompence or a Satisfaction for any Rights, Intereſts or Property, or Loſs or Damage as aforeſaid, then the Coſts and Expences of ſummoning and maintaining the ſaid Jury and Witneſſes, ſhall be borne and paid by the Perſon or Perſons with whom the ſaid reſpective Truſtees ſhall have ſuch Controverſy or Diſpute; which ſaid Coſts and Expences, after the ſame ſhall have been aſcertained and ſettled by ſome Juſtice of the Peace for the County wherein ſuch Jury ſhall be ſummoned or impannelled, not intereſted in the Matter in Queſtion (who is hereby required to examine and ſettle the ſame at a Time and Place to be by him appointed, after ſummoning the Parties intereſted therein to attend him for that Purpoſe), ſhall and may be deducted out of the Money ſo aſſeſſed and adjudged as ſo much Money advanced to and paid for the Uſe of ſuch Perſon or Perſons; and the Payment or Tender of the Remainder of ſuch Money ſhall be deemed and taken to all Intents and Purpoſes to be a Payment and Tender of the whole Sum ſo aſſeſſed and adjudged; or otherwiſe ſuch Coſts and Expences, in caſe the ſame ſhall not be paid on Demand after being ſo aſcertained and ſettled as aforeſaid, may be recovered by the Clerk of the ſaid Truſtees reſpectively by ſuch Ways and Means as are by the ſaid Act of the Twelfth Year of His preſent Majeſty or this Act provided for Recovery of Penalties and Forfeitures: Provided always, that in all Caſes where any Perſon or Perſons ſhall by Reaſon of Abſence have been prevented from treating with the ſaid Truſtees reſpectively, ſuch Coſts and Expences ſhall be borne and paid by the ſaid reſpective Truſtees in Manner aforeſaid. Expences of Jury and Witneſſes how to be paid.

XXIV. And

Money allowed for Land, how to be paid or tendered.

XXIV. And be it further enacted, That every Sum of Money or Recompence to be agreed for or aſſeſſed as aforeſaid, ſhall be paid out of the Tolls by the ſaid Acts of the Twelfth and Thirty-third Years of His preſent Majeſty and this Act ſeverally granted, as the Caſe may require, or out of the Monies to be borrowed on the Credit thereof, either to the Party or Parties entitled thereto or into the Bank of *England*, in Manner directed by this Act, and upon Payment thereof as aforeſaid, and Five Days Notice of ſuch Payment having been given to ſuch Parties or Perſons or their Agents, or left at their reſpective uſual Places of Abode, or with the Tenant or Tenants in Poſſeſſion of ſuch Lands or Hereditaments, then ſuch Lands or Hereditaments ſhall be laid into and made Part of the ſaid Roads in ſuch Manner as the ſaid Truſtees, or any Five or more of them, ſhall direct, and ſhall be by them or by ſuch Perſon or Perſons as they or any Five or more of them ſhall appoint, ſufficiently drained, ditched, fenced and ſet out for that Purpoſe, and ſhall to all Intents and Purpoſes whatſoever become and be deemed and taken to be a common Highway, and be from thenceforth Part of the ſaid Roads for ever thereafter, and ſhall be repaired and kept in Repair in ſuch Manner and by the ſame Ways and Means as the other Roads by the ſaid Acts and this Act are directed to be repaired; and from thenceforth all Parties and Perſons ſhall be diveſted of all Right and Title in and to ſuch Lands and Heriditaments.

Truſtees may ſell Land not wanted for the Purpoſes of the Act.

XXV. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees, or any Five or more of them, within their reſpective Diſtricts, to ſell and diſpoſe of any Land which has been purchaſed or may be purchaſed, over and above what may be neceſſary for the Purpoſes of the ſaid Acts and this Act, and alſo ſuch Piece or Pieces of Land as ſhall have been uſed for any publick Highway, which hath been or may be rendered unneceſſary by the making, altering or diverting of the preſent Turnpike Road, or any of the Roads by this Act directed to be made, varied or altered, and authorized by the ſaid Acts or this Act to be ſtopped up, either together or in Parcels, as they ſhall find moſt convenient and advantageous, to ſuch Perſon or Perſons as ſhall be willing to contract for and purchaſe the ſame: Provided, that the ſaid Truſtees reſpectively, before they ſhall ſell or diſpoſe of any Piece or Pieces of Ground as aforeſaid, ſhall offer the ſame to the Perſon or Perſons from whom the ſame ſhall have been purchaſed, or where the ſame ſhall have been rendered uſeleſs by the ſtopping up of any Road or Roads as aforeſaid, then to the Perſon or Perſons whoſe Lands ſhall adjoin thereto; and in caſe ſuch Perſon or Perſons reſpectively ſhall not then and thereupon agree (except with reſpect to and on account of the Price thereof as hereinafter mentioned), or ſhall refuſe (except with reſpect to and on account of the Price thereof) to purchaſe or repurchaſe the ſame reſpectively, of which Offer, Non-agreement, and Refuſal, an Affidavit to be made and ſworn before a Maſter Extraordinary in the High Court of Chancery (who is hereby empowered to adminiſter the ſame) by ſome Perſon or Perſons not intereſted in the ſaid Piece or Pieces of Land, ſtating that ſuch Offer was made by or on the Behalf of the ſaid Truſtees, and was not then and thereupon agreed to or was refuſed, ſhall be ſufficient Evidence in all Courts whatſoever; and in caſe ſuch Perſon or Perſons ſhall be deſirous of purchaſing or repurchaſing the ſame, and he, ſhe, or they, and the ſaid Truſtees ſhall differ and

not

not agree with reſpect to the Price thereof, in ſuch caſe ſuch Price or Prices ſhall be aſcertained by a Jury, in Manner hereinbefore directed, with reſpect to diſputed Value of Lands to be purchaſed by the ſaid Truſtees in purſuance of this Act; and the Expence of hearing and determining ſuch Difference ſhall be borne and paid in like Manner as herein directed with reſpect to ſuch Purchaſes made by the ſaid Truſtees *mutatis mutandis*, and the Money to ariſe by ſuch Sale or Sales which may be made by the ſaid Truſtees as aforeſaid, ſhall be applied for the Purpoſes of this Act, but the Purchaſer or Purchaſers thereof ſhall not be anſwerable or accountable for any Miſapplication or Non-application of ſuch Monies.

Truſtees, enabled in certain Caſes to take poſſeſſion of Toll Houſes, &c. in the Hands of their Leſſees, &c.

XXVI. And be it further enacted, That in caſe the Tolls ariſing from all or any of the Turnpikes or Toll Gates erected or to be erected on the ſaid reſpective Diſtricts of Road, ſhall at any Time or Times be demiſed or let to farm to any Perſon or Perſons whomſoever, and the Leſſee or Leſſees, Farmer or Farmers to whom the ſaid Tolls ſhall be reſpectively demiſed or let, ſhall neglect or refuſe to perform the Terms and Conditions on which the ſame ſhall be ſo demiſed or let, or in caſe the Rent or Rents agreed to be paid by ſuch Leſſee or Leſſees, Farmer or Farmers, or any Part or Inſtalment thereof, ſhall be in Arrear or unpaid for the Space of Seven Days next after any of the Days on which the ſame ought to be paid purſuant to the Leaſe, Contract or Agreement for letting the ſame, or if any Collector or Receiver of the Tolls who ſhall be diſcharged from his ſaid Office by the ſaid Truſtees, or the Wife or Widow or any of the Children, Family or Repreſentatives of any Collector or Receiver, who ſhall die, abſcond, abſent himſelf or be diſcharged, or any other Perſon who ſhall refuſe to deliver up the Poſſeſſion of any Toll Houſe or Toll Houſes with the Buildings or Appurtenances thereto belonging, for the Space of Seven Days next after Demand thereof made in Writing, ſigned by any Five of the Truſtees for the Diſtrict wherein ſuch Toll Houſe or Toll Gate ſhall be ſituated, or by their Clerk or Treaſurer, and left at ſuch Toll Houſe or Toll Houſes, then and in any of the ſaid Caſes it ſhall be lawful for the ſaid Truſtees of ſuch Diſtrict, or any Five or more of them, or their Clerk or Treaſurer, or other Perſon authorized by Writing under the Hands of any Five or more of ſuch Truſtees, with ſuch Aſſiſtance as ſhall be thought neceſſary, to enter into and upon the Poſſeſſion of ſuch Toll Houſe or Toll Houſes and other Buildings and Premiſes in the Day Time, and to remove the Perſon or Perſons who ſhall be found therein, together with his, her, or their Goods out of the ſame, and from the Collection of the Tolls there payable, and to put the ſaid reſpective Truſtees or any of their Officers, or any other Perſon or Perſons appointed by ſuch Truſtees, or any Five or more of them, in Poſſeſſion thereof; and on ſuch Leſſee or Leſſees, Farmer or Farmers, or any Perſon or Perſons employed by or in Poſſeſſion under them, being ſo put out of Poſſeſſion as aforeſaid, it ſhall be lawful for the ſaid Truſtees reſpectively, or any Five or more of them, if they ſhall think fit, to vacate and determine the Contract for leaſing or letting the ſaid Tolls to ſuch Leſſee or Leſſees, Farmer or Farmers, and the ſame ſhall accordingly be utterly void to all Intents and Purpoſes, as if ſuch Demiſe, Contract or Agreement had never been made (ſave as to the Covenants and Agreements for Payment of the Rent or Rents thereby reſerved or made payable), and it ſhall be lawful for the ſaid Truſtees reſpectively, or any Five

and vacate the Agreement for letting Tolls, and re-let ſame.

or more of them, in every such Case to demise or let to Farm the said Tolls again to any other Person or Persons in the same Manner as if no former Demise, Contract or Agreement had been made or entered into relative to the same.

Application of the Tolls on the Wolverhampton District.

XXVII. And be it further enacted, That all and every Sum and Sums of Money which shall at the Time of the passing of this Act be in the Hands of the Treasurer of the said Trustees, appointed by or by virtue of the said Acts of the Twelfth and Thirty-third Years of His present Majesty, or which shall be due or owing to such Trustees, or their Treasurer, in respect of the Tolls, Duties or other Matters or Things relating to the said Acts, or either of them, and also all and every the Tolls and Duties hereafter to arise or be collected on the Roads herein declared to be the *Wolverhampton* District of Road, shall in the first Place be applied in Payment and Discharge of the Expences of procuring and passing this Act, and the Remainder of such Monies shall from Time to Time be applied in erecting or repairing Toll Gates or Turnpikes, and Toll Houses, and in making, repairing, widening, improving and keeping in Repair the said *Wolverhampton* District of Road, and in defraying the necessary Expences attending the Execution of the said Acts of the Twelfth and Thirty-third Years of His present Majesty and this Act, as far as respects the *Wolverhampton* District of Road, and in paying the Interest and Principal of any Money borrowed for the Use of the *Wolverhampton* District of Road, by virtue of either of the said Acts hereinbefore recited, and now remaining unpaid or hereafter to be borrowed by virtue of this Act for that Purpose, and to no other Use, Intent or Purpose whatsoever; and all and every Sum and Sums of Money which hath been or shall be subscribed, lent or advanced, by any Person or Persons for the Purpose of forming, repairing, widening, improving or keeping in Repair the said *Albrighton* District of Road, and also all and every the Tolls and Duties to arise or be collected on such last mentioned District of Road, shall from Time to Time be applied in erecting and repairing Toll Gates or Turnpikes, and Toll Houses, and in forming, repairing, widening, improving or keeping in Repair the said *Albrighton* District of Road, and the Works and Buildings belonging or appertaining thereto, and in defraying the necessary Expences attending the Execution of this Act in regard to the last mentioned District of Road, and in paying the Interest and Principal of the Monies subscribed or borrowed or to be borrowed by virtue of this Act for the Purposes last mentioned, and to no other Use, Intent or Purpose whatsoever.

Application of the Monies subscribed, and of the Tolls to be collected on the Albrighton District of Road.

Acts done by Persons acting as Trustees (though not qualified) good if done before Conviction.

XXVIII. And be it further enacted, That if any Person or Persons shall have acted or shall act as a Trustee or Trustees in the Execution of the said Acts of the Twelfth and Thirty-third Years of His present Majesty, or of this Act, for either of the said Districts, without being duly qualified so to do, pursuant to the said Act of the Twelfth Year of His present Majesty or this Act, and shall be convicted of such Offence, yet nevertheless all such Acts and Proceedings as shall have been or shall be done and performed by any such Person or Persons touching the Execution of the said Acts of the Twelfth and Thirty-third Years of His present Majesty or of this Act, previous to his or their Conviction of such Offence, shall notwithstanding such Conviction, be as valid and effectual as if such Person or Persons had been qualified according to the

Directions

Directions of the said Act of the Twelfth Year of His present Majesty: Provided always, That any Mortgagee or any Assignee of any Mortgage or other Security, or any Lender of Money upon the Credit of any of the Tolls granted by the said Acts of the Twelfth and Thirty-third Years of His present Majesty or by this Act, or receiving Interest thereout for the same, shall not on that Account be deemed unqualified to act as a Trustee for either of the said Districts.

Mortgagees may act as Trustees.

XXIX. And be it further enacted, That if any Money shall be paid, or agreed, or awarded to be paid for the Purchase of any Lands, Tenements or Hereditaments purchased, taken or used by virtue of the Powers of the said Acts and this Act for the Purposes thereof, which shall belong to any Body Politick, Corporate or Collegiate, or to any Feoffee, Executor, Administrator, Husband, Guardian, Committee or other Trustee, for or on Behalf of any Infant, Lunatic, Idiot or other *Cestuique* Trust, or to any Person whose Lands, Tenements or Hereditaments are limited in strict or other Settlement, or to any Person under any other legal Disability or Incapacity whatsoever, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant-General of the High Court of Chancery, to be placed to his Account, *ex parte* the Trustees for executing the said Acts and this Act, to the Intent that such Money, within the District of Road where such Lands, Tenements or Hereditaments are situated, shall be applied under the Direction and 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 such Conveyance or 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 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,

Application of Compensation Money when exceeding 200*l.*

Tenements, or Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application where the Compensation is less than 200*l.* and exceeds 20*l.*

XXX. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements or Hereditaments purchased, taken or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity, shall be less than the Sum of Two Hundred Pounds, and shall amount to or exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements or Hereditaments so purchased, taken or used, or of his, her or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank in the Name and with the Privity of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner hereinbefore directed, or otherwise the same shall be paid at the like Option to Two Trustees to be nominated by the Person or Persons making such Option, and approved of by Five or more of the said Trustees for executing the said Acts and this Act, within the District of Road where such Lands, Tenements or Hereditaments are situated (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.

Application where the Money is less than 20*l.*

XXXI. Provided also, and be it further enacted, That when such Money so agreed or awarded to be paid as next before mentioned, shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements or Hereditaments so purchased, taken or used, for the Purposes of the said Acts and this Act, in such Manner as the said Trustees, within their respective Districts, or any Five or more of them, shall think fit; or in case of Infancy or Lunacy, then to his, her or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

In case of not making out Titles, or if Persons cannot be found, Purchase Money to be paid into the Bank.

XXXII. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Tenements or Hereditaments to be purchased by virtue of the said recited Acts and this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Trustees, or any Five or more of them, or in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid, cannot be found, or if the Person or Persons entitled to such Lands, Tenements or Hereditaments be not known or discovered, then and in every such Case it shall be lawful for the said Trustees, within their respective Districts, or any Five or more

of

of them to order the said Sum or Sums of Money so awarded as aforesaid, to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account, to the Credit of the Parties interested in the said Lands, Tenements or Hereditaments (*describing them*), subject to the Order, Controul and Disposition of the said Court of Chancery, which said Court, on the Application of any Person or Persons making Claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered in a summary Way of Proceeding, or otherwise as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making Claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Subject to the Order of the Court of Chancery.

XXXIII. 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 the said recited Acts or this Act, for the Purchase of any Lands, Tenements or Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements or Hereditaments to be purchased in pursuance 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 such Lands, Tenements or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements or Hereditaments according to such Possession, until the contrary, shall be shewn to the Satisfaction of the said 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.

Where any Question shall arise touching such Money, the Person who shall be in Possession of the Lands, &c. at the Time of such Purchase, shall be deemed entitled thereto.

XXXIV. Provided also, and be it further enacted, That where, by reason of any Disability or Incapacity of the Person or Persons, or Corporation entitled to any Lands, Tenements or Hereditaments, to be purchased under the Authority of the said recited Acts or this Act, the Purchase-Money for the same shall be required to be paid into the 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 the said recited Acts or 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 Acts or this Act, or so much of such Expences as the said Court shall deem reasonable, together with the

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

necessary Costs and Charges of obtaining such Order, to be paid by the said Trustees within their respective Districts, 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.

Trustees may direct Prosecutions at the Expence of the Tolls.

XXXV. And be it further enacted, That the said Trustees respectively at any Meeting to be held whereof Notice in Writing specifying the Time and Place, and the Purpose for which such Meeting is intended to be held, shall be affixed upon the Toll Gates or Turnpikes then erected within the said Districts respectively, and be inserted in some Newspaper circulated in the Neighbourhood of such Road at least Seven Days previous to the Time when such Meeting is appointed to be held, may and they are hereby authorized and empowered when and as often as they shall think fit and necessary to direct Indictments to be preferred and prosecuted against the Inhabitants of such of the Parishes or Places through which the said Roads or any of them do or shall pass, and against the Hundred liable to repair Bridges as shall have neglected or refused respectively to repair the same; and it shall be lawful for the Trustees of the respective Districts of Road to defray all Costs and Expences to be incurred within their respective Districts in preferring and prosecuting such Indictments out of any Monies which shall come to their Hands for the Purposes of this Act, any Thing herein contained to the contrary notwithstanding.

Trustees may contract for repairing of the Roads.

XXXVI. And be it further enacted, That the respective Trustees may and they are hereby empowered from Time to Time to contract and agree with any Person or Persons for making, repairing, widening, altering, turning or amending the said Roads within their respective Districts, or any Part or Parts thereof, or for doing any other Work to be done in the Execution of the said recited Acts or of this Act, in such Manner and for such Sum or Sums of Money as the said Trustees respectively shall think proper, and that all Contracts and Agreements in Writing entered into pursuant to an order made at any Meeting of the said Trustees respectively, shall be binding on the said respective Trustees and their Successors, and also on all other Persons who shall sign the same, his, her or their Executors and Administrators respectively, and that Actions and Suits may be maintained thereon, and Damages and Costs recovered against the Party or Parties failing in the Execution of such Contracts or Agreements.

Power to detain Strangers guilty of Offences against the Act.

XXXVII. And whereas Persons guilty of Offences against the said Acts of the Twelfth and Thirty-third Years of His present Majesty and this Act, may be transient Persons unknown to the Collectors, Surveyors, or other Officers under the said Acts or this Act: be it therefore enacted, That it shall be lawful for any Collector or Farmer of the Tolls, or for any Surveyor or other Officer duly authorized or appointed by the said Trustees respectively within their respective Districts, to seize and detain any such unknown Person or Persons guilty of any Offence as aforesaid, and to convey him, her, or them before one or more Justice or Justices of the Peace for the County wherein such Offence shall be committed, without any other Warrant or Authority than this Act for so doing, and such Justice or Justices of the Peace respectively is and are hereby empowered and directed to proceed immediately to the Conviction or Acquittal of such Offender or Offenders, or to oblige such Person or Persons so offending to give Security for his, her or their Appearance at the next

Petty

Petty or Special Seſſions to be holden for the County or Place wherein ſuch Offence or Offences ſhall have been committed; and on ſuch Conviction or for Want of ſufficient Security to commit the Perſon or Perſons ſo offending to the Houſe of Correction for the County wherein ſuch Offence ſhall be committed, for any Time not exceeding Three Calendar Months, or until he, ſhe or they ſhall pay the Penalty by him, her or them incurred for ſuch Offence or Offences, or ſhall give ſuch Security as aforeſaid.

Riding on Footpaths.

drawing Timber or Stone.

Suffering Pigs to root up the Roads.

Drivers of Carriages not keeping on the left Side of the Road when meeting other Carriages.

Perſons preventing others from paſſing.

Making Bonfires or letting off Fireworks.

Leaving Carriages or Timber on the Roads.

Laying Dung, &c. on the Roads.

XXXVIII. And be it further enacted, That if any Perſon ſhall ride upon any Footway adjoining to any one of the ſaid Roads, or ſhall drive any Horſes or other Cattle, or any Swine, or any Cart, or other Carriage thereon, or ſhall cauſe any Damage to be done to ſuch Footway, or if any Perſon ſhall haul or draw, or cauſe to be hauled or drawn upon any Part of the ſaid Roads, any Tree or Piece of Timber, or any Stone, otherwiſe than upon Wheel Carriages, or ſhall ſuffer any Part of any Tree, or Piece of Timber or Stone, which ſhall be carried upon Wheel Carriages to drag upon any Part of the ſaid Roads, to the Prejudice thereof; or if any Perſon driving any Pigs or Swine upon the ſaid Roads, ſhall ſuffer the ſame to root up or damage the ſame, or any Part thereof, or the Fences, Hedge-backings, or Copſe on either Side thereof; or if any Perſon driving any Coach, Chaiſe, Waggon, Cart, or other Carriage upon any Part of the ſaid Roads, and meeting another Coach, Chaiſe, Waggon, Cart or other Carriage, ſhall not keep his Carriage on the left Side of the ſaid Road; or if any Perſon ſhall in any Manner wilfully prevent any other Perſon or Perſons from paſſing him, her, or them upon the ſaid Roads, or the Coach, Chaiſe, Waggon, Cart or other Carriage under his care; or if any Perſon ſhall make or aſſiſt in making any Fire or Fires commonly called Bonfires, or ſhall ſet Fire to, or let off, or throw any Squib, Rocket, Serpent or Firework whatſoever, on any Part or Parts of the ſaid Roads; or if any Perſon ſhall leave any Coach, Chaiſe, Waggon, Wain, Cart or other Carriage in, upon, or on the Side of any Part of the ſaid Roads longer than may be neceſſary for loading or unloading the ſame, either with or without any Horſe or Beaſt of Draught harneſſed or yoked thereto; or ſhall lay any Piece of Timber, or any Stones, Hay, Straw, Dung, Manure, Soil, Rubbiſh, or other Matter or Thing whatſoever, on any Part of the ſaid Roads, or on the Side or Sides thereof, to the Prejudice thereof, or to the Prejudice, Annoyance, or Inconvenience of Perſons travelling thereon, every Perſon ſo offending, ſhall for every ſuch Offence, forfeit and pay any Sum not exceeding Forty Shillings.

Conviction of Offenders.

XXXIX. And for the more eaſy and ſpeedy Conviction of Offenders againſt the ſaid Acts of the Twelfth and Thirty-third Years of His preſent Majeſty, and this Act, be it further enacted, That all and every the Juſtice and Juſtices of the Peace before whom any Perſon or Perſons ſhall be convicted of any Offence againſt the ſame Acts or this Act, ſhall and may cauſe the Conviction to be drawn up in the following Form of Words, or any other Form of Words to the ſame Effect, as the Caſe ſhall happen, *videlicet*;

Form of Conviction.

BE it remembered, that on the Day of in the Year of our Lord *A. B.* is convicted before me *C. D.* one of His Majeſty's Juſtices of the Peace for the County of [*ſpecifying the Offence, and the Time and Place when*

and

'*and where the same was committed, as the Case shall be.*] Given under 'my Hand and Seal the Day and Year first above written."

Subscribers to pay their Subscription Money.

XL. And be it further enacted, That the several and respective Persons who have subscribed or may subscribe Money for and towards making, repairing and improving the said Roads, within the *Albrighton* District of Road, or any of them, shall and they are hereby required to pay the Sum or Sums so by them respectively subscribed, in such Parts and Proportions, within such Time or Times, and to such Person or Persons as the Trustees for the said District shall from Time to Time by any Writing under their Hands authorize to receive the same; and if any Person or Persons shall neglect or refuse to pay the same in Manner aforesaid, it shall be lawful for such Trustees respectively to sue for and recover the same, either in their own Names or in the Name of the Clerk or Treasurer to such Trustees, in any of His Majesty's Courts of Law at *Westminster*, by Action of Debt, or on the Case, or by Bill, Suit or Information, wherein no Essoign, Protection, Wager of Law, or more than one Imparlance be allowed.

How Orders may be revoked.

XLI. And be it further enacted, That no Order of the Trustees for executing the said Acts of the Twelfth and Thirty-third Years of His present Majesty already made, or any Order to be made in pursuance of the same Acts or this Act, by the Trustees of either of the said Districts of Road, shall be revoked or altered unless a greater Number of Trustees for the District of Road to which such Order may relate, shall attend at some Meeting to be held for taking such Order into Consideration, and concur in revoking or altering the same, than were present at the Meeting when such Order was originally made.

Trustees not to stop up Road from the Vicarage House of Albrighton.

XLII. Provided always, and be it further enacted, That nothing in this Act contained shall authorize or empower the said Trustees for the *Albrighton* District of Road to stop up, discontinue or destroy any Part of the present Road leading from the Vicarage House in the Village of *Albrighton*, on account of any Deviation of such Road under the Authority of this Act.

Publick Act.

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

Continuance of the Act.

XLIV. And be it further enacted, That the Term granted and continued by the said Acts of the Twelfth and Thirty-third Years of His present Majesty, shall upon the passing of this Act cease and determine, and that the said Acts (subject to the Variations, Alterations and Amendments herein contained) and this Act shall from thenceforth commence, continue, and be in Force and be executed for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

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