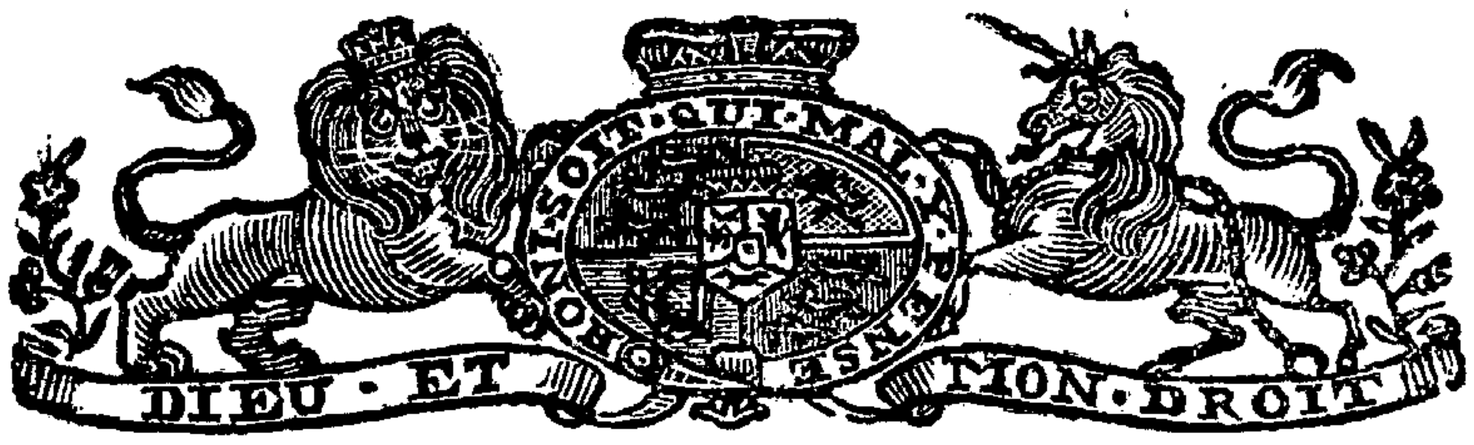


ANNO QUINQUAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 61.

An Act to continue the Term, and alter and enlarge the Powers of an Act of His present Majesty, for repairing the Road from *Stone* to *Lane End*, and to the Road between *Leek* and *Sandon*, on *Meir Heath*; and from thence to *Blithe Bridge*; and also from *Meir* to *Trentham*, and from thence to *Stableford Bridge*; and the Road from *Walton* to *Eccleshall*, in the County of *Stafford*. [18th *May* 1814.]

WHEREAS an Act was passed in the Thirty-second Year of the Reign of His present Majesty, intituled *An Act for repealing an Act, passed in the Eleventh Year of the Reign of His present Majesty, for repairing and widening the Road from* Stone *to* Lane End, *and to the Road between* Leek *and* Sandon, *on* Meir Heath; *and from* Meir *to* Trentham, *and from thence to* Stableford *in the County of* Stafford, *and for granting other Powers for those Purposes*; *and for repairing and improving the Road from a Place called* Walton in Stone *aforesaid, to* Eccleshall *in the said County of* Stafford: And whereas the said Roads were by the said recited Act divided into Two separate Districts, and separate Trustees appointed for the Care and Management of the said Roads within each 32 G. 3. c. 157.

District respectively, with such Powers and Authorities for that Purpose as are in and by the said recited Act given and granted: And whereas the Trustees appointed for the Care of the said Roads within each District respectively have proceeded to put the same in Execution, and have for that Purpose borrowed considerable Sums of Money on the Credit of the Tolls authorized to be taken and collected upon the said Roads in the said respective Districts, which Money cannot be paid off, nor can the said Roads be properly amended, widened, improved, and kept in Repair, unless the Term granted by the said recited Act be continued, and the Powers and Provisions thereof altered, amended, and enlarged, and it is expedient that the Tolls granted by the said Act should be increased: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Act, and all the Clauses, Powers, Provisions, Orders, Regulations, Restrictions, Matters, and Things therein contained, (except such Parts thereof as are varied, altered, or repealed,) shall be and the same are hereby further continued for and during the Term herein-after mentioned, in as full, ample, and beneficial Manner to all Intents and Purposes, as if the same were repeated and re-enacted in the Body of this Act; but subject nevertheless to the Amendments, Alterations, Variations, and Additions herein contained, and which shall commence and take Effect upon the passing of this Act, and shall continue in force during the Term hereby granted; and this Act, and the additional Term, and the Tolls hereby granted, shall be subject and liable to the Payment of all Sums of Money now due and owing upon the Credit or on Account of the said recited Act, and of such other Sum or Sums of Money as shall be borrowed, or become due and owing on the Credit thereof respectively and of this Act, and of the Interest due and to grow due for the same respectively.

Former Act further continued.

Trustees for First District.

II. And be it further enacted, That the Right Honourable *George Granville Leveson Gower*, commonly called *Lord Gower*, Sir *John Fenton Boughay* Baronet, *Ralph Sneyd*, *Thomas Fitzherbert*, *Thomas Jervis*, *Richard Edensor Heathcote*, *James Loch*, *Walter Hill Coyney*, *Thomas Parker*, *John Astbury*, *Edward Astbury*, *John Aston*, *Isaac Aston*, *Ralph Aston*, *Thomas Allen*, *John Adderley*, *Richard Aspley*, *John Bagshaw*, *John Bent*, *Ralph Bourne*, *John Bourne*, *William Baker*, *Hugh Booth*, *Samuel Bagshaw*, *Robert Bill*, *Abraham Birtles*, *John Beech*, *John Bill*, *Richard Blurton*, *John Dent*, *Richard Cradock*, *John Cumberback*, *George Eaton*, *Robert Fenton*, *Richard Ford*, *Edward Ford*, *John Ford*, *Robert Griffin*, *Richard Clarke Hill*, *Joseph Hadwin*, *Robert Hill*, *Robert Hall*, *Charles Harvey* junior, *Charles Harvey*, *Charles Hassels*, *John Joule*, *William Keen*, *William Shepherd Kinnersly*, *Thomas Kinnersly* junior, *William Kenwright*, *Thomas Moore*, *Thomas Marsh*, *John Nickisson*, *Henry Nickisson*, *William Plant*, *Thomas Plant*, *George Plant*, *John Robison*, *William Robinson*, *Francis Suther*, *John Swinnerton*, *Josiah Spode* junior, *Francis Steedman*, *Thomas Shelly*, *Charles Gibbs*, *John Whieldon*, *Walter Wright*, *George Moor*, *William Lindop*, *Thomas Pearson*, *Henry Vaughan*, *James Robinson*, *Thomas Butt* Clerk, *Clement Leigh* Clerk, *John Blunt* Clerk, and *Charles Charlewood* Clerk, together with such other Persons, not exceeding Ten, as the said Trustees for the said First District shall appoint, shall be and they are hereby nominated and appointed Trus-

tees for carrying the said recited Act and this Act into Execution, and they are hereby added to and joined with the Trustees appointed by the said recited Act, and (being qualified according to the Directions of the said recited Act) are hereby empowered and authorized to act in the Execution of the said recited Act and of this Act, as fully and effectually to all Intents and Purposes as if they had been named in or appointed by virtue or in pursuance of the said recited Act, so far as relates to the District of Road in the said recited Act called *The First District*; and that the Right Honourable *George Granville Leveson Gower*, commonly called *Lord Gower*, Sir *John Fenton Boughey* Baronet, *Ralph Sneyd*, *Thomas Fitzherbert*, *Thomas Jervis*, *Richard Edensor Heathcote*, *James Loch*, *John Astbury*, *Edward Astbury*, *John Aston*, *Ralph Aston*, *Richard Aspley*, *John Bagshaw*, *Robert Bill*, *Abraham Birtles*, *John Beech*, *John Dent*, *Richard Cradock*, *John Cumberback*, *George Eaton*, *Robert Hall*, *John Joule*, *William Keen*, *William Shepherd Kinnersley*, *Thomas Kinnersley* junior, *Thomas Moore*, *Thomas Marsh*, *John Nickisson*, *Henry Nickisson*, *William Plant*, *Thomas Plant*, *George Plant*, *William Robinson*, *Francis Suther*, *Francis Steedman*, *Charles Gibbs*, *John Whieldon*, *Walter Wright*, *George Moor*, *William Lindop*, *Thomas Pearson*, *Henry Vaughan*, *James Robinson*, *Thomas Butt* Clerk, *Francis Jenkinson* Clerk, and *Thomas Walker* Clerk, together with such other Persons, not exceeding Ten, as the said Trustees for the said Second District shall appoint, shall be and they are hereby appointed and nominated Trustees for carrying the said recited Act and this Act into Execution; and they are hereby added to and joined with the Trustees appointed by the said recited Act, and (being qualified according to the Directions of the said recited Act) are hereby empowered and authorized to act in the Execution of the said recited Act and of this Act, as fully and effectually to all Intents and Purposes as if they had been named in or appointed by virtue or in pursuance of the said recited Act, so far as relates to the District of Road in the said recited Act, called *The Second District*.

Trustees for Second District.

III. And be it further enacted, That when and as often as any of the Trustees for the said Districts respectively appointed or to be appointed by or in pursuance of the said recited Act and this Act, or any of them, shall die, or by Writing under their respective Hands decline to act in the Execution thereof, it shall be lawful for the remaining or surviving Trustees of the said District respectively, from Time to Time, by Writing under their respective Hands, to elect and appoint One or more other fit Person or Persons to be a Trustee or Trustees in the room of every Trustee or Trustees dying or declining to act as aforesaid for such respective District; provided that public Notice of the Time and Place of Meeting of the said Trustees for every such Election be given by the Clerk to the said Trustees of such respective District, by affixing the same in Writing upon all the Turnpike Gates then erected upon the said Roads in the said District, and inserted in some Newspaper printed or circulated in the said County of *Stafford*, Ten Days at least before every such Meeting; and every Person who shall be elected and appointed a Trustee, pursuant to the Directions of this Act, shall and may act with the surviving and remaining Trustees in the Execution of the said recited Act and this Act, to all Intents and Purposes as if he had been named and appointed a Trustee in and by this Act, so far as relates to the said District of Road for which he shall be so elected a Trustee as aforesaid.

Power to appoint Trustees in the room of those who shall die.

IV. And

All Acts may be done by Truſtees.

IV. And be it further enacted, That all Acts and Proceedings whatſoever in the Execution of the ſaid recited Act, and this Act, ſhall and may be done and executed by any Five or more of the Truſtees for the Time being of the ſaid reſpective Diſtricts.

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

V. And be it further enacted, That the ſaid Truſtees of the ſaid Diſtricts reſpectively may commence any Action, or ſue for or concerning any Property veſted in them, or any Matter or Thing to be done or ariſe by virtue or in purſuance of the ſaid recited Act and this Act, or for the enforcing any Penalty, Claim, or Demand under the ſame, or any Obligation or Agreement heretofore, or which may be hereafter entered into with the ſaid Truſtees of ſuch Diſtrict in the Name of their Clerk or Treaſurer for the Time being; and in all Indictments, Informations, and Proſecutions of or concerning any Property or Thing of or belonging to the ſaid Truſtees, the ſame may be ſtated to be the Property of the ſaid reſpective Truſtees for the Time being for executing the ſaid recited Act and this Act, without naming them, or to be the Property of their ſaid Clerk or Treaſurer; and that no Action, Suit, or Proceeding to be brought, inſtituted or commenced by the Direction of the ſaid Truſtees by virtue of this Act, in the Name of their Clerk or Treaſurer, ſhall abate or be diſcontinued by the Death, Reſignation, or Removal of any ſuch Clerk or Treaſurer, or by the Act of ſuch Clerk or Treaſurer, without the Conſent of the ſaid Truſtees; but that the Clerk or Treaſurer for the Time being to the ſaid Truſtees ſhall be deemed to be Plaintiff in every ſuch Action, Suit, and Proceeding: Provided always, that every ſuch Clerk and Treaſurer, in whoſe Name any Action, Suit or other Proceeding ſhall be commenced in purſuance of this Act, ſhall be fully reimburſed and paid, out of the Monies to ariſe by virtue of the ſaid recited Act and this Act, all ſuch Coſts, Charges, Damages, and Expences, as by the Event or in conſequence of any ſuch Action, Suit or Proceeding, he ſhall pay, bear, expend, or be put unto or become chargeable with by reaſon of his being made Plaintiff as aforeſaid.

First Meeting and Annual Meeting.

VI. And be it further enacted, That the Firſt Meeting of the ſaid Truſtees of the Firſt Diſtrict, ſhall be held at *Trentham Inn*, in the ſaid County of *Stafford*, on the Third *Tueſday* after the paſſing of this Act, and that One General Meeting of the ſaid Truſtees of the ſaid Firſt Diſtrict, ſhall be held on the laſt *Tueſday* in *Auguſt*, in every Year, at *Trentham Inn* aforeſaid, between the Hours of Eleven and One in the Day; and from thence the ſaid Truſtees ſhall adjourn their next Meeting to ſuch Place, and at ſuch Time as they ſhall appoint; and if at any ſuch General Meeting there ſhall not appear a ſufficient Number of Truſtees to act or to adjourn to another Day, the Truſtee or Truſtees then preſent, or the Clerk to the ſaid Truſtees, ſhall by Notice in Writing, to be affixed on all the Turnpike Gates then erected upon the ſaid Diſtrict of Road, and inſerted in ſome Newſpaper, printed or circulated in the ſaid County, at leaſt Ten Days before the next Meeting, appoint the ſaid Truſtees to meet at the Houſe or Place where the laſt Meeting was appointed to be held on the Fourteenth Day next after the Day appointed for ſuch General Meeting to be held; and that at ſuch Annual General Meeting the Truſtees then preſent, or any Five or more of them, ſhall examine and audit the Accounts of all the Officers or other Perſons reſpecting or relating to their reſpective Offices, upon Oath, if required,

and

and then and there from Time to Time pass such Accounts, or so much thereof as they shall think fit and proper.

Penalty on Persons leaving Waggons on the Road, laying Timber, or committing any Annoyance thereon, &c.

VII. And be it further enacted, That if any Person or Persons shall leave any Waggon, Wain, Cart or other Carriage, in, upon, or on the Side of any Part of the said Roads in the said respective Districts, with or without any Horse or Beast of Draught harnessed or yoked thereto, except only with respect to such Waggon, Wain, Cart or other Carriage, during such reasonable Time as the same shall be loading or unloading, and standing as near the Side of such Road as may be, or shall lay any Piece of Timber, or any Stone, Hay, Straw, Dung, Soil or Rubbish, to the Prejudice or Annoyance thereof, or of any Person or Persons travelling thereon; or if any Person shall ride upon any Footway adjoining to the said Roads, or shall drive any Horse or other Cattle, or any Swine, or any Cart, Hand Cart, Wheelbarrow, or other Carriage thereon, or shall cause any Damage to be done to such Footway; or if any Person driving any Coach, Chaise, Waggon, Cart, or other Carriage upon the said Roads, and meeting any other Coach, Chaise, Waggon, Cart or other Carriage, shall not keep his Carriage on the left Side of the said Roads; 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, every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings, such Penalties to be recovered and applied in the same Manner as the Penalties and Forfeitures are by the said recited Act directed to be recovered and applied.

Gates of Parks or Fields, &c. not to open towards the Road.

VIII. And be it further enacted, That no Gate of any Park, Paddock, Field, or Inclosure whatsoever, shall be made to open towards any of the said Roads respectively, or be suffered to continue so open, unless the hanging Post thereof shall be Thirty Feet at the least from the Centre of the said Road; and the Occupier or Occupiers of every Park, Paddock, Field, or Inclosure, the Gate whereof shall open contrary to the Directions of this Act, shall, within Fourteen Days after Notice from the Surveyor or Surveyors of the said Roads respectively, cause such Gate to be hung in such a Manner as that no Part of the Gate, when open, shall project over any Part of the said Roads or Footpaths along the Side of the same, and in Default thereof the Surveyor or Surveyors last aforesaid are hereby authorized to cause such Gate to be so hung; and the Person or Persons guilty of such Neglect or Default shall, upon Complaint made to any Justice or Justices of the Peace, and on Conviction thereof upon the Oath of One credible Witness, pay to such Surveyor such Sum as the said Justice or Justices shall direct, in order to defray the Expence of making the Alteration, and shall also forfeit and pay a further Sum not exceeding Forty Shillings for his or their Neglect therein.

For repealing former Tolls and granting new ones.

IX. And whereas the Tolls granted by the said recited Act have been found insufficient for the Purposes thereof, be it therefore enacted, That from and after the Twentieth Day of *August* next after the passing of this Act, the said Tolls shall be and the same are hereby declared to be repealed; and that instead thereof the following Tolls shall and may be demanded, received, and taken, before any Cattle or Carriage shall be permitted to pass through any of the Toll Gates or Turnpikes now erected or

hereafter to be erected on the ſaid Roads, in the ſaid reſpective Diſtricts; (that is to ſay),

Tolls.

For every Horſe, Mare, Gelding, Mule or other Beaſt, drawing in any Carriage, the Sum of Sixpence:

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

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

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

Double Tolls on Sundays.

And that on every *Sunday* after the Commencement of this Act, there ſhall be demanded and taken at the ſaid ſeveral and reſpective Gates erected under and by virtue of the ſaid recited Act, or which ſhall be hereafter erected under or by virtue thereof and of this Act, before any Horſe, Mare, Gelding, Mule, Aſs, Cart, Carriage or Cattle ſhall be permitted to paſs through the ſame, Double the Toll before directed to be taken on any other Day of the Week, excepting always Medical Men going to or returning from viſiting ſick Perſons.

New Tolls veſted in the Truſtees.

Which ſaid reſpective Sums of Money ſhall be demanded and taken in the Name of or as a Toll at the Gates now erected or hereafter to be erected upon the ſaid reſpective Diſtricts of Roads, in the ſaid recited or this Act, or either of them, and ſhall be veſted in the ſaid Truſtees for the ſaid Diſtrict reſpectively, and ſhall and may be levied, recovered, paid, applied, varied, altered, and aſſigned, in the ſame Manner as the Tolls granted by the ſaid recited Act are thereby directed to be levied, recovered, paid, applied, varied, altered, and aſſigned.

Toll to be paid but once a Day.

X. And be it further enacted, That no Perſon ſhall be ſubject or liable to pay any of the Tolls hereby granted, more than once upon each Diſtrict in any One Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock the ſucceeding Night, for or in reſpect of any Cattle or Carriage paſſing through all or any Gate or Turnpike Gates, or Turnpikes to be erected upon ſuch Diſtrict, ſuch Perſon producing a Ticket, denoting that the reſpective Toll hath been paid on that Day, which Ticket the Collectors of the Tolls are hereby required to deliver *gratis*, if demanded, on receipt of ſuch Toll.

Tolls, Toll Houſes, &c. veſted in the Truſtees.

XI. And be it enacted, That the Right and Property of all and every the Toll Houſes, Turnpikes, and Buildings erected, or to be erected under the Authority of the ſaid Truſtees by virtue of the ſaid Act or this Act, and of the Materials for the ſame, and alſo all Rails, Stiles, Poſts, and Fences which ſhall belong to the ſaid Roads reſpectively, and alſo all Tools, Implements, Stones, Gravel and other Materials purchaſed, gotten or had for repairing the ſaid Roads reſpectively, ſhall be and are hereby veſted in the ſaid Truſtees of the ſaid reſpective Diſtricts of Road.

Tolls may be reduced and raiſed again.

XII. And be it further enacted, That the ſaid Truſtees of the ſaid reſpective Diſtricts, or any Five or more of them, ſhall and may from Time to Time and at all Times hereafter, at any of their Meetings directed to be held by the ſaid recited Act, reduce all or any of the ſaid

Tolls by this Act directed to be collected and taken, such Reduction not being more than One Moiety of the Tolls hereby granted on Horses or other Cattle drawing any Carriage, nor more than One Third of all or any of the other Tolls hereby granted, and from Time to Time at such Meetings to raise and advance the same again, to any Sum not exceeding the Tolls by this Act granted, as they or any Five or more of them shall find it requisite and necessary so to do; and to order and direct such Tolls so lessened or reduced, or advanced, to be collected, received, laid out, and applied for the Purposes of the said recited Act and of this Act, in such Manner as the said Tolls are by this Act directed to be collected, levied, and applied; but no such Reduction shall be made unless the Person or Persons who shall be entitled to Three Fourths of the Money which shall have been lent or shall be charged upon the Credit of the Tolls intended to be reduced shall be consenting thereto; and that no such Reduction shall be made unless Ten Days Notice at least shall be given in Writing, to be affixed upon all the Turnpikes or Toll Gates which shall be then erected upon, across, or on the Sides of the said Roads, expressing the Intention of making such Reduction, and inserted in some public Newspaper circulating in the Neighbourhood through which the said Roads pass.

Trustees may compound with Travellers.

XIII. And be it further enacted, That the said respective Trustees, or any Five or more of them, may and are hereby empowered, from Time to Time as they shall see convenient, to compound and agree for any Time not exceeding One Year at any one Time, with any Person or Persons, for any Horses, Cattle, Beasts, or Carriages travelling upon their respective District, or any Part thereof, for all or any of the Tolls to be paid for or in respect of such Horses, Cattle, Beasts, or Carriages, so that no such Composition shall be made for any Cattle or Carriages travelling for Hire; and all such Composition Money shall be paid Quarterly in Advance, to the Treasurer or Treasurers to the said Trustees, and in Default thereof, the Composition or Agreement with the Person or Persons making such Default shall from thenceforth be void; and all such Composition Money shall be applied in such Manner as the Tolls in respect whereof such Composition is made are directed to be applied.

Exemptions from Toll.

XIV. And be it further enacted, That all and every Exemption or Exemptions from the several Tolls granted and made payable by the said recited Act shall cease, and that in lieu thereof the several Exemptions from Tolls herein-after mentioned shall be allowed, that is to say, that no Toll shall be demanded or taken for any Horse, Cattle, Beast or Carriage, loaden only with, or going unloaden for, or returning unloaden, having been only loaden on the same Day with Gravel, Stone, or other Materials for repairing the said Roads, or any Part thereof, or any of the Roads in the Parishes in which the said Roads do lie, or with Hay, Straw, or Corn in the Straw only, not sold or disposed of, but passing to be laid up or placed in the Outhouses or on the Lands of the Owners thereof; or Muck, Dung, Compost, or other Manure for the Improvement of Land, (except Lime) or for Ploughs, Harrows, or Implements of Husbandry; nor for any Horse or other Beast going to be or returning from being shoed or farried; nor for any Horse, Cattle, or Sheep, going to or returning from Water, Pasture or Plough, or other Tillage or Work in Husbandry, upon

upon or within any of the Lands in any Pariſh in which the ſaid Roads ſhall lie; nor ſhall any Toll be demanded or taken of or from any Rector, Vicar or Curate, or other Perſon going to or returning from his own Pariſh Church or Public Place of Divine Worſhip on *Sundays*, or on any other Days on which Divine Service is ordered by Authority to be celebrated; nor of or from any Perſon or Perſons reſiding in any of the Pariſhes in which the ſaid Roads do lie, going to or returning from any Church, Chapel, or other Place of Religious Worſhip on *Sundays*, or on any other Days on which Divine Service is ordered by Authority to be celebrated, or who ſhall attend the Funeral of any Perſon or Perſons who ſhall die and be buried in any of the ſaid Pariſhes; nor from any Clergyman going to or returning from viſiting any ſick Perſon, or upon other his Parochial or Miniſterial Duty, on a *Sunday*, or on any other Day on which Divine Service is ordered by Authority to be celebrated; nor for any Coach, Landau, Berlin, Chariot, Calaſh, Chair or other Carriage, or any Horſe or other Beaſt conveying any Perſon or Perſons to or from any Election of a Knight or Knights of the Shire to ſerve in Parliament for the ſaid County of *Stafford*, on the Day or Days of ſuch Election, or on the Day before or the Day after ſuch Election ſhall begin or be concluded; nor for any Horſes, Cattle or Carriages of whatever Deſcription, employed or to be employed in conveying the Mails of Letters and Expreſſes under the Authority of His Majeſty's Poſtmaſter General, either when employed in conveying, fetching, or guarding ſuch Mails or Expreſſes, or in returning back from conveying the ſame; nor for any Horſes, Carts or Waggons attending any Soldiers upon their March or on Duty, or drawing any Carriage attending them with their Arms or Baggage; 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 Public Stores of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces; nor for any Horſe, Mare or Gelding furniſhed by or for any Perſons belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by them in going to or returning from the Place appointed for and on the Days of Exerciſe, provided ſuch Perſons are in the Uniform of their reſpective Corps, and have their Arms, Furniture and Accoutrements, according to the Regulations provided for ſuch Corps reſpectively at the Time of claiming ſuch Exemptions as aforeſaid; nor for any Horſes, Carts, Waggons or other Carriages employed in the Conveyance of Vagrants ſent by legal Paſſes, or Priſoners ſent to Gaol or Houſe of Correction, or returning after being ſo employed; and if any Perſon or Perſons ſhall in any fraudulent or colluſive Manner whatſoever claim and take the Benefit of any of the Exemptions by this Act granted, not being entitled to the ſame, every ſuch Perſon ſhall forfeit and pay for every ſuch Offence any Sum not exceeding Forty Shillings, one Moiety whereof ſhall go to the Informer, and the other Moiety ſhall be applied to the Purpoſes of the ſaid recited Act and this Act.

Military Stores not ſubject to Penalties for Overweight.

XV. Provided always, and be it further enacted, That no Perſon owning or driving or cauſing to be driven any Waggon, Wain, Cart, or other Carriage, provided for the Service of His Majeſty's Forces, or conveying any Ordnance, Barrack or Commiſſariat or other Public Stores of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, ſhall be ſubject or liable to any Penalty or Forfeiture for Overweight; nor ſhall any

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 to any ſuch Waggon, Wain, Cart or other Carriage; any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in the ſaid recited Act or this Act, contained to the contrary notwithſtanding.

Application of Compenſation Money when amounting to or exceeding 200l.

XVI. And be it further enacted, That if any Money ſhall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchaſed, taken, or uſed by virtue of the Powers of the ſaid recited Act and this Act, for the Purpoſes thereof, which ſhall belong to any Corporation, Feme Covert, Infant, Lunatic, or Perſon or Perſons under any Diſability or Incapacity, 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 recited Act and this Act, to the Intent that ſuch Money ſhall be applied, under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made upon a Petition to be preferred in a ſummary Way, by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands, Tenements, or Hereditaments, in the Purchaſe of the Land Tax, or towards the Diſcharge of any Debt or Debts, or ſuch other Incumbrances or Part thereof, as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments ſtanding ſettled therewith to the ſame or the like Uſes, Truſts, Intents, or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted, under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Lands, Tenements, or Hereditaments, which ſhall be conveyed and ſettled to, for, and upon ſuch and the like Uſes, Truſts, Intents, and Purpoſes, and in the ſame Manner as the Lands, Tenements, or Hereditaments, which ſhall be ſo purchaſed, taken, or uſed as aforeſaid, ſtood ſettled or limited, or ſuch of them as at the Time of making the Conveyance and Settlement ſhall be exiſting undetermined and capable of taking Effect; and in the mean Time, and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall by Order of the ſaid High Court of Chancery, upon Application thereto, be inveſted by the ſaid Accountant General, in his Name, in the Purchaſe of Three Pounds *per Centum* Conſolidated, or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time and until the ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and annual Produce of the ſaid Conſolidated or Reduced Bank Annuities ſhall from Time to Time be paid by Order of the ſaid Court, to the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments, ſo hereby directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

Where leſs than 200l. and amounting to 20l.

XVII. 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

to any Corporation, or to any Perſon or Perſons under any Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two hundred Pounds, and ſhall amount to or exceed the Sum of Twenty Pounds, then and in ſuch Caſes the ſame ſhall at the Option of the Perſon or Perſons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments ſo purchaſed, taken, or uſed, or of his, her, or their Guardian or Guardians, Committee or Committees, in caſe of Infancy or Lunacy, to be ſignified in Writing under their reſpective Hands, be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, and be placed to his Account as aforeſaid, in order to be applied in the Manner herein-before directed, or otherwiſe the ſame ſhall be paid at the like Option to Two Truſtees to be nominated by the Perſon or Perſons making ſuch Option, and approved of by Five or more of the ſaid Truſtees for executing the ſaid recited Act and this Act (ſuch Nomination and Approbation to be ſignified in Writing under the Hands of the nominating and approving Parties), in order that ſuch Principal Money, and the Dividends ariſing thereon, may be applied in any Manner herein-before directed, ſo far as the Caſe be applicable, without obtaining or being required to obtain the Direction or Approbation of the ſaid High Court of Chancery.

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

XVIII. 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 recited Act and this Act, in ſuch Manner as the ſaid Truſtees or any Five or more of them ſhall think fit; or in caſe of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Uſe and Benefit of ſuch Perſon or Perſons ſo entitled reſpectively.

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

XIX. And be it further enacted, That in caſe the Perſon or Perſons to whom any Sum or Sums of Money ſhall be awarded for the Purchaſe of any Lands, Tenements, or Hereditaments to be purchaſed by virtue of the ſaid recited Act or this Act, for the Purpoſes of the ſaid Road, ſhall refuſe to accept the ſame, or ſhall not be able to make a good Title to the Premiſes, to the Satisfaction of the ſaid Truſtees; or in caſe the Perſon or Perſons to whom any ſuch Sum or Sums of Money ſhall be ſo awarded as aforeſaid cannot be found, or if the Perſon or Perſons entitled to ſuch Lands, Tenements, or Hereditaments, be not known or diſcovered, then and in every ſuch Caſe it ſhall and may be lawful to and for the ſaid Truſtees, or any Five or more of them, to order the Sum and Sums of Money ſo awarded as aforeſaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account, to the Credit of the Parties intereſted in the ſaid Lands, Tenements, or Hereditaments, (deſcribing them), ſubject to the Order, Controul, and Diſpoſition of the ſaid High Court of Chancery, which ſaid Court, on the Application of any Perſon or Perſons making Claim to ſuch Sum or Sums of Money, or any Part thereof, by Motion or Petition, ſhall be and is hereby empowered, in a ſummary Way of Proceeding, or otherwiſe, as to the ſame Court ſhall ſeem meet, to

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

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

XX. And be it further enacted, That where any Queſtion ſhall ariſe touching the Title of any Perſon to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, in purſuance of the ſaid recited Act or this Act, for the Uſe of the ſaid Road, for the Purchaſe of any Lands, Tenements, or Hereditaments, or of any Eſtate, Right, or Intereſt in any Lands, Tenements, or Hereditaments to be purchaſed in purſuance thereof, or to any Bank Annuities to be purchaſed with any ſuch Money, or to the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of the Lands, Tenements, or Hereditaments, at the Time of ſuch Purchaſe, and all Perſons claiming under ſuch Perſon or Perſons, or under the Poſſeſſion of ſuch Perſon or Perſons, ſhall be deemed and taken to have been lawfully entitled to ſuch Lands, Tenements, or Hereditaments, according to ſuch Poſſeſſion, until the contrary ſhall be ſhown to the Satisfaction of the ſaid High Court of Chancery; and the Dividends or Intereſt of the Bank Annuities to be purchaſed with ſuch Money, and alſo the Capital of ſuch Bank Annuities, ſhall be paid, applied, and diſpoſed of accordingly, unleſs it ſhall be made appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Lands, Tenements, or Hereditaments, or to ſome Eſtate or Intereſt therein.

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

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

Notice to be given before Materials taken, &c.

XXII. Provided nevertheleſs, and be it further enacted, That it ſhall not be lawful for any Surveyor or any Perſon or Perſons acting under the Authority of this or the ſaid recited Act, to dig, gather, get, take, or carry away any Materials for repairing ſuch Roads, out of or from any incloſed

incloſed Lands or Grounds, without the Conſent in Writing of the Owners thereof firſt had and obtained for that Purpoſe, or until Ten Days previous Notice in Writing, ſigned by the Surveyor of the ſaid Roads, ſhall have been given to the Occupiers of the Premiſes from which ſuch Materials are intended to be taken, or left at the Houſe or laſt or uſual Place of Abode of ſuch Occupiers, to appear before any Juſtice or Juſtices of the Peace acting in and for the County or Place in which ſuch Lands ſhall be ſituate, to ſhew Cauſe why ſuch Materials ſhall not be had from ſuch Lands or Grounds; and in caſe ſuch Occupier or his Agent ſhall attend purſuant to ſuch Notice, but ſhall not ſhew ſufficient Cauſe to the contrary, ſuch Juſtice or Juſtices ſhall, if he or they think proper, authorize ſuch Surveyor or other Perſons to dig, gather, get, take, and carry away ſuch Materials, in ſuch Manner as is directed by the ſaid recited Act, at ſuch Time or Times as to ſuch Juſtice or Juſtices ſhall ſeem proper; and if ſuch Occupier ſhall neglect or refuſe to appear by himſelf or Agent, ſuch Juſtice or Juſtices may (upon Proof on Oath of the Service of ſuch Notice, and which Oath they or any of them are hereby empowered to adminiſter) make ſuch order therein as they ſhall think fit, as fully and effectually to all Intents and Purpoſes as if ſuch Occupier or his Agent had attended.

Statute Work. XXIII. Provided always, and be it further enacted, That all Perſons who by Law are or ſhall be liable to do Statute Work, or are or ſhall be chargeable towards repairing and amending the ſaid Roads, or any Part thereof, ſhall ſtill remain liable thereto in like Manner as heretofore; and it ſhall be lawful for any Two or more Juſtices of the Peace for the ſaid County of *Stafford*, and they are hereby required, upon Application made to them by the ſaid Truſtees, or any Five or more of them, or by their Clerk or Surveyor, by their Order, reſpectively to adjudge and determine what Part or Proportion of the Statute Work ſhall every Year be done upon the ſaid Roads by the Inhabitants of the reſpective Pariſhes, Townſhips, or Places in which the ſaid Roads lie, and alſo what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every ſuch Pariſh, Townſhip, or Place, in lieu of or as a Compoſition for ſuch Statute Work as aforeſaid ſhall be by him, her, or them paid to the ſaid Truſtees or to their Treaſurer; and in order thereunto, it ſhall be lawful for ſuch Juſtices from Time to Time to ſummon the Surveyor or Surveyors of the Highways for every ſuch Pariſh, Townſhip, or Place, to bring in true and perfect Liſts in Writing 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 ſhall be made in ſuch Manner, and under ſuch Regulations and Reſtrictions as is, are, or may be directed by any Law or Statute in force and effect for the Repair of the Public Highways; and out of ſuch Liſts the ſaid Juſtices ſhall and may allot, appoint, and order ſuch and ſo many of the Perſons who ſhall appear to be ſubject and liable to Statute Work as aforeſaid, to do ſuch Number of Days Statute Work in every Year upon the ſaid Roads as the ſaid Juſtices ſhall think reaſonable, and the ſame ſhall be done on ſuch Days, and at ſuch Times (not being Hay-time or Harveſt) and

on

on ſuch Parts of the ſaid Roads as the ſaid Truſtees, or their Surveyor or Surveyors, ſhall from Time to Time order, direct, and appoint; and the ſaid Juſtices ſhall and may alſo order and direct the Perſons who by ſuch Liſts ſhall appear to be ſubject and liable to the Payment of any Money in lieu of or as a Compoſition for Statute Work as aforeſaid, to pay ſuch Proportion thereof as the ſaid Juſtices ſhall think proper, to the ſaid Truſtees or their Treaſurer, at ſuch Time or Times as they the ſaid Juſtices ſhall direct, and in Default of Payment thereof, the ſame ſhall and may be recovered by Diſtreſs and Sale of the Goods and Chattels of the reſpective Perſons liable to the Payment thereof, in the like Manner as any Penalty is by the ſaid recited Act authorized or directed to be recovered; and each and every Perſon who ſhall neglect or refuſe to do ſuch Statute Work as aforeſaid, after Notice in Writing given to or left for him, her, or them, at his, her, or their laſt or uſual Place or Places of Abode for that Purpoſe, by any Surveyor to the ſaid Truſtees, ſhall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horſe or Horſes, Beaſt or Beaſts to be provided by him, her, or them, be ſubject and liable to ſuch Pains, Penalties, and Forfeitures as ſuch Perſon or Perſons may be ſubject or liable to by any Law or Statute in force and effect for the Repair of the Public Highways; and if any Perſon who ſhall come to work as a Labourer, or ſhall be ſent with any Team or Draught to work on the ſaid Roads, ſhall be found idle or negligent by any Surveyor to the ſaid Truſtees, ſuch Surveyor is hereby empowered to remove and turn off the Perſon who ſhall be found idle or negligent as aforeſaid, and in that Caſe every ſuch Perſon ſhall be ſubject and liable to the reſpective Forfeitures and Payments aforeſaid, as if he had neglected or refuſed to come, or ſuch Team or Draught had not been ſent to work on any Part of the ſaid Roads, all which Forfeitures ſhall be paid to the Treaſurer to the ſaid Truſtees, and applied towards amending the ſaid Roads; and in caſe the ſaid Surveyor or Surveyors of the Highways for any of the ſaid Pariſhes or Places ſhall refuſe or wilfully neglect to give in ſuch Liſts as aforeſaid, or ſhall knowingly or wilfully give in falſe or imperfect Liſts, every ſuch Surveyor ſo offending ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Five Pounds.

Truſtees may compound for Statute Work.

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

Expences of this Act.

XXV. And be it further enacted, That all the Charges and Expences of obtaining and paſſing this Act, ſhall be defrayed between the Firſt and Second Diſtricts of the ſaid Roads in the ſaid recited Act mentioned, out of any Money already raiſed by virtue of the ſaid recited Act, or out of the firſt Monies which ſhall be raiſed by virtue thereof, or of this preſent Act.

Public Act.

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

Commencement and Continuance of Act.

XXVII. And be it further enacted, That this Act ſhall commence and take effect upon the paſſing thereof, and that the ſaid recited Act (ſubject to the Alterations and Amendments herein contained) and this Act ſhall from thenceforth continue and be in full Force, and be executed for and during the Reſidue now to come and unexpired of the Term granted by the ſaid recited Act, and from the Expiration thereof for and during the further Term of Twenty-one Years, and from thence to the End of the then next Seſſion of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's moſt Excellent Majeſty. 1814.