ANNO SECUNDO

GULIELMI IV. REGIS.

Cap. lxxxiii.

An Act for more effectually repairing several Roads leading from the *Bell* in *Stoke Ferry* in the County of *Norfolk*. [6th *June* 1832.]

WHEREAS an Act was passed in the Tenth Year of the Reign of King *George* the Third, intituled *An Act for amending and widening several Roads leading from the Bell in* Stoke Ferry *in the County of* Norfolk: And whereas an Act was passed in the Thirty-first Year of His said Majesty's Reign, intituled *An Act for enlarging the Term and Powers of an Act of the Tenth Year of His present Majesty, for amending and widening several Roads leading from the* Bell *in* Stoke Ferry *in the County of* Norfolk, *and for amending, widening, and keeping in repair the Road from* Methwold Warren House *to a Place called the* Devil's Ditch *in the said County*: And whereas an Act was passed in the Fifty-first Year of His said Majesty's Reign, intituled *An Act to continue and amend Two Acts of His present Majesty, for repairing several Roads leading from the* Bell *in* Stoke Ferry *in the County of* Norfolk, *and the Road from* Methwold Warren House *to a Place called the* Devil's Ditch *in the said County*: And whereas the Trustees for executing the said recited Acts have proceeded to put the same in execution, and great Improvements have been made in the said Roads, and considerable Sums of Money borrowed on the Credit of the Tolls authorized to be collected upon the said Roads by virtue of the said recited Acts, which Money still remains due and owing, and cannot be paid off, nor can the said

10 G. 3. c. 78.

31 G. 3. c. 100.

51 G. 3. c. 45.

several Roads be effectually improved and kept in good Repair, unless the Term granted and continued by the said recited Acts be further continued, the Powers and Provisions altered, varied, and enlarged, and the Tolls arising on the said Roads be altered and increased: And whereas it is expedient that the said recited Acts should be repealed: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the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 from and after the Third *Wednesday* next after the passing of this Act the said recited Acts shall be and the same are hereby repealed.

Recited Acts repealed.

This Act to take effect for the Purposes herein mentioned.

II. And be it further enacted, That this Act shall commence and take effect and be put in execution for and during the Term herein-after mentioned, for the Purpose of more effectually amending, widening, making more commodious, and from Time to Time repairing and otherwise improving the several Roads herein-after described; (that is to say,) the Road from the *Bell* in *Stoke Ferry* aforesaid to the *Bell* in *Whittington*, a Hamlet of the Parish of *Northwold*, and from thence, through the Parishes of *Northwold*, *Methwold*, *Feltwell*, and *Hockwold-with-Wilton*, to a certain Place called the *Devil's Ditch*, which divides the Parishes of *Hockwold-with-Wilton* and *Weeting* on the Road from *King's Lynn* to *London*; and also another Road branching out of the before-mentioned Road at the *Bell* in *Whittington* aforesaid, through the said Parish of *Northwold* and *Cranwich*, to the *Falgate* at the East End of *Cranwich*, being the Road leading to *Thetford*; and also the Road leading from a House formerly in the Possession of *Thomas Barker* in *Stoke Ferry* aforesaid, through the Parishes of *Wretton*, *Boughton*, and *Oxborough*, into a Field called *Cley Field*, in the Parish of *Cockley Cley*, being the Road leading towards *Swaffham*; and also the Road leading from the last-mentioned Road, upon a Plain adjoining to *Frith Closes* in the Parish of *Stoke Ferry*, through Part of *Boughton* aforesaid, through *Eastmore Falgate*, to the Entrance of a Field called *Barton Field* in the said County of *Norfolk*.

Description of Roads.

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the County of *Norfolk*, together with Sir *Henry Paston Bedingfeld* Baronet, *Richard Lucas* Clerk, *George Waddington* Clerk, *John Anthony Partridge* Clerk, *James Royle* Clerk, *Houghton Spencer* Clerk, *James Bradfield Sanders Bradfield*, *Thomas Harvey*, *Edward Roger Pratt*, *John Thurlow Dering*, *Henry Villebois*, *Anthony Etheridge*, *Edward Wright Etheridge*, *John Drosier Etheridge*, *William Hebgin*, *Richard Curtis*, *John Land*, *Henry Morley*, *Henry Morley* the younger, *Roger Micklefield*, *Anthony Horrex Micklefield*, *Henry Steele*, *Henry Browne Steele*, *John Houchen*, *John Houchen* the younger, *William Newton*, *John Griffin*, *Jonathan Flower*, *Jonathan Flower* the younger, *John Carter*, *Robert Catton*, *Robert Thomas Catton*, and their Successors, being duly qualified to act as Trustees according to the Laws respecting Trustees of Turnpike Roads in *England*, shall be, and they, and their Successors, to be duly elected according to the Laws respecting Trustees of Turnpike Roads in *England*, are hereby appointed the Trustees

for carrying this Act and the several Acts in force for regulating Turnpike Roads in *England* into execution.

Power to appoint additional Trustees.

IV. And be it further enacted, That it shall be lawful for the said Trustees, from Time to Time, at any of their Meetings to be holden in pursuance of this Act, to elect, nominate, and appoint any Number of fit and proper Persons (not exceeding Three in the whole), being duly qualified, to be Trustees for the Purposes of this Act, in addition to the Trustees hereby nominated and appointed; and such Trustees so elected and appointed shall be and are hereby invested with the same Powers and Authorities for executing this Act as if they had been hereby expressly named and appointed.

First Meeting of Trustees.

V. And be it further enacted, That the said Trustees shall hold their First Meeting at the *Crown* Inn in *Stoke Ferry* in the said County of *Norfolk*, or at some other convenient House or Place in *Stoke Ferry* aforesaid, on the Third *Wednesday* next after the passing of this Act, or as soon after as conveniently may be, between the Hours of Ten of the Clock in the Forenoon and Four of the Clock in the Afternoon, and shall then and there proceed to put this Act in execution, and shall then and from Time to Time adjourn to and meet at such Times and Places at or near the said Roads as the said Trustees, or the major Part of them present at any such Meeting, shall think proper.

Power to take Tolls.

VI. And be it further enacted, That there shall be demanded and taken, at each and every Turnpike, Toll Gate, Bar, or Chain now set up and continued or which shall hereafter be set up upon or across or by the Side of the said Roads, by each and every such Person or Persons as the said Trustees shall from Time to Time appoint for that Purpose, or their Lessees, before any Horse, Mule, Ass, Beast, or other Cattle, or any Carriage, shall be permitted to pass through the same, the respective Tolls following; (that is to say,)

Tolls.

For every Horse or other Beast (other than an Ass), drawing any Chaise Marine, Coach, Stage Coach, Sociable, Berlin, Landau, Chariot, Barouche, Phaeton, Calash, Curricle, Chair, Chaise, Caravan, Gig, Hearse, Break, Litter, Cart upon Springs of any Kind, or other Four or Two-wheeled Carriage of the like Kind, any Sum not exceeding Four-pence Halfpenny:

For every Coach, Waggon, Vehicle, or other Carriage, of whatever Description, propelled or drawn by Steam, Gas, or any other like Means, any Sum not exceeding Two Shillings and Sixpence:

For every Horse or other Beast (other than an Ass), drawing any Waggon, Wain, Drug, Cart, or other Carriage of the like Kind, having the Fellies of the Wheels thereof of the Breadth of Six Inches and upwards at the Bottom or Soles thereof, any Sum not exceeding Three-pence:

For every Horse or other Beast (other than an Ass), drawing any Waggon, Wain, Drug, Cart, or other Carriage of the like Kind, having the Fellies of the Wheels thereof of the Breadth of Four Inches and a Half and less than Six Inches at the Bottom or Soles thereof, any Sum not exceeding Three-pence Three Farthings:

For

For every Horse or other Beast (other than an Ass), drawing any Waggon, Wain, Drug, Cart, or other Carriage of the like Kind, having the Fellies of the Wheels thereof of less Breadth than Four Inches and a Half at the Bottom or Soles thereof, any Sum not exceeding Four-pence Halfpenny:

For every Ass, drawing any Chaise, Gig, or other Two or Four-wheeled Carriage, any Sum not exceeding Two-pence.

For every Dog, drawing any low Cart, Truck, or other Carriage, there shall be paid the Sum of Two-pence:

For every Horse or Mule, laden or unladen, and not drawing, any Sum not exceeding One Penny Halfpenny.

For every Ass, laden or unladen, and not drawing, any Sum not exceeding One Penny.

For every Drove of Oxen, Cows, or Neat Cattle, any Sum not exceeding One Shilling and Three-pence *per* Score, and so in proportion for any less Number:

And for every Drove of Calves, Swine, Sheep or Lambs, any Sum not exceeding Eight-pence *per* Score, and so in proportion for any less Number:

Which said respective Tolls or Sums of Money shall be and the same are hereby vested in the said Trustees, and shall be applied for the Purposes of this Act in manner herein mentioned.

Horses, &c. going to River for Water exempted from Toll.

VII. And whereas *Stoke Ferry* is situated upon a considerable Hill at a short Distance from the adjacent River, and in the Summer Season the Inhabitants thereof are compelled to resort to the said River for an adequate Supply of Water; be it therefore enacted, That no Toll shall be demanded by virtue of this Act for any Horse or other Cattle, or any Water Cart or other Carriage, going to or returning with Water from the River in *Stoke Ferry* aforesaid, belonging to any of the Inhabitants of the said Parish of *Stoke Ferry*.

Exemption for Fuel for the Poor. 55 G. 3. c. 51.

VIII. And whereas by virtue of an Act passed in the Fifty-fifth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for inclosing Lands in the Parishes of* Stoke *otherwise* Stoke Ferry, Wretton, Wereham, *and* Hamlet *of* Winnold, *in the County of* Norfolk, an Allotment was directed to be set out for the Purpose of supplying Fuel to the poor Inhabitants of the Parishes of *Stoke Ferry* and *Wretton*; be it enacted, That no Toll shall be demanded or taken by virtue of this Act for any Horses or other Cattle, or any Waggon, Cart, or other Carriage (whether with narrow Wheels or not), employed by or on the Behalf of the Poor of the several Parishes of *Stoke Ferry* and *Wretton* in going for or returning laden with Turves or Flags for Fuel, for the Consumption of the said Poor, to or from the Common Fens of the said Parishes of *Stoke Ferry* and *Wretton*, and not sold or disposed of or going to be sold or disposed of.

Tolls to be taken but once a Day.

IX. And be it further enacted, That in case the Tolls hereby authorized to be taken shall have been paid for the passing of any Horse, Mule, Ass, Beast, or other Cattle, through any One of such Toll Gates, Turnpikes, or Side Gates or Chains, such Horse, Mule, Ass, Beast, or other Cattle shall, upon a Ticket denoting the Payment of Toll on that

that Day being produced, be permitted to pass Toll-free during the same Day (to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next succeeding Night) through the same Toll Gate, Turnpike, Side Gate or Chain as the Ticket for such Payment shall denote to be free; any thing in this Act contained to the contrary notwithstanding.

Limiting the Number of Tolls.

X. Provided always, and be it further enacted, That no more than Two full Tolls (except as herein provided to the contrary) shall be taken for or in respect of the same Horses, Beasts, Cattle, or Carriage, in any One Day, for passing and repassing through all the several Toll Gates or Toll Bars upon the said Roads.

Stage Coaches, &c. to pay each Time of passing;

XI. Provided always, and be it further enacted, That for and in respect of the Horses or other Cattle drawing any Stage Coach, Stage Waggon, Van, Caravan, Cart, or other Carriage, for the Conveyance of Passengers or Goods for Payment, Hire, or Reward, for which Tolls shall have been paid, and which shall return on the same Day through the same Turnpike Gate or Bar, the Tolls hereby made payable shall be paid for every Time of passing and repassing through any such Gate or Bar, in like Manner as if no Toll had been before paid thereat: Provided always, that no further or additional Toll shall be payable in respect of the Horses drawing any Stage Coach or Caravan, or other Carriage carrying Passengers or Goods for Hire or Reward, on account only of the Horses drawing the same having been changed.

Post Chaises on every new Hiring.

XII. And be it further enacted, That the Tolls hereby made payable shall be paid for or in respect of all Horses, Beasts, or Cattle let out to Hire, and drawing any Post Chaise or other Carriage, for every Time of passing along the said Roads whenever any new Hiring thereof shall take place.

No more Money to be expended on any Branch Road than is collected thereon.

XIII. And be it further enacted, That the said Trustees shall and they are hereby required to continue or erect upon each of the Roads comprised in this Act One or more Toll Gate or Toll Gates, Turnpike or Turnpikes, and to demand and take thereat the Tolls granted by this Act; and no Money arising from any of the Tolls by this Act authorized to be collected and taken shall be applied in or towards the Repairs of any Branch Road upon which there shall not be a Toll Gate or Turnpike continued or erected; and no more Money shall be laid out or expended in or towards the Repairs of the said Branch Roads, or be borrowed on the Credit of the Tolls arising or payable upon any such Branch Road, than shall be actually raised or received upon or in respect of such Branch Road.

Application of the Tolls and other Monies.

XIV. And be it further enacted, That out of the Monies already received by virtue of the said recited Acts, or out of the first Money which shall arise or be received from the Tolls by this Act granted, or otherwise, the said Trustees shall, in the first place, pay and discharge all the Costs and Expences relative to the obtaining and passing this Act, with Interest for the same; and the Remainder of all such Monies shall from Time to Time be applied, in the first place,

in keeping down the Interest of the Principal Money advanced or borrowed and now due and owing on the Credit of the Tolls arising on the said Roads by virtue of the said recited Acts, and which may hereafter be borrowed on the Credit of this Act, and afterwards in amending and maintaining in repair the said Roads, and in otherwise putting this Act into execution, and in repaying the Principal Monies already borrowed on the Credit of the Tolls arising on the said Roads by virtue of the said recited Acts; and, lastly, in repaying the Principal Monies to be borrowed on the Credit of this Act.

Public Act.

XV. 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.

Duration of Act.

XVI. And be it further enacted, That this Act shall commence upon the Third *Wednesday* next after the passing thereof, and shall continue and be in force for Thirty-one Years, and from thence to the End of the then next Session of Parliament.

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