ANNO QUINQUAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 94.

An Act for enlarging the Term and Powers of an Act of His present Majesty, for more effectually repairing the Road from *Stump Cross* to *Newmarket Heath*, and other Roads therein mentioned, in the County of *Cambridge*; and for empowering the Trustees to erect a Weighing Engine near to the said Road. [21st *May* 1813.]

WHEREAS an Act was passed in the Thirtieth Year of the Reign of His present Majesty, intituled *An Act for enlarging the Term of several Acts made for repairing the Roads from* Stump Cross *to* Newmarket Heath, *and from* Stump Cross *aforesaid to the End of the Town of* Trumpington *next to* Shelford, *and from* Shelford *Pound to* Wittlesford, *and for making more effectual Provision for repairing the said Roads, and also One Mile of the Road between* Trumpington *and* Cambridge, *commencing at the South End of* Trumpington *aforesaid, and for amending the Road from* Chesterford *Bridge to the End of* Wittlesford *next to* Shelford, *all in the County of* Cambridge: And whereas the Trustees named and appointed by or in pursuance of the said recited Act have made great Progress in carrying the same into Execution, for which Purpose several Sums of Money have been borrowed upon the Credit of the 30 G. 3.

the Tolls thereby authorized to be taken upon the ſaid Roads; which Money ſo borrowed ſtill remains due, and the ſame cannot be repaid, nor can the ſaid Roads be effectually amended, improved, and kept in Repair, unleſs the Term granted by the ſaid recited Act be further continued, and the Powers and Proviſions thereof altered and enlarged, and unleſs the preſent Tolls are varied and encreaſed: 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 and every the Powers, Authorities, Privileges, Proviſions, Regulations, Penalties, Forfeitures, Clauſes, Matters and Things therein contained (except ſuch of them as are hereby varied, altered, or repealed, and as far as relate to Exemptions from Stamp Duties) ſhall be and continue in full Force and Effect, and be executed for and during the Term herein-after mentioned, as fully and effectually 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 Alterations and Amendments herein contained; and that this Act and the additional Term hereby granted ſhall be ſubject and liable to the Payment of all Sums of Money now due and owing upon the Credit of the ſaid recited Act, or the Tolls thereby granted, as alſo to the Payment of all Sums of Money which ſhall hereafter be borrowed for the Purpoſes of the ſaid recited Act and this Act, and of the Intereſt due and to grow due for the ſame reſpectively.

Act further continued.

II. And be it further enacted, That from and after the paſſing of this Act, the Right Honourable *Francis Godolphin Oſborne* commonly called *Lord Francis Godolphin Oſborne*, Sir *Charles Watſon* Baronet, *Richard Greaves Townley* the younger, *Henry Adeane*, *Anthony Wright*, *Prior Johnſon*, *Henry Green*, *Edward Daniel Clarke* LL.D., *William Atkinſon* Clerk, *Wilfred Cldrke* Clerk, *Charles Goodwin* Clerk, *Henry Gunning*, *Thomas Naſh* of *Whittlesford*, and their Succeſſors, together with Ten other Perſons to be named as Truſtees at the Firſt or any other Meeting, being qualified according to the Directions of the ſaid recited Act, ſhall be added to and joined with the Truſtees appointed by or in purſuance of the ſaid recited Act, for putting the ſame and this Act in Execution, as fully and effectually to all Intents and Purpoſes as if they had been appointed Truſtees in or by virtue of the ſaid recited Act.

New Truſtees.

III. And be it further enacted, That all Acts, Matters and Things authorized or required by the ſaid recited Act to be done and executed by Seven or more Truſtees for carrying the ſame into Execution, ſhall and may be done and executed by any Five or more of the ſaid Truſtees preſent at any Meeting, being the Majority of ſuch of them as ſhall be then preſent; and the ſame, when ſo done and executed, ſhall be as good, valid and effectual, and ſhall have the ſame Force and Effect, as if ſuch Acts, Matters and Things had been done and executed by all or any greater Number than Five of the ſaid Truſtees; and that all Acts, Matters and Things authorized or required by the ſaid recited Act to be done and executed by Five or more Truſtees for carrying the ſame into Execution, ſhall and may be done and executed by any Three or more of the ſaid Truſtees preſent at any Meeting, being the Majority of ſuch of them as ſhall be then preſent; and the ſame, when ſo done and executed, ſhall be as

Quorum of the Truſtees.

as good, valid, and effectual, and ſhall have the ſame Force and Effect as if ſuch Acts, Matters and Things had been done and executed by all or any greater Number than Three of the ſaid Truſtees; any Thing in the ſaid recited Act contained to the contrary thereof notwithſtanding.

Altering the Time for holding Annual Meetings.

IV. And whereas it is by the ſaid recited Act directed that the Truſtees ſhould always hold a Meeting every Year on the Second *Monday* in *July*, which has been found to be inconvenient; be it therefore further enacted, That in future it ſhall and may be lawful for the ſaid Truſtees to hold ſuch Annual Meeting on any Day within the Month of *July*; any Thing in the ſaid recited Act contained to the contrary notwithſtanding.

Reſtriction from erecting a Turnpike upon certain Parts of the Road, repealed.

V. And whereas by the ſaid recited Act the Truſtees are reſtrained from erecting any Gate or Gates, Turnpike or Turnpikes, upon any Part or Parts of the new Roads thereby directed to be amended and kept in Repair: And whereas it is expedient, for the better Preſervation of ſuch new Roads, that the ſaid Reſtriction ſhould be repealed; be it therefore further enacted, That from and after the paſſing of this Act, ſuch Reſtriction ſhall be and the ſame is hereby repealed.

For diſcontinuing the preſent Tolls, and granting new ones.

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

For every Coach, Landau, Berlin, Chariot, Chaiſe, Chair, Curricle, Calaſh, Caravan, Hearſe or other ſuch Carriage, drawn by Six Horſes, the Sum of Two Shillings; and drawn by Four Horſes, the Sum of One Shilling and Sixpence; and drawn by Two Horſes, the Sum of Nine-pence:

For every Chaiſe or Chair, Whiſkey or other ſuch like Carriage, drawn by One Horſe, Mare, Gelding or Mule, the Sum of Three-pence:

For every Waggon on the new Conſtruction, *videlicet*, with Nine Inch Wheels, rolling a Surface on each Side of Sixteen Inches, the Sum of One Shilling:

For every Waggon, Cart or Carriage, moving upon Rollers of the Breadth of Sixteen Inches on each Side thereof, the Sum of One Shilling:

For every Waggon with Nine-inch Wheels, the Sum of Two Shillings:

For every Cart with Nine-inch Wheels, the Sum of One Shilling:

For every Broad-wheel Cart (the Wheel being of the Breadth of Six Inches) drawn by Two Horſes, the Sum of Sixpence; and drawn by Three Horſes, the Sum of Nine-pence; and drawn by Four Horſes, the Sum of One Shilling:

For

For every Waggon with Six-inch Wheels, drawn by Six or more Horſes, the Sum of Two Shillings, and drawn by Five Horſes, the Sum of One Shilling and Eight-pence, and drawn by Four Horſes, the Sum of One Shilling and Four-pence:

For every Narrow Wheel Waggon drawn by Four Horſes, the Sum of Two Shillings aud Sixpence; and drawn by Three Horſes, the Sum of Two Shillings and Three-pence; and drawn by Two Horſes, the Sum of One Shilling and Sixpence:

For every Cart with Narrow Wheels, drawn by Three Horſes, the Sum of One Shilling and Sixpence; and drawn by Two Horſes, the Sum of One Shilling:

For every other Cart, drawn by One Horſe, the Sum of Sixpence:

For every Horſe, Mule or Aſs, not drawing, the Sum of One Penny Halfpenny:

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

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

Double Toll on Sunday. And that Double the reſpective Tolls, to be taken by virtue of this Act, ſhall be demanded, taken, and received on every *Sunday* in the Year.

Tolls veſted in Truſtees. Which ſaid reſpective Tolls or Duties ſhall be and are hereby declared to be veſted in the Truſtees appointed for the Purpoſes of the ſaid recited Act and this Act; and that it ſhall and may be lawful for the ſaid Truſtees, or any Five or more of them, at a Meeting to be called for that Purpoſe, from Time to Time to direct and cauſe the ſaid Tolls to be paid and collected, at the Gates erected or to be erected acroſs or on the Sides of the ſaid Roads, in ſuch Parts and Proportions as they ſhall think proper; and they the ſaid Truſtees, or ſuch Perſon or Perſons as they ſhall authorize and appoint for that Purpoſe, ſhall have ſuch and the ſame Powers, Authorities and Remedies, for apportioning, collecting, demanding, recovering, levying, aſſigning, transferring, leaſing, reducing, advancing and compounding for the Tolls and Duties hereby granted or made payable, as are in and by the ſaid recited Act given and expreſſed with reſpect to the Tolls thereby granted or made payable, ſo that the ſame do never exceed the Tolls herein-before granted; and that the ſaid Tolls and Duties hereby granted and made payable, ſhall be paid, applied, and diſpoſed of to and for ſuch Uſes, Intents, and Purpoſes as are in the ſaid recited Act and this Act directed and appointed in that Behalf.

No Buildings except Toll Houſes to be erected within Thirty Feet of the Roads. VII. Provided always, and be it further enacted, That from and after the paſſing of this Act no new Building ſhall be erected, other than of ſuch Toll Houſes and other Buildings as may be erected by Order of the Truſtees, by any Proprietor or Occupier of Land adjacent to any of the ſaid Roads, within Thirty Feet of the Centre of the ſaid Roads; and if any ſuch Building ſhall be hereafter erected contrary to the true Intent and Meaning of this Act, the ſame ſhall be deemed a common Nuiſance.

VIII. And

Exemptions from Tolls.

VIII. And be it further enacted, That no Toll ſhall be demanded or taken for any Cattle or Carriages employed in carrying or conveying, or going to carry or convey, or returning from carrying or conveying, having been employed only in carrying or conveying, on the ſame Day, any Stone, Brick, Lime, Gravel, or other Materials for repairing the ſaid Roads, or for repairing the Highways in the Pariſh of *Little Abington*, or in any Pariſh or Place through which any Part of the ſaid Roads lead, or laden only with Dung, Marl, Soil, or other Manure, or with any Graſs, Hay, Sainfoin, Fodder, Straw, or Corn in the Straw, to be laid up in any of the Houſes, Outhouſes, Barns, Yards, or Premiſes of the reſpective Inhabitants or Occupiers of Land within the ſaid reſpective Pariſhes, Hamlets or Places, being the Growth and Produce of Land held and occupied by the reſpective Inhabitants and Occupiers within ſuch reſpective Pariſh, Hamlet or Place, and carried for their own private Uſe and Conſumption only, and not for Sale; nor for any Cattle or Carriage going for or returning laden only with Hedgewood, which ſhall be grown, cut, and uſed in any of the ſaid Pariſhes, Hamlets, and Places; nor for any Cattle drawing any Carriage going with or going empty, or returning empty after being laden only with any Ploughs, Harrows, or other Implements of Huſbandry belonging to any ſuch Inhabitant or Occupier, or going to or returning from any Corn Mill or Malt Kiln in any of the ſaid Pariſhes, Townſhips or Places where the ſaid Roads do lie, for or with any Corn, Grain, Malt, Meal or Flour for the Owner's Uſe or Conſumption, and not for Sale; nor for any Horſe or Horſes, or other Cattle going to or from Water, Paſture, Plough, or other Work in Huſbandry upon or in any of the Lands within any of the ſaid ſeveral Pariſhes, Hamlets or Places, or going to be or returning from being ſhoed or farried; nor ſhall any Toll be demanded or taken of or from any Rector, Vicar or Curate going to or returning from his own Pariſh Church or other Place of Divine Worſhip, or viſiting his ſick Pariſhioners, or of or from any Perſon or Perſons in any of the ſaid Pariſhes or Places, for paſſing through any of the ſaid Toll Gates or Turnpikes on *Sundays*, or on any other Day on which Divine Worſhip is ordered by Authority to be celebrated, to or from his, her, or their reſpective Pariſh Church, or other uſual Place of Religious Worſhip licenſed according to Law, for the Purpoſe of attending or after having attended Divine Service thereat; or for any Cattle or Carriage conveying the Corpſe or attending the Funeral of any Perſon to be interred in any of the ſaid Pariſhes or Places; or for any Horſes or Carriages of whatever Deſcription, employed or to be employed in conveying, fetching or guarding Mails of Letters and Expreſſes under the Authority of His Majeſty's Poſtmaſter General, or in returning back from conveying or guarding the ſame; or for the Horſes of Soldiers upon their March or upon Duty, or for Horſes, Cattle or Carriages attending them, or laden only with their Arms or Baggage, or employed in conveying any ſick, wounded, or diſabled Officers or Soldiers; or for any Waggon, Wain, Cart or other Carriage whatſoever, or the Horſe or Horſes or other Cattle drawing the ſame, which ſhall be employed in conveying any Ordnance, Barrack, or Commiſſariat, or other public Stores of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces; or for Horſes or Carriages travelling with Vagrants ſent by legal Paſſes; or for any Coaches, Berlins, Landaus, Sociables, Chariots, Curricles, Calaſhes, Chaiſes, Phaetons, Whiſkies, Chairs or other Carriages, or Paſſengers on

Horſeback, going to or returning from any Election of any Knight or Knights of the Shire to ſerve in Parliament for the County of *Cambridge*, during ſuch Election, or on the Day before or Day after ſuch Election ſhall begin or be concluded; and that no Toll ſhall be demanded or taken 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 that ſuch Perſons ſhall be dreſſed 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 Exemption as aforeſaid; and if any Perſon or Perſons ſhall, in any fraudulent or colluſive Manner whatſoever, claim or 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 this Act.

Carriages employed in His Majeſty's Service, not to be ſubject to Penalty for Over-weight.

IX. 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 belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, ſhall be ſubject to any Penalty or Forfeiture for Over-weight; 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 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 this Act contained, to the contrary notwithſtanding.

Inhabitants of Little Abington exempted from Toll.

X. Provided always, and it is hereby further enacted, That it ſhall and may be lawful for the Inhabitants of the Pariſh of *Little Abington* to paſs and repaſs, with all Manner of Horſes, Carriages and Cattle whatſoever (ſuch Horſes, Carriages and Cattle not being let, or carrying Goods or other Things for Hire) through any Gate or Gates erected or to be erected on the ſaid Roads within the ſaid Pariſh of *Little Abington*; any Thing in the ſaid recited Act, or in this Act, contained to the contrary thereof notwithſtanding.

Authorizing the Truſtees to erect a Weighing Machine near to the ſaid Road.

XI. And whereas Waggons and Carriages paſſing between the Town of *Cambridge* and *London*, and *Eſſex* and the adjoining Counties, avoid a Weighing Engine erected at *Trumpington* for the Collection of Tolls and Penalties on Carriages carrying heavy Weights, by paſſing over a certain Piece of Road about Two Miles in Length near to and leading from the ſaid Town of *Cambridge* into a Turnpike Road called *The Redcroſs Road*, and which Piece of Road is now under the Care and Management of certain Truſtees acting under a Will of *William Worts* Eſquire, deceaſed; and ſuch Waggons and Carriages carry exceſſive Weights, without being ſubject to the Proviſion of the ſaid recited Act, to the great

great and manifeſt Injury of the ſaid Roads, which in conſequence thereof are falling into a ruinous and dangerous State; and in order to prevent ſuch Practices, it is neceſſary for the Protection of the ſaid Roads, that the Truſtees of the *Stump Croſs Road* ſhould be empowered to erect and maintain a Weighing Engine upon the ſaid Piece of Road; be it therefore enacted, That from and after the paſſing of this Act it ſhall be lawful for the Truſtees for executing this Act, or any Five or more of them, to erect and build or cauſe to be erected and built, upon the ſaid Piece of Road between the ſaid Town of *Cambridge* and the ſaid Turnpike Road called *The Redcroſs Road*, a Machine or Engine proper for the Weighing of Carts, Waggons or Carriages, carrying any Goods or Merchandize whatever; and alſo to erect or cauſe to be erected or provided, a Houſe for the Occupation of the Perſon attending ſuch Machine or Engine; and from Time to Time to remove or alter ſuch Machine or Engine, and Houſe, whenever the ſaid Truſtees, or any Five or more of them, ſhall think it expedient ſo to do; and that ſuch Machine or Engine, and Houſe, when ſo erected as aforeſaid, ſhall be and are hereby declared to belong to the Truſtees of the ſaid *Stump Croſs Road*, and ſhall for that Purpoſe be deemed and conſidered Part thereof, as fully and effectually as if the ſame were erected upon the ſaid *Stump Croſs Road*; and the ſaid Truſtees ſhall and may have, uſe and exerciſe all the Powers, Authorities and Remedies given by the ſaid recited Act or this Act, or by any Act or Acts now in force relating to the Highways and Turnpike Roads of this Kingdom, for the enforcing and levying the Tolls and Penalties for Overweights at ſuch Weighing Engine, and laying out the Monies ariſing therefrom, in like Manner to all Intents and Purpoſes, as if the ſame had been erected and built on the ſaid *Stump Croſs Road*, and made Part thereof; and that all the Clauſes, Powers, Authorities, Proviſions, Penalties, and Forfeitures, contained in any Act or Acts now in force relating to Weighing Machines allowed to be erected on any Turnpike Road, and demanding, levying, taking and enforcing Payment and Recovery of any Tolls, Penalties or Forfeitures for Overweights, ſhall extend and apply to the Weighing Engine or Machine ſo hereby authorized to be erected, as fully and effectually as if the ſame had been erected upon the *Stump Croſs Road*: Provided always, that nothing in this Act contained ſhall extend or be conſtrued to extend to empower or authorize the Truſtees for carrying the ſaid recited Act and this Act into Execution, to erect any Gate or Turnpike upon any Part of the ſaid Piece of Road, nor to diminiſh, leſſen, or in any Manner to defeat the Powers of the Truſtees for the Time being of the Charity founded by the ſaid *William Worts*, from maintaining and repairing, ſupporting and improving the ſaid Piece of Road, or any Part thereof; but that it ſhall and may be lawful to and for the ſaid Truſtees for the Time being of the ſaid Charity, to repair, maintain, manage and improve the ſaid Piece of Road, in the ſame Manner to all Intents and Purpoſes as they might, could, ſhould, or ought to have done in caſe this Act had not been paſſed.

XII. And be it further enacted, That the ſaid Truſtees may cauſe Footpaths, not exceeding Eight Feet in Breadth, to be made along the Sides of the ſaid Roads, in ſuch Places as can conveniently admit of the ſame; For making Footpaths, and prevent-

ing Injury to the Roads.

same; and if any Person or Persons shall ride upon any such Way or Ways made or to be made on the Side or Sides of any Part of the said Roads for the Accommodation of Persons travelling on Foot, or shall lead or drive any Horse, Cattle, Sheep, Swine or other Beast, or any Carriage, upon any such Way or Ways, or shall wilfully or negligently injure or damage the same; or if any Driver of any Waggon or other Carriage shall wilfully or carelessly break or damage any of the Posts, Rails or Stones, which already are or hereafter may be erected or put up for the Security of the said Footpaths or Ways; or if any Person shall plough over, or drag any Plough upon any Part of the said Roads to the Prejudice thereof; or if any Person shall scrape off any Mud, Soil, or other Matter or Thing which shall be or lie upon any Part of the said Roads, so as to damage the said Roads or any Part thereof, without the Consent of the said Trustees, or any Three or more of them, or their Surveyor for the Time being; or if any Person shall leave any Waggon, Wain, Cart or other Carriage, or any Plough, Harrow, or other Implement of Husbandry, either with or without any Horse or Beast harnessed or yoked thereto, without some reasonable Cause, to be allowed by the Justice before whom the Person or Persons so offending shall be summoned or conveyed in order to his Conviction, except with regard to such Waggon, Wain, Cart or other Carriage, during such reasonable Time as the same shall be loading or unloading, or standing as near the Side of the said Roads as conveniently may be; or shall hang or spread any Hides, Skins, or Linen Rags, or Clothes to dry on or against any House, Hedge, Line, Post, Pole, or Fence on the Side of the said Roads, or shall thresh or winnow any Corn or Seeds on any Part of the said Roads; or shall lay any Timber, Wood or Bushes, or any Stones, Bricks, Hay, Straw, Lime, Dung, Manure, Earth, Soil, Rubbish or other Annoyance whatsoever upon any Part of the said Roads, or on the Side or Sides thereof, to the Prejudice thereof or Annoyance of any Person or Persons travelling thereon; every Person so offending, who shall be convicted thereof by his or her own Confession, or by the Oath of One or more credible Witness or Witnesses, before any One or more Justice or Justices of the Peace acting for the said County of *Cambridge*, every such Person so offending shall forfeit and pay such Sum of Money as such Justice or Justices shall adjudge, not exceeding Forty Shillings; the same to be levied and recovered by Distress and Sale of the Goods and Chattels of every such Offender, by Warrant under the Hand and Seal, or Hands and Seals of the Justice or Justices before whom such Conviction shall be made, such Forfeiture to be applied in recompensing the Informer, according to the Discretion of such Justice or Justices, and in repairing such Footpath or Way, and the Overplus (if any) shall be paid to the Treasurer of the said Roads, in Aid of the Tolls to arise by virtue of this Act; and in case the Person or Persons so offending and convicted shall have no Goods or Chattels within the Jurisdiction of such Justice or Justices, it shall be lawful for the said Justice or Justices, by Warrant under his or their Hand and Seal or Hands and Seals to commit such Person or Persons to the Common Gaol of the said County of *Cambridge*, for the Space of One Calendar Month, unless the Penalty imposed by such Conviction shall be sooner paid; upon the Payment whereof such Person or Persons shall be discharged.

XIII. And

Application of Compensation when amounting to 200l.

XIII. 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 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 there, *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 or Redemption of the Land Tax, or 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, 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 and Settlement ſhall be exiſting undetermined and capable of taking Effect; and in the mean Time, and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall by Order of the ſaid Court, 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 ſaid Lands, Tenements, and Hereditaments, to be purchaſed by virtue of the ſaid recited Act and this Act, in caſe ſuch Purchaſe or Settlement were made.

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

XIV. Provided always, and be it further enacted, That if any Money ſo agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchaſed, taken, or uſed for the Purpoſes aforeſaid, and belonging to any Corporation, or to any Perſon or Perſons under any Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two hundred Pounds, and ſhall amount to or exceed the Sum of Twenty Pounds, then and in all ſuch Caſes the ſame ſhall, at the Option of the Perſon or Perſons for the Time being entitled to the Rents and Profits of the Lands, Tenements or Hereditaments ſo purchaſed, taken or uſed, or of his, her or their Guardian or Guardians, Committee or Committees, in caſe of Infancy, Idiotcy 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 ſaid Accountant General of the High Court of Chancery, to be placed to his Account as aforeſaid, in order to be applied in 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 any 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 and Approbation of the Court of Chancery.

Application when the Money is leſs than 20l.

XV. Provided alſo, and be it further enacted, That where ſuch Money ſo agreed or awarded to be paid as laſt-before mentioned, ſhall be leſs than Twenty Pounds, then and in all ſuch Caſes the ſame ſhall be applied to the Uſe of the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements or Hereditaments ſo purchaſed, taken, or uſed for the Purpoſes of the ſaid recited Act or this Act, in ſuch Manner as the ſaid Truſtees, or any Five or more of them, ſhall think fit; or in caſe of Infancy, Idiotcy or Lunacy, then ſuch Money ſhall be paid 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.

Perſons in Poſſeſſion preſumptively entitled.

XVI. 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 Act or this Act, for the Purchaſe of Lands, Tenements, or Hereditaments, or of any Eſtate, Right, or Intereſt in any Lands, Tenements, or Hereditaments to be purchaſed in purſuance of the ſaid recited Act and this Act, or to any Bank Annuities to be purchaſed with any ſuch Money, or the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of 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.

In caſe of not making out Titles, &c.

XVII. 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, 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 ſuch Perſon or Perſons to whom ſuch Sum or Sums of Money ſhall be ſo awarded as aforeſaid cannot be found,

or

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 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, or Diſpoſition of the ſaid Court of Chancery; which ſaid Court of Chancery, on the Application of any Perſon or Perſons making Claim to ſuch Sum 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.

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

XVIII. 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 Act or this Act, the Purchaſe Money for the ſame ſhall be required to be paid into the Court of Chancery, and to be applied in the Purchaſe of other Lands, Tenements and Hereditaments to be ſettled to the like Uſes, in purſuance of the ſaid recited Act or this Act, it ſhall be lawful for the ſaid Court of Chancery to order the Expences of all Purchaſes from Time to Time to be made in purſuance of the ſaid recited Act or this Act, or ſo much of ſuch Expences as the ſaid Court ſhall deem reaſonable, together with the neceſſary Coſts and Charges of obtaining ſuch Order, to be paid by the ſaid Truſtees, or any Five or more of them, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Regulations as to Performance of Statute Work.

XIX. Provided always, and be it further enacted, That all Perſons who by Law are or ſhall be liable to do Statute Work, or are or ſhall be chargeable towards repairing and amending the ſaid Roads or any Part thereof, ſhall ſtill remain liable thereto in like Manner as heretofore; and it ſhall and may be lawful to and for any Two or more Juſtices of the Peace for the ſaid County of *Cambridge*, and they are hereby empowered and required, upon Application made to them for that Purpoſe by the ſaid Truſtees, or by their Clerk or Surveyor, by their Order, yearly to adjudge and determine what Part or Proportion of the Statute Work ſhall every Year be done upon the ſaid Roads by the Inhabitants of the reſpective Pariſhes or Places in which the ſaid Roads lie, and alſo what Proportion of Money received by the Surveyor or Surveyors of the Highways of every ſuch Pariſh 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

ſaid Truſtees, or to their Treaſurer; and in order thereunto, it ſhall and may be lawful to and for ſuch Juſtices, from Time to Time, to ſummon the Surveyor or Surveyors of the Highways for every ſuch Pariſh 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 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 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 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 ſuch Juſtices ſhall and may alſo appoint and order ſuch and ſo many of the Perſons who ſhall appear to be ſubject and liable to Statute Work as aforeſaid, to do ſuch Number of Days Statute Work in every Year upon the ſaid Roads, as the ſaid Juſtices ſhall think reaſonable; and the ſame ſhall be done on ſuch Days, and at ſuch Times (not being Hay-time or Harveſt), and on ſuch Parts of the ſaid Roads, as the 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 the ſaid Juſtices ſhall direct; and in Default of Payment thereof, the ſame ſhall and may be recovered by Diſtreſs and Sale of the Goods and Chattels of the reſpective Perſons liable to the Payment thereof, in like Manner as any Penalty is by the ſaid recited Act authorized or directed to be recovered; and each and every Perſon who ſhall neglect or refuſe to do ſuch Statute Work as aforeſaid, after Notice 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, ſigned by the Surveyor or Surveyors 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 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 and 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.

XX. And

Compounding for Statute Work.

XX. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees to compound and agree 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 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 or Place ſhall not be permitted to compound for that Year.

Penalty on drawing Timber otherwiſe than on Wheel Carriages.

XXI. And be it further enacted, That if any Perſon, during the Continuance of this Act, ſhall hale or draw, or cauſe to be haled or drawn, upon any Part of the ſaid Roads, any Tree or Trees, Piece or Pieces of Timber, otherwiſe than upon Wheel Carriages, or ſhall ſuffer any Part of any Tree or Piece of Timber which ſhall be conveyed upon Wheel Carriages, to drag or trail upon any Part of the ſaid Roads, to the Prejudice of ſuch Road, or draw any Plough, Harrow, or any other Implement of Huſbandry, upon or acroſs the ſaid Roads, or any Part thereof, whereby the ſaid Roads, or any Part thereof, ſhall or may be prejudiced, every ſuch Perſon or Perſons ſhall for every ſuch Offence forfeit and pay any Sum not exceeding the Sum of Forty Shillings.

For ſecuring tranſient Offenders.

XXII. And whereas Offences may be committed againſt the ſaid recited Act or this Act, by Perſons unknown to the Truſtees, Collectors, Surveyors, or other Officers appointed to put the ſame in Execution, be it therefore enacted, That it ſhall and may be lawful for the ſaid Truſtees, Collectors, Surveyors, or other Officers reſpectively, and ſuch other Perſon or Perſons as they, any or either of them ſhall call to his or their Aſſiſtance, without any Warrant or other Authority than this Act, to ſeize and detain ſuch unknown Perſon or Perſons who ſhall commit any ſuch Offence or Offences, and take him, her, or them before any Juſtice of the Peace of the County where ſuch Offence or Offences ſhall be committed.

Penalties and Forfeitures how to be recovered.

XXIII. And be it further enacted, That all Penalties and Forfeitures by the ſaid recited Act or this Act impoſed (the Manner of levying and recovering whereof is not otherwiſe particularly directed) ſhall be levied and recovered by Diſtreſs and Sale of the Offenders Goods and Chattels, by Warrant under the Hand and Seal or Hands and Seals of One or more Juſtice or Juſtices of the Peace for the ſaid County of *Cambridge*, which Warrant ſuch Juſtice or Juſtices is and are hereby empowered and required to grant upon the Information of One or more credible Witneſs or Witneſſes upon Oath (which Oath the ſaid Juſtice or Juſtices is or are hereby empowered and required to adminiſter without Fee or Reward) and the Penalties and Forfeitures, when recovered, after rendering the Overplus (if any) when demanded, to the Party or Parties whoſe Goods and Chattels ſhall be ſo diſtrained and ſold (the Charges of ſuch Diſtreſs and Sale being firſt deducted) ſhall be applied in the ſame Manner as the Tolls hereby granted are directed to be applied; and in caſe ſufficient Diſtreſs ſhall not

be found, or such Penalties and Forfeitures shall not be forthwith paid, it shall and may be lawful for any such Justice or Justices, and he or they are hereby authorized and required, by Warrant or Warrants under his or their Hand and Seal or Hands and Seals, to cause such Offender or Offenders to be committed to the County Gaol, there to remain, without Bail or Mainprize, for any Time not exceeding Three Calendar Months for the First Offence, or until such Penalties and Forfeitures, and all reasonable Charges shall be sooner paid and satisfied, and for the Second and every other Offence, for any Time not exceeding Six Calendar Months, or until such Penalties and Forfeitures and all reasonable Charges shall be fully paid and satisfied.

Form of Conviction.

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

County of } 'BE it remembered, That on the Day of in the Year of His Majesty's Reign, and in the 'Year of Our Lord is convicted before me, One 'of His Majesty's Justices of the Peace for the said County, by virtue of an 'Act, passed in the Fifty-third Year of the Reign of King *George* the Third, 'intituled *An Act* [*Here set forth the Title of this Act, and specify the Offence, 'and when and where committed*] and I the said do adjudge him '[her *or* them] to forfeit and pay for the same the Sum of 'Given under my Hand and Seal the Day and Year first above written.'

Expences of this Act.

XXV. And be it further enacted, That all the Costs, Charges and Expences incident to and attending the obtaining and passing of this Act, with lawful Interest from the Time such Costs, Charges and Expences shall respectively be incurred, shall be paid out of the Money already collected or received or to be collected or received, by virtue of the said recited Act and this Act, upon the said Roads, in preference to all other Payments whatsoever.

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 this Act.

XXVII. And be it further enacted, That the Term granted by the said recited Act shall, upon the passing of this Act, cease and determine; and that the said recited Act (subject to the Alterations, Variations and Additions herein-before 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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