ANNO DECIMO SEPTIMO & DECIMO OCTAVO

VICTORIÆ REGINÆ.

****

Cap. cxcvi.

An Act for making a Turnpike Road from *Garth-Penbryn* to *Adwyddu* in the County of *Merioneth*, with a Bridge over the Estuary of *Traethbach* in the said County. [24th *July* 1854.]

WHEREAS the Construction of a Turnpike Road from the present *Harlech and Maentwrog* Turnpike Road, near a Place called *Garth-Penbryn* in the Parish of *Llandecwyn* in the County of *Merioneth*, to join (at a Place called *Adwyddu* in the Parish of *Llanfihangel-y-traethau* in the same County) a certain Road leading from *Portmadoc* in the County of *Caernarvon* towards *Tanybwlch* in the said County of *Merioneth*, with a Bridge in the Line of the said intended Road over the Estuary called *Traethbach*, would be of great public Advantage, but the same cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen'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, as follows; (that is to say,)

I. That in citing this Act for any Purpose whatsoever it shall be sufficient to use the Expression "*Traethbach* Bridge and Road Act, 1854." Short Title.

Interpretation of Terms.

II. That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

The Expression "the Trustees" shall mean the Trustees for the Time being acting in the Execution of this Act:

The Expression "Toll Gate" shall include Turnpikes, Bars, Chains, and Side Gates:

The Expression "the Road" shall comprise the Road, Bridge, and Embankments to be made and maintained under the Powers of this Act:

The Word "Person" shall include Corporation.

All Public Acts to apply to Bridge authorized by this Act.

III. That all the Clauses and Provisions of every Public General Act relating to Turnpike Roads in *England* applicable to the Road by this Act authorized shall also extend and apply to the Bridge by this Act authorized, unless there be something in the Subject or Context repugnant to such Extension and Application.

Appointment of Trustees.

IV. That all Her Majesty's Justices of the Peace for the Time being acting for the County of *Merioneth*, together with *Robert Barker*, *George Casson*, *John Casson*, *John Williams Ellis*, *William Ormsby Gore*, *John Ralph Ormsby Gore*, *John Whitehead Greaves*, *John Griffith Griffith*, *Samuel Holland*, *George Augustus Huddart*, *Griffith Jones*, *Thomas Jones*, *John Jones*, *John Lloyd*, *John Lloyd*, *Nathaniel Mathew*, the Honorable *Thomas Edward Mostyn Lloyd Mostyn*, *John Nanney*, *Owen Jones Ellis Nanney*, the Right Honorable *Spencer Bulkeley* Lord *Newborough*, *Edward Owen*, *John ap Rhydderch Owen*, *Richard Anthony Poole*, *Richard Owen Poole*, *John Powell*, *Samuel Owen Priestley*, *John Priestley*, *Lewis Holland Thomas*, Sir *Robert Williames Vaughan* Baronet, Sir *William Wynn* Knight, *William Watkin Edward Wynne*, *Martin Williams*, *David Williams*, *Robert Wynne*, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be Trustees for putting this Act into execution.

Power to appoint Additional Trustees.

V. That the Trustees may from Time to Time, at any Meeting under this Act, elect any Number of Persons duly qualified to act as Trustees of Turnpike Roads in *England*, not exceeding Three in the whole, to be Trustees for the Purposes of this Act, in addition to the Trustees hereby nominated, and the Trustees so elected shall have the same Powers and Authorities for executing this Act as if they had been hereby nominated.

Meetings of Trustees.

VI. That the Trustees shall hold their First Meeting at the *Ship Aground* in the Village of *Talsarnau* in the County of *Merioneth*, or at some other convenient Place in the Neighbourhood of the Road, at Noon on the Fourth *Wednesday* next after the passing of this Act, and may then and from Time to Time thereafter adjourn to and meet

at

at such Times and Places in the Neighbourhood of the Road as they shall think proper.

Trustees may appoint Committees.

VII. That the Trustees may appoint Committees out of their own Number to take the Care and Management of any particular Part of the Road, or to execute any of the other Purposes of this Act, according to such Instructions and Regulations as shall be laid down by the Trustees at any Meeting; and such Committees and the Surveyor may proceed and act according to such Appointment, but shall always be accountable to the General Meetings of the Trustees according to the Instructions and Regulations so to be made.

Description of Roads.

VIII. That the Works by this Act authorized to be made shall be the following Works; (that is to say,)

A Road of not less than Twenty Feet in Width, to commence by a Junction with and to branch out from the present Turnpike Road leading from *Harlech* to *Maentwrog* in the County of *Merioneth* at or near a Place called *Garth-Penbryn* in the Parish of *Llandecwyn* in the said County of *Merioneth*, and to terminate in the Parish of *Llanfihangel-y-traethau* in the said County of *Merioneth* by a Junction with the old Road from *Portmadoc* in the County of *Caernarvon* to *Tanybwlch* in the said County of *Merioneth*:

A Bridge of not less than Fifteen Feet in Width in the Line of the said intended Road over the said Estuary called *Traethbach*.

Works to be made according to deposited Plans.

IX. That inasmuch as Plans and Sections of the intended new Road and Bridge, together with Books of Reference thereto, were in the Month of *November* last deposited at the Office of the Clerk of the Peace for the County of *Merioneth*, and inasmuch as since the Deposit of the said Plans, Sections, and Books of Reference certain Alterations in the Position and Dimensions of the proposed Bridge, and in the Mode of crossing the said Estuary and the River *Dwyryd*, have been deemed necessary, and inasmuch as an amended Plan and Section of the whole of the intended Road and Bridge, describing such Alterations, were in the Month of *April* in the present Year deposited at the Office of the said Clerk of the Peace: Therefore the Trustees may make, complete, and maintain the intended Road and Bridge respectively as herein-after described in the Line and in and through the Lands delineated on the Plans so deposited as aforesaid, and described in the said Books of Reference, and according to the Levels shown upon the Sections so deposited as last aforesaid, together with all such Footpaths, Bridges, Embankments, Cuts, Ditches, Drains, Fences, Diversions of Water, Toll Gates, Toll Houses, and other necessary Works and Conveniences upon or near thereto respectively, or for the Purposes thereof, as they may think requisite, and for the Purposes aforesaid they may take possession of the Lands and Premises described in such last-mentioned Plans and Books of Reference, making satisfaction

faction to the Owners thereof and other Persons interested therein for all Damage which such Owners or other Persons may respectively sustain thereby, and the Trustees, their Surveyor and Workmen, may from Time to Time enter upon the said Lands, and mark and stake out the same, and do any other Work necessary for the Purposes of this Act, at such Times and in such Manner as they or the Surveyor shall think necessary or expedient.

Amended Plan, &c. to be retained by the Clerk of the Peace.

X. That the Plan, Section, and Book of Reference so deposited as last aforesaid with the Clerk of the Peace for the County of *Merioneth* shall be retained by him, and all the Provisions of the Public General Act of the First Year of the Reign of Her present Majesty, Chapter Eighty-three, shall extend and apply thereto.

Prescribing Dimensions of Bridge, &c.

XI. That in any Bridge, Viaduct, or Crossing to be erected by the said Trustees over the said Estuary and River *Dwyryd* there shall be made, left, kept, and maintained at all Times a clear Width of Waterway of not less than Two hundred Feet, and also that in and throughout the whole and every Part of the Extent and Width of such Waterway there shall be made, left, maintained, and kept at all Times a clear and unobstructed Space and Headway under the said Bridge, Viaduct, or Crossing of not less than Twenty-four Feet from the Level of High-water Mark of ordinary Spring Tides, and the present Low-water Channel shall be maintained by the said Trustees: Provided always, that the Trustees may (if they think fit), in the Construction of such Bridge, Viaduct, or Crossing, and in lieu of the said clear Width of Waterway of not less than Two hundred Feet, make, leave, keep, and maintain at all Times One clear and uninterrupted Width of Waterway of not less than One hundred and sixty Feet, and also Two smaller Waterways of Twenty Feet wide each, One on either Side of the centre Waterway: Provided also, that in and throughout the whole and every Part of the Extent and Width of such centre Waterway there shall be made, left, maintained, and kept at all Times a clear and unobstructed Space and Headway under the said Bridge, Viaduct, or Crossing of not less than Twenty-four Feet from the Level of High-water Mark of ordinary Spring Tides, and that in the other Two Waterways there shall be made, left, maintained, and kept at all Times a Headway under the said Bridge, Viaduct, or Crossing of not less than Thirteen Feet from the Level of High-water Mark of ordinary Spring Tides to the Soffit of the Crown of the Arches, and the present Low-water Channel shall be maintained by the Trustees.

Power of Deviation.

XII. That the Trustees may, in the Construction of the Works by this Act authorized, deviate laterally from the Lines thereof to the Extent delineated upon the said Plans, but not to any greater Extent than One hundred Yards from the said Lines, nor in any Case into any Lands not described in the Plan of such Work so deposited as last aforesaid, or in the said Book of Reference thereto, without the Consent

Consent in Writing of the Owner and Occupier of such Lands; and no Deviation shall be made from the Lines of the said Works where no Limits of Deviation are shown on the said Plans.

Deviations from Levels.

XIII. That the Trustees may deviate from the Levels of the said Works as marked on the Sections so deposited as last aforesaid to any Extent not exceeding Three Feet, or, upon obtaining the Consent in Writing of the Owner and Occupier of the Land in which such Deviation is intended to be made, to any greater Extent than Three Feet.

Lands may be taken notwithstanding Errors in Book of Reference, &c.

XIV. That the Works by this Act authorized may be made in or through any Lands delineated on the said Plans so deposited as last aforesaid, although such Lands, or the Situations thereof, or the Names of the Owners, Lessees, or Occupiers thereof, may happen to be omitted, mis-stated, or erroneously described in those Plans or in the said Books of Reference, in case it shall appear to any Two or more Justices of the Peace for the County of *Merioneth* in Petty Sessions assembled, and be certified by Writing under their Hands, that such Omission, Mis-statement, or erroneous Description proceeded from Mistake; and the Certificate of the said Justices shall be deposited with and remain in the Custody of the Clerk of the Peace of such County for the Time being.

Previously to commencing the Work, Plans, &c. to be deposited at the Admiralty.

XV. That previously to commencing the Bridge, Viaduct, or Crossing over the Estuary and River *Dwyryd*, or the Works connected therewith, the Trustees shall deposit at the Admiralty Office Plans, Sections, and Working Drawings of the exact Position and Line of the said Bridge, Viaduct, or Crossing, and Works connected therewith, for the Approval of the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, or the Commissioners for executing the Office of Lord High Admiral aforesaid, such Approval to be signified in Writing under the Hand of the Secretary of the Admiralty, and such Bridge, Viaduct, or Crossing and Works shall be constructed only in accordance with such Approval.

Consent of Admiralty required to all Works below High-water Mark.

XVI. That it shall not be lawful for the Trustees to construct, below High-water Mark at ordinary Spring Tides, any Work, without the previous Consent of the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, or the Commissioners for executing the Office of Lord High Admiral aforesaid for the Time being, to be signified in Writing under the Hand of the Secretary of the Admiralty, and then only according to such Plan and under such Restrictions and Regulations as the said Lord High Admiral or the said Commissioners for executing the Office of Lord High Admiral may approve, such Approval being signified as last aforesaid; and where any such Work shall have been constructed it shall not be lawful for the Trustees at any Time to alter or extend the same, without obtaining, previously to making any such Alteration or Extension, the like Consent or Approval; and if any such Work shall be commenced or completed,

or be altered or extended, contrary to the Provisions of this Act, it shall be lawful for the said Lord High Admiral, or the said Commissioners for executing the Office of Lord High Admiral, to abate, alter, and remove the same, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Trustees, and the Amount thereof shall be a Debt due from the Trustees to the Crown, and be recoverable accordingly, with Costs of Suit.

Lights to be exhibited during the Construction of the Works.

XVII. That during the Construction of the said Bridge, Viaduct, or Crossing, and Works connected therewith, the Trustees shall cause to be hung out or exhibited every Night, from Sunset to Sunrise, a Light, to be kept burning, by and at the Expense of the Trustees, for the Navigation and safe Guidance of Vessels, and for ever after the Completion of the said Bridge, Viaduct, or Crossing the Trustees shall cause to be hung out or exhibited upon or near to the Centre of the said Bridge, Viaduct, or Crossing, every Night, from Sunset to Sunrise, a good and sufficient Light, to be kept burning, by and at the Expense of the Trustees, for the Navigation and safe Guidance of Vessels, and which Lights shall be from Time to Time altered by the Trustees in such Manner, and be of such Description, and be so used and placed, as the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, shall by Writing under the Hand of the Secretary of the Admiralty approve of; and in case the Trustees shall neglect to exhibit and keep either of such Lights burning as aforesaid they shall forfeit and pay for every such Neglect the Sum of Ten Pounds.

Admiralty may direct local Surveys, at Expense of Trustees.

XVIII. That if at any Time or Times it shall be deemed expedient by the Lord High Admiral of the United Kingdom, or the Commissioners for executing the Office of Lord High Admiral, to order a local Survey and Examination of any Works of the Trustees in, over, or affecting any tidal or navigable Water or River, or of the intended Site thereof, the Trustees shall defray the Costs of every such local Survey and Examination, and the Amount thereof shall be a Debt due to Her Majesty from the Trustees, and if not paid upon Demand may be recovered as a Debt due to the Crown, with the Costs of Suit, or may be recovered, with Costs, as a Penalty is or may be recoverable from the Trustees.

Works affecting tidal Waters abandoned may be removed by Admiralty.

XIX. That if any Work to be constructed by the Trustees in, under, over, through, or across any tidal Water or navigable River, or if any Portion of any Work which affects or may affect any such Water or River or Access thereto, shall be abandoned, or suffered to fall into Disuse or Decay, it shall be lawful for the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, to abate and remove the same, or such Part or Parts thereof as he or they may at any Time or Times deem fit and proper, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Trustees,

Trustees, and the Amount thereof shall be a Debt due from the Trustees to the Crown, and be recoverable accordingly, with Costs of Suit.

8 & 9 Vict. c. 18. not to apply to this Act.

XX. That "The Lands Clauses Consolidation Act, 1845," shall not apply to the Works by this Act authorized, nor be incorporated with this Act.

As to Construction of certain Provisions of General Turnpike Acts.

XXI. That all the Clauses and Provisions of the Public General Acts now in force relating to the Turnpike Roads in *England*, with respect to the Taking, Purchase, and Sale of Lands for the Purpose of widening, diverting, altering, or improving any Road, the Conveyances of such Lands, the Compensation to be made for the same, and the making out of Titles thereto, shall (except where those Clauses and Provisions are inconsistent with this Act) extend and apply to the Lands to be purchased for the Purposes of this Act; but nothing in those Acts or any of them contained shall prevent the Trustees from taking or pulling down any Dwelling House or Building, or taking in or making use of any Garden, Yard, Paddock, Park, planted Walk, or Avenue to a House, or any inclosed Ground planted as an Ornament or Shelter to a House, or planted and set apart as a Nursery for Trees, or any Part thereof respectively, which is delineated on the Plans so deposited as last aforesaid, and described in the said Books of Reference, either with or without the Consent in Writing of the Owners, Proprietors, or other Persons interested therein.

Freehold, &c. of Lands to remain in Owners of adjoining Lands.

XXII. That the Freehold and Inheritance in the Lands so purchased shall not (notwithstanding any Provision in any of the Acts now in force for regulating Turnpike Roads in *England*) by means of any such Purchase, or any Conveyance or Assurance made in pursuance thereof, be vested in the Trustees, but such Freehold and Inheritance shall, notwithstanding such Purchase and Conveyance or Assurance, remain and be vested in the Owners for the Time being of the adjoining Land from which the same shall have been taken, subject to a perpetual Right of Way in, over, or upon the Lands so purchased.

Trustees to have Power of digging and using Lands, &c.

XXIII. That the Trustees shall have the same Rights and Powers of cutting, digging, and using the Lands taken by them for the Purposes of this Act, and also of erecting any Toll Houses or other Buildings, or of building any Arch or Arches thereon, as they would have had in case they had purchased the Fee Simple or the whole Estate and Interest in such Lands.

Power for compulsory Purchases limited.

XXIV. That the Powers of the Trustees for the compulsory Purchase of Lands for the Purposes of the Works by this Act authorized, and shown on the said Plans, shall not be exercised after the Expiration of Three Years from the Commencement of this Act.

Period for Completion of Works.

XXV. That the Works by this Act authorized may be completed within Six Years from the Commencement of this Act, and on the Expiration

Expiration of that Period the Powers by this Act given for executing the same shall cease to be exercised.

Tolls.

XXVI. That the Trustees may demand and take, at the several and respective Toll Gates which shall by virtue of this Act be upon or on the Sides of the Road, such Tolls as the Trustees at any of their Meetings may direct, not exceeding the Sums following; (that is to say,)

For every Horse or other Beast drawing any Coach, Barouche, Sociable, Berlin, Chariot, Chair, Phaeton, Caravan, Omnibus, Gig, Taxed Cart, Hearse, Litter, or other such Carriage, Ninepence:

For every Horse or Beast, except an Ass, drawing any Waggon, Wain, Dray, Cart, or other such Carriage, Sixpence; and for every Ass so drawing, Threepence:

For every Horse or Mule, laden or unladen, and not drawing, Twopence:

For every Ass, laden or unladen, and not drawing, One Penny:

For every Dog drawing any Truck, Sledge, Barrow, or other like Carriage, One Penny:

For every Drove of Oxen, Cows, Neat Cattle, Calves, or Pigs, One Shilling and Eightpence *per* Score, and so in proportion for any greater or less Number:

For every Drove of Sheep or Lambs, Tenpence *per* Score, and so in proportion for any greater or less Number:

For every Carriage or Vehicle drawn or propelled by any Power (except Animal Power), the Sum of One Shilling for each Wheel thereof:

And for every Foot Passenger passing over the said Bridge, One Penny:

And the Tolls hereby made payable at any Toll Gate which shall be by virtue of this Act upon or across the Road, or on the Sides thereof, shall be taken before any Foot Passenger, Horse, Animal, or Carriage whatsoever liable to Toll shall be permitted to pass through the same.

As to the Fraction of a Halfpenny in Tolls.

XXVII. That in all Cases in which there shall be a fractional Part of a Halfpenny in the Amount of the Tolls by this Act authorized to be collected the Sum of One Halfpenny shall be taken in lieu of such fractional Part.

Limiting Number of Tolls to be taken.

XXVIII. That (except as in this Act otherwise provided) for passing and repassing any Number of Times on the same Day with the same Horses or other Animals, Carriage, or Thing liable to Toll or Duty, through all the Toll Gates erected or to be erected or continued on or on the Sides of the said Road, no more than One full Toll shall be taken.

Persons having paid Toll to return Toll-free.

XXIX. That all Horses, Animals, and Things (except Horses or Animals let for Hire, or drawing any Stage Coach, Waggon, Caravan, Omnibus, or other Stage Carriage, Postchaise, or other Carriage travelling for Hire, as herein-after mentioned,) in respect whereof the Tolls

Tolls hereby authorized to be taken shall have been paid at any Toll Gate upon or on the Sides of the Road, shall, except as in this Act otherwise provided, (upon a Ticket denoting such Payment being produced,) be permitted, in returning through the same Toll Gate, and in going and returning through such other Toll Gate (if any) as the Ticket for such Payment shall free, to pass Toll-free the same Day.

Horses, &c. drawing different Waggons, &c.

XXX. Provided also, That the said Tolls shall be payable at each and every Toll Gate belonging to the Trustees in respect of Horses or other Beasts of Draught drawing any Waggon, Wain, Cart, Van, Caravan, or such like Carriage, for every Time during the same Day that any such Horse or other Beast of Draught shall pass through any of the Toll Gates of the Trustees drawing any other Waggon, Wain, Cart, Van, Caravan, or such like Carriage than that which such Horse or other Beast of Draught was employed in drawing at any former Time during the same Day when Tolls shall have been paid in respect thereof.

As to Post-chaises.

XXXI. That the Tolls hereby made payable shall be paid for all Horses or other Animals let for Hire, and for all Horses or other Animals drawing any Postchaise or other such like Carriage travelling for Hire, as often as any new Hiring shall take place, in the same Manner as if no previous Payment of Toll in respect of such Horses or other Animals had been made on the same Day.

As to Stage Coaches.

XXXII. That the Tolls hereby made payable for all Horses or other Animals drawing any Stage Coach, Omnibus, Van, Caravan, or other Stage Carriage conveying Passengers or Goods for Hire or Reward shall be paid for every Time of passing or repassing along the Road.

Further Regulations as to Stage Coaches.

XXXIII. Provided always, That all Horses and Animals drawing any Stage Coach, Omnibus, Van, Caravan, or other Stage Carriage conveying Passengers or Goods for Hire or Reward, in respect whereof the Toll by this Act authorized to be taken shall have been paid at any Toll Gate, shall, upon Production of a Ticket denoting such Payment, be permitted to pass once Toll-free on the same Day through any other Toll Gate which such Ticket would free in the Case of Horses or Animals drawing any other Carriage; and no further or additional Toll shall be payable in respect of any Stage Coach or other Stage Carriage as aforesaid at any Toll Gate the Payment at which shall be freed by such Ticket as aforesaid, on account only of their conveying other Passengers, or of the Horses or Animals drawing the same having been changed.

Power to borrow Money.

XXXIV. That for the Purposes of this Act the Trustees may borrow on Mortgage of the Tolls any Sum not exceeding in the whole Seven thousand Pounds.

Application of Sums borrowed.

XXXV. That all Sums borrowed by the Trustees under the Authority of this Act shall be applied in making the Road and Bridge by this Act authorized, and in erecting the requisite Toll House or Toll Houses and Toll Gates.

Application of Income.

XXXVI. That all Tolls and other Income which shall come to the Hands of the Trustees by virtue of this Act shall be applied as follows:

Firstly, in defraying the necessary Expenses of repairing and painting the said Bridge, and of keeping in repair the Approaches thereto, and all Culverts and Arches under such Approaches, and of keeping in repair the said Road, and all Toll Gates, Chains, and Toll Houses of the Trustees, and of lighting the said Bridge: Provided always, that so long as any Sums shall be due on Mortgage of the Tolls the Sums to be expended in any Year in defraying the Expenses aforesaid shall not (except in the event of the Occurence of any serious Accident to the said Bridge or Road) exceed the Sum of Forty Pounds;

Secondly, in defraying the necessary Expenses of Management, including Salaries of Officers, and incidental Expenses; provided always, that such Expenses of Management (exclusive of Salaries of Toll Collectors, and the Expenses of prosecuting or defending Suits or Actions at Law, or Indictments,) shall not exceed in any Year the Sum of Twenty Pounds;

Thirdly, in paying Interest on all Principal Sums for the Time being due and owing on the Credit of the Tolls; and,

Lastly, in reducing, paying off, and discharging, in the Manner herein-after mentioned, all Principal Sums of Money for the Time being due and owing on the Credit of the Tolls.

Mortgagees not to take possession, except for Arrears of Interest.

XXXVII. That whenever and so long as the Interest upon all Mortgages charged upon the Tolls arising on the Road under the Provisions of this Act shall be duly paid within One Calendar Month next after the same shall become due, no Holder of any such Mortgage shall be entitled to enter into possession of any Toll Gate, Toll House, or Building upon the Road, or into the Receipt of the Tolls arising thereon, or of the Rent payable upon the letting of such Tolls; and every Mortgagee entering into possession of any such Toll Gate, Toll House, or Building, or into the Receipt of such Tolls or Rent, shall pay the Interest from Time to Time becoming due upon all the said Mortgages, without any Priority or Preference, and may also reimburse himself all Costs to which he may be entitled; and every Mortgagee so in possession or receipt as aforesaid shall, within Twenty-one Days next after each of the half-yearly Days whereon the Interest on such Mortgages shall be payable, render to the Clerk to the Trustees for the Time being a full and true Account of his Receipts and Expenditure while so in possession or receipt as aforesaid, with proper Vouchers for the same; and if it shall appear by any such Account that the

Interest

Interest due on all such Mortgages up to the last of such half-yearly Days, and all such Costs aforesaid, have been fully paid and satisfied, then such Mortgagee shall, when thereunto required by the Trustees, pay over to their Treasurer the Balance, if any, remaining in his Hands, and deliver up Possession of all Toll Gates, Toll Houses, and Buildings to the Trustees or any Person appointed by them to receive the same, and discontinue the Receipt of the said Tolls and such Rent as aforesaid, anything in this Act, or in any Statute or Law in force relating to Turnpike Roads in *England*, to the contrary notwithstanding.

As to Mode of discharging Debt.

XXXVIII. That when and so often as the Sums applicable to the Discharge of the Principal Monies due under this Act shall amount to One hundred Pounds, the Trustees shall, at some General Annual or other Meeting (of which Meeting and of the Objects thereof, so far as the same relate to the Application of such Sums, Ten Days previous Notice at the least shall be given in some Newspaper published in the County of *Merioneth*, or by Notice in Writing addressed or given to each Creditor at his usual Place of Abode,) apply such a Portion thereof as the Case may require in or towards the Discharge of the Principal Monies for the Time being due on the Credit of the Tolls to the Creditor entitled to any such last-mentioned Monies who shall, by Proposal in Writing transmitted to the Clerk for the Time being of the Trustees before such Meeting, have offered to accept the lowest Composition in respect of such Monies, and after Payment to such Creditor as aforesaid shall apply the Surplus (if any) of such Sum or a Portion thereof, as the Case may require, in or towards the Discharge of other Part of the said Principal Monies to the Creditor entitled to any such last-mentioned Monies who, by Proposal as aforesaid, shall have offered to accept the next lowest Composition in respect of such Monies, and so and in like Manner until the Sum applicable to such Payments shall be exhausted; and if and whenever Two or more Creditors shall by such Proposals as aforesaid have offered to accept an equal Rate of Composition, the Trustees may determine by Lot the Preference between or among such Creditors, or may divide the Sum applicable rateably between or among such Creditors as the Trustees shall think fit; and if there be no such Proposal as aforesaid with reference to any Sum so applicable, or if there be any Surplus of any Sum after applying the same, so far as may be necessary, in or towards the Discharge of the Monies to which all such Proposals relate, the Trustees may apply such Sum, or the Surplus thereof, (as the Case may be,) rateably amongst the Creditors entitled to the said Principal Monies, or may pay the same to such of them as may be determined by Lot, as the Trustees think fit: Provided always, that the Trustees may from Time to Time, if they think fit, apply in manner aforesaid any Sum less than One hundred Pounds applicable as aforesaid, or, with the Consent of One of Her Majesty's Principal Secretaries

Secretaries of State, in Writing under his Hand, postpone the Application of any Sum so applicable until the same amount to any Sum exceeding One hundred Pounds which they with such Consent may determine.

Any Land reclaimed by the Works to remain vested in the Crown.

XXXIX. That if in the Course or by means of the Execution of any of the said Works any Part of the Shores or Bed of the River *Dwyryd* of or belonging to Her Majesty shall be inned, gained, or reclaimed from the Water, such inning, gaining, or Reclamation shall enure absolutely for the Benefit of Her Majesty the Queen, Her Heirs and Successors.

Saving Rights of the Crown.

XL. That nothing whatsoever contained in this Act shall extend to authorize the Trustees to purchase, take, use, or otherwise interfere with any Foreshore, Sands below High-water Mark, or other Land, Soil, Tenements, or Hereditaments, or any Rights in respect thereof, belonging to Her Majesty in right of Her Crown, without the Consent in Writing of the Commissioners or Commissioner for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them, first had and obtained for that Purpose, and which such Commissioners or Commissioner are and is hereby authorized and empowered to give, or to divest, prejudice, diminish, alter, or take away any of the Estates, Rights, Privileges, Powers, or Authorities which now are vested in or enjoyed by Her Majesty, Her Heirs or Successors.

Road not exempt from future General Acts.

XLI. That nothing herein contained shall be deemed to exempt the Road comprised in this Act from the Provisions of any General Act relating to the Consolidation or other improved Arrangement of Turnpike Roads which may pass during the present or any future Session of Parliament.

Commencement and Term of Act.

XLII. That this Act shall commence on the Fourth *Wednesday* next after the passing thereof, and shall continue in force for the Term of Thirty-one Years, and from thence to the End of the Session of Parliament which shall then next follow.

LONDON:
Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1854.