



ANNO DECIMO

# GEORGIIV. REGIS.

\*\*\*\*\*

## Cap. lxxi.

An Act for further regulating the Statute Labour,  
and repairing the Highways and Bridges, in the  
County of *Dumbarton*. [22d May 1829.]

**W**HEREAS an Act was passed in the Forty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for regulating the Statute Labour, and repairing the Highways and Bridges, in the County of Dumbarton*: And whereas the Trustees appointed by the said recited Act have proceeded to put the same into execution, but it has been found that the Funds provided by the said Act are totally inadequate for the Purposes for which they were intended; and as the said Act is about to expire, the Highways and Bridges in the said County of *Dumbarton* cannot be sufficiently made, amended, widened, repaired, and kept in repair, unless further Powers are given, and Provisions and Regulations made for these Purposes, and unless the Conversions in Money in lieu of Statute Labour, and the Rates and Duties by the said recited Act granted, be increased: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, the said recited Act shall be and the same is hereby repealed, and instead thereof this Act shall commence and take effect.

48 G.3. c.17.

Recited Act repealed, and this Act to take effect.

[*Local.*]

19 O

II. And

Trustees for  
executing  
this Act.

II. And be it further enacted, That all and every Person who is or shall be at any Time after the passing of this Act, in his own Right or in the Right of his Wife, in the actual Possession and Enjoyment, as Proprietor or Life-renter, of the *Dominium utile*, of Lands lying in the County of *Dumbarton*, valued in the Cess Books of the said County at One hundred Pounds *Scots* of valued Rent, and the eldest Son of every Person possessed of Two hundred Pounds *Scots* of valued Rent as above; the Provost and any One of the Baillies of *Dumbarton*, or, in the Absence of the Provost, the Two Baillies; the eldest Baillie of *Kirkintilloch*, and the Baron Baillie for the Time being on each of the Estates of *Roseneath* and *Cumbernauld*; One of the Guardians or Trustees of Minors, and the Factor or Baron Baillie for the Time being of each non-resident Heritor, each of such Minors and Heritors having One hundred Pounds *Scots* of Valuation as aforesaid, shall be and they are hereby nominated and appointed Trustees for making and repairing the Highways, Roads, and Bridges within the said County, and for executing all other the Powers by this Act given and granted; provided always, that such Factors or Baron Baillies shall only be entitled to vote in the Absence of their Constituents; and in respect there are few Persons qualified to act as Trustees in the Landward Part of the Parish of *Dumbarton*, the Proprietor of the Lands of *Garchake*, and the Proprietor of the Estate of *Bonhill* for the Time being, and also the eldest Sons of such Proprietors, and the Sheriff's Depute and Substitute of the County of *Dumbarton* for the Time being, are hereby specially nominated Trustees within the District in which that Part of the said Parish shall be included, but to have no Vote in the General or Adjourned Meetings hereinafter appointed, unless otherwise duly qualified in Terms of this Act.

Qualification  
of Factors.

III. Provided always, and be it enacted, That no such Baron Baillie or Factor shall be capable of acting as a Trustee in the Execution of this Act, unless he shall be qualified to act as a Commissioner of Supply for the said County, or unless he shall be, in his own Right or in the Right of his Wife, in the actual Possession or Receipt of the Rents and Profits of Lands or Heritages of the clear yearly Value of Twenty-five Pounds *per Annum*; or be possessed of and entitled to a Personal Estate alone, or Real and Personal Estate together, of the Value of Five hundred Pounds; nor shall any such Baron Baillie or Factor not qualified to be a Commissioner of Supply be capable of acting in the Execution of this Act, until he shall have taken and subscribed the Oath following, before any Two or more of the said Trustees, who are hereby authorized and required to administer the same; (that is to say,)

Oath of  
Qualifica-  
tion.

‘ I do swear, That I truly and *bonâ fide* am, in my own Right, [or in the Right of my Wife, *as the Case may be*,] in the actual Possession or Enjoyment of Lands or Heritages of the clear yearly Value of Twenty-five Pounds; or possessed of or entitled to a Personal Estate alone, or Real and Personal Estate together, of the Amount or Value of Five hundred Pounds.

‘ So help me GOD.’

IV. And

IV. And be it further enacted, That if any Person, not having the Qualification or not being of the Description aforesaid, shall act as a Trustee, every such Person shall for every such acting forfeit the Sum of Twenty Pounds Sterling, to be applied to the Repair of the Roads lying within that District in which he has acted.

Penalty on acting if not qualified.

V. And be it further enacted, That the said Trustees, or any Five or more of them, shall, in order to carry this present Act into execution, meet at *Dumbarton* upon the Fourth Monday after the passing of this Act, or as soon thereafter as may be convenient, and thereafter yearly upon the same Day and at the same Place that the Commissioners of Supply for the said County of *Dumbarton* shall be directed by the Land Tax Act of the Year then current to assemble for the Purpose of assessing the Land Tax and of choosing a Convener, Collector, and Clerk; and that the said Trustees so assembled at the aforesaid General Meeting shall have Power and are hereby empowered to adjourn to the next or any after lawful Day, if they shall see Cause so to do, and to name a Preses or Chairman of their Meeting, a Treasurer, a Clerk, and such other Officers as they shall see fit, to hold their respective Offices during Pleasure, and also to appoint Committees of their own Number for the Purposes of this Act; and the said Trustees in their First General Meeting or Adjourned Meeting aforesaid, at which not less than Five Trustees shall be present, shall either continue the Districts into which the County is already divided, or shall otherwise divide the County into Districts, which Districts, when so fixed, (with the Exception of the District comprehending the Town of *Dumbarton*,) may be again altered at an Annual General Meeting, Notice of the Intention of making any such Alteration having been given at a previous Annual General Meeting, and inserted in the Minutes of such Meeting; and the said Trustees at such General or Adjourned Meeting, and in all their subsequent Annual General Meetings or Adjourned Meetings assembled, shall have Power and they are hereby empowered to nominate and appoint One or more of their own Number to act without Salary, as Surveyor or Surveyors in any of the Districts aforesaid in which his or their Qualification lies; and at the said General Meetings the said Trustees shall appoint early and convenient Times for the First Meetings in each Year of the Trustees within the respective Districts so fixed as aforesaid, and the Trustees at such District Meetings assembled shall have Power afterwards to adjourn as they shall see Cause.

Meetings of Trustees.

Trustees to appoint Officers,

and to divide the County into Districts.

VI. Provided always, and be it enacted, That the District comprehending the Town of *Dumbarton*, when once fixed, shall not be again altered during the Continuance of this Act, except for the Purpose of extending the District; in the Event of the Extension of the said Town by the Continuation of the Streets and Buildings therein beyond the Bounds of the District so first fixed as aforesaid.

District of the Town of *Dumbarton*, when once fixed, not to be altered.

VII. And be it further enacted, That the Trustees within the District comprehending the said Town of *Dumbarton* shall be entitled to apply the Statute Labour Services of that District, and to assess, levy,

Statute Labour of the Town to be applied to Streets, &c.

levy, and expend the Conversion Money leviabie therein, to the Streets, Roads, Lanes, Passages, Footways, and Sewers within the same.

Covenants and Agreements under former Act to continue in force.

VIII. And be it further enacted, That all Bonds, Covenants, Agreements, and Securities made or entered into by any Person or Persons to or with the Trustees for executing the said recited Act hereby repealed, according to the Provisions and Directions thereof, shall, notwithstanding such Repeal as aforesaid, remain in full Force and Effect, and be and continue available in all Courts of Law and Equity, until the same are fully satisfied and performed; and all Contracts, Agreements, Bonds, Assignments, and Securities duly made and entered into by the Trustees for executing the said Act, to or with any Person or Persons, shall remain in full Force and Effect, and shall be binding on the Trustees for executing this Act, and be observed and kept by them, according to the Terms, Stipulations, and Tenor thereof respectively.

Books, &c. to be given in Evidence.

IX. And be it further enacted, That all Books containing the Accounts and Proceedings of the said Trustees for executing the said recited Act hereby repealed, and this present Act, shall and may be given in Evidence in all Cases of Appeal, and all Prosecutions, Suits, and Actions whatsoever.

Former Officers (except Treasurers) to continue.

X. Provided always, and be it further enacted, That the Clerks, Surveyors, Collectors, and all other Officers (excepting the Treasurer or Treasurers) who have been appointed under and employed in the Execution of the said Act hereby repealed, shall respectively continue to exercise their Offices under this Act until they shall respectively be displaced or removed by the said Trustees, or be incapable of executing their Offices, and shall be subject to the like Rules and Regulations, Pains and Penalties, in all respects whatsoever, as if they had been appointed under and by virtue of this Act, without Prejudice nevertheless to the Re-election of the said Treasurer or Treasurers under the Powers of this Act; and no Person acting in or holding any official Situation under the said Trustees, shall, directly or indirectly, have or hold any Share or Interest in any Contract to be entered into in the Execution of this Act, under the Penalty of One hundred Pounds, to be levied and applied as the other Penalties hereby imposed are directed to be levied and applied; and it shall be in the Option of the said Trustees, and competent to them, to render such Contract null and void.

Treasurer and Clerk not to be the same Person.

XI. Provided also, and be it further enacted, That it shall not be lawful for the said Trustees to continue or appoint any Person who may be continued or appointed the Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, the Treasurer for the Purposes of this Act, or to continue or appoint any Person who has been or may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, the Clerk to the said Trustees; and if any Person shall accept both the Offices

of Clerk and Treasurer for the Purposes of this Act, or if any Person, being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, shall accept the Office of Treasurer, or shall act as the Deputy of the Treasurer, or in any Manner officiate for the Treasurer, or, being the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, shall accept the Office of Clerk in the Execution of this Act, or shall act as Deputy of such Clerk, or in any Manner officiate for such Clerk, or if any such Treasurer shall hold any Place or Office of Profit or Trust under the said Trustees other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered, with Expences, by summary Action in the Court of Session.

XII. And be it further enacted, That the said Trustees at their General Meetings, and also in their respective Districts, shall cause to be provided and kept a proper Book or Books, and fair and regular Entries to be made therein of all their Acts, Orders, and Proceedings relative to the Execution of this Act, and of the Names of all such Trustees as shall be present at their several Meetings; and all Entries in such Book or Books, being signed by the Preses of such Meeting, shall be deemed Originals, and shall be allowed to be read as Evidence in all Cases, Suits, Actions, Prosecutions, and Proceedings touching or concerning any thing done in pursuance of this Act; and such Book or Books shall at all the said Meetings be open and liable to the Inspection of all and every the said Trustees, and of the Creditors on the Conversion Money hereby authorized to be levied and made payable; and any of the said Trustees and Creditors shall and may have and take Copies thereof, paying for every Copy not exceeding One hundred Words the Sum of Sixpence, and so in proportion for any greater Number of Words.

Proceedings  
to be entered  
in a Book.

XIII. And be it further enacted, That the said Trustees at their District Meetings assembled shall and they are hereby required, from Time to Time, and at all Times during the Continuance of this Act, to order and direct a Book or Books to be provided and kept by their Clerk for the Time being, in which Book or Books such Clerk shall enter or cause to be entered true and regular Accounts of all Sums of Money received, paid, laid out, and expended, for or on account of the said Roads, and of the several Articles, Matters, and Things for which Sums of Money shall have been disbursed, laid out, and paid; which Book or Books shall at all the Meetings of the said Trustees be open to the Inspection of the said Trustees and any Creditor or Creditors on the Conversion Money hereby authorized to be levied, without Fee or Reward; and the said Trustees and Creditors, or any of them, shall and may take Copies of or Extracts from the said Book or Books, or any Part or Parts thereof, without paying any thing for the same; and in case the said Clerk shall refuse to permit or shall not permit the said Trustees or such Creditors, or any of them, to inspect the same, or take such Copies or Extracts as aforesaid, such Clerk shall

Accounts to  
be kept of  
Receipts  
and Dis-  
bursements,  
which shall  
be open to  
the Inspec-  
tion of the  
Trustees and  
Creditors.

forfeit and pay any Sum of Money not exceeding Five Pounds, to be levied and recovered in manner hereinafter mentioned.

Officers to  
account.

Proceedings  
against them  
in case of  
Neglect.

XIV. And be it further enacted, That all such Officers and Persons so to be chosen and appointed as aforesaid; or to be appointed by the Trustees of the several Districts in manner hereinafter mentioned, shall from Time to Time, when thereunto required by the said Trustees, deliver to such Trustees, or to such Person or Persons as they shall for that Purpose appoint, true, exact, and perfect Accounts, in Writing under their respective Hands, of all Monies which they and every of them respectively shall have received to that Time by virtue of this Act, and how much thereof hath been paid and disbursed, and for what Purposes; together with the proper Vouchers for such Payments, and shall pay all such Monies as shall remain in their or any of their Hands to the said Trustees, or to such Person or Persons as they shall appoint to receive the same, and not otherwise; and if any such Officer or Person shall refuse or neglect to produce or deliver up such Accounts and the Vouchers relating to the same; or shall refuse or neglect to pay the Money due on such Accounts in manner aforesaid; or if any such Officer or Person shall refuse or neglect to deliver up to the said Trustees, or to such Person or Persons as they shall appoint, within Ten Days after being thereunto required by the said Trustees, all the Books, Papers, and Writings in his Custody or Power relating to the Execution of this Act, then, in every or any of the said Cases, it shall be lawful for any Two or more Justices of the Peace for the County, Town, or Place wherein such Officer or Person so refusing or neglecting shall be or reside, upon Complaint made to them by Two or more of the said Trustees, and such Justices are hereby authorized and required, by Warrant or Warrants under their Hands, to cause such Officer or Officers, Person or Persons, to be brought before them, and upon his, her, or their appearing, or not being found, to hear and determine the Matter of such Complaint in a summary Way, and to settle the said Account or Accounts, if produced; and if upon the Confession of the Officer or Officers, Person or Persons, against whom any such Complaint shall be made, or by the Oath or Oaths of any Witness or Witnesses, (which Oath or Oaths such Justices are hereby empowered and required to administer,) or upon Inspection of the said Accounts, if produced, it shall appear to such Justices that any of the Monies which shall have been collected or received shall be in the Hands of such Officer or Officers, Person or Persons, such Justices may and they are hereby authorized and required, upon Nonpayment thereof, by Warrant or Warrants under their Hands, to cause such Money to be levied by Distress and Sale of the Goods and Effects of such Officer or Officers, Person or Persons respectively; and if no Goods or Effects can be found sufficient to answer and satisfy the said Money and the Charges of distraining and selling the same, or if such Officer or Officers, or other Person or Persons, shall not appear before the said Justices, unless for some sufficient Excuse alledged, at the Time and Place by them appointed for that Purpose, or if appearing shall refuse or neglect to give and deliver to such Justices an Account or Accounts of all Receipts and Payments as aforesaid, or to produce and deliver  
up

up to the said Justices the several Vouchers and Receipts relating to such Accounts respectively, or the Books, Accounts, Papers, and Writings in his, her, or their Custody or Power relating to the Execution of this Act, then, and in any of the Cases aforesaid, such Justices may, and they are hereby authorized, and required, by Warrant or Warrants under their Hands, to commit, such Officer or Officers, Person or Persons, to the Common Gaol or House of Correction of the County, Town, or Place where such Offender shall be or reside, there to remain until he shall have given and made a true and perfect Account and Payment as aforesaid, or until he shall have compounded and agreed with the said Trustees, and shall have paid such Composition in such Manner as the said Trustees shall appoint, and which Composition the said Trustees are hereby empowered to make, or until he shall have delivered up such Books, Papers, and Writings as aforesaid, or made Satisfaction in respect thereof to the said Trustees; provided always that no Person who shall be so committed for want of sufficient Distress shall be detained in Prison, by virtue of this Act, for a longer Space of Time than Six Calendar Months.

XV. And be it further enacted, That the Trustees of the different Districts shall (under the Restrictions after mentioned) superintend and have the Direction and Cognizance of the several Roads and Bridges within their respective Districts, and shall have Power to appoint the Order in which the same shall be made or repaired, and to appropriate the Services and Monies to be exacted and raised by virtue of this Act from each District within such their respective District only: Provided always, that (with the Exception of the Trustees hereinbefore specially empowered to act within the District in which the Landward Part of the Parish of *Dumbarton* shall be situated, and also with the Exception of the Magistrates of *Dumbarton* and the eldest Baillie of *Kirkintilloch* as aforesaid, who are hereby empowered to act within the Districts wherein the Towns of *Dumbarton* and *Kirkintilloch* respectively shall be situated,) no Trustee shall be entitled to act at any District Meeting who is not at the Time qualified to act as a Trustee in respect of Lands lying within the Bounds of such District, unless where such Trustee may be qualified in respect of Lands lying in different Districts, and which separately are under the valued Rent aforesaid, in which last Case such Trustee shall be entitled to act at the District Meetings of the District within which his ordinary Place of Residence, or the ordinary Place of Residence of the Person for whom he acts, may be, provided any Part of the Lands in respect of which he acts lies within such District; and the said Trustees in such District Meetings assembled shall be and are hereby empowered to appoint a Preses or Convener, and if necessary a Clerk, for each District, and to adjourn from Time to Time; and also to appoint Committees of their own Number for the Purposes of this Act; and the Preses or Convener of such respective District Meetings shall have Power and he is hereby empowered and required to call Meetings of the Trustees for such District, as often as he shall be required so to do by any Two Trustees within such District, upon Ten Days previous Notice to be given at the Church Doors within the District; and in

Regulations  
as to the  
Duties of the  
Trustees of  
the different  
Districts.

case

case any Difference of Opinion in such District Meeting shall arise among the said Trustees, concerning the Application of the Services or Money, any One of the Trustees, who shall either think himself aggrieved or shall think such Application improper, may complain to the next General Meeting, or to the next Quarter Sessions of the Peace of the said County, if joined in such Complaint by any One of the other Trustees in such District, Eight Days Notice in Writing being always given to the Clerk of the District Meeting of their Intention to bring an Appeal, and the Matter thereof; which General Meeting or Quarter Sessions shall have Power and are hereby empowered to hear and determine the same, but the Work shall notwithstanding proceed as directed by the Majority of the District Meeting, until the Determination of such Appeal, unless where any new Line of Road is directed to be opened and made, in which Case the Work, or opening and making the said Road, shall not proceed or be carried into execution until the Determination of the said Appeal; and in both Cases the Sentence or Determination of the said General Meeting or Quarter Sessions shall be final and conclusive, without being subject to Review by Advocation or Suspension, or by Process of Reduction, or in any Manner or Way whatever; and it shall be lawful for any Two Trustees to act at a District Meeting in case the other Trustees do not attend; and all Meetings under the Authority of this Act shall begin to be held at Mid-day, and not earlier; and each Member shall defray his own Expences, but without disabling or restraining the said Trustees from making and giving a reasonable Allowance to Collectors, Clerks, Overseers, and other Officers, for their Trouble, which they are hereby empowered to do.

Quorum at District Meetings.

Trustees to appoint Overseers and other Officers.

XVI. And be it further enacted, That the said Trustees in District Meetings assembled shall have Power and they are hereby empowered to appoint Overseers, Collectors, and other Officers within their respective Districts, and to remove or dismiss them and appoint others as they shall find necessary; and such Overseers may, by a Justice of the Peace of the Bounds, be made Constables for the special Purpose of acting as Constables in the Business of the Highways and Roads, and for that Purpose only; and any Person, being an Inhabitant of the District for which he may be so appointed an Overseer, refusing to accept of the Office of Overseer, shall forfeit the Sum of Three Pounds Sterling.

Collector and Treasurer to give Security.

XVII. And be it further enacted, That every Collector and Treasurer appointed by the said Trustees shall give Security for his Intrusions, to the Amount at least of One Year's Receipt of the Monies with which he may be intrusted.

District Meetings to make up a Statement of valued Rent.

XVIII. And be it further enacted, That the said Trustees in the respective Districts aforesaid, at their First Meeting after the passing of this Act, or at any subsequent Meeting, shall have full Power and they are hereby required to call for Copies or Extracts of the Tax Roll or Valuation List of the Lands in their respective Districts, and which Copies or Extracts duly attested, the Clerk to the Commissioners of Supply in the said County is hereby directed



to furnish them with, upon receiving Five Shillings for each Copy or Extract; and therefrom the said Trustees shall make up, for the Purposes of this Act, exact Statements or Accounts of the valued Rent of every Possession in each District, whether the same be occupied by Owners or Tenants; and in case Two or more Possessions stand *in cumulo*, the said Trustees shall call upon the Proprietors or their Factors to give in a Division of such Cumulo Valuation proportioned among the different Possessors; which Statement shall be subject to the Revisal of the Meeting, and they shall have full Power to alter and correct the same when it appears to them inaccurate and improper, and to determine accordingly; and if any Proprietor or his or her Factor shall refuse to give in such Statement, the Trustees are hereby empowered to demand the whole Assessment corresponding to such Cumulo Valuation from any such Proprietor, who shall have recourse on the Possessors for a rateable Proportion of such Assessment; and Lists shall be made up of all Persons keeping Horses, and of the Number of Horses kept by each Person, and likewise exact Lists shall be made up of all Persons whatever chargeable for the Statute Labour as after mentioned; and the said Lists shall from Time to Time be revised and altered by the respective District Meetings, as any Change of Persons or Circumstances may require.

XIX. And be it further enacted, That all Occupiers of Land, whether Heritors, Tenants, or Sub-tenants, shall be liable, by themselves or proper Persons to be employed by them, to perform Eight Hours of actual Labour on the Highways in the District in which their Lands lie, each Day for Six Days annually, with their Farm Horses, Carts, and Harness, and their Tools, Labouring Utensils, and Servants, at any Time from the Twenty-fifth Day of *May* to the Twenty-fifth Day of *August* in each Year, when required by the said Trustees in their respective Districts, or a Quorum of them, or the Surveyor, Overseer, or Collector appointed by them; or, in the Option of the Trustees in each District, the said Occupiers of Lands shall in lieu of actual Labour be liable to pay a Conversion in Money, not exceeding Three Pounds Sterling for each Ploughgate, or Four Pounds Ten Shillings Sterling for each One hundred Pounds *Scots* of valued Rent; and the said Rate, or such Part thereof as shall be fixed by the said Trustees of each District, shall be levied on each Ploughgate or Subdivision of a Ploughgate, or upon each Hundred Pounds *Scots* of valued Rent, according to the Proportions above specified, and so on in proportion for a larger or smaller Valuation or Quantity of Land; and the Trustees in each District who make Choice of the Mode of Assessment by Ploughgate shall make up a List of the Ploughgates therein, and each Estate and Farm shall be held to contain as many Ploughgates as the Arable Lands might reasonably keep of Ploughs if under Tillage, or as the several District Meetings shall from Time to Time, from the Circumstances of each Case, upon Examination, find reasonable; and the Trustees are hereby empowered to take such Proofs as they shall think necessary for ascertaining the Number of Ploughgates; and Copies of such Lists as are made up by them shall be transmitted to the Clerk

All Occupiers of Lands liable to Statute Labour or Conversion.

List of Ploughgates to be made up.

of the General Meeting, and entered in the Books to be kept by him; and if any Person shall think himself or herself aggrieved thereby, he or she may complain to the next General Meeting or Quarter Sessions for Redress, whose Determination shall be final and conclusive for that Year, without being subject to Review by Suspension or Advocation, or Process of Reduction, or in any Manner whatsoever: Provided always, that Grounds let for any Term of Years not exceeding Three Years, without a Lease, shall be construed to be in the actual Possession of the Proprietor, and he shall be liable to perform Statute Labour for the same, or pay the Conversion in lieu thereof as aforesaid, accordingly.

Innkeepers,  
&c. to pay  
Conversion  
in lieu of  
Labour.

XX. And be it further enacted, That all Innkeepers, Carters, Carriers, Householders, and all Persons keeping Horses for Riding, Draught, or Carriage, not being Occupiers of Land, shall in lieu of Statute Labour pay yearly to the said Trustees a Sum not exceeding Eighteen Shillings for each Horse, as the Rate of the said Conversion shall be settled from Time to Time by the Trustees within the several Districts.

Carriers and  
other Per-  
sons keeping  
Horses, and  
being also  
Occupiers of  
Lands, to pay  
Composition  
for their  
Horses, or,  
in Option of  
Trustees, to  
perform  
Statute La-  
bour or pay  
Conversion.

XXI. And be it further enacted, That if such Innkeepers, Carters, Carriers, and Householders, or Persons so keeping Horses for Riding, Draught, or Carriage, shall likewise be Occupiers of Land, they shall be subject and liable, either in the Composition Money due for their Horses and themselves, or (in the Option of the Trustees for the respective Districts) in the Statute Labour, or in the Composition in lieu thereof, for the Land so occupied by them, which Occupiers of Land by this Act are liable to perform and pay; and where the Valuation of the Possession of any Owner or Occupier of Land shall not extend to Fifty Pounds *Scots*, he or she shall, in the Option of the said District Trustees, either be liable to perform the Statute Labour, or pay the Composition for his or her Possession; or the said District Trustees may hold him or her as a Keeper of Horses, or Householder, and levy from him or her the Composition in lieu of Statute Services, which they are entitled to levy from Persons keeping Horses, or Householders, as aforesaid, as they shall judge expedient.

Persons  
liable in per-  
sonal Ser-  
vice or Con-  
version.

XXII. And be it further enacted, That all Householders, Cottagers, Labourers, Manufacturers, Tradesmen, and others, not liable to send out Waggons or Carts, (except Apprentices under Indentures for a Term of Years, who receive no Wages, or whose Wages do not exceed Six Shillings Sterling weekly, and also Farm Servants hired by the Year or Half Year,) shall be obliged, when required, to perform Six Days Work annually on the Highways, by themselves, or, in the Option of the Trustees, to pay a Sum not exceeding Six Shillings Sterling each Person, for the said Six Days Work; and it is hereby declared, that all those who are liable to perform Services in Terms of this Act shall be obliged to perform the same at any Time from the Twenty-fifth Day of *May* to the Twenty-fifth Day of *August*: Provided nevertheless, that no such Person shall be obliged to perform Statute Work on any Road out of the District in which he resides; and it shall be lawful  
for

for the Trustees in their Annual District Meeting assembled, to free or exempt from any Part of the said Work, or Payment of the Conversion thereof, all such Persons as shall appear to them to be in indigent Circumstances, or unable to perform the same.

XXIII. And be it further enacted, That every Person liable for such Statute Work as aforesaid, who shall neglect or refuse to perform the same, or to make Payment of the converted Prices thereof, when required, within Ten Days after Requisition to perform such Statute Work, made to them either in Writing or in Print, or partly both, either personally or at their Dwelling Houses, or by similar Requisition made by Advertisement affixed to the Doors of the Parish Churches on a *Sunday* immediately before the Forenoon or only Service shall be ended, shall be liable in Manner following; *videlicet*, each Person failing to perform the Statute Work or to pay the Conversion shall be liable in double the Sum at which his Service or Labour shall be converted; and the whole of these Conversions in Money shall be levied in virtue of a Warrant under the Hand of any One or more Justices of the Peace of the said County, proceeding upon the Oath of the Collector or Overseer, that such Person has not performed such Statute Work, or has not paid such Conversion; and such Warrant shall contain Authority for arresting such Person's Effects, and for pointing and distraining the same; and the Officer to whom the same shall be directed shall summarily seize and distrain the readiest Goods or Effects of such Person, and shall at the End of Three Days after such Distress sell the same by public Roup or Auction to the highest Offerer, at the Market Town or Village next to the Grounds of the Lands upon which such Distress was made, for Payment of the Sum for which such Person or Persons shall respectively be liable, and of the necessary Charges, rendering the Overplus, on Demand, to the Owner thereof; and no Suspension, Appeal, Complaint, or Action shall stop the Performance of the Statute Services, or Payment of the converted Prices thereof, for that Year in which they have been appropriated; saving always, nevertheless, to the Parties, their Redress by a Complaint to the Trustees at their next General Meeting, or to the next Quarter Sessions, either from the Persons by whom they shall have been aggrieved, or out of their several Duties, Services, and Conversions for the Year next after the Determination of any such Complaint.

Persons neglecting to perform the Statute Work or pay the Conversion to be liable in double the converted Sum, which may be levied by pointing.

XXIV. And be it further enacted, That such Requisitions or Advertisements, and the Proceedings for Recovery of the said Conversions, may be in the Form contained in the Schedule to this Act annexed, or in a similar Form; but no such Proceedings shall be liable to be quashed for mere Want of Form.

Proceedings not to be quashed for Want of Form.

XXV. Provided always, and be it enacted, That nothing in this Act contained shall subject any Clergyman to perform any Services, or to the Payment of any Conversion, on account of his Manse and Glebe.

Clergymen not liable.

XXVI. And be it further enacted; That the respective District Meetings shall annually, on or before the last *Tuesday of March*, make

District Meetings to make up an-

nual Ac-  
counts.

make up an exact and regular Report, containing an Account of the whole Money received and expended on Highways and Bridges; and specifying in Detail the Number of Persons in each Class who have performed Statute Work, or paid the Composition for the same, the various Works performed, and the Offences committed, for the preceding Year, within the District under their Direction respectively, together with a Statement of the Debts and Funds of the District at the Date of the Report; and such Report, signed by the Preses and Clerk of the respective District Meetings, shall be transmitted by the said Clerk to the Clerk of the General Meeting to be held at *Dumbarton*, at least Eight Days before the Annual General Meeting, and shall by the Clerk of the General Meetings be entered in his Book, and laid before the Trustees at their said Annual General Meeting; and in case of Failure to make out and transmit such Report, the Preses and Clerk of the District Meeting so failing shall each be liable in a Penalty or Fine of Five Pounds Sterling for each Offence, to be levied by Distress in manner before mentioned, and applied to the Purposes of this Act.

District Trustees may borrow Money on the Credit of the Conversion, for making new Roads, &c. and may enter into Contracts.

XXVII. And be it further enacted, That it shall be lawful for the Trustees of any of the said Districts, provided Two Thirds of those present at a Meeting agree to do so, to borrow, upon the Credit of the Conversion Money within such District, such Sums of Money as the said Trustees shall deem expedient, either for making any new Line of Road, or repairing any Road or Roads within the District which may require an extraordinary Repair, so that these Sums do not in all at any Time exceed Four Years Amount of the Conversion Money of such District; and the Meeting at which such Loan is to be proposed shall be called specially for the Purpose, Notice thereof being always given Ten Days at least previous to such Meeting, upon a *Sunday*, by Advertisements at the Parish Church Doors; and the said Trustees shall be authorized to assign to the Lenders the Proportion after mentioned of the said Conversion Money, for such a Term of Years as shall be sufficient to repay the Sums borrowed, and the Interest thereof; and the said Trustees shall further be empowered to enter into Contracts or Agreements for making, repairing, and upholding the said Roads, for any Term not exceeding Four Years, as the said Trustees shall think fit; it being however provided, that not more than One Half of the said Conversion Money in any District shall either be assigned in Security for Loans, or appropriated for such Contracts for making, repairing, and upholding the said Roads, the remaining Half of the said Funds being always reserved to be disposed of at the Annual District Meetings or Adjourned Meetings.

Preventing Obstructions on the Roads, and removing Nuisances.

XXVIII. And be it further enacted, That no Person shall leave any Cart or other Carriage for a longer Time than may be necessary, or (with the Exception of Materials for repairing the said Roads, and that under the Authority and with the express Approbation of One or more Trustees,) shall lay or cause to be laid any Timber, Stone, Lime, Dung, Compost, Soil, or Matter whatsoever, on or within Five Yards of the said Roads, unless within a sufficient Fence, except Materials for building Houses and inclosing Grounds, no Part  
however

however of which shall be laid on the Road, or into the Ditches or Drains along the Sides thereof; and any Person or Persons so offending, and being convicted thereof before any One or more Justice or Justices of the Peace, upon his or her own Confession or upon the Oath of One or more Witness or Witnesses, shall forfeit a Sum not exceeding Forty Shillings Sterling for each Offence, to be recovered and levied in the same Manner as the converted Price of Labour is hereby directed to be recovered and levied, one Half to be paid to the Informer, and the other Half to be applied in making and repairing the Roads within the District; and if any such Materials or other Matter or Thing shall be allowed to lie and remain on any of the said Roads for the Space of One Day, it shall moreover be lawful for the said Trustees, or any Two of them, or the Collector or Overseer of the District, to carry off and sell the same by Public Auction, and to apply the Proceeds thereof, after deducting Expences, to the Repair of the Roads within the District; and no Person, under a similar Forfeiture or Penalty of Forty Shillings Sterling, to be recovered and applied as aforesaid, shall make, erect, or construct any Saw Pit, Tan Pit, Lint Pond, Quarry, or Gravel Pit or other Pit whatsoever, within Five Yards of the said Roads, nor any Lime Kiln, Brick Kiln, Cinder Kiln, Furnace, or other Nuisance within Twelve Yards of the said Roads, besides being obliged immediately to remove the same, unless the same shall be fenced off in such Manner as to prevent any Danger or Detriment to Persons travelling on the said Roads.

XXIX. And be it enacted, That no Person shall haul or draw, or cause to be hauled or drawn, upon any Part of the Roads, any Tree, Log, Piece of Timber, or any Stone, or other Thing whatsoever, otherwise than upon a Wheel Carriage; nor shall any Person suffer any Tree, Log, Piece of Timber, Stone, or other Thing, which shall be conveyed on a Wheel Carriage, to drag upon any Part of the said Roads; nor shall any Person turn a Plough upon any Part of the said Roads, or pasture Horses or Cattle of any Kind on the Sides thereof; and all Logs of Timber exceeding Twenty-four Feet in Length shall be carried on Four Wheels, or on a Double Carriage; and every Person who shall be convicted in manner before mentioned of any of the said Offences shall for every such Offence forfeit a Sum not exceeding Forty Shillings, to be recovered and applied in manner before directed; and no Person shall make any new Cut or Opening across any Part of the said Roads, for the Purpose of directing any Watercourse, or otherwise, without the Authority of Two or more Trustees of the District previously obtained in Writing; and every Person who shall be convicted in manner before mentioned of any such Offence shall forfeit a Sum not exceeding Forty Shillings Sterling for each Offence, to be recovered and applied in manner before directed, besides being obliged to restore the Road so injured to its former State.

No Timber or Stone to be drawn on the Roads, except on a Wheel Carriage, &c.

No Person to turn a Plough on the Roads, or pasture Cattle on Road Sides.

XXX. And be it further enacted, That no Person shall make or erect any House or other Building, excepting only Stone Fences or Walls not exceeding Six Feet in Height, within Twenty Feet of the Centre of any of the said Roads; and every Person so offending shall

No Buildings to be erected within Twenty Feet

of the Centre  
of the Roads.

forfeit a Sum not exceeding Five Pounds Sterling for each Offence, to be recovered and applied in manner before directed; and every Person so offending shall also be obliged, when ordered to do so by any Two or more Trustees, immediately to remove every such House or other Building, and upon failing to do so, within Twenty Days from the Time that a Notification in Writing has been given, by any Two Trustees of the Encroachment, it shall be lawful for the Trustees of the District to order such Buildings to be removed, and to charge the Offender with the Expence of doing so, to be recovered and applied in the Manner hereinafter directed; but nothing herein contained, in regard to the Regulation of the Height of Houses, Buildings, Fences, or Walls, shall extend or be construed to extend to any Houses, Buildings, Fences, or Walls within the Line of continued Streets in the Town of *Dumbarton*, or the Extension of such Streets within the District comprehending the said Town, except in so far as regards Houses, Buildings, Fences, or Walls adjacent to any Part of a Turnpike Road within the said District.

Hedges not  
to exceed  
a certain  
Height, and  
Gates to  
open into  
the Fields.

XXXI. And be it further enacted, That each Heritor, or Owner of Ground adjacent to any of the Highways or Roads within the said County, shall at a proper Season of the Year, as soon as conveniently may be after the passing of this Act, reduce the Hedges on the Sides of the said Highways to a Height not exceeding Five Feet (excepting the Fences of Pleasure or Garden Grounds), and shall, by annually lopping or cutting them at a proper Season of the Year, keep them at or under the said Height; and every Gate adjacent to the said Highways shall be so constructed as to open inwards only into each Field or Inclosure; and opposite to every Gate or Entry communicating with the said Highways there shall be laid, by the Owner or Occupier of the Ground to which such Gate or Entry leads, a covered Way or Bridge of Stones or other proper Materials over the Drain on the Side of the Highways, which covered Way or Bridge shall be constantly kept free and clear by such Owner or Occupier that the Water may pass through below the same; and in case any Owner or Occupier of Ground adjacent to the said Highways shall omit and fail to perform any of the Requisites above mentioned, it shall be competent for any Two of the Trustees hereby appointed, by an Order signed by them, to order the same to be performed at the Expence of the Owner or Occupier, such Expence to be recovered by Application to any One of His Majesty's Justices of the Peace, who shall also award against the Offender the Expence of the Application.

Roads may  
be widened.

XXXII. And be it enacted, That the said Trustees, or any Five of them, in a General or District Meeting assembled, shall be and they are hereby empowered to widen or cause to be widened any Road to a Breadth not exceeding Forty Feet, exclusive of the Ditches or Drains on each Side thereof; and for this Purpose the said Trustees shall be empowered to remove Fences and Houses whose Side Walls do not exceed Twenty Feet in Height, or other Obstructions, Six Months Notice being always given to the Owners or Occupiers of Houses before the same are removed, and Satisfaction being always made to the Owners and Occupiers of Houses before the same are removed,

removed, and Satisfaction being also made to the Owners and Occupiers of Land for so much Ground as shall be taken to widen the said Roads above and beyond Twenty Feet wide of clear passable Road, exclusive of Ditches, and for the Fences and Houses removed.

XXXIII. And be it enacted, That no Road shall be widened, or Houses or Fences removed, till actual Payment or Consignation in Manner hereinafter mentioned of the Satisfaction to be made to the Owners and Occupiers of the Lands upon which such Road or Roads may be widened in manner hereinbefore mentioned.

But not till  
Payment of  
Damages.

XXXIV. Provided always, and be it enacted, That when any Fences are removed new and sufficient Fences shall be made by the Owners and Occupiers of the Lands within Eight Calendar Months after the Removal of such Fences, under Forfeiture of a Sum equal to the Money paid to them for the same; and such Forfeiture shall be applied towards the Repair of the Roads in the District within which such Lands are situated.

For erecting  
new Fences.

XXXV. Provided always, and be it further enacted, That in making the said Roads, Highways, and Bridges, or Alterations thereof, full Compensation shall be made to the Owners and Occupiers of all Lands, Grounds, Houses, or other Buildings and Fences taken, for the Use of the same, and for all Damage done thereto; and for that Purpose the Trustees shall, before entering on any such Lands, Grounds, Houses, Buildings, or Fences, or injuring the same, give Notice, in manner hereinafter mentioned, to the Owners and Occupiers thereof, and make an Offer to them of what the Trustees consider to be the Value or a just Compensation for the same, unless such Owners or Occupiers shall renounce all Claim for Damages or Compensation in manner hereinafter mentioned.

Compensation to be  
made for  
Ground  
taken or  
Heritages  
damaged.

XXXVI. And be it further enacted, That if in making, widening, turning, or altering the said Roads, Highways, and Bridges, the said Trustees shall not come to an Agreement with the respective Owner or Owners, and Occupier or Occupiers of the Lands, Grounds, Houses, Buildings, and Fences taken, for the Use thereof, or for the Damage done to the same respectively, or in case such Owners or Occupiers shall refuse to treat with the said Trustees or their Committees for the same, or in case the Claim of Damages which may be thence incurred shall not have been renounced in manner hereinafter mentioned, Application shall be made to the Sheriff Depute of the said County of *Dumbarton*, or his Substitute, to summon a Jury, to consist of not fewer than Twelve Persons, in order to value the Ground necessary to be taken and used, or Houses or Parts of Houses or other Buildings necessary to be taken down as aforesaid, and the Loss or Damage ensuing from the altering or removing of Fences; and the said Sheriff Depute or his Substitute is hereby empowered and required, upon such Application, to order Notice thereof to be given to the Owner or Owners and Occupier or Occupiers of such Lands, Houses, or Premises, and afterwards to issue a Summons in the usual Manner for calling together a Jury, who being duly sworn,

In case of  
not agreeing,  
Sheriff  
to summon  
a Jury to  
fix the Value  
of Lands and  
Houses.

Sheriff to  
adjudge  
Payment of  
the Sum  
awarded by  
the Jury.

sworn, the said Sheriff Depute or his Substitute shall proceed to examine upon Oath in his Presence (which Oath such Sheriff Depute or Substitute is hereby authorized and empowered to administer) such Witnesses as shall be summoned by either Party, and upon their Depositions, or other competent Evidence, such Jury shall determine the Price or Damages to be paid by the said Trustees; and in estimating the Sums to be paid to the Owners and Occupiers of Lands, Houses, and Premises as aforesaid, and in making up their Verdict, the said Jury shall have Right and they are hereby empowered to take under their Consideration all Circumstances, particularly the Advantages arising to the Owners and Occupiers by new or altered Roads; and in ascertaining the Value of the Fences which it may be necessary to pull down, the Jury shall also have Power to direct such Fences as may thereby become useless to be taken down and removed by the said Trustees, upon Payment of such Allowance for the same as the said Jury may determine; and it shall be optional to the Owners and Occupiers, either to accept of the Allowance so awarded, or to retain the Materials of the said Fences to their own private Use; and after a Verdict is pronounced as aforesaid, the said Sheriff Depute or his Substitute is hereby required to adjudge Payment of the Value and Amount of the Loss or Damage thereby awarded, to the Persons having a Right thereto, and upon Payment being made by the said Trustees, out of the Money raised by virtue of this Act, of the Sum awarded, to the Party or Parties interested, or Consignation of the said Sum in the Bank of *Scotland*, or Royal Bank of *Scotland*, or Bank of the *British* Linen Company of *Scotland*, in manner by this Act directed, the said Trustees shall from thenceforth have a Right to take and use the Ground, and to take down the Houses and other Buildings and Fences, or Parts of Houses and other Buildings and Fences, so valued, as fully and effectually ever after, to all Intents and Purposes, as if the Owner or Owners and Occupier or Occupiers of the Lands, Houses, and other Buildings and Fences, had executed regular Dispositions of the same, and thereupon Infestment had followed; and the said Proceedings and Orders of the said Sheriff Depute or his Substitute shall be final, and not removable by Advocation or Suspension, or by Reduction, to or by any Court whatever; any Law or Usage to the contrary notwithstanding.

Expences of  
the Proceed-  
ings, how to  
be paid.

XXXVII. Provided always, and be it enacted, That in the Event that such Jury shall award a greater Compensation than the Trustees shall have offered, but less than the Owner or Owners, Occupier or Occupiers, shall have required, the Expence of the Proceedings shall be defrayed and borne by the said Trustees, and the said Owner or Owners, Occupier or Occupiers, equally; but in case the said Jury shall award to such Owner or Owners, Occupier or Occupiers, the Sum so required, or any greater Sum, the whole of the said Expence shall be paid by the said Trustees; and, on the other Hand, if the said Jury shall award the Sum offered by the said Trustees, or a less Sum, the whole of the said Expence shall be paid by the said Owner or Owners, Occupier or Occupiers; provided always, that in all Cases where any Person or Persons shall, by reason of Absence, be prevented from treating with the said Trustees, such Expence as aforesaid shall be borne and paid by the said Trustees;  
pro-



provided also, that after having paid to the Owner or Owners, Occupier or Occupiers of any Lands, Houses, or Premises, such Sum as the said Trustees shall think reasonable, or which shall have been awarded in manner aforesaid, or if, in case of his, her, or their Refusal to accept of such Sum (the Offer being instructed by an Instrument under the Hands of a Notary Public and Witnesses), the Money shall be afterwards lodged in the Bank of *Scotland*, or Royal Bank of *Scotland*, or Bank of the *British Linen Company of Scotland*, in manner by this Act directed, there to remain at such Interest as the said Banks may allow, at the Peril of such Owner or Owners, Occupier or Occupiers, thereupon it shall and may be lawful for the said Trustees to enter into or upon such Lands, Houses, or Premises, for the Purposes of this Act; and no Stop shall in the meantime be put to the Operations of the said Trustees, on Pretence of settling the said Damages, or that they have not been satisfied and paid; and in case any Person interested shall apply for and obtain from any Judge competent a Warrant for stopping the Execution of the Purposes aforesaid, the said Judge is hereby directed to recall such Warrant, and remove any Sist obtained as aforesaid, provided sufficient Caution shall be found by the Trustees therein named for the Amount of such Damages as may be ultimately awarded to the Person suing for the same, to be ascertained in manner hereinbefore mentioned.

Any Warrant for stopping the Work to be recalled, on Caution found.

XXXVIII. And be it enacted, That if any Person summoned as a Juryman or Witness under the Authority of the said Sheriff Depute or his Substitute, in any Matter arising out of this Act, shall neglect or fail to appear, or shall refuse to act as a Juryman, or shall refuse to give Evidence after having been paid or tendered a reasonable Sum for his, her, or their Costs, Charges, and Expences, such Sheriff Depute or his Substitute is hereby empowered to fine every such Person for every such Offence in any Sum not exceeding Five Pounds Sterling.

If Jurymen, &c. refuse to act.

XXXIX. And be it enacted, That it shall and may be lawful for the said Trustees, or their Committees or Overseers in their respective Districts, and any Person or Persons (having an Order for so doing under the Hand or Hands of One or more Justice or Justices of the Peace), to open Quarries, and dig, gather, take, and carry away any Stones, Gravel, or Sand, or other Materials, out of any Lands or Places that shall appear to them most proper and convenient for the Purposes of the said Roads, Highways, and Bridges, the said Trustees paying such surface Damages for the same, and also for the Value of Stones taken from Quarries let for Hire, to the Owner or Occupier thereof, as the said Trustees shall judge reasonable, or in case of Difference, as shall be ascertained by any Two Justices of the Peace of the County, with Power to the said Owner or Occupier to appeal from the Decision of such Justices to the next Quarter Sessions, whose Decision shall be final; and in all Cases the said Trustees, or Persons acting under them, shall be bound and obliged, if required by the Owner or Occupier of the Ground, to level such Pits and

Trustees, &c. empowered to take Materials.

Quarries, when no longer required for the Use of the said Roads, Highways, and Bridges; and in the meantime, where necessary, to surround such Pits and Quarries with sufficient Fences while they are kept open.

Notices to be given before Materials are taken.

XL. Provided nevertheless, and be it further enacted, That no Overseer or Surveyor, or any other Person or Persons acting under the Authority of this Act, shall begin to dig, gather, take, or carry away any Materials for making or repairing the said Roads, Highways, or Bridges, out of or from any inclosed Land from which they are not at the Time in use to take such Materials, until Notice in Writing, signed by the said Overseer, Surveyor, or other Person or Persons, shall have been first given to the Owner, or his known Agent, or to the Occupier of the Land from which such Materials are intended to be taken, or left at such Owner's or Occupier's usual Place of Residence, to appear before any Two Justices of the Peace acting for the said County, at any Time, not sooner than Ten Days after giving such Notice, to show Cause why such Materials shall not be had therefrom; and in case such Owner, Agent, or Occupier shall attend pursuant to such Notice, and shall not shew sufficient Cause to the contrary, such Justices shall, if they think proper, authorize such Overseer, Surveyor, or other Person or Persons, to dig, get, gather, take, and carry away such Materials, at such Time or Times as to such Trustees or to such Justices shall seem proper; and if such Owner or Occupier shall neglect or refuse to appear by himself or herself, or his or her Agent, such Justices shall and may make such Order therein as they shall think fit, as fully and effectually to all Intents and Purposes as if such Owner or Occupier, or his or her Agent, had attended; and the Order of such Justices shall be final and conclusive to and upon all Parties.

No House or Orchard, &c. to be prejudiced.

XLI. Provided always, that in altering, widening, or making any of the said Roads, Highways, or Bridges, or digging or taking Materials as aforesaid, no House or Building shall be prejudiced of which the Side Walls are above Twenty Feet in Height from the Surface of the adjoining Ground, nor shall any Materials be dug or got in any Orchard, Garden, Yard, planted Walk, Avenue, Lawn, or Pleasure Ground, or Plantation of Trees, without the Consent in Writing of the Owner or Owners thereof first had and obtained.

Places for depositing Materials, &c. to be provided.

XLII. And be it further enacted, That it shall and may be lawful for the said Trustees to give Orders for purchasing or taking in Feu or Lease such Pieces of Ground adjacent to the said Roads as shall be judged most convenient for Repositories wherein the Mud that may be raked off the Roads may be deposited, and the Stones or other Materials for repairing the said Roads may be broken or kept, so as to be laid as little as possible upon the said Roads until they are immediately to be used for repairing or amending the same, and each such Repository not exceeding Thirty Square Yards in Extent; and in case the said Trustees or their Overseers and Surveyors cannot agree with the Owner or Occupier as to the Price, Feu Duty, Rent,

or

or Damages to be paid for the same, such Price, Feu Duty, Rent, or Damages shall be settled and determined by a Jury in manner as hereinbefore mentioned.

XLIII. Provided always, That it shall be in the Power of all Owners and Occupiers of Land, as well entailed as unentailed, Husbands, Trustees, Tutors and Curators, and all and every Person and Persons whatsoever, though under any legal Disability or Incapacity, to give up and renounce every Claim of Damage or otherwise competent to them in regard to the whole Matters aforesaid, which shall not amount in Value to the Sum of Twenty Pounds; and that such Renunciation is and shall be equally binding on the Heirs and Successors of such Persons.

Proprietors under Entail, or not, may renounce Claims of Damage.

XLIV. And be it further enacted, That the said Trustees shall be and they are hereby empowered to take and acquire, and all Bodies Politic, Corporate, or Collegiate, Corporations, Heirs of Entail, Husbands, Trustees, Tutors and Curators, and all and every Person and Persons whatsoever, though under any legal Disability or Incapacity, are hereby empowered to sell, feu, let, and convey all such Lands or Houses as the said Trustees are by this Act enabled to purchase, take, or make use of, for the making, altering, or widening the said Roads or Highways, or making the said Bridges, or any of them, or for storing Materials, or otherwise, where Ground is necessary for the Purposes of this Act, upon such Satisfaction being made to the Owner or Owners and Occupier or Occupiers as shall be agreed upon by and between the said Trustees and such Owner or Owners, Occupier or Occupiers, or as shall be awarded in manner aforesaid.

Incorporated Persons, &c. empowered to convey.

XLV. And be it further enacted, That all Lands, Tenements, or Heritages which may be acquired by the said Trustees in pursuance of this Act shall be vested in the said Trustees by the simple Discharge for the agreed Price or appraised Value thereof, or by Consignation of the said Price or Value in the Bank of *Scotland*, or Royal Bank of *Scotland*, or Bank of the *British Linen Company of Scotland*, in Manner herein directed with regard to Consignations, as the Case may be; and it shall be sufficient to record the Discharge, or the Voucher of Consignation, in the Sheriff's Court Books of the said County of *Dumbarton*, whereupon the said Trustees shall be entitled to take and use the said Lands, Tenements, or Heritages, and shall hold the same as validly and effectually, to all Intents and Purposes, as if the respective Owners thereof had executed in their Favour regular Dispositions of the same, and Infestments had followed thereupon.

How Lands are to be vested in Trustees.

XLVI. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Heritages purchased, taken, or used, by virtue of the Powers of this Act, for the Purposes thereof, which are held under Entail, or are subject to Life-rents, Annuities, or other Incumbrances, or shall belong to any Corporation, Married Woman, Infant, Lunatic, or Person or Persons under any Disability or Incapacity, such Money shall, in case the same

Application of Compensation when amounting to 200*l.*

same shall amount to Two hundred Pounds, under the Direction and by the Authority of the Court of Session, be with all convenient Speed paid into the Bank of *Scotland*, or Royal Bank of *Scotland*, or Bank of the *British* Linen Company of *Scotland*; 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 Heritages, in the Redemption or Purchase of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrance, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Heritages, or affecting other Lands, Tenements, or Heritages 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 Heritages, 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, and Heritages 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 meantime, and until such Purchase shall be made, the Interest or annual Produce of such Money 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, or Heritages so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application where the Compensation shall be less than 200*l.* and not less than 20*l.*

XLVII. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Heritages so purchased, taken, or used for the Purposes aforesaid, and belonging to any Incorporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds Sterling, and not less than the Sum of Twenty Pounds Sterling, 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 Heritages so purchased, taken, or used, or of his, her, or their Tutors or Curators, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, under the like Direction and Authority, be paid into any of the said Banks, and be placed to his or their Account as aforesaid, in order to be applied in manner hereinbefore directed; or otherwise the same shall be paid at the like Option to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by Three or more of the said Trustees, (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 Interest arising therefrom, may be applied in any Manner hereinbefore directed, so far as the Case may be applicable.

XLVIII. 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 Sterling, 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 Heritages so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Trustees or any Three or more of them shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Tutors or Curators, to and for the Use and Benefit of such Person or Persons so entitled respectively.

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

XLIX. And be it further enacted, That in case any Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Tenements, or Heritages, by virtue of this Act, shall refuse to accept the same, or shall not be able to make out 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 if the Person or Persons entitled to such Lands, Tenements, or Heritages 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 Three or more of them, to order the said Sum of Money so awarded as aforesaid to be paid into the Bank of *Scotland*, or Royal Bank of *Scotland*, or Bank of the *British* Linen Company of *Scotland*, to the Credit of the Parties interested in the said Lands, Tenements, or Heritages, (describing them,) subject to the Order, Controul, and Disposition of the Court of Session; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money, or any Part thereof, by 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 *Scotland*, or Royal Bank of *Scotland*, or Bank of the *British* Linen Company of *Scotland*, as the Case may be, 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 Banks aforesaid.

In case of not making out Titles, &c., Purchase Money to be paid into a Bank, subject to the Order of the Court of Session.

L. And be it further enacted, That where any Question shall arise touching the Right or Title of any Person to any Money to be paid into the said Banks in pursuance of this Act, for the Purchase of any Lands, Tenements, or Heritages, or of any Estate, Right, or Interest in any Lands, Tenements, or Heritages, to be purchased in pursuance thereof, the Person or Persons who shall have been in Possession of such Lands, Tenements, or Heritages at the Time of such Purchase, and all Persons claiming under such Person or

Where any Question shall arise touching the Right to such Money.

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 Heritages, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court of Session; and such Money, and the Interest thereof, 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 Heritages, or to some Estate or Interest therein.

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

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

For altering inconvenient Roads, and shutting up useless ones.

LII. And whereas great Inconvenience is often occasioned to the Public for Want of proper Powers to alter the Direction and Course of improper and inconvenient Roads, and to shut up superfluous or useless Roads; be it therefore enacted, That it shall and may be lawful to any of the said several District Meetings, or to any Person or Persons having Interest in the Matter, to apply by Petition to the Justices of the Peace and Commissioners of Supply of the said County, or either of them, assembled in any General Meeting, to have such Alterations made, or such superfluous or useless Roads shut up; which General Meeting shall thereupon name a Committee of at least Five of their Number, Three of whom shall be a Quorum, to inspect such Roads, and to report their Opinion of what is proposed to be done to the next General or Adjourned Meeting of such Justices and Commissioners of Supply, or either of them, as the Case may be, and shall also order such Petition, and the Deliverance thereon, to be intimated Two Calendar Months previous to such General or Adjourned Meeting to which the Report is to be made, to the Owner or Owners of the Grounds through which such Roads lead, either personally or at his, her, or their Dwelling Place or Dwelling Places, if within the County, or if not, then to the Occupier or Occupiers of the Grounds, and by Public Advertisement affixed on the Church Door of that and the Two next adjacent Parishes on *Sunday* immediately before the Forenoon or only Service shall be ended; and upon such Report being made, and Evidence, in Writing or otherwise, of such Intimations having been given, being produced to the then next General or Adjourned Meeting, or to any after General or Ad-  
 journed

journd Meeting to which the Period for reporting may be specially prorogued, the said Justices of the Peace and Commissioners of Supply, or either of them, as the Case may be, shall hear all Parties having Interest therein who shall then appear; and they are hereby empowered, if they see just Cause, to order the Direction and Course of any Road leading through any Part of the said County to be altered, and to order and direct any superfluous or useless Road or Roads to be shut up: Provided always, that nothing herein contained shall confer any Power upon such Justices and Commissioners of Supply, or either of them, to alter the Course of or shut up any Turnpike Road; and provided also, that it shall be made to appear to the said General or Adjourned Meeting, that a new and better Road or Roads can and will be substituted in the Place of those which shall be altered, and that the Interests of the County will not be hurt by shutting up any such superfluous or useless Roads; and provided also, that such new Road shall in no Case be carried through any Lawn, Avenue, Garden, Orchard, or Pleasure or Nursery Ground adjoining to any Mansion House, and that no Damage be done to any House or Building, or to any Timber that affords Shelter or Beauty to any of the Premises, unless with the Consent of the Owner thereof, in Writing; and such General or Adjourned Meeting of Justices and Commissioners of Supply, or either of them, as the Case may be, shall appoint the same or a similar Committee to oversee the Line of Direction for the new Road, as directed by such Meeting, and to set off the Land necessary for the same, as also to fix and ascertain the Proportion of the Compensation to be paid for the Damage occasioned by such Alteration (after the Amount thereof shall be ascertained by Agreement or otherwise in the Manner hereinbefore directed) which shall be borne or defrayed by any Heritor or Heritors receiving Benefit therefrom, and also the Proportion to be paid by such Heritor or Heritors of the Expence of making and completing such Alterations; which Proportion of such Damage and Expence may be recovered from such Heritor or Heritors, in the same Manner that the aforesaid Conversions are hereby directed to be recovered, or in any other legal Manner; and in case any Party shall be dissatisfied with the Judgment of the Committee thereon, it shall be lawful to such Party to appeal to the next General Meeting of Justices and Commissioners of Supply, or either of them, as the Case may be, who shall immediately hear and determine the same; and the Judgment of such General Meeting, as also the Judgment of any General or Adjourned Meeting, altering the Direction of, or shutting up as superfluous or useless, any Road or Roads, shall be final, and shall not be subject to Review in any Court, by Advocation, Suspension, Reduction, or otherwise.

LIII. And be it further enacted, That in case the Road so altered as aforesaid, or new Road, and the Road to be shut up, or old Road, shall both pass through the Grounds of the same Proprietor, and that the Ground occupied by the new Road is of equal or greater Value than the Ground occupied by the old Road, the said Ground occupied by the old Road shall be allotted to the said Proprietor, and its Value shall be deducted from the Value of the Ground occupied by the

new

Old Road to be allotted to Owner of adjoining Lands.

new Road, in making Payment for the same ; and in case the new Road and the old Road do not both pass through the Grounds of the same Proprietor, the said Trustees are hereby empowered to sell such old Road for the best Price that can be got for the same, giving the Proprietor or Proprietors of the Ground through which the old Road passed the first Offer of the same ; and Oath shall be made by the Clerk to the said Trustees, or by some other fit Person, of such Offer of Preference having been made ; and if any Dispute shall arise about the Value of the Ground occupied by the old Road, the same shall be determined by a Jury, to be summoned in manner before mentioned ; and if any Situation for depositing Materials shall be changed, and the same be no longer requisite for the Purposes of the Trust, the said Trustees are hereby empowered in like Manner to sell the same, giving the Proprietor or Proprietors of the Grounds from which such Piece or Pieces of Ground have been originally taken the first Offer of the same ; and failing of any Agreement about the Value of such Ground, the same shall be determined in manner before mentioned ; and the Money arising from such Sales shall be applied to the Purposes of this Act ; and the Sales and Conveyances to be made of the Ground comprised in the said old Roads, and Places for depositing Materials, being executed by a Quorum of the said Trustees, shall be good and effectual in Law to all Intents and Purposes : Provided always, that in all Cases where any such Piece or Pieces of Ground shall have been originally given up by the Proprietor or Proprietors thereof, for the Purposes of the said Roads or Highways, without receiving any Price or Compensation for the same, such Ground, when no longer required for the Purposes of the said Roads or Highways, shall be given up to the Proprietor or Proprietors of the Grounds from which such Piece or Pieces of Ground shall have been originally taken, without Payment of any Price to the said Trustees.

Ground taken not to diminish valued Rent, &c.

LIV. Provided always, and be it enacted, That in every Case where it may be necessary to exchange or take Ground as hereinbefore allowed for the Purposes of this Act, the same shall not affect, alter, or diminish the valued Rent or old Extent of the Land from which such Grounds shall be taken.

Roads to be measured and Milestones erected. Penalty for injuring them.

LV. And be it further enacted, That the said Trustees, in a General or District Meeting assembled, may cause the Roads to be measured, and Stones or Posts to be erected near the Sides thereof, denoting the Distance of each Mile, and also Direction Posts at all the Cross Roads ; and if any Person or Persons shall wilfully break, destroy, damage, pull up, or remove any such Stones, Posts, or Direction Posts, or obliterate or deface any Letters or Figures that shall be made, inscribed, or put thereon, and shall be thereof convicted before any One or more Justice or Justices of the Peace for the County of *Dumbarton*, or of the County where the Offender or Offenders shall reside, such Person or Persons so offending shall respectively forfeit and pay, not only the Amount of the Damage done, but also any Sum not exceeding Five Pounds Sterling for every Stone or Post so wilfully broken, destroyed, damaged, pulled up, removed, obliterated, or defaced, besides paying the Expence of repairing the



the Damage done, to be levied and recovered in the same Manner as other Penalties are by this Act directed to be recovered and levied ; and such Forfeitures shall be applied, one Half to the Informer, and the other Half in repairing the Roads and Bridges within the District where such Damage shall have been done ; and if any Person or Persons shall wilfully throw down, destroy, or damage any of the Bridges upon the said Roads, or the Ledges or Parapet Walls, or other Parts thereof, and shall be convicted as aforesaid of any such Offence, every such Person shall, besides paying the Expence of repairing the Damage done, forfeit a Sum not exceeding Ten Pounds Sterling, to be recovered as aforesaid ; one Half of which Penalty shall be paid to the Informer, and the other Half shall be applied in repairing the Roads and Bridges within the District where such Damage shall have been done ; and in case the Person or Persons so offending and convicted shall have no sufficient Goods and Chattels whereon such Forfeitures may be levied, then it shall and may be lawful for any One or more Justice or Justices of the Peace aforesaid, by Warrant under his or their Hand or Hands, to commit such Person or Persons to the Common Gaol of the County, there to remain for any Space not exceeding Three Calendar Months, or until Payment of the Penalty aforesaid.

LVI. And be it enacted, That the Conversion in lieu of Statute Labour hereby authorized to be levied, and also all Sums of Money borrowed on the Security thereof, in manner herein mentioned, together with the Right and Property of every Bridge, Rail, Post, Fence, Milestone, and whole Premises erected on the said Roads, or to be erected and acquired, whether by Purchase, or in Feu or Lease, by Authority of this Act, as also all Materials for building or repairing the same, as also all Tools, Implements, Stones, Gravel, or Sand gotten or had for making, amending, repairing, and improving the said Roads and Bridges, are and shall be vested in the said Trustees.

Property  
vested in  
Trustees.

LVII. And be it enacted, That the Trustees of the several Districts within the County shall be empowered to apply such a Proportion of the Conversion Assessment levied in the District as they shall judge fit and expedient, for repairing and building Bridges within the said District ; and when it happens that a Bridge, either to be repaired or built, is so situated as to unite separate Districts, the Expence of the same shall be defrayed by the Districts in proportion always to the Amount of the Conversion Assessment respectively levied therein : Provided always, that nothing herein contained shall entitle the said Trustees to apply any Part of the said Conversion Assessments to the Bridge over the River *Leven* at *Dumbarton*.

Conversions  
to be applied  
in repairing  
Bridges.

LVIII. And be it enacted, That if there shall be in any District or Part of a District no Highways to which the Services and Monies to be exacted and raised by virtue of this Act may be appropriated, or if such Services and Monies be more than sufficient for completely making and repairing all the Highways within such District to which such Services and Monies are by this Act appropriated, it shall and may be lawful to and for the Trustees of such District to

Appropri-  
ation of sur-  
plus Con-  
version  
Money.

appropriate either the Whole or such Part of such Services or Monies as may, without Disadvantage to the Highways in such District, be otherwise appropriated, to the Maintenance and Repair of any Turnpike Road within such District, or Part of such District, to which the said Trustees may think proper to apply the same; such Appropriation, before being carried into execution, being approved and confirmed by a General Meeting of Trustees under this Act, after satisfactory Proof shall have been given to such General Meeting of Trustees, that the proper Funds of such Turnpike Road are inadequate to the Purposes to which they are legally applicable.

Trustees may assess the Districts in 30s. Scots on each 100l. Scots of valued Rent.

LIX. And whereas it has been found by Experience that the Sum of Ten Shillings Scots upon each One hundred Pounds Scots of valued Rent, authorized to be levied by an Act of the Parliament of *Scotland* made in the Second Parliament of King *Charles* the Second, intituled *Act for repairing Highways and Bridges*, is insufficient for the Purposes therein mentioned; be it therefore enacted, That it shall be in the Power of the Trustees of each District at their Annual Meeting to assess the District in a further Sum not exceeding Thirty Shillings Scots upon each One hundred Pounds Scots of valued Rent, to be expended and laid out upon the Bridges within the said District; and that the old Assessment of Ten Shillings Scots on each One hundred Pounds Scots shall be and the same is hereby reserved to be at the Disposal of the Justices of the Peace as formerly.

For repairing sudden Damages.

LX. Provided always, and be it enacted, That in case of any sudden Damage being done to any Bridge or Bridges within the said County, and which may require an immediate Support or Repair, it shall be in the Power of any Two Trustees, and they are hereby empowered, to give Orders for making such Repair or Repairs, but so as the Sum to be expended thereupon shall not exceed Five Pounds Sterling; and that the Money so expended shall be provided for and paid by the Order of the next General Meeting, on Application to them for that Purpose.

Application of Money levied.

LXI. And be it enacted, That the Sums to be raised and levied by virtue of this Act shall be applied by the said Trustees wholly to the Uses and Purposes before mentioned, and to no other Use or Purpose whatsoever; and the Trustees at their First Meeting, or an Adjournment thereof, are hereby authorized and required to assess the County for the Expence of procuring and passing this Act, which may in the meantime be paid out of the first and readiest of the Monies in the Hands of the said Trustees.

For ascertaining Damages.

LXII. And be it further enacted, That the Extent of the Satisfaction to be made to any Person or Persons for the Damage sustained by such Person or Persons in consequence of the Powers granted by this Act, except where otherwise specially directed by this Act, shall be ascertained and determined by a Sentence of Two Justices of the Peace; and that in case any such Person or Persons shall think themselves aggrieved by such Sentence, they may apply for Redress in manner hereinafter mentioned.

LXIII. And

LXIII. And be it further enacted, That all Penalties and Forfeitures by this Act imposed shall be levied by Distress and Sale of the Offender's Goods and Effects (if not directed by this Act to be otherwise levied), by Warrant under the Hands of any One or more Justice or Justices of the Peace of the said County, or of the County where the Offender shall be or reside; and the Person or Persons distraining such Goods and Effects are hereby authorized and empowered, after the Space of Three Days after such Distress shall be made and taken, to sell the Goods so distrained by Public Roup or Auction, and return the overplus Money (if any be), upon Demand, to the Owner or Owners of such Goods and Effects, after such Penalties and Forfeitures, with the reasonable Charges of Prosecution, and of distraining, keeping, and selling the same, shall be deducted and paid; and the said Forfeitures, when recovered, if not otherwise directed to be applied by this Act, shall be paid, one Half to the Informer, and the other Half towards carrying this Act into execution, as the said Trustees shall direct; and all Penalties and Forfeitures contained in this Act shall be payable over and above all necessary Expences incurred in prosecuting for the same; and in every Case where a Warrant for distraining shall be issued under this Act, the same may be executed by the Officer alone, without the Presence of any other Party or Witness; any Law or Practice to the contrary notwithstanding.

Recovery  
and Appli-  
cation of  
Penalties.

LXIV. And be it further enacted, That all Actions and Complaints for all or any of the Penalties and Forfeitures imposed by this Act, and for any Wrong or Injury done or suffered in any Matter relative to or in consequence of any of the Powers by this Act given and granted, shall, unless herein otherwise provided, be originally brought before Two or more Justices of the Peace of the said County, and shall be commenced within the Space of Three Calendar Months after the Penalty or Forfeiture is incurred, or Wrong done, or Injury suffered, and not afterwards.

Limitation  
of Actions.

LXV. Provided always, and be it further enacted, That in case any Person or Persons shall think himself, herself, or themselves aggrieved by any Sentence or Judgment of the Justices of the Peace, or Commissioners of Supply, upon any of the Matters or Things referred to their Determination, it shall and may be lawful to the said Person or Persons, except in Cases in which it is by this Act otherwise provided, to appeal for Redress to the next General Quarter Sessions of the said County, at which not fewer than Three Justices shall be present; and such Appeal shall be lodged within Six Days after the Sentence complained of; and the Sentence of such General Quarter Sessions shall be final and conclusive, without being subject to Review in any Court, by Advocation, Suspension, Reduction, or otherwise.

Allowing an  
Appeal.

LXVI. And be it 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.

Public Act.

SCHE-

SCHEDULE to which this Act refers.

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STATUTE LABOUR.

NOTICE.

To [*here mention the Names and Residence*].

YOU are hereby required to meet at \_\_\_\_\_ on  
 the \_\_\_\_\_ Day of \_\_\_\_\_ at \_\_\_\_\_ o'Clock Forenoon, to  
 perform your Statute Labour for the current Year, on the High-  
 ways within the District of \_\_\_\_\_ under the Direction of the  
 District Trustees, or their Overseer, with Certification.

[*Date.*] \_\_\_\_\_ (Signed) \_\_\_\_\_ Overseer.

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STATUTE LABOUR CONVERSION.

NOTICE.

To [*mention Names and Residence, and Conversion due by each*].

YOU are hereby required, within Ten Days from and after the  
 Date of this Requisition, to make Payment of the converted  
 Prices of your Statute Labour for the Year \_\_\_\_\_, as adjected to  
 your respective Names, to the Collector of the Conversions for the  
 District of \_\_\_\_\_ with Certification that if you fail a Warrant will be  
 applied for and executed for Recovery of Double the Conversions,  
 besides the Expences of Recovery, in Terms of the Statute.

[*Date.*] \_\_\_\_\_ (Signed) \_\_\_\_\_ Collector.

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## PETITION, AND PROCEDURE THEREON.

To the Honourable His Majesty's Justices of the Peace for the  
County of *Dumbarton*.

The Petition of \_\_\_\_\_ Collector of the Conversions  
of Statute Labour within the District of \_\_\_\_\_  
[or Overseer of the Statute Work, as the Case may be].

Humbly sheweth,

THAT the Persons hereinafter named have failed to perform their  
Statute Work, or pay the Conversions thereof within the said  
District, for the Year \_\_\_\_\_ although Requisitions  
were made to them personally, or at their Dwelling Places, [or by  
Advertisement affixed to the Door of the Parish Church of  
\_\_\_\_\_ on *Sunday* the \_\_\_\_\_ Day of  
as the Case may be,] in Terms of Law, at least Ten Days previous  
to the Date hereof, whereby the said Persons as hereafter named are  
liable in double the Sums at which their respective Services were  
converted, as after stated; *videlicet*, [here mention the Names, Resi-  
dence, and Rate of Conversion due by each.]

May it therefore please your Honours to take the Oath of  
the said Collector [or Overseer] of the said District, that  
the Persons before named have not performed Statute  
Work for the said Year, nor paid their said respective Con-  
versions thereof, though required so to do in Terms of  
the Statute; and thereupon to grant Warrant to the Peti-  
tioner, or to \_\_\_\_\_ or any of the Con-  
stables of the County, summarily to seize and distrain the  
readiest Goods and Effects of the said Persons, and at the  
End of Three Days after such Distress to sell the same by  
Public Roup to the highest Offerer, at the next Market  
Town or Village, for Payment of double the Conversions  
hereinbefore specified, for which the said Persons are  
respectively liable, and of the necessary Charges, ren-  
dering the Overplus (if any) to the Owner, on Demand;  
all in Terms of the Statute, &c.

According to Justice, &c..

(Signed)

Collector [or Overseer.]

AT \_\_\_\_\_, the \_\_\_\_\_ Day of \_\_\_\_\_, in Presence of \_\_\_\_\_ One of His Majesty's Justices of the Peace for the County of *Dumbarton*, appeared \_\_\_\_\_ Collector of the Conversions of Statute Work within the District of \_\_\_\_\_ [or Overseer of Statute Work, as *the Case may be,*] who, being solemnly sworn, depones, that he made due and lawful Requisition to the Persons named in the foregoing Petition, personally, or at their Dwelling Places, [or by Advertisement affixed on the Parish Church Door of \_\_\_\_\_ on *Sunday* the \_\_\_\_\_ Day of \_\_\_\_\_, as *the Case may be,*] requiring Performance of their Statute Work, or Payment of the Conversion thereof, or either, [*state which,*] being for the Year \_\_\_\_\_, and that notwithstanding thereof such Persons have not paid the said Conversions; nor performed any Statute Work in the said Year; all which he depones to be Truth, as he shall answer to God.

(Signed)

Collector [or Overseer].

(Signed)

[*Date.*]

J. P.

Having considered the foregoing Petition and Oath, grants Warrant to the Petitioner, or to or any of the Constables of the County, as craved.

(Signed)

J. P.

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NOTICE to be left by the OFFICER on making DISTRESS.

To [*mention Name and Residence*].

I HAVE this Day by Warrant seized and distrained [*mention the Articles here*], which will be sold at \_\_\_\_\_ on \_\_\_\_\_ the \_\_\_\_\_ Day of \_\_\_\_\_ by Roup, if your Conversion of Statute Work, being double Duty, and Charges, are not sooner paid.

(Signed)

[*Date.*]

Officer [or Constable].

N.B.—If not sold on the Day named, further Notice thereof to be given.

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