



ANNO TRICESIMO NONO & QUADRAGESIMO

GEORGI II. REGIS.

Cap. 27.

An Act for continuing for Twenty-one Years, and from thence to the End of the then next Session of Parliament, the Term, and altering and enlarging the Powers of Two Acts, passed in the Thirty-first Year of the Reign of His late Majesty King George the Second, and in the Nineteenth Year of the Reign of His present Majesty, for repairing and widening the Road from *The Swan Inn at Leatherhead*, to *The May Pole at the Upper End of Spital or Somerset Street*, in the Parish of *Stoke*, near the Town of *Guldeford*, in the County of *Surrey*.

[16th May 1800.]

WHEREAS an Act was passed in the Thirty-first Year of the Reign of His late Majesty King George the Second, intituled, *An Act for repairing and widening the Road, from The Swan Inn at Leatherhead, to The May Pole at the Upper End of Spital or Somerset Street, in the Parish of Stoke, near the Town of Guldeford, in the County of Surrey*: And whereas an Act was passed in the Nineteenth Year of the Reign of His present Majesty, for continuing the Term and altering and enlarging the Powers of the said recited Act: And whereas the Trustees appointed in or by virtue of the said Acts have proceeded to put the same in Execution; for which Purpose they have borrowed several considerable Sums of Money on the Credit thereof, which still remain due and cannot be repaid, nor can the said Road be properly amended, improved, and kept in Repair, unless the Term and Powers of the said Acts be further continued and enlarged: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent

[*Loc & Per.*]

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Majesty,

Preamble.
31 Geo. II,
and

19 Geo. III,
recited.

Acts further
continued.

Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Acts passed in the Thirty-first Year of the Reign of His said late Majesty King *George* the Second, and the Nineteenth Year of the Reign of His present Majesty, and all and every the Authorities, Powers, Privileges, Provisions, Penalties, Clauses, Matters, and Things therein contained, (except such as relate to Exemptions from Stamp Duties), shall be and continue in full Force, and be executed for and during the Term herein-after mentioned, as fully and effectually to all Intents and Purposes as if the same were herein particularly repeated and re-enacted, but subject nevertheless to the Amendments, Alterations, and Additions herein contained, and which shall commence and take Effect from and after the passing of this Act; and this Act, and the Tolls and the additional Term hereby granted, shall be and are hereby made subject and liable to the Payment of all Money now due and owing upon the Credit or on Account of the said former Acts, or either of them, or hereafter to be borrowed or become due on the Credit of the said former Acts and this Act, and of all Interest due and to grow due for the same respectively.

Repealing
former Tolls
and granting
new ones.

II. And whereas the Tolls by the said last-mentioned Act granted have been found insufficient for the proper Improvement and Repair of the said Road; be it therefore enacted, That the said Tolls shall, from and after the passing of this Act, cease, determine, and be no longer paid; and that instead thereof the respective Tolls following shall be demanded and taken at the several and respective Gates or Turnpikes which have been or shall be erected in, upon, or on the Side of the said Road; (that is to say),

Tolls.

For every Horse, Mare, Gelding, or other Beast of Draught, drawing any Coach, Chariot, Landau, Berlin, Phaeton, Chaise, Curricule, Hearse, Calash, Chaise Marine, Chair, or Chaise Cart, the Sum of Four-pence:

For every Horse, Mare, Gelding, or other Beast of Draught, drawing any Waggon, Cart, or other such like Carriage, having the Fellies of the Wheels of the Breadth or Gauge of Six Inches or upwards, the Sum of Three-pence:

For every Horse, Mare, Gelding, or other Beast of Draught, drawing any Waggon, Cart, or other such like Carriage, having the Fellies of the Wheels of less Breadth or Gauge than Six Inches, the Sum of Three-pence Halfpenny:

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

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

And for every Drove of Calves, Swine, Sheep, or Lambs, the Sum of Five-pence *per* Score, and so in Proportion for any less Number:

Which said several Tolls by this Act authorized to be taken shall be and the same are hereby vested in the Trustees of the said Road; and the same and every Part thereof shall be collected, recovered, levied, paid, applied, assigned, lessened, varied, and disposed of, in such and the same Manner, and by such and the same Ways and Means, and with such Remedies for Non-payment or Evasion thereof, and with such Powers, Provisions, Exemptions, and Restrictions, as are contained in the said former Acts, or either of them, respecting the Tolls thereby authorized to be taken.

III. And

III. And be it further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, and they are hereby authorized and required, yearly and every Year, to set apart and appropriate the Sum of Twenty Pounds from the Produce of the said Tolls, and from such other Monies as shall come to their Hands by virtue of the said Acts and this Act, in Preference to all Payments whatsoever, (except the Payment of the Interest of the Monies borrowed or to be borrowed upon the Credit of the said former or this present Act, and of the Charges and Expences of obtaining and passing this Act, as herein-after mentioned), for the Purpose of creating a Fund for paying off the Principal Sum now due on Mortgage by virtue of the said Acts and this Act, or which it may hereafter become necessary to borrow for the Purpose of carrying the said Acts into Execution, and to pay off the same when the Funds shall be sufficient.

For appropriating 20 l. a Year, to establish a Fund for the Discharge of the Debr.

IV. And be it further enacted, That in case any Money or Recompence shall be to be paid for any Lands, Tenements, or Hereditaments, which shall be purchased, taken, or used by virtue of the Powers of the said Acts and this Act, for the Purposes thereof, to any Corporation, Feme Covert, Infant, Lunatick, or Person under any other Disability or Incapacity, as in the said first recited Act particularly mentioned, shall, in case the same be not less than the Sum of One hundred Pounds, with all convenient Speed be invested in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed and settled upon and subject to the like Uses, Trusts, and Limitations, as the said Lands, Tenements, or Hereditaments belonging to such Corporation or other Person as aforesaid, so to be purchased, taken, or used, were settled, limited, or assured; and in the mean Time and until such Purchase can be made, such Money shall be paid into the Bank of *England* in the Name and with the Privity of the Accountant-General of the High Court of Chancery, to be placed to his Account there *ex parte* the Trustees for executing the said Acts and this Act, pursuant to the Method prescribed by the Act of the Twelfth Year of King *George* the First Chapter the Thirty-second, and the General Orders of the said Court, and without Fee or Reward, according to the Act of the Twelfth Year of King *George* the Second Chapter the Twenty-fourth, and shall, when so paid in, be laid out in the Purchase of Navy or Victualling Bills, or Exchequer Bills; and the Money received for the same, as they shall be respectively paid off by Government. shall be laid out in the Name of the said Accountant General, in the Purchase of other Navy or Victualling Bills, or Exchequer Bills; all which said Navy and Victualling Bills, and Exchequer Bills, shall be deposited in the Bank, in the Name of the said Accountant General, and shall there remain until a proper Purchase or Purchases shall be found and approved of by the said Trustees, or any Five or more of them, and until the same shall upon a Petition setting forth such Approbation, (to be preferred to the Court of Chancery in a summary Way, by the Person or Persons who would be entitled to the Rents and Profits of any of the Lands, Tenements, or Hereditaments to be purchased therewith, if the same were purchased and settled), be ordered to be sold by the said Accountant General, for the completing such Purchase, in such Manner as the said Court shall think just and direct; and it shall and may be lawful for the said Court to make such Order or Orders in a summary Way, touching the Payment or Application of the Monies so to be paid into the Bank; and touching such Navy, Victualling, or Exchequer Bills, and the Interest thereof, in pursuance

For disposing of Purchase Monies.

purfuance of the Directions of this Act, as the faid Court fhall think fit; but in cafe any fuch Money fhall be lefs than the Sum of One hundred Pounds, and not lefs than the Sum of Twenty Pounds, then fuch Money fhall be paid to fuch Perfon or Perfons as the Party or Parties entitled thereto fhall refpectively nominate to receive the fame, in Truft, with all convenient Speed, to be re-invefted in the Purchase of other Lands, Tenements, or Hereditaments, which fhall be conveyed and fettled to, upon, and fubject to, the like Ufes, Trufts, Limitations, Remainders, and Contingencies, as the Lands, Tenements, Hereditaments, and Premifes which fhall be purchafed from them refpectively by the faid Truftees, were refpectively fettled, limited, or affured to, upon, or fubject to, at the Time of purchafing the fame, or fuch of them as at the Time of making fuch Conveyances and Settlements fhall be exifting and capable of taking Effect; and in the mean Time and until fuch Purchase or Purchafes fhall be made, the faid Money fhall be placed out by fuch Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Solé, or other Perfon or Perfons as aforefaid, in fome of the Publick Funds, or on Government or Real Securities, in the Names of Two or more Perfons to be nominated by the Party or Parties interefted therein, and to be approved of by the faid Truftees, or any Five or more of them; and the Dividends or Intereft arifing or to be produced from fuch Funds or Securities, and alfo the Intereft arifing from the Money laid out in the Purchase of Navy, Victualling, or Exchequer Bills, as aforefaid, fhall be paid to fuch Perfon or Perfons refpectively as would for the Time being be entitled to the Rents and Profits of fuch Lands, Tenements, or Hereditaments fo to be purchafed, conveyed, and fettled by virtue of this Act; and in cafe fuch Money fhall be lefs than the Sum of Twenty Pounds, then the fame fhall be paid to the Party or Parties entitled thereto, or fhall be otherwife applied and difpofed of for the Benefit of fuch Party or Parties, in fuch Manner as the faid Truftees, or any Five or more of them, fhall think proper.

For paying
Expences of
this Act.

V. And be it further enacted, That all the Charges and Expences of obtaining and paffing this Act, fhall be defrayed out of any Money already collected or received by virtue of the faid former Acts, or either of them, or out of the Firft Monies to arife by virtue of the faid former Acts, and this Act, in Preference to all other Payments whatfoever.

Publick Act.

VI. And be it further enacted, That this Act fhall be adjudged, deemed, and taken to be a Publick Act, and as fuch be judicially taken Notice of by all Judges, Juftices, and other Perfons whomfoever, without fpecially pleading the fame.

Term of this
Act.

VII. And be it further enacted, That the Term granted and continued by the faid recited Acts fhall, from and after the paffing of this Act, ceafe and determine; and that the faid Acts (fubject as herein-before mentioned) and this Act fhall from thenceforth continue and be in force and be executed for and during the Term of Twenty-one Years, and from thence to the End of the then next Seflion of Parliament.

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