



ANNO QUADRAGESIMO SECUNDO

GEORGI III. REGIS.

Cap. 37.

An Act for continuing the Term, and altering and enlarging the Powers of Three several Acts passed in the Twenty-seventh Year of the Reign of His late Majesty King *George* the Second, and in the Thirteenth and Twenty-first Years of the Reign of His present Majesty, for repairing and widening the Road leading from the Toll Gate in the Parish of *Kettering*, through the Town of *Wellingborough*, in the County of *Northampton*, and through *Olney*, over *Sherrington Bridge*, to *Newport Pagnell*, in the County of *Bucks*; and for repairing and widening or rebuilding the said *Sherrington Bridge*. [30th April 1802.]

WHEREAS an Act was made in the Twenty-seventh Year of the Reign of His late Majesty King *George* the Second, intituled, *An Act for repairing and widening the Road leading from the Toll Gate in the Parish of Kettering, through the Town of Wellingborough, in the County of Northampton, and through Olney, over Sherrington Bridge, to Newport Pagnell, in the County of Bucks; and for repairing and widening or rebuilding the said Sherrington Bridge*: And whereas

27 Geo. 2. and
13 and 21
Geo. 3.

[Loc. & Per.]

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another

another Act was made in the Thirteenth Year of the Reign of His present Majesty, for enlarging the Term and Powers of the said recited Act: And whereas another Act was made in the Twenty-first Year of the Reign of His present Majesty, to enable the Trustees for executing the said Two recited Acts to take down the Turnpike erected in *Sherrington Field*, in the said County of *Bucks*, and to remove the same to the North End of *Sherrington Bridge*, in the said County: And whereas the Trustees for the Care and Management of the said Road have made great Progress in the Repair thereof, and for that Purpose have borrowed a considerable Sum of Money on the Credit of the Tolls authorized to be collected thereon; which Money, together with an Arrear of Interest still remains due; and the same cannot be repaid, and the said Road amended and kept in Repair, unless the Term of the said Acts, (which is near expiring) be further continued, the Tolls increased, and some of the Provisions thereof altered and enlarged: 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 immediately after the Commencement of this Act, the Term granted by the said recited Acts shall be repealed; and that the said recited Acts, and all the Clauses, Powers, Authorities, Provisions, Exemptions, Penalties, Forfeitures, Matters, and Things therein contained (except such Parts thereof as are hereby varied, altered, or repealed, and also such as relate to Exemption from Stamp Duties), shall be and remain in full Force and Effect, and together with this present Act shall be put in Execution for the several Purposes thereby and hereby intended, for and during the Term herein-after granted, as fully and effectually in all Respects, and to all Intents and Purposes whatsoever, as if the same were expressly repeated and re-enacted in the Body of this present Act; which said Term hereby granted shall be, and is hereby declared to be subject and liable to the Payment of all Monies now due and owing on the Credit of the said recited Acts, or which shall or may hereafter be borrowed or become due on the Credit of the said recited Acts and of this Act, and all Interest due and to become due for the same respectively.

Acts further continued.

For appointing additional Trustees.

II. And be it further enacted, That *Thomas Alston, Justinian Alston, Rowland Alston, Robert Andrew, Robert Andrew junior, John Andrew, John Armytage, George Anderson Clerk, Robert Abbey, the Honourable Edward Bouverie, Edward Bouverie, Leonard Burton, Robert Willis Blencowe, Edward Bayley L. L. D. Henry Bofs, Richard Barker, James Beale, Richard Booth, Richard Brocke De Capell Brooke, William Bithrey, John Bithrey, Charles Bletsoe, John Boudier Clerk, William Ralph Cartwright, the Honourable William Cockayne, Adam Corrie senior, Adam Corrie junior, James Corbett, Joseph Clark, James Cobb, Charles Chester, John English Dolben, William Somerset Dolben, Francis George Dickins, Frederick John Dickins, Joseph Dent, Thomas Fletcher, John Fletcher, James Gibbs Clerk, Robert Garstin, Thomas Goffe, Joseph Gulston, Sir Robert Gunning Baronet, George William Gunning, William Hardwick of Olney, Bartholomew Higgins, Joseph Harroid, John Higgins junior, James Hale, Henry Hensman, Thomas Bolton Hodgson Clerk, Sir Justinian Isham Baronet, Justinian Isham, Vere Isham Clerk, Samuel Isted, George Isted, Euseby Isham Clerk, Edward Jones Clerk, Edward Jones junior, Clerk, Francis Jones Clerk, William Kerr, M. D.*
John

John Kipling, Charles Knightley, John Knightley Clerk, Sir William Langham Baronet, Thomas Cecil Maunsell, Francis Montgomery Clerk, Joseph Manning senior, Denis Moore M.D. William Lockwood Maydwell Clerk, Dawkins Mansell Mansell, Richard Orlebar, Richard Orlebar junior, John Orlebar, Sir John Palmer Baronet, Thomas Palmer, John Palmer, the Honourable Spenser Percival, Littleton Powis Clerk, Charles Proby Clerk, Henry Portington Clerk, James Backwell Praed, Sir George Robinson Baronet, George Robinson, William Villiers Robinson Clerk, Charles Robinson Clerk, Langham Rokeby Clerk, John Rose, Samuel Sharman of Hardwick, Thomas Sanderjon, Thomas Scriven, John Hale Talbot, John Harvey Thursby, William Thursby, Charles Tibbitts, John Barber Tuck, Sir William Wake Baronet, Thomas Whalley Clerk, Philip Hoddle Ward, William Wilson, Ralph Wilson, John Watson, Edmund Wallis, John Wynter Clerk, Allen Edward Young, and John Young Clerk, shall be and they are hereby added to and joined with the Trustees appointed by or in pursuance of the said recited Acts, for putting the same and this Act into Execution; and the Trustees herein nominated, and their Successors (being qualified according to the Directions of the said first recited Act); are hereby empowered to act in the Execution of the said recited Acts and of this present Act, as fully and effectually, to all Intents and Purposes, as if they had been appointed Trustees, by or in pursuance of the said recited Acts.

III. And be it further enacted, That from and after the Commencement of this Act, the Toll granted in and by the said recited Act of the Thirteenth Year of His present Majesty for every Horse, Mare, Gelding, Mule, Ass, Ox, Bullock, or other Cattle, drawing any Carriage, shall cease, determine, and be no longer paid or payable; and that in lieu thereof, the following Toll shall be demanded and taken before any Horse or other Beast, drawing any Carriage, shall be permitted to pass through any Turnpike or Toll Gate erected or to be erected by virtue of the said recited Acts or this Act upon and across the said Road, or upon and across any Lane or Way leading into the same; that is to say,

For every Horse, Mare, Gelding, Mule, Ass, Ox, Bullock, or other Cattle, drawing any Carriage, the Sum of Sixpence.

IV. Provided always, and be it further enacted, That the said Trustees, or any Nine or more of them, at a Special Meeting to be holden for that Purpose, shall have Power to alter the Situation of Toll Gates or Turnpikes upon the said Road, and to pull down and rebuild the same, and to erect such Side Gates as to them may seem proper, of which Meeting Notice shall be given One Month at the least previous thereto, upon all the Toll Gates or Turnpikes upon the said Road, and Twice at the least in the Newspaper usually circulated in the Counties through which the Line of the said Road passes; any Thing in the said recited Acts or this Act to the contrary thereof notwithstanding.

V. And whereas it is proper that the said Trustees should for the future be empowered to allow a greater Rate of Interest for the Money to be borrowed than they are authorized to do by the said first recited Act; be it therefore further enacted, That so much of the said first recited Act as limits the Rate of Interest of any Money which shall be borrowed by the said Trustees, shall be and is hereby repealed; and it shall and may be lawful for the said Trustees, or any Five or more of them, to allow and pay to any Person or Persons who may hereafter have any Money secured on the Credit

Toll on Carriage Horses, &c. repealed, and another granted.

Empowering the Trustees to alter the Situation of Turnpikes, and to erect Side Gates.

For altering the Rate of Interest.

Credit of the Tolls authorized to be collected by virtue of the said recited Acts or either of them, or this present Act, such Rate of Interest for all such Money as aforesaid as the said Trustees, or any Five or more of them, shall from Time to Time think proper, not exceeding the Rate of Five Pounds *per Centum per Annum*.

To prevent
Materials be-
ing taken
away.

VI. And be it further enacted, That if any Person or Persons, other than those employed in the Repairs of the said Road, shall take away any Materials which have been digged, gathered, or collected in any Lands or Grounds, or on the Sides of the said Road, or shall get or take any Materials out of any Pit or Quarry which shall have been made for the Purpose of getting Materials for the said Road, before the Surveyors thereof or their Workmen shall have discontinued working therein for the Space of One Month (except the Owner or Occupier of any private Ground, and Persons authorized by such Owner or Occupier to get Materials therein), every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings, to be recovered and applied in the same Manner as the Penalties and Forfeitures by the said recited Acts are directed to be recovered and applied.

Application
of Compen-
sation Money
when amount-
ing to 200*l*.

VII. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Grounds, or Hereditaments purchased, taken, or used by virtue of the Powers of the said recited Acts and this Act for the Purposes thereof, which shall belong to any Corporation, Feme Coverd, Infant, Lunatick, or Person or Persons under any Disability or Incapacity, as in the said first recited Act particularly mentioned, such Money shall, in case the same shall amount to the Sum of Two hundred Pounds, with all convenient Speed, be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Trustees for executing the said Acts and this Act, to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Grounds, or other Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrances or Part thereof, as the said Court shall authorize to be paid affecting the same Lands, Grounds, or other Hereditaments standing settled therewith to the same or the like Uses, Trusts, 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, Grounds, or other Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Lands, Grounds, or other Hereditaments, which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in the mean Time and until such Purchase shall be made, the said Money shall, by Order of the said Court of Chancery, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds

Pounds *per Centum* Reduced Bank Annuities; and in the mean Time and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Grounds, or other Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

VIII. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Grounds, or other Hereditaments purchased, taken, or used, for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Grounds, or other Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank, in the Name and with the Privity of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner herein-before directed; or otherwise the same shall be paid at the like Option to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by Five 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 Dividends arising thereon, may be applied in any Manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

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

IX. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next before-mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Grounds, or other Hereditaments, so purchased, taken, or used for the Purposes of the said Acts and this Act, in such Manner as the said Trustees, or any Five or more of them, shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Application where the Money is less than 20 l.

X. And be it further enacted, That the Costs, Charges, and Expences incident to and attending the procuring and obtaining of this Act, together with lawful Interest for the same, from the Time of advancing the same till the Time of Payment, shall be paid and satisfied by the said Trustees; and that it shall be lawful for the said Trustees, or any Five or more of them, and they are hereby directed and required to order and direct the Payment of the said Charges and Expences, with Interest as aforesaid, out of the First Monies that shall be collected, borrowed,

For paying Expences of the Act.

rowed, or received by virtue of the said recited Acts and this Act, in Preference to all other Payments and Disbursements whatsoever.

Publick Act.

XI. And be it further enacted, That this Act shall be deemed, and taken to be a publick Act, and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

Commence-
ment and
Continuance
of the Act.

XII. And be it further enacted, That this Act shall commence and take place from and immediately after the Eighth Day of *May* One thousand eight hundred and two, and shall continue in Force for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

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