



ANNO QUINQUAGESIMO PRIMO

GEORGI II. REGIS.

Cap. 47.

An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from *Vinehall*, in the County of *Sussex*, to *Cripps's Corner*, and from thence to *Staplecrofs*, and from *Cripps's Corner* to the Town of *Rye*, in the said County. [6th May 1811.]

WHEREAS an Act was passed in the Eleventh Year of the Reign of His present Majesty, intituled, *An Act for repairing and widening the Road from the Turnpike Road at Vinehall, in the Parish of Mountfield, in the County of Sussex, to Cripps's Corner, and from thence to Staplecrofs, and to the Turnpike Road, near the Windmill, in the Parish of Beckley, and from Staplecrofs to Longley's Water Corn Mill, at Kent Ditch, and from Cripps's Corner to the Town of Rye, in the said County*: And whereas another Act was passed in the Thirty-first Year of the Reign of His present Majesty, intituled, *An Act to repeal so much of an Act of the Eleventh Year of His present Majesty for repairing and widening the Road from the Turnpike Road at Vinehall, in the Parish of Mountfield, in the County of Sussex, to Cripps's Corner, and from thence to Staplecrofs, and to the Turnpike Road, near the Windmill, in the Parish of Beckley, and from Staplecrofs to Longley's Water Corn Mill, at Kent Ditch, and from Cripps's Corner to the Town of Rye, in the said County, as relates to the said Roads from Staplecrofs to the Turnpike Road, near the said Windmill, and from Staplecrofs to Longley's Water Corn Mill aforesaid; and for enlarging the Term and Powers of the said Act, so far as relates to the Rest of the said Roads*: And whereas the Trustees, appointed in or by

[Loc. & Per.] virtue

11 G. 3. c. 114.

31 G. 3. c. 104.

The said Acts further continued.

Subject to the Money borrowed and to be borrowed.

Appointment of new Trustees.

virtue of the said Acts, have borrowed several considerable Sums of Money, upon the Credit of the Tolls by the said Acts authorized to be collected upon the Roads mentioned in the last recited Act, and great Progress hath been made in repairing, widening, diverting, and making commodious the said Roads, Part of which Money, so borrowed, still remains due, together with a large Arrear of Interest, which cannot be paid off, nor the said Roads kept in Repair, unless the Terms of the said Acts, so far as relates to the Roads mentioned in the said Act of the Thirty-first Year of His present Majesty's Reign, are further continued, and the Powers thereof altered and enlarged, and it is necessary that the Tolls granted by the said last recited Act should 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 the said recited Acts of the Eleventh and Thirty-first Years of the Reign of His present Majesty, and all the Tolls, Powers, Provisions, Matters, and Things therein contained, so far as the same relate to the said Road from *Vinehall* to *Cripps's Corner*, and from thence to the South West End of the Public House at *Staplecross* aforesaid, and extending from the South West End of the said Public House from East to West, in a straight Line across the said Road, and from *Cripps's Corner* aforesaid, to the Town of *Rye* aforesaid, directed to be repaired by the said recited Act of the Thirty-first Year of His present Majesty, (except such Parts thereof respectively as relate to Exemptions from Stamp Duties, and except such Parts thereof respectively as are hereby varied, altered, or repealed), shall be in full Force, and shall have Continuance for and during the Term herein-after mentioned, as fully and effectually, to all Intents and Purposes, as if the same were repeated and re-enacted in the Body of this Act, but subject nevertheless to the Amendments, Variations, and Additions herein contained, and which shall commence and take Effect on the passing of this Act; and this Act, and the additional Term and Toll hereby granted, shall be subject and liable, as well to the Payment of all Money now due and owing on the Credit of the said recited Acts, or the Tolls thereby granted and continued, as also to the Payment of all Sums of Money which shall hereafter be borrowed for the Purposes of the said Acts and this Act, and of the Interest due and to grow due for the same respectively.

II. And be it further enacted, That the Right Honourable Lord *George Augustus Henry Cavendish*, the Honourable *George Ashburnham*, *William Cavendish*, *Sir William Ashburnham* and *Sir Godfrey Webster* Baronets; *William Ashburnham*, *Moses Ades*, *Stephen Ades*, *Edward Ades* the younger, *John Ades*, *Thomas Ades* the younger, *Thomas Austen*, *Aaron Ades*, *Edward Wright Browne*, *John Baker*, *Samuel Baker*, *William Blackman*, *John Bishop*, *George Bishop*, *James Bishop*, *Francis Bourne*, *Thomas Buckland*, *Richard Weeden Butler*, *John Bourne* the younger, *Edward Jeremiah Curteis*, *Herbert Barrett Curteis*, *Edward Barrett Curteis*, *Reginald Jeremiah Curteis*, *Samuel Russell Collett*, *William Cooper*, *Solomon Colbran*, *William Coleman* the elder, *William Coleman* the younger, *George Case*, *Edwin Dawes*, *Richard Denne* the elder, *William John Denne*, *Richard Denne* the younger, *Thomas Dawes*, *Weeden Dawes*, *John Dalvey*, *Thomas Fuller*, *John Frewen*, *John Gladwish*, *John Hollingbery*, *Thomas Paine Hilder*,

Hilder, John Hilder, Joseph Henley, Richard Hollands, Christopher Hoad, Henry Jackson, John Jeakens, John Kennett the elder, Thomas Davis Lamb, William Phillipps Lamb, Charles Lamb, George Lamb, John Luxford, Thomas Lloyd, Thomas Cooper Langford, Nicholas Larkin, Robert Mascall the elder, Robert Mascall the younger, William Alexander Moreland, Edward Milward, Walter Mason, Lewis Meryon, William Morris, Robert Mosely, Spencer Mosely, Richard Mercer, John Norton, Samuel Nicholl, Nathaniel Procter, Thomas Procter, Thomas Pix, William Proffer, Samuel Reeves, Thomas Walter Reeves, John Reed, Lawrence Reeve, Edward Richardson, Thomas Richardson, John Richardson, Richard Stileman, Daniel Slade, John Swaine, George Stace the elder, George Stace the younger, Tilden Smith, Henry Smith, James Smith, Samuel Smith, David Smith, Charles Skinner, Edward Skinner, George Springett, John Stonham the elder, John Stonestreet, John Sloman, John Stonham the younger, Thomas Stonham, John Simes, George Thompson, Frewen Turner, Francis Tress, Robert Tournay, George Tüden, Charles Terry, John Woollett, William Watson, William Woodhams, William Cooper Woodhams, John Woodhams, John Whiteman, the Reverend John Lettice D.D., John Ashburnham, Godfrey Gilbert Cooper, Henry Hodges, George Augustus Lamb, John Myers, Pratt, Jeremiah Smith, and John Godfrey Thomas Clerks, shall be

and are hereby added and joined with the Trustees appointed by and in pursuance of the said Acts, for putting the same and this Act in Execution, with respect to the said last-mentioned Roads; and the Trustees herein nominated, and their Successors, being qualified according to the Directions of the said Act passed in the Eleventh Year of the Reign of His present Majesty, are hereby empowered to act in the Execution of the said Acts and this Act, as fully and effectually, to all Intents and Purposes, as if they had been nominated in or appointed by virtue or in pursuance of the said Acts, or either of them.

III. And be it further enacted, That all Acts and Proceedings of any Person or Persons who hath or have acted, or shall act, as a Trustee or Trustees in the Execution of this or either of the said Acts, although not duly qualified previous to his or their being convicted of such Offence, shall be as valid and effectual as if such Person or Persons had been so qualified.

Acts of Trustees disqualified, to be valid before Conviction.

IV. Provided also, and be it further enacted, That any Mortgagee or any Assignee of any Mortgage or other Security, or any Lender of Money upon the Credit of the Tolls granted by this or either of the said Acts, or receiving Interest thereout for the same, shall not, on that Account, be deemed unqualified, or be defeated from acting as a Trustee in the Execution of this and the said recited Acts.

Mortgagees not to be deemed unqualified from acting as Trustees.

V. And be it further enacted, That all Actions, Suits, Prosecutions, Informations, Appeals, and other Proceedings whatsoever, to be had, made, brought, prosecuted, or defended, by or against the said Trustees, shall be had, made, brought, prosecuted, or defended, in the Name of their Treasurer or Clerk for the Time being; and that no Action, Suit, Prosecution, Information, Appeal, or other Proceeding to be had, made, brought, prosecuted, or defended, by or against the said Trustees, or any of them, by virtue of this Act or the said recited Acts, or the General Highway and Turnpike Acts, or any of them, shall abate or be discontinued

Trustees may sue and be sued in the Name of their Treasurer or Clerk.

by the Death or Removal of any such Treasurer or Clerk, but that the Treasurer or Clerk for the Time being to the said Trustees shall always be deemed the Plaintiff, Prosecutor, Informant, Appellant, Defendant, or Respondent, in any such Action, Suit, Prosecution, Information, Appeal, or other Proceeding (as the Case shall be): Provided always, that every such Treasurer or Clerk, in whose Name any such Action, Suit, Prosecution, Information, Appeal, or other Proceeding, shall be had, made, brought, prosecuted, or defended, shall be fully indemnified, reimbursed, and paid, out of the Monies arising by virtue of this or the said recited Acts, all such Costs, Charges, Damages, and Expences, as, by the Event or in consequence of any such Action, Suit, Prosecution, Information, Appeal, or other Proceeding, he shall pay, bear, sustain, expend, or be put unto, or become chargeable with, or liable for, or be fairly entitled to, by reason of his or their so being made a Plaintiff, Defendant, Informant, Appellant, or Respondent, as aforesaid.

Present Tolls discontinued and others granted.

VI. And be it further enacted, That from and after the Commencement of this Act, all and every the Tolls granted by the said recited Act of the Thirty-first Year of His present Majesty, shall cease, determine, and be no longer paid, and, in stead and in lieu thereof, the following Tolls shall be demanded, taken, and paid in the Manner directed by the said Act, so that no Person having paid Toll at any Gate or Turnpike on the said Road, shall be liable to pay again on the same Day, for the same Horse, Cattle, or Carriage, oftener than directed by the said Acts, (that is to say);

For every Coach, Chariot, Berlin, Landau, Chaise, Chaise-Marine, Calash, Chair, or Hearse, drawn by Six Horses, or Beasts of Draught, the Sum of Two Shillings; and drawn by Four Horses or Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by Three or Two Horses or Beasts of Draught, the Sum of One Shilling; and drawn by One Horse or Beast of Draught, the Sum of Sixpence.

For every Caravan, Waggon, Wain, Cart, Dray, or other such like Carriage, having Four Wheels of the Width of Nine Inches and upwards, drawn by Seven or Eight Horses or Beasts of Draught, the Sum of Two Shillings.

For every Caravan, Waggon, Wain, Cart, Dray, or other such like Carriage, having Four Wheels of the Width of Six Inches and upwards, and drawn by Five or Six Horses or Beasts of Draught, the Sum of One Shillings and Sixpence; and drawn by Four Horses or Beasts of Draught, the Sum of One Shilling and Three-pence; and drawn by Three Horses or Beasts of Draught, the Sum of One Shilling; and drawn by Two Horses or Beasts of Draught, the Sum of Eight-pence.

For every Caravan, Waggon, Wain, Cart, Dray, or other such like Carriage, having Four Wheels, of the Breadth of Three Inches, and drawn by Four Horses or Beasts of Draught, the Sum of Two Shillings; and drawn by Three Horses or Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by Two Horses or Beasts of Draught, the Sum of One Shilling.

For every Cart, denominated a Taxed Cart, in whatsoever Manner the same may be built or constructed, and drawn by One Horse or Beast of Draught, the Sum of Sixpence.

For

For every other Cart, not denominated a Taxed Cart, having the Sole or Bottom of the Fellies of the Wheels of the Breadth or Gauge of Six Inches or upwards, and drawn by Three Horses or Beasts of Draught, the Sum of One Shilling; and drawn by Two Horses or Beasts of Draught, the Sum of Eight-pence; and drawn by One Horse or Beast of Draught, the Sum of Sixpence.

For every other Cart, not denominated a Taxed Cart, having the Sole or Bottom of the Fellies of the Wheels of less Breadth or Gauge than Six Inches, and drawn by Three Horses or Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by Two Horses or Beasts of Draught, the Sum of Nine-pence; and drawn by One Horse or Beast of Draught, the Sum of Sixpence.

For every Horse, Mare, Gelding, or Mule, laden or unladen, and not drawing, the Sum of Two-pence.

For every Ass, laden or unladen, and not drawing, the Sum of One Penny.

For every Ox, Cow, or Neat Cattle, the Sum of Three Farthings.

For every Drove of Calves, Hogs, Sheep, or Lambs, the Sum of Four-pence *per* Score; and so in Proportion for any greater or less Number.

And in taking of which said Tolls or Duties, One Pair or Yoke of Oxen, drawing in any Carriage, shall be deemed and taken to be but as equivalent to One Horse or Beast, drawing in such Carriage.

VII. Provided always, and be it further enacted, That all Carriages whatsoever, (except those denominated Taxed Carts; and except Carts having the Fellies of the Wheels of the Breadth of Six Inches or upwards, or of less Breadth than Six Inches, and for which Tolls are payable according to the Number of Horses drawing the same as aforesaid, and those laden with Timber of any Sort, or Plank; and except Coaches, Chariots, Berlins, Landaus, Chaises, Chaise-Marines, Calashes, Chairs, or Hearse), passing through any Gate or Gates, Turnpike or Turnpikes, erected, or to be erected, by virtue of the said recited Acts, or of this Act, between the Twenty-ninth Day of *September* and the Twenty-fifth Day of *March*, in every Year, shall be subject to the Payment of Double Toll, at every Gate or Turnpike through which any such Carriage shall pass; and that all Carriages whatsoever, laden with Timber of any Sort, or Plank, passing through any such Gate or Gates, Turnpike or Turnpikes, between the Twenty-ninth Day of *September* and the Twenty-fifth Day of *March*, in every Year, shall be subject to the Payment of the Sum of Four Shillings, at every Gate or Turnpike through which any such Carriage shall pass; any Thing in this Act contained to the contrary thereof notwithstanding.

Certain Carriages to be subject to Double Toll.

VIII. Provided also, and be it further enacted, That all and every the said Carts, not denominated Taxed Carts, and every other Carts or Two-wheeled Carriages, having the Sole or Bottom of the Fellies of the Wheels of less Breadth or Gauge than Six Inches, and drawn by the like Number of Horses as before is mentioned, and passing through any Gate or Gates, Turnpike or Turnpikes, erected, or to be erected, by virtue of the said recited Acts, or of this Act, between the Twenty-ninth Day of *September* and the Twenty-fifth Day of *March*, in every Year, shall be subject to the Payment at every Gate or Turnpike through which any such last mentioned Carts or other Carriages shall pass, of the following Tolls, (that is to say):

Certain Carts subject to Toll.

[*Loc. & Per.*]

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For

For every Cart, not denominated a Taxed Cart, or other Two-wheeled Carriage, having the Sole or Bottom of the Fellies of the Wheels of less Breadth or Gauge than Six Inches, and drawn by Three Horses or Beasts of Draught, the Sum of Two Shillings and Sixpence; and drawn by Two Horses or Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by One Horse or Beast of Draught the Sum of Nine-pence.

Certain Ex-
emptions
repealed.

IX. And be it further enacted, That the Exemption from the Payment of Double Toll, for Carriages drawn by not more than Two Horses, or other Beasts, and those laden with Corn or Grain, and having the Fellies of the Wheels thereof of not less than Six Inches in Breadth, passing through any Gate or Gates, Turnpike or Turnpikes, erected, or to be erected, by virtue of the said Act, or of this Act, between the Tenth Day of *October* and the Twenty-fifth Day of *March*, in every Year, as mentioned in the said recited Acts, or in one of them, shall be and the same are hereby repealed.

Exemptions.

X. And be it further enacted, That from and after the passing of this Act, no Toll shall be demanded or received for any Horse, Mare, Gelding, Mule, or other Cattle drawing any Carriage, going for or returning laden or unladen, having been laden only with Stones, Gravel, or other Materials for repairing the said Roads, or any of the Roads in the Parishes or Places in which the Roads hereby to be repaired, or any Part thereof, do lie; nor shall any Toll be taken, demanded, or received for any Horse, Mare, Gelding, Mule, or Cattle, going for the Purpose of, or returning from, plowing, sowing, tilling, or cultivating of any Land or Ground, or for any Plough, Harrow, or other Implement of Husbandry; or for any Horse, or other Beast or Cattle, going to or returning from Water or Pasture, or going to be, or returning from being shod or farried; or for any Horse, Cattle, or Carriage, of whatsoever Description, employed or to be employed in conveying the Mails of Letters and Expresses, under the Authority of His Majesty's Postmaster-General, either when employed in conveying, fetching, or guarding such Mails or Expresses, or in returning back from conveying the same; or for the Horses of Soldiers on their March, or on Duty, or the Horses of any Officers in any of His Majesty's Forces, such Officers being in Uniform, or Carriages, or Horses or other Beasts employed in carrying or conveying the Arms or Baggage of such Soldiers; nor for any Waggon, Wain, Cart, or other Carriage whatsoever, or the Horse or Horses, or other Cattle drawing the same, which shall be employed in conveying any Ordnance, Barrack, Commissariat, or other publick Stores, of or belonging to His Majesty, or for the Use of His Majesty's Forces; or for any Horse, Mare, or Gelding furnished by or for any Person belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by him in going to or returning from the Place appointed for, and on the Days of Exercise, provided such Persons are in the Uniform of their respective Corps, and have their Arms, Furniture, and Accoutrements, according to the Regulations provided for such Corps respectively at the Time of claiming such Exemptions, or for any Carriage, Horse, or other Beast, employed in the Conveyance of Vagrants travelling with legal Passes; nor shall any Toll be demanded or taken from any Inhabitant of any Parish in which any Part of such Roads do lie, who shall pass through any of the said Turnpikes to, or from his, her, or their respective Parish Church or Chapel, on *Sundays*, or on *Christmas Day*,
Good

Good Friday, or any other Day on which Divine Service is ordered by Authority to be celebrated, or who shall attend the Funeral of any Person dying and to be buried in any of the said Parishes, or from any Clergyman going to or returning from visiting any sick Person, or upon other his parochial or ministerial Duty on a *Sunday*, or on *Christmas Day*, *Good Friday*, or any other Day on which Divine Service is ordered by Authority to be celebrated; nor shall any Toll be demanded or taken for or in respect of any Horse, Cattle, or Beast carrying any Passenger, or drawing any Coach, Landau, Berlin, Chariot, Calash, or Chair, going to or returning from the Election of a Knight or Knights of the Shire to serve in Parliament for the County of *Suffex*, on the Day or Days of such Election, or on the Day before, or Day after such Election shall begin or be concluded; and if any Person shall claim or take the Benefit of any of the Exemptions aforesaid, not being entitled to the same, or shall make Use of any Fraud whatsoever, whereby the Payment of the Tolls granted and continued by the said recited Acts, and this Act, or any Part thereof, shall be evaded, every such Person shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds, whereof One Moiety shall go to the Informer, and the other Moiety shall be applied to the Purposes of the said recited Acts, and of this Act.

XI. And be it further enacted, That no Person owning or driving, or causing to be driven, any Waggon, Wain, Cart, or other Carriage provided for the Service of His Majesty's Forces, or conveying any Ordnance, Barrack, Commissariat, or other publick Stores, of or belonging to His Majesty, or for the Use of His Majesty's Forces, shall be subject to any Penalty or Forfeiture for Overweight, nor shall any such Waggon, Wain, Cart, or other Carriage, be stopped or detained by reason of any Weight in any such Waggon, Wain, Cart, or other Carriage; or of being drawn by any Number of Horses or Oxen; but it shall be lawful for any Owner or Driver of any such Waggon, Wain, Cart, or other Carriage, to put any Number of Horses or Oxen to such Waggon, Wain, Cart, or other Carriage; any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in this Act, contained to the contrary notwithstanding.

Exempting
Carriages
with Stores.

XII. Provided always, and be it further enacted, That the Exemption contained in the said recited Acts or either of them, from Payment of Toll for any Cattle, Beast, or Carriage passing through any of the said Gates or Turnpikes erected by virtue of the said recited Acts, between the First Day of *March* and the First Day of *November*, for or with Dung, Mould, Soilage, Muck, Greet, Litter, Marle, Compost, or other Materials, for manuring of Lands or Gardens, belonging to and used by the respective Inhabitants of the several Parishes or Places in which the said Roads do lie, or employed in carrying, going, or returning for or with Hay, Corn in the Straw, and Hops going to the Oast to be dried, or returning from thence (not for Sale, but intended to be laid up in any Houses, Out-houses, Barns, or Yards, or belonging to the respective Owners thereof, being such Inhabitants as aforesaid), shall be; and the same is hereby repealed.

Certain Ex-
emption re-
pealed.

XIII. And be it further enacted, That from and after the passing of this Act; no Toll shall be demanded or received at any of the said Gates or Turnpikes erected or to be erected by virtue of the said recited Acts or

Exempting
certain
Carriages.

this

this Act, for any Cattle or Beast, or for any Carriage which shall have the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Four Inches or upwards, employed in carrying or conveying, or going to carry or convey, or returning from carrying or conveying, having been employed only in carrying or conveying on the same Day, between the Twenty-fifth Day of *March* and the Twenty-ninth Day of *September* in every Year, any Dung, Mould, Soilage, Muck, Greet, Litter, Marle, Compost, Sleech, or other Materials, for manuring Lands or Gardens, or for or with Hay, Straw, and Corn in the Straw only, and which shall not have been bought, sold, or disposed of, or passing for those Purposes, but passing to be laid up or placed in any Houses or Out-houses, or imbarnd, stacked, laid, or spread in or upon the Lands of such Inhabitants as aforesaid, Owners thereof as aforesaid.

Disputes concerning Tolls, how to be settled.

XIV. Provided always, and be it further enacted, That if any Dispute shall happen about the Amount of Toll due, or the Charges of keeping any Distress by the said recited Acts or this Act authorized to be made for the Recovery of the Tolls by the said recited Acts or this Act granted, it shall be lawful for the Collector or Person distraining to retain the same, or the Money arising from the Sale thereof (as the Case may happen), until the Amount of Toll due and Charges of seizing, distraining, keeping, and selling, (as the Case may happen), shall be ascertained by the Mayor, or One or more Justice or Justices of the Peace of the Town of *Rye*, or One or more Justice or Justices of the Peace for the County of *Suffex*, (as the Case may happen to be), who, upon Application made to him or them for that Purpose, shall examine the said Matter on Oath of the Parties, or other Witness or Witnesses, and determine the Amount of the Toll due; and also assess the Charges of such Seizure, Distress, Keeping, and Sale, and also of the Collector's Attendance for that Purpose on the said Mayor, Justice or Justices; all which Sums, so determined or assessed, shall be paid to the said Collector or other Person before he shall be obliged to return the Distress, or the Overplus after the Sale thereof, or of any Part thereof.

Collectors of Tolls competent Witnesses.

XV. And be it further enacted, That in case any Dispute, Suit, or Litigation shall arise, touching or in anywise relating to the said Tolls, the Person or Persons appointed to collect the same, or any other Person or Persons acting by or under the Authority of the said Trustees, shall not, by Reason thereof, be disqualified from giving Evidence in any Dispute, Suit, or Litigation.

Trustees to appoint temporary Collectors.

XVI. And be it further enacted, That when and as often as any Collector or Receiver of the Tolls shall neglect or be incapable of performing his Duty, or shall abscond or absent himself, any Two or more of the said Trustees, though not assembled at a Meeting of the Trustees appointed by virtue of this Act, shall and may lawfully discharge such Collector or Receiver; and in such Case, and also in case any Collector or Receiver shall die, such Trustees as aforesaid shall and may nominate and appoint a proper Person to be a Collector or Receiver of the Tolls, to continue until the then next Meeting of the Trustees, which Person so nominated and appointed shall have the like Power and Authority, and be answerable and accountable in the same Manner, in all Respects, as the Person who shall so die or be discharged would have had or been subject to; and that if any Collector

Collector or Receiver of the said Tolls, who shall be discharged from his said Office by virtue of this Act; or the Wife or Widow, or any of the Children, Family, or other Representatives of any Collector or Receiver, who shall die or be discharged, or any other Person, shall refuse to deliver up the Possession of any Toll-House or Building to be erected or set up by virtue of the said recited Act and of this Act, for the Space of Two Days after Demand thereof made, and Notice in Writing given for that Purpose by any Two or more of the said Trustees, then and in any of the said Cases it shall be lawful for the Mayor, or any Justice or Justices of the Peace of the said Town of *Rye*, or any Justice or Justices of the Peace for the said County of *Suffex*, by Warrant under his or their Hand and Seal, or Hands and Seals, to order any Constable or other Peace Officer for the same County, with such Assistance as shall be necessary, to enter such House or Building in the Day-time, and to remove the Person or Persons who shall be found therein, together with his, her, or their Goods, out of the same, and to put the said Trustees, or any Two of them, or their new appointed Officer, into Possession thereof.

XVII. And be it further enacted, That in case all or any of the Tolls arising by virtue of the said recited Acts, or this Act, shall be demised, or let to farm, to any Person or Persons, in any Manner whatsoever, and the Lessee or Lessees, Farmer or Farmers thereof, shall neglect or refuse to perform the Terms and Conditions on which the same shall be so demised or let; or in case the Rent or Rents, agreed to be paid by such Lessee or Lessees, Farmer or Farmers, shall be in Arrear, by the Space of Fourteen Days next after any of the Days on which the same ought to be paid pursuant to the Agreement for demising or letting thereof, then and in either of those Cases the said Trustees, or any Five or more of them, or their Clerk or Treasurer, or any other Person authorized by Writing under the Hands of any Five or more of them, shall be at Liberty, and they are hereby authorized to enter upon, and take Possession of any Toll-House or Toll-Houses, and the Buildings, Gates, and Appurtenances thereto belonging, and to remove and put out such Lessee or Lessees, Farmer or Farmers, of the Tolls arising thereat respectively, or the Person or Persons employed by such Lessee or Lessees, Farmer or Farmers, who shall reside in such Toll-House or Toll-Houses, from the Possession thereof, and from the Collection of such Tolls; and that thereupon it shall be lawful for the said Trustees, or any Five or more of them (if they shall think fit), to vacate and determine the Contract or Agreement for demising or letting the said Tolls to such Lessee or Lessees, Farmer or Farmers, and the same shall be utterly void to all Intents and Purposes (save as to the Covenants or Agreements for Payment of the Rent or Rents thereby reserved, or other unperformed or broken Covenants or Agreements on the Lessee's Part), as if such Demise or Agreement had never been made; and it shall be lawful for the said Trustees, or any Five or more of them, in every such Case to demise or let to farm the said Tolls again to any other Person or Persons, or cause them to be collected, as if no former Demise, Contract, or Agreement, had been made relative thereto.

Enabling the Trustees to take Possession of the Toll-Houses, &c. when let to farm.

XVIII. And be it further enacted, That during such Times as the said Tolls, granted by the said recited Acts and this Act, or any Part or Parts thereof, shall be leased, demised, or in Farm, under the Authority of the said recited Acts and this Act, to any Person or Persons whomsoever, it shall be lawful for the said Trustees, or any Five or more of them, to cause the said Tolls to be collected by such Person or Persons, or by any other Person or Persons appointed by them, as if no former Demise, Contract, or Agreement, had been made relative thereto.

Lessees or Persons appointed by them may collect the Tolls.

[Loc. & Per.]

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shall and may be lawful to and for the Lessee or Lessees, Farmer or Farmers thereof, or such other Person or Persons as he or they shall, by Writing or Writings under his, her, or their Hand or Hands, authorize or appoint, to demand and take the said Tolls so leased, demised, or farmed, with the like Powers for the Recovery thereof, to all Intents and Purposes whatsoever, as any Collector of the said Tolls, appointed by the said Trustees, is hereby authorized and empowered to demand, take, and recover the same; and such Lessee or Lessees, Farmer or Farmers, or other Person or Persons as aforesaid, shall be subject to the like Pains, Penalties, and Forfeitures, and shall be liable to the like Actions and Prosecutions, as any Collector of the said Tolls appointed by the said Trustees is subject or liable to.

No Toll for crossing the Road.

XIX. And be it further enacted, That no Toll shall be demanded or taken at any Toll Gate or Turnpike erected or to be erected by virtue of this or the said recited Acts, across or on the Side or Sides of any Part or Parts of the said Roads respectively, for any Horse, Cattle, or Carriage, which shall only cross the said Roads, or shall not pass above One hundred Yards thereon, unless such crossing shall be with Intent to avoid the Payment of Toll at any of the said Turnpikes or Toll Gates, and the Payment of such Toll shall be thereby evaded.

Application of Compensation Money when exceeding 200l.

XX. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Buildings, Lands, Grounds, or Hereditaments, purchased, taken, or used by virtue of the Powers of the said Acts and this Act, for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity, as in the said Acts or one of them particularly mentioned, such Money shall, in case the same shall amount to or exceed 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 Incumbrance or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Grounds, or other Hereditaments, or affecting other Lands, Grounds, or 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 Hereditaments, which shall be conveyed or 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 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 *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.

XXI. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Grounds, or 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 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 Manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction and Approbation of the Court of Chancery.

Application where Money does not amount to 200l. and shall exceed 20l.

XXII. 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 20l.

XXIII. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Buildings, Lands, Tenements, or Hereditaments, to be purchased by virtue of the said recited Acts and this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Trustees, or any Five or more of them; 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

In case of not making out Titles, or if Persons cannot be found, the Purchase Money to be paid into the Bank, sub-

to

ject to the
Order of the
Court of
Chancery
on Motion or
Petition.

to such Lands, Tenements, or Hereditaments, be not known or discovered, then and in every such Case it shall and may be lawful to and for the said Trustees, or any Five or more of them, to order the said Sum or Sums of Money so awarded as aforesaid, to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments [*describing them*], subject to the Order, Controul, and Disposition of the said Court of Chancery, which said Court of Chancery, on the Application of any Person or Persons making Claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered in a summary Way of Proceeding, or otherwise as to the said Court shall seem meet, to order the same to be laid out and invested in the Publick Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest, of the Person or Persons making Claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Respecting
disputed
Titles.

XXIV. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements, or Hereditaments, to be purchased in pursuance of the said recited Acts and this Act, or to any Bank Annuities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to be lawfully entitled to such Lands, Tenements, or Hereditaments according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Chancery; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

The Court
may order
reasonable
Expences of
Purchases
to be paid
by the Trus-
tees.

XXV. Provided also, and be it further enacted, That where by Reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Lands, Tenements, or Hereditaments to be purchased under the Authority of the said recited Acts and this Act, the Purchase Money for the same shall be required to be paid into the Court of Chancery, and to be applied in the Purchase of other Lands, Tenements, or Here-
ditaments,

ditaments, to be settled to the like Uses in pursuance of the said recited Acts and this Act, it shall and may be lawful to and for the said Court of Chancery to order the Expences of all Purchases from Time to Time, to be made in pursuance of the said recited Acts, and this Act, or so much of such Expences as the said Court shall deem reasonable, to be paid by the said Trustees, out of the Monies to be received by virtue of the said Acts, and this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

XXVI. And be it further enacted, That all Persons who by Law are or shall be liable to do Statute Work, or are, or shall be, chargeable towards repairing and amending the Roads comprised in the said Acts, or any Part thereof, shall still remain liable thereto in like Manner as heretofore; and it shall be lawful for any Two or more Justices of the Peace for the County of *Suffex*, and they are hereby required and empowered, on Application made to them by the said Trustees, or any Three or more of them, or by their Treasurer or Treasurers, Clerk or Surveyor by their Order, yearly to adjudge and determine what Part or Proportion of the Statute Work shall every Year be done upon the said Roads by the Inhabitants of the respective Parishes or Places in which the said Roads lie, and also what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every such Parish or Place, in lieu of or as a Composition for such Statute Work as aforesaid, shall be by him, her, or them paid to the said Trustees, or to their Treasurer or Treasurers; and in order thereunto it shall be lawful for such Justices from Time to Time to summon the Surveyor or Surveyors of the Highways of every such Parish or Place, to bring in Lists before such Justices at some Place to be expressed in such Summons, (within Two Days after the serving of such Summons), of the Names of the several Persons who within such Parish or Place are by Law subject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Composition for such Statute Work, distinguishing the Nature of the Work to be done, whether with Teams or Draughts, or otherwise, and also the Amount of the respective Sums to be paid, which Lists of Names shall be made in such Manner, and under such Regulations and Restrictions as are or may be directed by any Law or Statute now in Force or Effect for the Repairs of the publick Highways; and out of such Lists the said Justices shall and may allot, appoint, and order such and so many of the Persons who shall appear subject and liable to Statute Work as aforesaid, to do such Number of Days Statute Work in every Year upon the said Roads as the said Justices shall think reasonable, and the same shall be done at such Days and at such Times (not being Haytime or Harvest) and in such Parts of the said Roads, as the said Trustees, or any Five or more of them, or their Surveyor or Surveyors, shall from Time to Time order, direct, or appoint; and the said Justices shall and may also order and direct the Persons who by such Lists shall appear to be subject and liable to the Payment of any Money in lieu of or as a Composition for Statute Work as aforesaid, to pay such Proportion thereof as the said Justices shall think proper, to the said Trustees or their Treasurer or Treasurers, at such Time or Times as the said Justices shall direct; and in Default of Payment thereof, the same shall and may be recovered by Distress and Sale of the Goods and Chattels of the respective Persons liable to the Payment thereof, in like Manner as any Penalty is by the said recited

For regulat-
ing Statute
Labour, and
Justices to
determine
Differences
touching Sta-
tute Work.

Acts or this Act authorized or directed to be recovered ; and each and every Person who shall neglect or refuse to do such Statute Work as aforesaid, after Notice in Writing given to or left for him, her, or them at his, her, or their last or usual Place or Places of Abode for that Purpose, by any Surveyor of or to the said Trustees, shall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horse or Horses, Beast or Beasts, to be provided by him, her, or them, be subject and liable to such Pains, Penalties, and Forfeitures, as such Person or Persons may be subject and liable to by any Law or Statute in force or effect for the Repair of publick Highways ; and if any Person who shall come to work as a Labourer, or shall be sent with any Team or Draught to work on the said Roads, shall be found idle or negligent by any Surveyor to the said Trustees, such Surveyor is hereby empowered to remove and dismiss the Person who shall be found idle or negligent as aforesaid ; and in that case every such Person shall be subject and liable to the respective Forfeitures and Payments as aforesaid, as if he had neglected or refused to come, or such Team or Draught had not been sent to work on any Part of the said Roads, all which Forfeitures shall be paid to the Treasurer or Treasurers to the said Trustees, and applied towards the mending of the said Roads ; and in case the said Surveyor or Surveyors of the Highways for any of the said Parishes or Places, shall refuse or neglect to give in such Lists as aforesaid, or shall knowingly and wilfully give in false and imperfect Lists, every such Surveyor so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

For securing
transient
Offenders.

XXVII. And whereas Offences may be committed against this and the said former Acts, by Persons unknown to the Collectors, Surveyors, or other Officers, appointed to carry this and the said Acts into Execution ; be it therefore further enacted, That it shall be lawful for any one or more of the said Trustees, or their Clerk or Clerks, or the Collectors, Surveyors, or other Officers respectively, and such other Person or Persons as he or they shall call to his or their Assistance, without any other Warrant or other Authority than this Act, to seize and detain any such unknown Person or Persons, who shall commit any such Offence or Offences, and take him, her, or them, before any Justice of the Peace for the Town of Rye, or County or District near to the Place where the Offence or Offences shall have been committed.

Penalty on
obstructing
the Execu-
tion of this
Act.

XXVIII. And be it further enacted, That if any Person or Persons shall assault, interrupt, or hinder, or procure to be assaulted, interrupted, or hindered, any Collector of the Tolls, or any Surveyor or Surveyors, or any other Person or Persons, by them, or any of them, or by the said Trustees, or any Five or more of them, employed in the Execution of this Act, every such Person shall, for every such Offence, forfeit or pay any Sum not exceeding Forty Shillings, together with all reasonable Charges and Expences.

Trustees, &c.
not disquali-
fied from
being Wit-
nesses.

XXIX. And be it further enacted, That the being a Trustee of the said Roads, or a Mortgagee of the Tolls thereof, or a Farmer or Collector of the said Tolls, or being a Treasurer, or Clerk, or Surveyor under the said recited Acts, or this Act, or the being an Inhabitant of any Township,
Parish,

Parish, or Place through which the said Roads do or shall pass, shall not disqualify any Trustee or other Person before described from giving his Testimony or Evidence in any Suit, Prosecution, or other legal Proceedings under the said recited Acts, or this Act, nor shall such Testimony or Evidence (for any of the Reasons aforesaid) be liable to be questioned or set aside.

XXX. And be it further enacted, That out of any Monies already received by virtue of the said recited Acts, or out of the Tolls, and all other Monies which shall be raised or received by virtue of this Act, the said Trustees, or any Five or more of them, shall in the first Place pay and discharge all the Costs and Expences relative to procuring and passing this Act, and then the Remainder of all such Monies shall from Time to Time be applied in repaying the Money borrowed or now owing by virtue of the said recited Acts, or either of them, or to be borrowed in pursuance of this Act, and the Interest due, and to grow due thereon respectively, and in repairing, improving, and rendering commodious the said Roads, and in otherwise putting this Act in Execution, and to or for no other Use or Purpose whatsoever.

Application
of the Mo-
ney.

XXXI. And be it further enacted, That no Dung, Ashes, Compost, Manure, or other Thing shall be unloaded or laid down from any Carriage within Twenty Feet of the Centre of the said Turnpike Roads, upon Pain that the Owner or Owners of every Carriage so employed, or the Driver or Drivers thereof, shall forfeit for each and every Offence any Sum not exceeding Twenty Shillings, one Moiety whereof shall be paid to the Informer, and the other Moiety shall be applied towards the Purposes of this Act.

Dung, &c.
not to be
laid on the
Sides of the
Roads.

XXXII. 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 others, without being specially pleaded.

Publick Act.

XXXIII. And be it further enacted, That this Act shall commence upon the passing thereof, and shall continue and be in force, and be executed from the Expiration of the Terms granted by the said recited Acts, for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

Commence-
ment and
Continuance
of this Act.

1941
The following information was obtained from the records of the
Department of the Interior, Bureau of Land Management, on
the subject of the land in question.

On the 1st day of January, 1941, the land in question was
owned by the United States of America, and was being
administered by the Bureau of Land Management, Department of the
Interior.

The land in question is situated in the County of [County Name],
State of [State Name], and is described as follows:

Section 1, Township 1 North, Range 1 East, [County Name],
State of [State Name].

The land in question is being administered by the Bureau of
Land Management, Department of the Interior, and is being
administered in accordance with the provisions of the
Federal Land Management Policy Act of 1956.