



ANNO QUINQUAGESIMO PRIMO

# GEORGI III. REGIS.

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## Cap. 77.

An Act for continuing and amending Two Acts of His present Majesty, for repairing the Roads from *Baldock* to *Royston*, and from *Royston* to *Bourn Bridge*, in the Counties of *Hertford* and *Cambridge*.

[14th May 1811.]

**W**HEREAS an Act was passed in the Ninth Year of the Reign of His present Majesty, intituled, *An Act for repairing the Roads leading from the Turnpike Road in Tring, in the County of Hertford, through Dunstable, Hitchin, Baldock, and Royston, to the Turnpike Road at or near Bourn Bridge, and from the West End of Wellbury to the Turnpike Road at the South End of Barton, in the Counties of Hertford, Bucks, Bedford, and Cambridge*: And whereas another Act was passed in the Eleventh Year of the Reign of His present Majesty, intituled, *An Act to continue and render more effectual an Act, passed in the Ninth Year of His present Majesty, for repairing the Roads leading from the Turnpike Road in Tring, in the County of Hertford, through Dunstable, Hitchin, Baldock, and Royston, to the Turnpike Road at or near Bourn Bridge, and from the West End of Wellbury to the Turnpike Road at the South End of Barton, in the Counties of Hertford, Bucks, Bedford, and Cambridge, so far as the same relates to the repairing the Roads in the said Act particularly mentioned, whereby the said first-mentioned Act, so far as it related to the Roads therein mentioned to be comprised in the said Royston District, was continued for a further Term, which is near expiring*: And whereas considerable Sums of Money have been borrowed, and are now owing, upon the Credit of the Tolls by the said Acts authorized to be taken upon the said Roads comprised in the said *Royston District*, which cannot be paid off, nor can the said Roads be effectually amended and kept in good Repair, unless the said Act of the Ninth Year of His present Majesty, so far as it

9 G. 3. c. 36.

11 G. 3.

[Loc. & Per.]

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relates



relates to the said *Royston* District, and the said Act of the Eleventh Year of His present Majesty, be continued for a further Term, and the Tolls thereby respectively granted increased; and it is expedient that some of the Exemptions from Toll, and other Provisions contained in the said Acts, should be repealed, and that some further Tolls, Powers, and Provisions should be granted for more effectually improving and keeping in Repair the said Roads: May it therefore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 Ninth and Eleventh Years of His present Majesty, and all the Powers, Provisions, Clauses, Matters and Things therein respectively contained, and now in force so far as the same or either of them relate to the Roads comprized in the said District, and so far as the same are not hereby varied, altered, or repealed, (except such of them as relate to Exemptions from Stamp Duties), and also the Powers and Provisions in this Act contained, shall be, and continue in full Force and Effect for and during the Term herein-after limited; and that all the Tolls and Duties to be raised and received upon the said *Royston* District, or any Part thereof, by virtue of the said Acts and this Act, or any of them, shall be, and the same are hereby declared to be subject and liable to the Payment of all Sums of Money now due and owing in respect of the said Roads upon the Credit of the said recited Acts or either of them, and of such further Sums as shall be borrowed in pursuance of the said Acts and of this Act, or any of them, and of all Interest due and to grow due for the same respectively.

Trustees.

II. And be it further enacted, That *Sir Charles Ethelstone Nightingale* Baronet, *Rivers Taylor*, *William Hurrell*, *William Woodham*, *George Milner*, *William Leworthy*, *Thomas Heckford*, *Claude Carter*, *Thomas Sheepshanks*, *Samuel Cauterley*, *John Ingle*, *Edward Lilley*, *Thomas Hurrell*, *Swan Hurrell*, *John Free*, *John Fordham*, *John Foster*, *George Fordham of Kelsall*, *George Fordham of Sandon*, *Elias Fordham*, *William Fordham*, *Joseph Beldam*, *Vickris Prior*, *Joseph Pattison Wedd*, *Edward George Fordham*, *John Ball*, *Simeon Leete*, *Simeon Sell*, *Joshua Lilley*, *William Barker*, *Thomas Nash*, *Henry Thurnall*, *Thomas Thurnall*, *Thomas Thurnall junior*, *William Thurnall*, *William Wedd*, *Thomas Wallis*, and *George William Fordham*, Gentlemen, shall be and they are hereby appointed Trustees for carrying the said recited Acts and this Act into Execution, and they are hereby added to and joined with the present and continuing Trustees appointed by and in pursuance of the said recited Acts or either of them; and (being qualified according to the Directions of the said Acts or either of them) they 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 the Trustees appointed by the said recited Acts, or either of them, are empowered to act with relation to the Roads comprized within the said District.

Meetings on Emergencies.

III. And be it further enacted, That if after any Adjournment of any Meeting of the said Trustees it shall be thought necessary that an earlier Day of Meeting should be appointed than the Day appointed by such Adjournment, in that Case the Clerk or Clerks to the said Trustees, upon an Order in Writing signed by Five or more of the acting Trustees, mentioning the Time, Place, and Purpose of such Meeting, shall forthwith give at least



least Seven Days Notice thereof, in the Manner Notices are required to be given of other Meetings of the Trustees, and such earlier Meeting shall and may be held accordingly; and the Proceedings of the Trustees at all such Meetings shall be as valid and effectual as they would have been in case such Meeting had been held by Adjournment.

IV. And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Seven or more of them, to erect and set up a Bar or Gate at a certain Place near the White Bear Corner, in the Hamlet of *Kneefworth*, in the Parish of *Bassingbourn* in the County of *Cambridge*, with proper and sufficient Fences, to prevent Persons passing to or from off the said Road leading from *Baldock* to *Bourn Bridge*, in order to avoid the Payment of Tolls at the Toll-gate at or near *Royston*, the Trustees of the said Road furnishing the Occupiers of Land in the adjoining Fields from Time to Time with Keys for their passing the said Bar or Gate, when going to or returning from the said Lands.

For empowering Trustees to erect a Side Bar at or near the White Bear.

V. And be it further enacted, That it shall be lawful for the said Trustees, or any Seven or more of them, to remove any Gate or Turnpike, and Toll-house already erected, or hereafter to be erected upon or across the said Roads, and to erect or cause to be erected any Toll-gate or Turnpike, Toll-house or Toll-houses, and other Buildings thereto, upon or across any Part or Parts of the said Roads, or upon the Side or Sides thereof, or across any Lane or Way leading into the same; and to cause such Tolls to be collected and taken at such respective Turnpikes as are by this Act made payable, so that the same do not extend to a double Charge, or subject any Person to the Payment of a larger Toll than is herein-before appointed to be paid or authorized to be taken for afterwards passing or re-passing the same Day through any other Turnpike already erected, or herein authorized to be erected across the said Roads, any Thing in the said recited Acts, or either of them, to the contrary thereof notwithstanding.

Power to remove Gates.

VI. And be it further enacted, That the Tolls granted by the said recited Acts, or either of them, upon the said District, shall from and immediately after the Sixth Day of *July* next ensuing the passing of this Act, be and the same are hereby repealed, and that in lieu thereof the following Tolls shall be demanded and taken at each and every of the Toll Gates erected or to be erected upon or on the Sides of the Roads comprized within the same District; (that is to say),

For discontinuing the present Tolls and granting new ones.

For every Horse, Mare, Gelding, or Beast of Draught, drawing any Coach, Landau, Berlin, Chariot, Chaise, Chair, Curricule, Calash, Caravan, or Hearse, or other such Carriage, the Sum of Sixpence:

Tolls to be taken.

For every Horse, Mare, Gelding, or Beast of Draught, drawing any Waggon, Cart, or Carriage, having the Fellies of the Wheels thereof of the Breadth or Gauge of Nine or more Inches from Side to Side, at the Bottom or Sole thereof, the Sum of Three-pence:

For every Horse, Mare, Gelding, or Beast of Draught, drawing any Waggon, Cart, or Carriage (the Wheels being of the Breadth of Six Inches), and less than Nine Inches, the Sum of Four-pence:

For every Horse, Mare, Gelding, or Beast of Draught, drawing any Waggon, Cart, or other such Carriage, the Fellies of the Wheels whereof being of less Breadth or Gauge than Six Inches from Side to Side, at the Bottom or Sole thereof, the Sum of Seven-pence Halfpenny:

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

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

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

Tolls vested  
in Trustees.

For compelling  
Payment  
of Tolls.

Which said respective Tolls or Duties herein-before granted or mentioned, and all and every Sum and Sums of Money which shall arise and be produced therefrom, shall be vested in the said Trustees for the Time being; and the same and every Part thereof, shall be paid, applied, disposed of, and assigned in such Manner as in the said recited Acts, or either of them, is mentioned; and if any Person or Persons subject to the Payment of any of the said Tolls shall after Demand thereof made, by any Person or Persons authorized to receive the same, neglect or refuse the Payment thereof, or of any Part or Parts thereof, it shall be lawful for the Person or Persons so authorized to seize and distrain any Horse or Cattle, Beast or Carriage, upon which any Toll is by this Act imposed, or any of the Loading, Harness, or Accoutrements thereof respectively, or any of the Goods and Chattels of the Person or Persons so neglecting or refusing to pay the same; and if such Tolls, and the reasonable Charges of such Distress, and keeping the same, shall not be paid within the Space of Five Days after the Day of making such Distress, the Person or Persons so distraining shall and may at any Time or Times thereafter sell the Horse, Cattle, Beast, Carriage, Goods, and Chattels so distrained; and out of the Money which shall arise by such Sale pay such Tolls, and all reasonable Charges incurred by such Distress and Sale, returning the Overplus of the Money which shall arise by such Sale, and what shall remain unfold (if any) upon Demand to the Owner or Owners thereof.

Collectors  
declared  
competent  
Witnesses.

VII. 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 under the Authority of the said Trustees, shall not be incompetent, on Account of his being appointed to collect such Tolls, to give Evidence in such Dispute, Suit or Litigation.

VIII. Provided always, and be it further enacted, That the Tolls herein-before granted or made payable, shall only be taken once on the same Day upon each of the Divisions or Parts of the said Roads herein-after mentioned; (that is to say), One Toll upon that Part of the said Roads which lies between *Baldock* and *Royston*, and One Toll upon that Part thereof which lies between the Town of *Royston* and *Bourn Bridge* aforesaid.

Tolls may be  
reduced.

IX. And be it further enacted, That it shall be lawful for the said Trustees, from Time to Time, when and as often as they shall think proper, to lessen any of the Tolls hereby granted or made payable at all or any of the Turnpikes erected or to be erected by virtue of the said recited Acts, and this Act, or any of them, and to cause the same to be collected in such Manner, Parts, and Proportions as they shall think fit, and to raise the same again, so as they do not at any Time exceed the Tolls by this Act granted and made payable, and so as every Reduction thereof be made



made with the Consent of the Person or Persons for the Time being entitled to Three-fifth Parts of the Money then due on Security of the said Tolls; but no such Alteration shall be made unless Twenty One Days previous Notice thereof shall be affixed in Writing upon all the Turnpikes then erected across the said Road, and also inserted in One or more of the Newspapers published or generally circulated in the said District.

X. Provided always, and be it further enacted, That no Inhabitant of the Parishes of *Duxford* or *Whittlesford* shall be subject or liable to the Payment of any of the Tolls or Duties by the said recited Act of the Ninth Year of His present Majesty, granted for the passing of any Carriage or Cattle through any Toll Gate erected at or near *Whittlesford Bridge*, unless such Carriage or Cattle should travel on the Road thereby directed to be repaired more than Half a Mile from *Whittlesford Bridge*. Clause exempting the Inhabitants of Duxford and Whittlesford from Toll at Whittlesford Bridge repealed.

XI. And be it further enacted, That so much of the said recited Act of the Eleventh Year of His present Majesty as provides and enacts, that no Person or Persons who shall have paid Toll at any Toll Gate erected at or near *Dunsbridge*, commonly called *Dunsbridge Turnpike*, and producing a Ticket of the Day, denoting such Payment, nor any Person going from *Royston* to *Dunsbridge* Turnpike, nor any Inhabitant of *Melbourne*, traveling no farther upon the said Roads than the Town of *Royston*, nor any Farmer or Occupier of Land adjoining to or near the said Road, in going to or returning from the said Land so occupied by them respectively, shall be obliged to pay any Toll by the said recited Acts granted, at any Toll Gate erected by virtue of the said recited Act, shall from and after the Sixth Day of *July* next be and the same is hereby repealed and made void. Clause exempting Persons paying Toll at Dunsbridge Turnpike, &c. repealed.

XII. Provided always, and be it further enacted, That no Person or Persons who shall travel on the Road called the *Dunsbridge Road*, either from *Royston* towards *Cambridge*, or from or beyond *Melbourn* to *Royston*, and who on the same or the subsequent Day shall proceed no farther upon the Road leading from *Baldock* to *Bourn Bridge*, than in or to the Town of *Royston*, nor any Farmer or Occupier of Land adjoining to or near the said Towns of *Baldock* and *Royston*, in going to or returning from the said Land so occupied by them respectively, shall be obliged to pay any Toll by the said recited Acts and this Act granted, at any Toll Gate erected at or near *Baldock* and *Royston*, by virtue of the said recited Acts or this Act. Other Exemptions in lieu thereof.

XIII. And be it further enacted, That all and every Exemption or Exemptions from the several Tolls and Duties granted and made payable by the said recited Acts or either of them, upon the said *Royston* District, shall cease and be no longer allowed, and that in lieu thereof the several Exemptions from Tolls herein-after mentioned shall be allowed upon the same District; that is to say, that no Tolls shall be demanded or taken for any Horse or Carriage passing through any of the Turnpikes or Toll Gates erected or to be erected upon or on the Sides of the said Roads, carrying or conveying Stone, Bricks, Lime, Timber, Wood, Heath, Chalk, Gravel, or other Materials to be used on or about the said Roads, or for the repairing any Highways in any of the Parishes, Townships, Districts, or Places which are liable to perform Statute Duty upon any Part of the said Roads, or returning empty when so employed; or carrying or conveying General Exemptions from Tolls.



Hay, Corn in the Straw, or other Produce of the Land not sold or disposed of, but going to be laid up in the Houses, Outhouses, Barns, or Yards of the Owners thereof; nor any Ploughs, Harrows, or other Implements of Husbandry to be used in the Cultivation of such Lands; nor any Mould, Dung, Compost, Lime, or Manure to be laid and spread on Lands, or returning empty when so employed; nor shall any Toll be paid by any Rector, Vicar, or Curate going to officiate or returning from officiating at any Church, Chapel, or other Place of Religious Worship, or when visiting his sick Parishioners, or upon any other his Parochial or Ministerial Duty; nor by any other Person going to or returning from his, her, or their Church, Chapel, or other Place of Religious Worship tolerated by Law on a *Sunday*, or on any other Day on which Divine Service is ordered by Authority to be celebrated; or for the Purpose of attending the Funeral of any Person or Persons who shall die and be buried in any of the said Parishes or Places; nor for any Horses, Mares, Geldings, Mules, Asses, or Cattle going to or returning from Work, in cultivating the Lands within the same Parishes or Places, or any of them; nor for any Horses, Mares, Geldings, Mules, Asses, Cattle, Sheep, Lambs or Hogs, going to or returning from Pasture on any Commons, or other grazing Grounds, or Watering Places, or Blacksmiths Shops to be shoed, or having been shoed; nor for any Horse or other Beast of Draught, or Carriage employed in carrying or conveying any Furze, Peats, Turf, or Heath for Fuel, or returning empty having been so employed; nor for any Horses, or Carriages 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 the same, or in returning back from conveying the same; nor for the Horses of Soldiers on March or on Duty, or Carriages or Horses, or other Beasts employed in carrying the Arms or Baggage of such Soldiers; 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 Exemption; 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 Carriage, Horse, or other Beast employed in the Conveyance of Vagrants travelling with legal Passes, or travelling with Vagrants sent by legal Passes; nor for any Horse or Carriage going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the said Counties of *Hertford* and *Cambridge* 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 and take the Benefit of any of the Exemptions aforesaid, not being entitled thereto, or shall make use of any Fraud whatsoever, whereby the Payment of the said Tolls, or any Part thereof, shall be evaded, every such Person for every such Offence shall forfeit and pay a Sum not exceeding Five Pounds, One Moiety whereof shall go to the Informer, and the other Moiety shall be applied to the Purposes of this Act, and shall be levied and recovered in such

Manner



Manner and by such Ways and Means as are provided by the said Acts or either of them for recovering Penalties and Forfeitures thereby imposed.

XIV. And be it further enacted, That no Person owning or driving any Waggon, Wain, Cart, or other Carriage provided for the Service of His Majesty's Forces, or conveying any Ordnance, Barrack, or 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 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.

Carriages employed in His Majesty's Service not to be subject to Regulations for Overweight.

XV. And be it further enacted, That if any Money shall be agreed or assessed to be paid for any Lands, Tenements, or Hereditaments, purchased, taken, or used for the said *Royston* District, by virtue of the said recited Acts and this Act, or any of them, which shall belong to any Body Politick, Corporate or Collegiate, Corporation Aggregate or Sole, Feoffees in Trust, Guardian, Committees, Trustees, Femes Covert, or other incapacitated Person or Persons, such Money shall, if the same 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 this Act, to the Intent that such Money shall be paid 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 Hereditaments, in the Purchase of the Land Tax, or 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, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments, standing settled 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, Messuages, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Intents, and Purposes, and in the same Manner as the 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 *per Centum* Consolidated or Three *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

Application of Compensation Money when exceeding 200l.



solidated 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 said Lands, Tenements, and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

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

XVI. Provided always, and be it further enacted, That if any Money so agreed or assessed to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used for the Purposes aforesaid, and belonging to any Body Politick, or to any Person or Persons under any 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 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 of *England*, 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 for executing this Act, (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 when the Money is less than 20*l.*

XVII. Provided also, and be it further enacted, That when such Money so agreed or assessed to be paid as herein-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 Hereditaments so purchased, taken, or used for the Purposes of the said recited Act or 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 or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

In case of not making out Titles.

XVIII. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded or assessed for any Lands, Tenements, or Hereditaments to be purchased by virtue of the said recited Acts and this Act, or any of them, 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 the Person or Persons to whom such Sum or Sums of Money shall be so awarded or assessed as aforesaid, cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments, be not known or discovered, then and in every such Case it shall be lawful for the said Trustees, or any Five or more of them, to order the Sum or Sums of Money so awarded or assessed 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, 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 same 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 sign and 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.

XIX. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person or Persons 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 thereof, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, Tenements, and 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, and 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.

Persons in Possession shall be deemed well entitled.

XX. 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 this Act, the Purchase Money for the same shall be required to be paid into the said Court of Chancery, and to be applied in the Purchase of other Lands or Hereditaments 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.

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

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XXI. And



Power to take possession of Toll Gates or Houses in a summary Way.

XXI. And be it further enacted, That if any Lessee of the Tolls to be demanded and taken by virtue of this Act, or any Gate Keeper, shall refuse to deliver up Possession of any Turnpike Gate or Toll House erected or to be erected upon or by the Side of the said Roads, after the Expiration of his Term or Lease, or after Non-payment of the Rent or Toll for Five Days after Demand thereof, any Justice within the District where such Turnpike Gate or Toll House shall be, may by his Warrant order a Constable, with such Assistance as shall be necessary, to enter into the Toll House and Premises, in the Day-time, and remove the Person or Persons who shall be found therein, together with his or their Goods, out of such House.

Regulations as to performance of Statute Duty.

XXII. And be it further enacted, That so much of the said recited Acts as relate to the Performance of Statute Labour on the said Roads, shall be and the same is hereby repealed; and 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 *Royston* District, 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 within their respective Jurisdictions, and they are hereby required, upon Application made to them by the said Trustees, or any Five or more of them, or by their Treasurer, 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 and Occupiers of Lands, Tenements, Woods, Tythes, or Hereditaments, within 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 Ten 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 or Names shall be made in such Manner, and under such Regulations and Restrictions as are or may be directed by any Law or Statute in force 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 on such Days and at such Times, (not being Hay-time or Harvest), and on such Parts of the said Roads, as the said Trustees, or their Surveyor or Surveyors, shall from Time to Time order, direct, and 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 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 Treasurer, at such Time or Times as the 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 Acts, or either of them, 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 usual Place or Places of Abode for that Purpose, by any Surveyor 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 or liable to by any Law or Statute in force for the Repair of the publick Highways; and if any Person who shall come or be sent 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 Persons 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 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 to the said Trustees, and applied towards amending the said Roads; and in case the Surveyor or Surveyors of the Highways for any of the said Parishes or Places shall refuse or wilfully neglect to give in such Lists as aforesaid, or shall knowingly and wilfully give in false or imperfect Lists, every such Surveyor so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds, the said several Forfeitures and Penalties last aforesaid to be recovered as any Forfeiture or Penalty imposed by the said recited Acts, or either of them, is authorized or directed by the said recited Acts, or either of them, to be recovered.

XXIII. And be it further enacted, That the Expences of obtaining and passing this Act, together with legal Interest for Money advanced by any Person or Persons for that Purpose, shall be paid out of the Money already raised by virtue of the said recited Acts, or out of the first Money to be raised by virtue of this Act. Expences of this Act.

XXIV. 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.

XXV. And be it further enacted, That this Act shall commence on the Fifth Day of *July* in the present Year of Our Lord One thousand eight hundred and eleven; and shall continue in force until the Fifth Day of *July* which will be in the Year of our Lord One thousand eight hundred and thirty-two, and from thence to the End of the then next Session of Parliament. Commencement and Continuance of the Act.

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