



ANNO QUINQUAGESIMO PRIMO

# GEORGI III. REGIS.

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## Cap. 79.

An Act for reviving, continuing, and enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from *Wimborne Minster* to *Blandford Forum*, in the County of *Dorset*. [14th May 1811.]

**W**HEREAS an Act was passed in the Sixth Year of the Reign of His present Majesty, intituled, *An Act for repairing and widening the Road from the Cross or Market Place in the Town of Wimborne Minster, to the Cross or Market Place in the Town of Blandford Forum, in the County of Dorset*: And whereas another Act was passed in the Twenty-eighth Year of the Reign of His present Majesty, intituled, *An Act for continuing the Term, and enlarging the Powers of an Act passed in the Sixth Year of the Reign of His present Majesty, for repairing and widening the Road from the Cross or Market Place in the Town of Wimborne Minster, to the Cross or Market Place in the Town of Blandford Forum, in the County of Dorset*: And whereas the Trustees appointed in or by virtue of the said Acts, have proceeded to put the same into Execution, for which Purpose they have borrowed considerable Sums of Money upon the Credit of the Tolls thereby authorized to be taken, which still remain due and owing, and cannot be paid off, nor can the said Road be properly amended, widened, improved, and kept in Repair, unless the Term granted by the said Acts is revived and further continued, and

[Loc. & Per.] 18 L some



Former Acts  
revived.

Some of the Powers and 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 the said Acts passed in the Sixth and Twenty-eighth Years of the Reign of His present Majesty, and all and every the Clauses, Powers, Authorities, Provisions, Regulations, Penalties, Forfeitures, Matters, and Things, therein respectively contained, and which were in Force immediately before the Expiration of the said Term (except such of them as are by this Act varied or altered, and except such Parts thereof as relate to Exemptions from Stamp Duties) shall be and are hereby declared to be revived, and shall be in full Force and Effect and be executed for and during the Term hereinafter mentioned, in as full, ample, and beneficial a Manner, to all Intents and Purposes whatsoever, as if the same were repeated and re-enacted in the Body of this Act; but subject nevertheless to the Amendments, Alterations, and Additions herein contained, and which shall commence and take Effect on the passing of this Act; and that this Act, and the additional Term hereby granted, shall be subject and liable to the Payment of all Money now due and owing upon the Credit of the said Acts, or which shall hereafter be borrowed or become due on Account of the said Road, and all Interest due and to become due for the same respectively.

Leases, &c.  
subsisting at  
the Expiration  
of the  
former Acts,  
and Proceed-  
ings since, to  
be valid, and  
indemnifying  
the Trustees  
for having  
acted.

II. And be it further enacted and declared, That all Leases, Contracts, Agreements, and other Instruments, which were subsisting immediately before the Expiration of the Term of the said recited Acts, between the Trustees for executing the said Acts, and any Person or Persons whomsoever, touching the respective letting and hiring of the Tolls by the said Acts granted, and which by the Expiration of the said Acts were suspended; and also all Covenants, Articles, Clauses, Matters and Things whatsoever, in such Leases, Contracts, Agreements, and other Instruments respectively contained; and also that all Acts, Matters, and Things, which since the Expiration of the Term of the said recited Acts have been done by the said Trustees or any of them, or by any Lessee or Collector of the Tolls, or other Officer or Person acting under them the said Trustees, touching or in anywise relating to the amending, widening, or repairing the said Road, or in the Exercise or supposed Exercise of any of the Powers or Provisions contained in the said Acts, shall be as good, valid, and effectual, to all Intents and Purposes, as if the Term of the said recited Acts had not expired: And that the said Trustees, and also the several Lessees and Collectors of the Tolls, and other Officers and Persons employed by them the said Trustees, are hereby indemnified for having acted in the Collection or Receipt of the said Tolls, or otherwise relating to the said Road, in as full and ample a Manner, to all Intents and Purposes, as they would have been if the said Acts had remained in full Force and Effect.

Appointing  
additional  
Trustees.

III. And be it further enacted, That from and after the passing of this Act, *John Austen* Clerk, *Aaron Abbott*, *Edward Andrews*, *George Tito Brice* Clerk, *Edward Butt* Clerk, *John Baskett junior*, Clerk, *Charles Bowle* Clerk, *Thomas Bowyer Bower*, *Charles Baskett*, *Thomas Burrough* Clerk, *John Bastard* Clerk, *Thomas Horlock Bastard*, *Horace Beckford*, *William Churchill*, *John Clapcott*, *George Clapcott*, *Robert Mitchell Crosse* Clerk, *Robert Druitt*, *James Dowland* Clerk, *James John Farquharson*, *William Fisher*,



*Fisher, Malachi Fisher, Edward Greatbed, Richard Erle Drax Grosvenor, Sir Richard Carr Glyn Baronet, Richard Plumtre Glyn, George Garland, Charles Gould, Charles James Hoare Clerk, Walter Charles Heywood M. D. William Hart, Charles King, Humphrey Leer, Henry Masterman Clerk, Edward Berkeley Portman, Hugh Pugh Clerk, Henry Place Clerk, James Pierman, Henry Rowden, Edward Roe, Thomas Roe, William Roe, Honourable Archibald Stuart, George Edward Saunders Clerk, Henry Seymour, James Serjeant, Thomas Topping Clerk, Lewis Dymock Grosvenor Tregonwell, John Willett Willett, Henry Willett, Thomas Wyndham Clerk, L. L. D. the Master and Usher for the Time being of Queen Elizabeth's Free School in Wimborne Minster,* shall be and are hereby added to and joined with the surviving and remaining Trustees named and appointed in and by the said former Acts; and that the several Persons herein before named, together with those named in and appointed by virtue of the said former Acts, and their Successors to be elected in Manner in the said Acts mentioned (being qualified according to the Directions of the said former Acts and of this present Act), shall be and are hereby appointed Trustees for putting the said former Acts and this Act in Execution.

IV. And be it further enacted, That the said Trustees may sue and be sued for or concerning any Thing to be done by virtue or in pursuance of the said former Acts and this Act, either in the Names of the Trustees who may be Parties to any Deed or Instrument in Writing, upon which any Action shall or may be brought, or in the Name of their Clerk or Treasurer for the Time being; and that no Action or Suit, to be brought or commenced by the Direction of or against the Trustees in their Names, or in the Name of their Clerk or Treasurer, shall abate or be discontinued by the Death, Incapacity, or Removal of any Trustee or Trustees, or Clerk or Treasurer, or by the Act of such Clerk or Treasurer, without the Consent of the said Trustees, or any Seven or more of them, but that the Clerk or Treasurer for the Time being to the said Trustees, in case such Action shall be brought against or defended in the Name of such Clerk or Treasurer, shall be deemed to be Plaintiff or Defendant (as the Case may be) in every such Action: Provided always, that such Trustees or Clerk or Treasurer, in whose Names or Name any Action or Suit shall be commenced, prosecuted, or defended, in pursuance of the said former Acts or this Act, shall be fully reimbursed and paid, out of the Monies to arise by virtue of the said former Acts and this Act, all such Costs, Charges, Damages, and Expences, as by the Event or in consequence of any such Action or Proceedings, they or he shall bear, pay, expend, or be put unto or become chargeable with, by reason of their or his being so made Plaintiffs or Defendants, or Plaintiff or Defendant as aforesaid.

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

V. And be it further enacted, That in case any Dispute, Suit, or Litigation shall happen to arise touching or in anywise relating to the Tolls to be collected on the said Road, or the Recovery of such 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 be incompetent to give Evidence in any such Dispute, Suit, or Litigation, by reason of their or his being appointed to collect the said Tolls, or acting under the Authority of the said Trustees as aforesaid.

Collectors of Tolls not incompetent to give Evidence.

VI. And



Exemptions  
from Toll.

VI. And be it further enacted, That no Toll shall be demanded or taken for any Horse, Cattle, Beast, or Carriage 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 any Stones, Bricks, Timber, Wood, Gravel, or other Materials for repairing of the said Road, or any of the Roads in the Townships or Parishes in which any Part of the said Road lies, or any Hay, Potatoes, Turnips, Straw, or Corn in the Straw only, not sold or disposed of, but passing to be laid up or placed in the Barns, Outhouses, or Yards of the Owner or Owners thereof, or in carrying or conveying any Mould or Lime for manuring Land; or for any Horse, Cattle, or Beast employed in carrying or conveying, or going empty to carry or convey, or returning empty from carrying or conveying, having been employed only in carrying or conveying any Ploughs, Harrows, or Implements of Husbandry, Corn for feeding the Ground, or any Dung, Compost, or Manure employed in Husbandry for manuring or improving Lands, or for any Thing employed in the Management of any Farm or Lands; nor for any Horses or Cattle going to or returning from Pasture or Watering Places, or going to be or returning from being shod or farried; or from any Person going to or returning from his or her proper Parochial Church, Chapel, or other Place of Religious Worship authorized by Law, on a *Sunday*, or upon any other Day on which Divine Service is ordered by Authority to be celebrated, or attending the Funeral of any Person that shall die and be buried in any of the said Townships or Parishes; or from any Clergyman going to or returning from visiting any sick Person, or going to or returning from his Parochial or Ministerial Duty on a *Sunday*, or on any other Day on which Divine Service is ordered by Authority to be celebrated; or for any Horse, Cattle, or Carriage, of whatever 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 any Horse, Cattle, or Beast attending any Soldiers upon their March or on Duty, or drawing any Carriage attending them with their Arms or Baggage; nor for any Waggon, Wain, Cart, or other Carriages whatsoever, or the Horse or Horses, or other Cattle drawing the same, which shall be employed in 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; or for any Horse, Cart, Cattle, or Beast employed in the Conveyance of Vagrants sent by legal Passes, or returning therefrom; or for any Horse, Cattle, or Beast carrying or conveying any Person or Persons going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the County of *Dorset*, on the Day or Days of such Election, or on the Day before or Day after such Election shall begin or be concluded; and that no Tolls shall be demanded or taken for any Horse, Mare, or Gelding, furnished by or for any Persons belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by them in going to or returning from the Place appointed for and on the Days of Exercise, provided that such Persons shall be dressed 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 as aforesaid; and if any Person or Persons shall, in any fraudulent or collusive Manner whatsoever, claim and take



take the Benefit of any of the Exemptions by this Act granted, not being entitled to the same, every such Person shall forfeit for every such Offence the Sum of Forty Shillings, One Moiety whereof shall go to the Informer, and the other Moiety shall be applied for the Purposes of this Act.

VII. And be it further enacted, That no Person owning or driving, or causing to be driven any Waggon or other Carriage provided for the Service of His Majesty's Forces, or conveying any Ordnance, Barrack, or Commissariat, or other publick Stores 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, or other Carriage be stopped or detained by reason of any Weight in any such Waggon, 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, or other Carriage, to put any Number of Horses or Oxen to such Waggon or other Carriage, any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in this or the said recited Acts contained, to the contrary notwithstanding.

Carriages conveying Military Stores not to be subject to Penalties for Overweight, &c.

VIII. And be it further enacted, That if any Money shall be agreed or awarded to be paid, for any Lands, Tenements, or Hereditaments purchased, taken, or used by virtue of the Powers of the said recited Acts or 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 first recited Act 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 recited Acts or 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, Tenements, and Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or other Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, and Hereditaments, or affecting other Lands, Tenements, and 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, Tenements, or 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, Tenements, or 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 or 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 thereunto, 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

Application of Compensation where exceeding 200l.



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 said Lands, Tenements, or Hereditaments, by the said recited Acts or this Act directed to be purchased, in case such Purchase or Settlement were made.

Application where the Compensation does not exceed 200l. nor less than 20l.

IX. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, 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 amount to or 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, Tenements, or 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, to be placed to his Account as aforesaid, in order to be applied in Manner 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 Seven or more of the said Trustees for executing the said recited Acts and 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 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 Money is less than 20l.

X. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as last before mentioned, shall be less than Twenty Pounds, then and in all such Cases, the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or 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 Seven or more of them shall think fit; and 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.

In case of not making out Titles, &c.

XI. 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 Lands, Tenements, or Hereditaments to be purchased by virtue of the said recited Acts or 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 in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Lands 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 Seven 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 said 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.

XII. 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 *Englana*, in the Name and with the Privity of the Accountant General of the Court of Chancery, in pursuance of the said recited Acts or 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 or this Act, 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 have been 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.

Respecting  
disputed  
Titles.

XIII. 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 or 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, and Hereditaments, to be settled to the like Uses, in pursuance of the said recited Acts or this Act, it shall be lawful for the said Court of Chancery to order the Expences of all Purchases from

Court of  
Chancery  
may order  
Trustees to  
pay Ex-  
pences.



from Time to Time to be made in pursuance of the said recited Acts or this Act, or so much of such Expences as the said Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Trustees, or any Seven or more of them, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Respecting  
Statute  
Work.

XIV. Provided always, 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 said Road or any Part thereof, shall still remain liable thereto in like Manner as heretofore; and it shall and may be lawful to and for any Two or more Justices of the Peace for the said County of *Dorset*, and they are hereby empowered and required, upon Application made to them for that Purpose by the said Trustees, or by their 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 Road by the Inhabitants of the respective Parishes or Places in which the said Road lies; 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; and in order thereunto it shall and may be lawful to and for such Justices from Time to Time to summon the Surveyor or Surveyors of the Highways for every such Parish or Place, to bring in Lists before such Justices, at some Place to be expressed in such Summons, (within Fourteen 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 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 is, are or may be directed by any Law or Statute in Force and Effect for the Repair of the publick Highways; and out of such Lists such Justices shall and may allot, appoint, and order such and so many of the Persons who shall appear to be subject and liable to Statute Work as aforesaid, to do such Number of Days Statute Work in every Year upon the said Road, 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 Road 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 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, 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 Acts 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



or Places of Abode for that Purpose, signed by the Surveyor or Surveyors 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, 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 and Effect for the Repair of the publick Highways; and if any Person who shall come to work as a Labourer, or shall be sent with any Team to work on the said Road, shall be found idle or negligent by any Surveyor to the said Trustees, such Surveyor is hereby empowered to remove and turn off the Person who shall be found idle or negligent as aforesaid, and in that case every Owner of such Team shall be subject and liable to the respective Forfeitures and Payments aforesaid, as if he had neglected or refused to send such Team, or such Labourer had not been sent to work on any Part of the said Road; all which Forfeitures shall be paid to the Treasurer to the said Trustees, and applied towards amending the said Road; and in case the said 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 or wilfully give in false or imperfect Lists, every such Surveyor so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings.

XV. And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, to compound and agree with any Person or Persons, Bodies Politic or Corporate, for the Statute Work to be by them done on the said Road or any Part thereof, and also with the Inhabitants and Occupiers of Lands, Tenements or Hereditaments, of and in all or any of the Parishes or Places in which the said Road is situate, for a certain Sum of Money, by the Year or otherwise, as the said Trustees shall think reasonable, in lieu of the Whole or of any Part of the Statute or other Work to be by all or any of the said Inhabitants and Occupiers done on the said Road; which Composition Money shall always be paid by the Surveyor or Surveyors of the Highways or other Officer of the Parish, or by the Person or Persons so compounding, to the Treasurer to the said Trustees in advance on or before the Eleventh Day of *October* in each and every Year, or otherwise the Inhabitants and Occupiers of such Parish or Place shall not be permitted to compound for that Year.

For compounding for Statute Work.

XVI. And whereas the Trustees named in and appointed under and by virtue of the said former Acts, have, in pursuance of the Powers thereby in them vested, borrowed and taken up at Interest the Sum of One thousand eight hundred Pounds upon the Credit of the Tolls thereby made payable, which said Sum may be insufficient for the Purposes in the said Acts mentioned, and of this present Act; be it therefore enacted, That it shall and may be lawful to and for the said Trustees, or any Nine or more of them assembled at a Meeting to be held for that Purpose, of which intended Meeting Twenty-one Day previous Notice at the least shall be given, by affixing the same in Writing under the Hand of the Clerk to the said Trustees, upon the Turnpike Gates of the said Road, to borrow and take up at Interest, upon the Credit of the said Tolls, such further Sum or Sums of Money as they shall adjudge expedient and necessary, not exceeding the Sum of Two hundred Pounds; and the said Trustees, or

For borrowing Money.

[*Loc. & Per.*]

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any



any Nine or more of them, are hereby empowered from Time to Time to mortgage or assign over the said Tolls, as a Security for the Money that shall be so borrowed, and the Interest thereof, in the same Manner as the like Securities are directed to be made, assigned, and transferred in and by the said recited Acts; and which said Sum or Sums so to be borrowed by virtue of this Act, shall be applied for the Purposes of the said recited Acts and of this Act.

For paying  
the Expences  
of this Act.

XVII. Provided always, and be it further enacted, That all the Costs, Charges, and Expences incident to and attending the obtaining and passing of this Act, together with lawful Interest for the same from the passing thereof, shall be paid; and it shall be lawful for the said Trustees, or any Seven or more of them, and they are hereby required to pay the same out of any Money now remaining in the Hands of the Treasurer to the said Trustees, or out of any Money borrowed, collected, or received by virtue of the said recited Acts, or to be borrowed, collected, or received by virtue of this Act, in preference to all other Payments whatsoever.

Publick Act.

XVIII. 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.

Term and  
Continuance  
of this Act.

XIX. And be it further enacted, That the said recited Acts shall be and the same are hereby declared to be revived, and that this Act shall commence upon the passing thereof; and shall, together with the said Acts, be in Force and be executed for and during the further Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

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