



ANNO QUINQUAGESIMO PRIMO

# GEORGI II. REGIS.

\*\*\*\*\*

## Cap. 82.

An Act to enlarge the Term and Powers of Two Acts of His present Majesty, for repairing several Roads to and from *Shawbury*, in the County of *Salop*.

[14th May 1811.]

**W**HEREAS an Act was passed in the Ninth Year of the Reign of 9 Geo. 3. c. 155. His present Majesty King *George* the Third, intituled, *An Act for repairing and widening the Road from the End of the Turnpike Road in Shawbury, in the County of Salop, to Drayton in Hales, in the said County, and from thence to Newcastle-under-Line, in the County of Stafford, and from Shawbury aforesaid to the Turnpike Road in High Ercall, in the said County of Salop, and from Shawbury aforesaid to Wem, in the said County, and from thence to the Turnpike Road in Sandford, in the said County*: And whereas the said several Roads were by the said First recited Act divided into Two separate and distinct Districts, and separate Trustees appointed for the Care and Management of the several Roads within each District respectively, with such Powers and Authorities for amending and keeping the said Roads in Repair, as are in and by the said Act given and granted: And whereas an Act was passed in the Thirtieth Year of the Reign of His said Majesty, intituled, *An Act for enlarging* 30 Geo. 3. c. 3. *the Term and Powers of an Act passed in the Ninth Year of the Reign of His present Majesty King George the Third, for repairing and widening the Road from the End of the Turnpike Road in Shawbury, in the County of Salop, to Drayton in Hales, in the said County, and from thence to Newcastle-under-Line, in the County of Stafford, and from Shawbury aforesaid to Wem, in the said County, and from thence to the Turnpike Road in*

[*Loc. & Per.*]

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Sandford,

Former Acts  
continued.

Sandford, *in the said County*: And whereas the Trustees for the Care of the said several Roads within each District respectively, have proceeded in the Execution of the said recited Acts, and have borrowed a considerable Sum of Money, great Part of which Money now still remains due and owing on the Credit of the Tolls authorized to be collected upon the said Roads within the said respective Districts, which Money cannot be paid off, or the Interest thereof discharged, and the said Roads effectually amended, widened, diverted, extended and kept in Repair, unless the Term of the said last-mentioned Act be continued, and the Powers 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 recited Acts, and all and every the Clauses, Tolls, Powers, Authorities, Provisions, Exemptions, Penalties, Forfeitures, Matters and Things therein contained (except such Parts thereof as relate to Exemption from Stamp Duties, and also such as are hereby varied, altered or repealed) shall be and remain in full Force and Effect, and shall be executed for and during the Term hereinafter 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 Alterations and Amendments herein contained; and that this Act shall commence and take Effect upon the passing thereof, and the Term and Powers hereby granted shall be and are hereby declared to be subject and liable to the Payment of all Sums of Money now due and owing on the Credit of the said recited Acts, and of such other Sums of Money as shall be borrowed upon the Credit thereof and of this Act, and of all Interest due and to grow due thereon respectively; and it is hereby declared, that the said Turnpike Road from *Wem* aforesaid to *Sandford* shall be considered as commencing at the *Old Toll House*, at or near the End or Bottom of the Street at *Wem* aforesaid, called the *High Street*.

Trustees for  
First District.

II. And be it further enacted by the Authority aforesaid, That *William Anwyl Clerk, William Bayley, Major Thomas Bayley, Thomas Bayley, Thomas Lloyd Bayley, Arthur Beetenon, Charles Augustus Beetenon, William Charlton, Philip Charlton, Sir John Chetwode Baronet, John Chetwode, William Clive, Thomas Clark, Benjamin Colley, Lawrence Henry Dundas Cockburne Clerk, Robert Crockett Clerk, Thomas Dicken, Roger Spencer Dicken, John Dicken, Richard Emery, Joshua Emery, Lawrence Gardner Clerk, John Groom, John Hill, Richard Heber, Reginald Heber Clerk, Thomas Heber Clerk, Charles Harding, Stephen Jennings, Thomas James, Egerton Leeke, Oswald Leycester, John Lee, John Minor, Walter Moreton Minor, Walter Hopley Minor, William Minor, William Merington, Jonathan Nickson, Thomas Payne, John Pidgeon, Thomas Rogers, Moreton Aglionby Staney, Tucker Edward Steward Clerk, John Venables, John Wood, John Walford, Richard Walford, Thomas Wood, William Wood, John Walmsley, Richard Whitfield, Thomas Walford*, shall be and are hereby added to and joined with the Trustees appointed by or in pursuance of the said recited Acts, for repairing and widening the said Road leading from *Shawbury* to *Drayton* aforesaid, and from *Shawbury* to *High Ercall*, and also from *Shawbury* to *Wem*, and from the *Old Toll House* at *Wem* aforesaid to *Sandford*, and for putting all the Powers of the said recited Acts and this Act in Execution, in relation

relation to the District called the First District, as in the said recited Acts and this Act is described or expressed: And that Sir *John Chetwode* Baronet, *John Chetwode*, *Ralph Sneyd*, *John Fenton Boughy*, *George Tollett*, *John Bagshaw*, *Samuel Bagshaw*, *James Stamford Caldwell*, *William Clive*, *Lawrence Henry Dundas Cockburne Clerk*, *Thomas Ford*, *William Shepherd Kinnersty*, *Thomas Kinnersty Junior*, *Edward Kinnersty*, *Richard Edensor Heathcote*, *John Robisson*, *Thomas Horwood*, *Edward Ford*, *George Plant*, *John Swinnerton*, *Joseph Pearson*, *John Turner*, *John Turner Junior*, *Thomas Butt Clerk*, *John Cooper Beckett*, *John Wilson*, *William Eardly*, *John Smith*, *Thomas Fenton*, *Robert Fenton*, *Josiah Spode*, *Josiah Spode the Younger*, *John Hales*, *Thomas Minton*, *George Wood*, *Richard Hollins*, *Ralph Stevenson*, *William Shelley*, *Benjamin Harding*, *John Latham*, *William Clewlow Junior*, *Francis Hicken Northen Doctor of Medicine*, *Richard Bent*, *John Bennett*, *Benjamin Adams of Tunstall*, *Hugh Henshall Williamson*, *Robert Griffin*, *John Smith of Penkhull*, *Samuel Mare of Knutton*, *George Wilkinson*, *Thomas Peak Junior*, *John Bill*, *Richard Bull*, *John Phillips*, *Jonathan Smith*, *Caleb Hill*, *John Clews*, *Robert Hill*, *William Hill Junior*, *Francis Burgin*, *Robert Bucknall*, *William Nickisson*, *John Nickisson*, *Thomas Allen and Hugh Booth*, shall be and are hereby added to and joined with the Trustees appointed by or in pursuance of the said recited Acts, for repairing and widening the said Road leading from *Drayton in Hales* aforesaid to *Newcastle-under-Lyne* aforesaid, and for putting all the Powers of the said recited Acts and this Act in Execution, in relation to the District of Roads called the Second District, as in the said recited Acts are described; and the Trustees herein nominated, and their Successors (being elected and qualified according to the Directions of the said recited Acts), are hereby empowered to act in the Execution of the said recited Acts and of this Act, for the District in which they are or shall be respectively appointed, as fully and effectually to all Intents and Purposes as if they had been appointed Trustees by the said recited Acts.

Trustees for  
Second Dis-  
trict.

III. And be it further enacted, That so much of the said first recited Act as enacts, that no more than one Turnpike or Toll Gate shall be erected across the Road leading from *Shawbury* to *Wem*, or more than one such Gate between *Shawbury* and *High Erroll*, and also so much thereof as enacts, that no Person should be obliged or liable to pay more than one Toll or Duty for passing the same Day on either of the said last-mentioned Roads with the same Carriage or Cattle, shall be and is hereby repealed: Provided that no more than Two Tolls in the whole shall be taken upon the said Road in one Day, to be computed as in the said Act mentioned.

Repealing  
the Restriction in former  
Act that no  
more than one  
Gate be  
erected, or  
Toll be taken  
but once a  
Day.

IV. And be it further enacted, That so much of the said recited Act of the Thirtieth Year of His present Majesty, as directs the holding of one General Meeting at *Woor*, in the County of *Salop*, on the last *Thursday* in *August* in every Year, shall be and the same is hereby repealed.

Repealing  
Part of Act  
Geo. III. as  
to General  
Meeting  
at *Woor*.

V. And be it further enacted, That one General Meeting of the Trustees appointed by or in pursuance of the said former Acts and this Act, for repairing and widening the Road from *Drayton in Hales* aforesaid to *Newcastle-under-Lyne* aforesaid, being the Second District of Road mentioned in the said recited Acts, shall be held on the last *Thursday* in *August*

For appoint-  
ing an Annual  
Meeting at  
*Mare Heath*  
or near the  
Centre of the  
Road.

*August* in every Year, at the Sign of the *Swan* at *Mare Heath*, in the said County of *Stafford*, or such other convenient Place near the Centre of the said Road, as the said Trustees shall from Time to Time appoint, between the Hours of Eleven and One in the Forenoon; and that from thence the said Trustees shall adjourn, and appoint the next Meeting to be held at *Newcastle-under-Line* aforesaid; and if at any such General Meeting there shall not appear a sufficient Number of Trustees to act, or to adjourn to another Day, the Trustees or Trustee then present, or the Clerk or Clerks to the said Trustees shall by Notice in Writing to be affixed on all the Gates which shall be then erected upon the said District of Road, at least Ten Days before the next Meeting, appoint the said Trustees to meet at the same House or Place in *Newcastle-under-Line* aforesaid, where the last Meeting there was appointed to be held, on the Fourteenth Day after the Day appointed for such General Meeting; and at such annual General Meeting the Trustees then met, or any Five or more of them then present, shall examine and audit the annual Accounts of the Clerk or Clerks, Treasurer or Treasurers, Surveyor or Surveyors, and Collectors, relating to their respective Offices, upon Oath, and then and therefrom Time to Time pass such Accounts, or so much thereof as they shall think fit and proper.

For exempt-  
ing Post  
Chaise travel-  
ing for Hire  
from Payment  
of Toll again  
(after having  
paid) for  
Twenty-four  
Hours.

VI. And be it enacted by the Authority aforesaid, That no Person or Persons travelling with a Post Chaise for Hire, who shall with the same Horses and Carriages pass through any Gate erected or to be erected by virtue of this or the said recited Acts, upon any of the Roads in either of the said Districts, shall be liable to pay more than once for passing through the said Gate or Gates at any Time or Times within the Space of Twenty-four Hours; which Space of Time shall not be computed from Twelve of the Clock at Night to Twelve o'Clock in the succeeding Night, as in the said first recited Act is mentioned, but from the Time that such Person or Persons shall pass through the same Gates or Gate, any Thing in the said recited Acts contained to the contrary thereof notwithstanding; and all and every such Person and Persons, after having paid such Toll respectively as aforesaid, shall, upon producing a Note or Ticket, Notes or Tickets, denoting such Payment, pass with such Horses, Cattle and Carriages, Toll free, during such Space of Time to be computed as aforesaid, through the respective Gates or Gate where such Payment or Payments respectively was or were made, or through such Gate or Gates not entitled to Toll by reason of such Payment, which Notes or Tickets the Collectors of the Toll are hereby required to deliver *gratis* on Receipt of such Toll.

Exemptions  
from Toll.

VII. And be it further enacted, That no Toll shall be demanded or taken for any Horse, Cattle or Beast 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 such Road lies; or Hay, Straw or Corn in the Straw only, not sold or disposed of, but passing to be laid up or placed in the Outhouses, or on the Lands of the Owners; or for any Horse, Cattle or Beast employed in carrying or conveying, or going empty to carry or convey, or returning from carrying or conveying, having

having been employed only in carrying or conveying any Ploughs, Harrows, or Implements of Husbandry, or any Lime, Mould, Dung, Compost, or Manure employed in Husbandry, for manuring or improving Lands, or for any other Thing employed in the Management of any Farm or Lands; or for any Horse 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 tolerated 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 upon other his parochial or ministerial Duty on a *Sunday*, or 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, Beast or Carriage conveying any Ordnance, Barrack or Commissariat or other public Stores of or belonging to His Majesty, or attending any Soldiers upon their March or on Duty, or drawing any Carriage attending them with their Arms or Baggage; 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 Counties of *Salop* or *Stafford*, 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 Toll 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 the Benefit of any of the Exemptions by this Act granted, not being entitled to the same, every such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds, one Moiety whereof shall go to the Informer, and the other Moiety shall be applied for the Purposes of this Act.

VIII. 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, or Commissariat, or other public 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, or the Horses or Cattle drawing the same, 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

Carriages employed in the Public Service not to be subject to Penalties for Overweight, or for additional Number of Horses.

[*Loc. & Per.*]

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or

or other Beasts of Draught, 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 other Beasts of Draught to such Waggon, Wain, Cart or other Carriage, any Thing in the said recited Acts or this Act contained to the contrary notwithstanding.

Application  
of Compensation  
Money  
when  
amounting to  
or exceeding  
200l.

IX. 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 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 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 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, Tenements, or Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements or Hereditaments, or affecting other Lands, Tenements, 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, 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 the Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in the meantime and until such Purchase shall be made, the said Money shall, by Order of the said Court of Chancery upon Application thereto, be invested by the said Accountant-General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities, and in the meantime, 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, Tenements or Hereditaments, so hereby directed to be purchased, in case such Purchase or Settlement were made.

Where less  
than 200l.  
and exceed-  
ing 20l.

X. 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 any 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

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, with the Privity and in the Name 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 the Manner hereinbefore 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 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 any Manner hereinbefore directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Chancery.

XI. Provided also, and be it further enacted, That when 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 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 recited 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 less than 20l.

XII. 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, for the Purposes of the said Road, 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 the Person or Persons to whom any 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, 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 Sum and 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 and 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 Public 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*,

In case of not making out Titles;

or if Persons cannot be found, Purchase Money to be paid into the Bank.

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*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.

XIII. 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 the said recited Acts or this Act, for the Use of the said Road, 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 the 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 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 one, 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.

Court of  
Chancery to  
direct the  
Payment of  
Expences.

XIV. Provided always, 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 said Court of Chancery, and to be applied in the Purchase of other Lands, Tenements 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 or the said recited Acts, 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 Five or more of them, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Persons  
chargeable to  
Statute-  
Work, to  
continue so.

XV. 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 Counties of *Salop* and *Stafford*, and they are hereby required, upon Application made to them by the said Trustees, or any Five or more of them, or by their Clerk or Surveyor, by their Order, respectively to adjudge and determine what Part or Proportion of the Statute-work shall every Year be done upon the said Road by the Inhabitants



bitants of the respective Parishes, Townships 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, Township, 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, Township or Place, to bring in true and perfect Lists in Writing 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, Township 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 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 public 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 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 they 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 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 and effect for the Repair of the public 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 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 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 Road, all which Forfeitures shall be paid to the Treasurer to the said Trustees,

[*Loc. & Per.*]

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and

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 Five Pounds.

Trustees may compound for Statute Work.

XVI. 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 by the Year, or otherwise, 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, Townships, 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 Tenth Day of *October* in each and every Year, or otherwise the Inhabitants and Occupiers of such Parish, Township, or Place, shall not be permitted to compound for that Year.

Expences of this Act.

XVII. And be it further enacted, That all the Charges and Expences of obtaining and passing this Act, shall be defrayed in equal Shares, between the First and Second Districts of the said Roads, in the said recited Acts mentioned ; (that is to say), one Moiety of the said Expences to be paid by the said First District, and the other Moiety by the said Second District, out of any Money already raised by virtue of the said former Acts, or out of the First Monies which shall be raised by virtue thereof, or of this present Act.

Act made Publick.

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 of the Act.

XIX. And be it further enacted, That this Act shall commence and take effect upon the passing thereof, and that the said recited Acts, (subject to the Alterations and Amendments herein contained) and this Act, shall from thenceforth continue and be in force and be executed for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.