



ANNO QUINQUAGESIMO SECUNDO

GEORGI III. REGIS.

Cap. 117.

An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing Roads in the Counties of *Flint* and *Denbigh*, so far as the same relate to the *Flint*, *Holywell*, and *Mostyn* Districts of Road. [20th May 1812.]

WHEREAS an Act was passed in the Ninth Year of His present Majesty's Reign, intituled *An Act for repairing the Road from the Turnpike Gate in the Township of Greenfield, to the North Limits of the Township of Mostyn, and from Mostyn to Henllan, and from Llanerch y Mor to Pen y ffordd-waen, in the Counties of Flint and Denbigh*: And whereas another Act was passed in the Eleventh Year of His present Majesty's Reign, intituled *An Act for enlarging the Terms and Powers granted by an Act of the Ninth Year of His present Majesty's Reign, for repairing the Road from the Turnpike Gate in the Township of Greenfield, to the North Limits of the Township of Mostyn, and from Mostyn to Henllan and from Llanerch y mor to Pen y ffordd-waen, in the Counties of Flint and Denbigh; and for extending the said Act to several other Roads in the said Counties, and the County of Carnarvon; and for taking several Roads within the said Counties out of the Power of the Trustees appointed by Two several Acts of Parliament of the Twenty-ninth and Thirtieth Years of His late Majesty; and for putting the said Roads under the Direction of the Trustees appointed by the said former and this present Act*: And whereas the several Roads in the said Acts comprised, or directed to be repaired, were by the said recited Act of the Eleventh Year of His Majesty,

[Loc. & Per.] 28 K Majesty,

Majesty, divided into separate and distinct Districts or Divisions, by Names therein mentioned, and (among the others) the First Division was thereby called *The Flint District*, containing the Road from *Northop*, through *Flint* and *Holywell*, by *Pen y ffordd waen* to the Finger-post near *Caerbys Bridge*, in the Parish of *Caerwys*, and from *Wall-wen* to the Dwelling-house of *Edward Parry*, in the Parish of *Holywell*; the Second Division was thereby called *The Holywell District*, containing the Roads from *Mold* through *Northop* and *Halkin* to *Holywell*, and the Road turning out of the same under *Brynford-Hall* and *Caulcot* to *Onnen-Gethin*, in the Parish of *Skeiviog*, and from *Mold* to *Cilken*, in the said County of *Flint*; and the Third Division was thereby called *The Mostyn District*, containing the Roads from *Greenfield Turnpike Gate* to the East End of the *Lodge-Field*, in the Parish of *Llanhasa*, and from *Mostyn*, over *Llanerch Bridge*, to *Henllan* in the County of *Denbigh*; and from *Brickbill* through *Caerwys* to *Afon-wen*, and from the Corner of *Caenewydd* in *Tre Mostyn*, to *Wibnant*, and from *Plás ucha*, through *Whitford*, to *Saith Fynnon*, and from *Llanerch y mor*, by *Downing*, to *Penn y fford waen*, in the Parish of *Whitford*, and from *Penyrallt Mostyn* to *Newmarket*, and from *Onnen Gethin*, by *Brickbill*, to a Brook near *Pant Evan* in the County of *Flint*: And whereas considerable Sums of Money have been borrowed, and are now due and owing upon the Credit of the Tolls authorized to be collected upon the said Roads within the said Districts respectively, by virtue of the said Acts, which Money cannot be paid off, nor can the said Roads be effectually widened, altered, improved, and kept in Repair, unless the Term granted and continued by the said Acts be further continued, and some of the Powers and Provisions thereof altered and enlarged, and the Tolls increased: And whereas the new Road leading from the Bottom of *Well Street*, in the Town and Parish of *Holywell* aforesaid, up to the House of *John Jones Joiner*, in *Whitford Street*, in the same Town, in the *Flint District*, and also the Road from the House heretofore in the Occupation of *Edward Parry*, and now of *Margaret Foulkes* in *Bagillt Street*, in or near to the said Town of *Holywell*, to and through *High Street* in the same Town, to the House of *Charles Simon Currier*, in the same District; and also the Road branching out of a certain Part of the Road within the *Holywell District*, at or near the South-west Corner of a Garden in the Occupation of *John Evans*, at *Pentre Halkin*, in the Parish of *Halkin*, in the County of *Flint*, over and along the present Road by *Spring Fields* and *Nantymoch*, to join the Turnpike Road from *Flint* to *Holywell*; and also the Road in the *Mostyn District*, from *Penyffordd waen*, in the said Parish of *Whitford*, by *Llyndu*, to the Road from *Pentre Halkin* to *Afon wen*, nearly opposite to the House of *John Williams* in the said Parish of *Skeiviog*; and also the Road in the same District from *Pant Gwacco* in the said Parish of *Whitford*, by *Tre'r Abbot*, to the Churchyard Gate in the Town and Parish of *Newmarket*, in the said County of *Flint*; and also the Road in the same District from opposite the Smith's Shop in the Village of *Whitford*, in the said Parish of *Whitford*, by *Vachell*, to and across the Road leading from *Onnen Gethin*, to *Brickbill*, to *Llidiartcerrig*, in the said Parish of *Caerwys*, are much out of Repair, incommodious, and dangerous for Travellers, and cannot be effectually amended and kept in Repair by the ordinary Course of Law; and it would be a great Accommodation to the Neighbourhood, and of public Utility, if the same were to be repaired, and put under the Care and Management of the Trustees for executing the said recited Acts and this

Act: And whereas it will also be of public Utility, and of Advantage to the Neighbourhood, if a Road was made from and out of the said Road within the *Mostyn* District, at the Finger-post near *Caerbys* Bridge, in the said Parish of *Caerwys*, by or near to the several Houses called *Criafol* and *Tyrally*, and down the Valley to the Foot of *Rhyallt Hill*, in the Parish of *Dymerchion*, in the said County of *Flint*, to join the Turnpike Road leading to *Saint Asaph*, and put under the Care and Management of the Trustees for executing the said recited Acts and this Act: 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 the Clauses, Powers, Authorities, Provisions, Exemptions, Penalties, Forfeitures, Matters and Things therein contained (except such Parts thereof as relate to Exemptions from Stamp Duties, and also such as are hereby varied, altered, or repealed) shall within and over and through the said Districts called *The Flint District*, *The Holywell District*, and *The Mostyn District*; be and continue in full Force and Effect, and, together with this present Act, shall be put into Execution for and during the Term herein-after mentioned, as well for the Purpose of amending, widening, improving, and keeping in Repair the Roads included in the said recited Acts, so far as such Acts relate to the Roads within the said Districts called *The Flint District*, *The Holywell District*, and *The Mostyn District*, as for amending, widening, and keeping in Repair the new Road leading from the Bottom of *Well Street*, in the Town of *Holywell* aforesaid, up to the House of *John Jones* Joiner, in *Whitford Street*, in the same Town, in the *Flint* District; and also the Road from the House heretofore in the Occupation of *Edward Parry*, and now of *Margaret Foulkes*, in *Bagillt Street*, in or near to the said Town of *Holywell*, to and through *High Street*, in the same Town, to the House of *Charles Simon* Currier, in the same District; and also the Road branching out of a certain Part of the Road within the *Holywell* District, at or near the South-west Corner of a Garden in the Occupation of *John Evans*, at *Pentre Halkin* aforesaid, over and along the present Road by *Spring Fields* and *Nantymoch*, to join the Turnpike Road from *Flint* to *Holywell*; and also the Road in the *Mostyn* District, from *Penyfford waen* aforesaid, by *Llyndu*, to the Road from *Pentre Halkin* to *Afon wen*, nearly opposite to the House of *John Williams*, in the Parish of *Skeifiog*; and also the Road in the same District from *Pant Gwacco* aforesaid, by *Tre'r Abbot*, to the Church-yard Gate in the Town of *Newmarket* aforesaid; and also the Road in the same District from opposite the Smith's Shop in the Village of *Whitford* aforesaid, by *Vuchell*, to and across the Road leading from *Onnen Gethin* to *Brickhill*, to *Llidiartcerrig* aforesaid; as also for diverting, making, and keeping in Repair a Road from and out of the said Road within the *Mostyn* District, at the Finger Post near *Caerbys* Bridge aforesaid, in, by, or near to the several Houses called *Criafol* and *Ty'r Alley*, and down the Valley to the Foot of *Rhyallt Hill*, in the Parish *Dymerchion* aforesaid, to join the Turnpike Road leading to *Saint Asaph*, as fully and effectually to all Intents and Purposes, as if the said Acts, and the Clauses, Powers, and Provisions therein respectively contained were expressed, repeated, and re-enacted in the Body of this present Act, and as if the said additional Roads had been Part of the Roads included in the said Acts, but subject nevertheless to the Alterations and Amendments herein contained, and which shall commence and take Effect upon passing of this Act;

Term enlarged.

Present Securities to be in force during the additional Term.

Act; and that this Act, and the Term and Powers hereby granted, shall, within the said District of Road called *The Flint, Holywell, and Mostyn Districts* respectively be and are hereby declared to be subject and liable to the Payment of all Monies now due and owing, or which shall or may hereafter be borrowed, or become due on the Credit of the said recited Acts, and of this Act, any or either of them, within the said Districts of Road respectively, and all Interest now due and to become due for the same respectively; and that all Mortgages or Securities for securing the Re-payment of any Money borrowed on the Credit of the Tolls authorized to be collected upon the said Roads within the said *Flint, Holywell, and Mostyn* Districts of Road respectively, and which are now in force, shall remain and continue in force during the Term granted by this Act, unless the Money thereby secured, with the Interest thereof, shall be sooner paid off and discharged.

Additional Trustees.

II. And be it further enacted, That *George Allanson* Clerk, *George Allanson* the younger, *Cuthbert Allanson* of Llannerch, *William Chambers* of Holywell, *William Cleaver* Rector of Newton, Clerk, *John Francis Cleaver*, *Whitehall Whitehall Davies* of Llannerch, Clerk, *George Davies* Clerk, *Crewe Chetwoode Davies* Clerk, of Flint, *John Douglas* of Holywell, *Thomas Mostyn Edwards* of Kilken Hall, *John Edwards* of Kellston, *James Ewer* of Brynmadyn, *Thomas Eyton* of Halkin, *Sir Stephen Richard Glynn* Baronet, *Stephen Glynne* of Hawarden Castle. *John Wynne Griffith*, *Robert Griffith* Clerk, *Thomas Griffith*, *George Griffith*, *Edward Humphrey Griffith*, *Richard Augustus Griffith*, *Frederick Griffith*, *William Henry Griffith* of Garn, *Thomas Harrison* of Saithaelwyd, *John Heaton* of Plasnewydd, *Robert Bamford Hesketh*, *Lloyd Bamford Hesketh*, *Robert Bamford Hesketh* the younger, *John Bamford Hesketh* of Grwyth, *Hugh Humphreys*, *Edward Humphreys* of Penupylle, *Edward Hughes* Clerk, *William Lewis Hughes*, *Hugh Robert Hughes*, *James Hughes* of Kinmel Park, *Lewis Hughes*, *Thomas Lewis Hughes* of the Cottage, *Thomas Hughes* Clerk of Bagillt, *Edward Chambres Jones*, *Robert Chambres Jones* Clerk, *Philip Chambres Jones*, *William Chambres Jones* of Llysmerchion, *Roger Jones* Clerk, of Newmarket, *John Jones* Clerk, Vicar of Holywell, *Edward Jones*, *Arthur Vaughan Owen Jones*, *Trevor Owen Jones*, *Edward Humphrey Owen Jones*, *Valentine Owen Jones*, *Howell Wepre Owen Jones* of Wepre Hall, *John Jones* Grocer, Holywell, *Thomas Jones*, *George Kenrick* of Mertyn, *Sir Edward Pryce Lloyd* Baronet, *Edward Mostyn Lloyd*, *Thomas Pryce Lloyd* of Pengwern, *David Lloyd* of Aelwyducha, *Baldwyn Lloyd* Clerk, *John Lloyd* of Holywell, *Llewelyn Lloyd* Clerk, Rector of Nannerch, *Edward Lloyd*, *Edward Lloyd* the younger, of Cefu, *John Lloyd* of Wygfair, *Edward Lloyd Lloyd*, *Penylan Griffith Lloyd* Clerk, Rector of Christleton, *Cynric Lloyd* of Gloddeth, *Llewelyn Lloyd* of Pontriffith, *Sir Thomas Mostyn* of Mostyn, Baronet, *Sir Pyerce Mostyn* Baronet, *Edward Mostyn* of Talacre, *Samuel Mostyn*, *Robert Mostyn*, *Samuel Mostyn* the younger, *John Mostyn* of Calcet, *Edward Morgan*, *Edward Morgan* the younger, of Golden Grove, *Robert Myddleton* Doctor in Divinity, *Robert Myddleton* the younger, of Gwaenynog, *Edward Owen* of Northop, Clerk, *Paul Penton* of Bagillt, *Henry Parry* Vicar of Llanasa, Clerk, *David Pennant*, *David Pennant* the younger, *Thomas Pennant* Clerk, of Downing, *John Conway Potter*, *Benjamin Potter* of Northop, *Ralph Richardson* of Llannerchymor, *John Roberts* Vicar of Dymerschion, Clerk, *Edward Roberts* Vicar of Whitford, Clerk, *George Roskell* of Stocking,
Robert

Robert Roberts Rector of Gwaenyfgor, Clerk, *John Lloyd Salusbury*, *John Salusbury* of Galltfaenan, *Richard Sankey*, *Charles Sankey* of Holywell, *James Sedgwick* of Greenfield Hall, the very Reverend *William Davies Shipley* Dean of Saint Afaph, *William Shipley*, *William Shipley* the younger, *Charles Shipley* Clerk, *John Robert Shipley* of Bodrhyddan, *Christopher Smalley*, *John Smalley*, *William Smedley* of Holywell, *George Strong* of Diferth, Clerk, *Thomas Thomas*, *Henry Thomas* of Downing, *Thomas Thoresby* of Holywell, *Peter Whitley* of Brynllithrig, Clerk, Sir *John Williams* Baronet, *John Williams* of Bodlewyddan, *William Williams* Rector of Saint George, *Thomas Williams* of Kelston, *William Williamson*, *William Williams* of Holywell, *Rowland Williams* Rector of Halkin, Clerk, Sir *Watkin Williams Wynn* Baronet, *Charles Watkin Williams Wynn*, *Henry Watkin Williams Wynn* of Wynstay, *John Wynne*, *Charles Wynn* of Garthmillio, *John Lloyd Wynne*, *John Lloyd Wynne* the younger, *William Holland Holland* of Coed Coch, *William Wynne* of Pickhill, *William Wynne* of Mold, and also all and every other Person now resident or who shall be resident in the said Counties of *Flint* or *Denbigh*, shall be and they are hereby added to and joined with the Trustees nominated, appointed, or elected in or by virtue of the said recited Acts; and the said Trustees hereby appointed, and their Successors (being qualified in Manner herein-after directed), shall have and are hereby vested with the same Powers and Authorities for the Execution of the said recited Acts and this Act, so far as the same relate to the said Districts of Road called *The Flint District*, *The Holywell District*, and *The Mostyn District*, as fully and effectually to all Intents and Purposes as if they had been appointed by virtue of the said Acts or either of them; but they and all other Trustees respectively shall, before they or either of them shall be enabled to act, take the following Oath in the Presence of Two other Trustees, previously sworn:

I *A. B.* do swear, That I will faithfully and impartially, and to the best of my Knowledge and Judgement, execute the Trusts and Powers reposed in me by the several Acts passed for repairing the Roads within the said Districts of *Flint*, *Holywell* and *Mostyn*, and in the said recited Acts and this Act described. So help me GOD.

III. Provided always, and be it further enacted, That no Person shall act or vote or be capable of acting or voting in the Execution of this Act, unless he be possessed of an Estate in Land of the clear yearly Value of Fifty Pounds above Reprizes, or of a Personal Estate of the Value of One thousand Pounds, or be the Heir apparent of a Person possessing an Estate in Land of the yearly Value of One hundred Pounds above Reprizes, under and subject to the Penalty inflicted by the said Act of the Ninth Year of His Majesty's Reign. Trustees to be qualified.

IV. And be it further enacted, That the Trustees for executing the said Acts and this Act, or any Five or more of them, shall meet within One Calendar Month after the passing of this Act, at the *Bell and Antelope Inn* in *Holywell*, and proceed in the Execution of the said recited Acts and this Act, and from thence may adjourn to any other Time or Times as often as may be expedient, and meet at any Place or Places within the said *Flint*, *Holywell* and *Mostyn* Districts of Road, or any of them, as shall at such First Meeting or Adjournments be appointed; and shall also yearly, some Time in the Month of *August*, hold one General Meeting at some Inn or Public House in *Holywell* aforesaid, which Meeting shall be called the First General Meeting.

[Loc. & Per.]

General Annual Meeting, whereat Five or more Trustees shall be present to constitute a Meeting, and they (being so present) are hereby empowered to carry the said recited Acts and this Act into Execution, and to examine, settle and adjust the Proceedings of all the Meetings relating to the said Trusts held the preceding Year, and to adjourn and hold other Meetings during the succeeding Year, at such Place or Places within the said *Flint*, *Holywell* and *Mostyn* Districts of Road, or any of them, as shall from Time to Time be deemed expedient at such General Annual Meetings, or any adjourned Meeting or Meetings.

At all Meetings (except the General Meetings,) Three Trustees sufficient to act.

V. And be it further enacted, That every Year after such General Annual Meeting, such further Meetings shall be held from Time to Time within the said Districts of Road as shall be necessary for carrying this Act and the said recited Acts into Execution, at which last-mentioned Meetings Three Trustees shall be competent to act, and direct all Works, and let and lease the Tolls, and do all other Acts necessary in the Execution of the Powers given by this Act and the said recited Acts.

Meetings on Emergencies:

VI. And be it further enacted, That if after any Adjournment of the said Trustees it shall at any Time be thought necessary that an earlier Day of Meeting shall be appointed than the Day appointed by such Adjournment, then and in such Case the Clerk or Clerks to the Trustees, upon an Order in Writing signed by Three or more of the acting Trustees, although not assembled at a Meeting, mentioning the Time, Place, and Purpose of such Meeting, shall forthwith give Notice thereof in the Manner herein-after directed, and of the Time and Place which shall be mentioned in the Order of the said Trustees, (such Time not being less than Ten Days after such Notice), and such earlier Meeting shall or may be held accordingly; and all the Proceedings of the Trustees at all such Meetings, shall be as valid and effectual as they would have been in case such Meetings had been held in pursuance of Adjournments: Provided always, that if it shall happen that Five or more Trustees do not attend at any General Annual Meeting, or Three or more Trustees do not attend such other Meetings, or adjourned Meetings, then the said respective Meetings shall be adjourned by the Clerk of the Trustees for the Time being, and another Meeting called at any Place within any of the said Districts of Road by Notice in Writing to be given under his Hand, in Manner and according to the Directions in that Respect herein-after contained or referred to, and so from Time to Time until the competent Number shall have met: Provided always, that the Interval between a Meeting adjourned and the next following Meeting, shall not at any Time exceed Six Calendar Months.

Clerk to give Notices of Meetings.

Notices as to 9 G 3. repealed as to Flint, Holywell, and Mostyn Districts.

Notice to be given by Clerk or Treasurer.

VII. And be it further enacted, That so much of the said recited Act of the Ninth Year of the Reign of His present Majesty, which requires that the Notices therein provided or directed should be put upon all the Turnpikes in the said Act mentioned, whether under the Hands and Seals of Five Trustees, or of their Clerk or Treasurer, shall, so far as the same respects or relates to the said Districts of Road, called *The Flint District*, *The Holywell District*, and *The Mostyn District* of Road, be and the same is hereby repealed; and that all such Notices, and all other Notices required by the said Act, shall be given under the Hand of the Clerk to the Trustees of each of the said Districts of Road respectively, or in Default of a Clerk, under the Hand of the Treasurer, by Order of the said Trustees

at their respective Meetings within each such District of Road; and such Notices shall be given, in Point of Time or Times, according to the Directions contained in the said recited Act of the Ninth Year of the Reign of His said Majesty, and placed on the Turnpike Gate or Gates within such Districts of Road respectively, and on no other Gate or Gates.

VIII. And be it further enacted, That the said Trustees, or any Three or more of them, shall and they are hereby authorized and required to take sufficient Security from every Treasurer or Receiver appointed or to be appointed for the Purposes of this Act, in the said respective Districts of Road for the due and faithful Execution of his Office.

Treasurer to give Security to the Trustees.

IX. And be it also further enacted, That in case any Collector or Receiver, Lessee or Lessees, or Persons renting the Tolls under this or the said recited Acts, shall neglect or refuse to pay to the Treasurers of the said Districts of Road respectively, all or any Part of the Tolls or Monies by him, her, or them received, or which shall hereafter be received by him, her, or them, or the Rent reserved and due for the same or any Part thereof, at the Time or Times whereon the same are by the Letting made payable; or if any Person or Persons from whom any such Tolls is, or are, or shall be due or owing, do or doth or shall refuse to pay the same to any such Collector or Receiver, all such Monies and Tolls shall be recovered upon the Complaint of such Collector or Receiver, or of the Treasurer of the said Trustees, before one Justice of the Peace of the said Counties of *Flint* and *Denbigh* respectively, in the Manner directed by the said Act of the Ninth Year of His Majesty's Reign for recovering Penalties.

How to recover Debts.

X. And be it further enacted, That in all Actions, Causes, Suits, Bills, Plaints, Indictments, Prosecutions, Trials, or Proceedings at Law, to be had, brought, prosecuted, or defended in pursuance of this Act, the said Trustees may sue and be sued in the Name of their Treasurer or Clerk for the Time being; and that no Action or Suit, or other Proceedings to be brought or commenced, prosecuted or defended, by or against the said Trustees or any of them, by virtue of the said recited Acts or this Act, in the Name of their Treasurer or Clerk, shall abate or be discontinued by the Death or Removal of such Treasurer or Clerk, or by the Act of such Treasurer or Clerk, without the Consent of the said Trustees, or any Three or more of them, but that the Treasurer or Clerk to the said Trustees for the Time being shall always be deemed the Plaintiff or Defendant in every such Action or Suit: Provided always, that the Treasurer or Clerk in whose Name any Action or Suit shall be commenced, prosecuted, or defended, in pursuance of this Act, shall be fully reimbursed and paid, out of the Monies to arise by virtue of the said recited Acts or this Act, all such Costs, Charges, Damages, and Expences, as by the Event or in consequence of any such Action or Proceeding he shall be put unto, or become chargeable with, by reason of his being so made Plaintiff or Defendant.

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

XI. And be it further enacted, That it shall be lawful for the said Trustees, or any Person or Persons appointed, or to be appointed Collector or Collectors by virtue of this or the said recited Acts, to demand and take the several Tolls and Duties following, at each and every of the respective Turnpikes or Toll Gates, or Turnpike or Toll Gate erected, or which shall be erected in, upon, or across the said respective Districts of Road by virtue

Tolls.

virtue of the said recited Act or this Act, and on every Day (such Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night); that is to say,

For every Horse or other Beast, drawing any Coach, Landau, Chariot, Post Chaise, Calash, or other wheeled Carriage (not being a Waggon or Cart), any Sum not exceeding Sixpence :

For every Horse, Mule or Afs, or Yoke of Oxen, drawing any Waggon or Cart, the Wheels whereof shall be full Six Inches in Breadth on the Bottom of the Sole, with the Tiring cylindrical or flat, or not deviating more than an Inch from a flat Surface, and the Nails counter-sunk and even with the Surface of the Tiring, any Sum not exceeding Sixpence :

For every Horse, Mule or Afs, or Yoke of Oxen, drawing any Waggon or Cart, the Wheels whereof shall be less than Six Inches in Breadth, or the Tiring deviating more than an Inch from a flat Surface, or the Nails raised above the Surface of the Tiring, any Sum not exceeding Eightpence :

For every Horse, Mare, Gelding, Mule, Afs, or other Beast, drawing Timber on any Carriage, any Sum not exceeding Eightpence :

For every Horse, Mare, Gelding, Mule, Afs, or other Beast, laden or unladen, and not drawing, any Sum not exceeding One Penny Halfpenny :

For every Drove of Oxen, Cows, or other Neat Cattle, any Sum not exceeding Twenty-pence *per* Score; and so in Proportion for any greater or less Number :

For every Drove of Calves, Hogs, Sheep or Lambs, any Sum not exceeding Ten-pence *per* Score; and so in Proportion for any greater or less Number :

And the said respective Tolls shall be demanded and taken before any Horse or Horses, or other Beast or Cattle, or any Carriage whatsoever be permitted to pass through any such Turnpike or Toll Gate; and the said respective Tolls shall be and are hereby vested in the said Trustees.

Double Tolls
on Sundays.

XII. And be it further enacted, That on every *Sunday* during the Continuance of this Act, there shall be demanded and taken at the Toll Gates on the said Roads, within the said Districts of Road respectively, by the said respective Collectors within the same, before any Horse, Cattle, Beast or Carriage, shall be permitted to pass through the same, Double the respective Tolls or Sums of Money herein-before mentioned respectively.

Limiting the
whole Num-
ber of Tolls
on the Road.

XIII. And be it further enacted, That no more than Three Tolls in the whole shall be demanded or taken for or in respect of the same Horse or Horses, Beast, Cattle or Carriage, in any One Day to be computed as afore said, for passing or repassing through all the Gates upon the said Road, within the said Districts of Roads respectively; that is to say, One of such Tolls, and no more, for passing and repassing through all the Gates within the said District of Road called *The Flint District*; One other of such Tolls, and no more, for passing and repassing through all the Gates within the said District of Road called *The Holywell District*; and One other of such Tolls, and no more, for passing and repassing through all the Gates within the said District of Road called *The Mostyn District*.

XIV. And whereas the Exemptions from Tolls granted by the said re-
cited Acts have been found inconvenient and detrimental, be it therefore
enacted, That the said Exemptions, and every of them, shall be and are
hereby declared to be repealed, so far as respects the said *Flint, Holywell,*
and *Mostyn* Districts of Roads.

Exemptions
from Tolls,
under former
Acts re-
pealed.

XV. Provided always, and be it further enacted, That no Toll shall be
demanded or taken upon the said *Flint, Holywell,* or *Mostyn* Districts of
Road, for any Horse or Horses, or other Beast or Cattle, or for any Waggon,
Wain, Cart, or other Carriage, employed in carrying or conveying, or going
empty to fetch, carry or convey, or returning empty 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 making or repairing the said Road, or any of the Roads in the
Townships or Parishes in which any Part of the said Road lies; or for
Seed for seeding the Ground; or Hay, Fodder, Turnips, Straw, or Corn
in the Straw only, Goss or Dead Hedgwood, not sold or disposed of, but
passing to be laid up, or placed in the Houses, Barns, Out-houses, or Yards,
or on the Lands of the Owners thereof, (except in case such Produce shall be
removed to any other Parish than the Parish wherein such Produce was origi-
nally laid up); or for any Horse, Beast, or other Cattle or Carriage employed
in carrying or conveying, or going empty to fetch, carry or convey, or return-
ing empty from carrying or conveying, having been employed only in carry-
ing or conveying on the same Day any Ploughs, Harrows, or Imple-
ments of Husbandry, or any Mould, Dung, Compost, or Manure (Lime
only excepted), employed in Husbandry for manuring or improving
Lands, or any Thing employed in the Management of any Farm or Lands;
or for any Horses or other Beasts going to or returning from Pasture or
Watering-place, or going to be or returning from being shod or farried;
or from any Person or Persons going to or returning from his or her,
or their proper Parochial Church, Chapel, or other Place of Religious
Worship on *Sundays*, or any other Day on which Divine Service is
ordered by Authority to be celebrated; or going to or returning from
attending the Funeral of any Person who shall die and be buried in any of
the Parishes in which the said Road lies; or from any Clergyman going
to visit or returning from visiting any sick Person, or on other his Paro-
chial or Ministerial Duty; or for any Horses or Carriages 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, or guarding such Mails or Expresses,
or in returning back from conveying the same; or for the Horse or
Horses of any Officers or Soldiers on their March or on Duty, or for any
Horse or Horses, or other Beast, or any Cart, Carriage, or Waggon em-
ployed in carrying or conveying or returning therefrom, having been
employed only in carrying or conveying the Arms or Baggage of any such
Officers or Soldiers, or in carrying or conveying any sick, wounded or dis-
abled Officers or Soldiers; or 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, or Barrack or
Commissariat, or other Public Stores of or belonging to His Majesty, or
for the Use of His Majesty's Forces, or returning from having been so
employed; or for any Horse, Mare, or Gelding furnished by or for any
Person belonging to any Corps of Yeomanry or Volunteer Cavalry, or
[*Loc. & Per.*] 28 M Infantry,

Exemptions.

Infantry, and rode by him in going to or returning from any Place appointed for and on the Days of Exercise, Inspection or Review, provided that such Person shall be dressed in the Uniform of his Corps, and shall have his Arms, Furniture, and Accoutrements, according to the Regulations of such Corps at the Time of claiming the Exemption; or for Horses, Carts, or Waggons travelling with Vagrants sent by legal Passes, or returning after having been so employed; or for any Horses, Coaches, or other Carriages, going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the Counties of *Flint* or *Denbigh*, or the Boroughs in the same Counties respectively, on the Day or Days of such Election, or the Day before or Day after such Election shall begin or be concluded; and if any Person shall by any fraudulent or collusive Means whatsoever, claim or take the Benefit of any of the Exemptions aforesaid, 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 be paid to the Informer, and the other Moiety shall be applied to the Purposes of this Act.

Exempting Carriages conveying King's Stores, &c. from Penalties for Overweight.

XVI. 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, or 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 Horse or Horses drawing the same, while so employed, 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 the 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 or the said recited Acts contained to the contrary notwithstanding.

Clause empowering Trustees to let the Tolls, under 9 G. 3. repealed and another added.

XVII. And be it further enacted, That so much of the said recited Act of the Ninth Year of the Reign of His present Majesty, as authorizes the Trustees, or any Five of them, to let or farm the Tolls thereby granted in Manner therein directed, shall be and the same is hereby repealed, and that from and after the passing of this Act it shall be lawful for the said Trustees, or any Three or more of them, to demise, lease, and to farm or let, all or any of the Tolls granted by the said recited Acts and this Act, or any of them, within the said *Flint*, *Holyhead*, and *Mostyn* Districts of Road, to any Person or Persons for any Term or Number of Years, not exceeding Three Years, at any One letting, for the highest Rent that can be reasonably got for the same, to be paid and payable at such Times, and under such Covenants, and to such Person or Persons, and with such Sureties for the due Payment thereof, as the said Trustees or any Three or more of them shall direct or appoint, and to be applied and disposed of as the Tolls granted by the said recited Act of the Ninth Year of the Reign of His present Majesty, and this present Act, are directed to be applied and disposed of, and to no other Use, Intent or Purpose whatsoever: Provided always, that the said Trustees, or any Three or more of them, shall, before the letting of the said Tolls, at all Times,

Notice to be given of leasing the Tolls.

Times, cause Fourteen Days Notice at the least to be affixed upon all the Toll Gates which shall be then standing upon the said Roads within the said *Flint*, *Holywell*, and *Mostyn* Districts of Road, of their Intention to lease or demise such Tolls, or any Part thereof.

XVIII. And be it further enacted, That during such Time as the said Tolls, or any Part or Parts thereof shall be leased, demised, or in Farm to any Person or Persons whomsoever, it shall be lawful for the Lessee or Lessees, Farmer or Farmers thereof, or such other Person or Persons as he or they shall by Writing or Writings under his, her, or their Hand or Hands authorize or appoint, to demand and take the said Tolls, and to use all such Means and Methods for the Recovery thereof, in case of Non-payment or Evasion, as the Collectors appointed under or by virtue of the said recited Acts or this Act are by the said recited Acts or this Act empowered to use.

Lessees, or Persons appointed by them, may collect the Tolls.

XIX. And whereas Maps or Plans describing the Line of the said Roads, and the Lands, Hereditaments and Premises through which the proposed Alterations are to be made or carried, together with Lists of Reference, containing the Names of the Owners and Occupiers of such Lands and Premises, have been deposited at the Offices of the Clerks of the Peace for the said County of *Denbigh*; be it therefore enacted, That the said Maps or Plans, and Lists of Reference, shall remain in the Custody of the Clerk of the Peace for the said County of *Flint*, to the End that all Persons may at any reasonable Times have Liberty to inspect and peruse the same, and to take Copies or Extracts thereof at their Will and Pleasure, paying the Clerk of the Peace the Sum of One Shilling for every such Inspection, and at the Rate of Sixpence for every Seventy-two Words of such Copies or Extracts; and that the said Trustees in making the said Roads shall not deviate more than One Hundred Yards of Three Feet each from the Line described in the said Maps or Plans, without the Consent and Approbation in Writing of the Person or Persons, Bodies Politic, Corporate or Collegiate, through whose Lands or Premises such Deviation shall be made.

Road to be made according to the Map or Plan deposited at the Office of the Clerk of the Peace.

XX. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to make the said Alterations of Road into, through, across, or over the several Lands, Hereditaments or Premises of any Person or Persons who is or are or may be Owner or Owners of Land or Premises over which the same is or are set out and described in the said Maps or Plans as aforesaid, although the Name or Names of such Person or Persons may happen to be omitted or mistated in the said Lists of Reference, in case it shall appear to any Two or more Justices of the Peace for the said County of *Flint*, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake; and such Certificate shall be deposited with and remain in the Custody of the Clerk of the Peace for such County.

Lands marked in the Plan may be used, notwithstanding Errors in the Books of Reference.

XXI. And be it further enacted, That in case the Tolls arising from all or any of the Turnpikes or Toll Gates, Weighing Engine or Weighing Engines, erected or to be erected on the said Roads, shall at any Time or Times be demised or let to Farm to any Person or Persons whomsoever, and the Lessee or Lessees, Farmer or Farmers, to whom the said Tolls shall

To enable Trustees to take Possession of Toll Houses, &c. in the Hands

of Lessees,
Farmers or
Collectors.

be respectively demised or let, shall neglect or refuse to perform the Terms and Conditions on which the same shall be so demised or let, or in case the Rent or Rents agreed to be paid by such Lessee or Lessees, Farmer or Farmers, or any Part or Instalment thereof shall be in Arrear and unpaid for the Space of Ten Days next after any of the Days on which the same ought to be paid, pursuant to the Contract or Agreement for letting the same; or if any Collector or Receiver of the Tolls who shall be discharged from his said Office by the said Trustees, or the Wife or Widow, or any of the Family, or Representatives of any Collector or Receiver who shall die, abscond, absent himself, or be discharged, or any other Person, who shall refuse to deliver up the Possession of any Toll House or Toll Houses, Weighing Engine or Weighing Engines, with the Buildings and Appurtenances thereto belonging, for the Space of Three Days next after Demand made thereof in Writing, signed by any Three of the said Trustees, or by their Clerk or Treasurer, and left at such Toll House, or in any Toll Houses, Weighing Engine or Weighing Engines, then and in any of the said Cases it shall be lawful for the said Trustees, or any Three or more of them, or their Clerk or Treasurer, or other Person authorized by Writing under the Hands of any Three or more of the said Trustees, with such Assistance as shall be necessary, to enter into and upon the Possession of such Toll House or Toll Houses, Weighing Engine or Weighing Engines, and other Buildings and Premises in the Day-time, and to remove the Person or Persons who shall be found therein, together with his, her, or their Goods, out of the same, and from the Collection of the Tolls there payable, and to put the said Trustees, or any of their Officers, or any other Person or Persons appointed by the said Trustees, or any Three or more of them, into the Possession thereof; and on such Lessee or Lessees, Farmer or Farmers, or any Person or Persons, employed by or in Possession under them, being so put out of Possession as aforesaid, it shall be lawful for the said Trustees, or any Three or more of them, if they shall think fit, to vacate and determine the Contract or Agreement for leasing or letting the said Tolls to such Lessee or Lessees, Farmer or Farmers, and the same shall accordingly be utterly void to all Intents and Purposes, as if such Demise, Contract or Agreement had never been made, (save as to the Covenants and Agreements for Payment of the Rent or Rents thereby reserved and made payable); and it shall be lawful for the said Trustees, or any Three or more of them, in every such Case to demise or let to Farm the said Tolls again to any other Person or Persons, in the same Manner as if no former Demise, Contract or Agreement had been made or entered into relative to the same.

Empowering
the Trustees
to make the
new Diver-
sion of Road.

XXII. And be it further enacted, That it shall be lawful for the said Trustees appointed under and by virtue of the said recited Acts or this Act, or any Three or more of them, or for such Persons as they or any Three or more of them shall employ for that Purpose, and they are hereby fully authorized and empowered to set and stake out, and to form, make, and complete a new Diversion of Road from and out of the said Road within the *Mostyn* District, at the Finger Post, near *Caerbys* Bridge, in the said Parish of *Caerwys*, by or near to the several Houses called *Criafol* and *Tirally*, and down the Valley to the Foot of *Rhyallt Hill* in the Parish of *Dymerschion* aforesaid, to join the Turnpike Road leading to *Saint Asaph*; and for that Purpose it shall be lawful for the said Trustees, their Surveyor or Surveyors, Officers, Servants, or Workmen, with or without Carriages

or

or Cattle, to enter and be upon any private Lands, Grounds, and Hereditaments, through which or whereupon the said new Diversion of Road is intended to pass, or the Lands or Grounds adjoining thereto, first making Satisfaction to all Parties interested, in Manner directed by the said recited Acts, but without making any Compensation or Satisfaction for any Part of any Commons or Waste Grounds which may be entered upon and used for the Purpose of making or diverting the said new Diversion of Road; and to cut and make such Drains, Gutters, and Tunnels in or upon the Lands adjoining or near such new Diversion of Road as shall be by them thought necessary or proper for draining the Water from such new Diversion of Road, according to the true Intent and Meaning of this or the said recited Acts, doing as little Damage as may be in the Execution of the Powers to them hereby granted, and making reasonable Satisfaction to the Owners or Proprietors of and all Persons interested in such Lands, for all Damages which shall be sustained by executing the Powers and Authorities hereby given; and in case any Difference concerning the same shall arise between the said Trustees, and such Owners or Proprietors, and Persons interested as aforesaid, the same shall be ascertained and settled by a Jury in Manner directed by the said recited Acts with respect to the Valuation of Land intended to be made Part of the Roads therein described; and which said new Diversion of Road, when the same shall be made over Waste Lands, shall not be of less Breadth than Twenty-four Feet, and where the same shall be made over Open Fields, and old inclosed Lands, shall not be of less Breadth than Twenty-four Feet.

XXIII. Provided also, and be it further enacted, That the Powers and Authorities hereby given shall not extend or be construed to extend to empower or authorize the said Trustees to take or pull down any Dwelling House or other Building, or to take in or make Use of any Orchard, Garden, Yard, Park, Paddock, planted Walk, or Avenue to a House, or any inclosed Ground planted and set apart as a Nursery for Trees, or any Part thereof respectively, without the Consent in Writing of the Owner or Proprietor thereof first had and obtained, other than and except such as are marked or described in the said Plan and Lists of Reference, any Thing in this Act contained to the contrary in any wise notwithstanding.

Trustees restrained from pulling down Dwelling Houses, etc. without the Consent of the Owners.

XXIV. And be it further enacted, That in every Case where the said Roads, or any Part or Parts of them, are ordered to be diverted or altered, the said Trustees, or any Three or more of them, may sell the Part or Parts of such Roads which shall be diverted or altered, or exchange the same for the Lands to be required for the new Part of the Road according to the Value.

Trustees may sell the old Road.

XXV. Provided always, and be it further enacted, That in case the said Trustees shall think proper to sell or dispose of any Piece or Pieces of Ground, not wanted for the Purposes of this Act, they shall first offer the same for Sale to the Person or Persons of whom the same shall have been purchased, or (in case such Ground shall be a Piece or Pieces of old Road) to the Person or Persons whose Lands shall adjoin thereto; and if such Person or Persons respectively shall then and thereupon refuse, or shall not agree (except with respect to or on account of the Price thereof)

First Offer to whom to be made.

to purchase the same respectively, an Affidavit to be made and sworn before a Master or Master Extraordinary in the High Court of Chancery, or before Two of His Majesty's Justices of the Peace for the County in which such Piece or Pieces of Ground shall be situate, (who are hereby respectively empowered to take such Affidavit), by some Person or Persons no way interested in the said Piece or Pieces of Ground, stating that such Offer was made by or on the Behalf of the said Trustees, and that such Offer was then and thereupon refused, or was not agreed to by the Person or Persons to whom the same was made, shall in all Courts whatsoever be sufficient Evidence and Proof that such Offer was made and was refused, or not agreed to by the Person or Persons to whom such Offer was made (as the Case may be); and in case such Person or Persons shall be desirous of purchasing such Piece or Pieces of Ground, and he, she, or they, and the said Trustees, shall differ, or not agree with respect to the Price thereof, then the Price or Prices thereof shall be ascertained by a Jury, in Manner by the said Acts directed, with respect to disputed Value of Premises to be purchased by the said Trustees in pursuance of the said Acts; and the Expence of hearing and determining such Difference shall be borne and paid in like Manner as by the said Acts directed, with respect to such Purchases made by the said Trustees, *mutatis mutandis*, and the Money to arise by the Sale or Sales which may be made by the said Trustees, of such Piece or Pieces of Road or Ground as aforesaid, shall be applied to the Purposes of this Act; but the Purchaser or Purchasers thereof shall not be answerable or accountable for any Misapplication or Non-application of such Money.

Application
of Compensation where
exceeding
200l.

XXVI. 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 this or the said recited Acts, for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or other Person or Persons under any other Disability or Incapacity, 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 said Trustees, 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 Incumbrance, 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, Intents, or Purposes; or where such Money shall not be so applied then the same shall be laid out and invested, under and with 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, and 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, or capable of taking Effect; and

in

in the mean Time, and until such Purchase shall be made, the said Money shall, by Order of the said High Court of Chancery, upon Application thereto, be invested by the said Accountant General, in his Name, in the Purchase of Three Pounds *per Centum* Consolidated, or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities, shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would, for the Time being, have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments so to be purchased under the Authority of this or the said recited Acts, in case such Purchase or Settlement was made.

XXVII. 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 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 Three or more of the said Trustees for executing this and the said recited Acts, (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 said High Court of Chancery.

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

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

Application where the Money is less than 20l.

XXIX. 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 this or the said recited Acts shall refuse to accept the same, or shall not

In case of not making out Titles, or if Persons cannot be found, Pur-

chafe Money to be paid into the Bank, subject to the Order of the Court of Chancery, on Motion or Petition.

be liable to make a good Title to the Premises, to the Satisfaction of the said Trustees, or any Three or more of them; or in case the 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, Tenements, or Hereditaments, be not known or discovered, then, and in every such Case, it shall be lawful for the said Trustees, or any Three 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 Privy of the Accountant General of the High Court of Chancery, to be placed to his Account, to the Credit of the Parties interested in the Lands, Tenements, or Hereditaments, (describing them), subject to the Order, Control, and Disposition of the said High 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 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, 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 what 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.

Where any Question shall arise touching the Title to Money to be paid, &c.

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

The Court may order reasonable Expenses to be paid by Trustees.

XXXI. 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 or the said recited Acts, the Purchase Money for

the same shall be required to be paid into the High 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 High Court of Chancery to order the Expences of all Purchases 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, to be paid by the said Trustees, out of the Monies to be received by virtue of this or the said recited Acts, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

XXXII. 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 respective Districts of Road, or any Part thereof, shall still remain liable thereto, in like Manner as heretofore; and it shall be lawful for any Two or more Justices of the Peace for the said Counties of *Flint* or *Denbigh* respectively, 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, shall be by him or them paid to the said Trustees, or their Treasurer; and in order thereunto, it shall be lawful 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 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 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 public Highways; and out of such Lists the said Justices shall or may allot, appoint, and order such and so many of the Persons who shall appear to be subject and liable to do 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 Haytime 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 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 or 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 this Act or the said recited Acts authorized

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, 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, 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 who 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 Penalties as aforesaid, as if he had neglected or refused to come, or such Team or Draught had not been sent to work on any Part of the said 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 List 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.

Subscribers to pay to Treasurer.

XXXIII. And be it further enacted, That all and every Person and Persons who have subscribed or who shall subscribe his, her, or their Name or Names for any Sum or Sums of Money for making and repairing the said Roads, or for any Purpose towards carrying this Act into Execution, shall and they are hereby required to pay the same to the respective Treasurers of the said Trustees in each District of Road respectively for the Time being; which Treasurers, in their respective Districts, are and each of them is hereby authorized to demand and receive the same, and in case of Refusal or Neglect of Payment to bring an Action or Actions for Debt for and recover the same against the Person or Persons refusing or neglecting Payment, in any of His Majesty's Courts of Record within *Great Britain*.

Expences of this Act how to be paid.

XXXIV. And be it further enacted, That all the Costs, Charges and Expences incident to and attending the obtaining and passing of this Act, shall be paid by the said Trustees, or any Three or more of them, out of the Monies already collected or received, or out of the first Monies to be collected or received by virtue of the said recited Acts or this Act, or any of them, in Preference to all other Payments whatsoever, in the Shares and Proportions following; that is to say, Three Fourth Parts or Shares thereof (the Whole into Four equal Parts or Shares to be divided) by the Trustees of the *Flint* and *Holywell* Districts or Divisions of Road, and the remaining One Fourth Part thereof (the Whole to be divided as aforesaid), by the Trustees of the *Mosbyn* District or Division of Road.

Public Act.

XXXV. 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.

XXXVI. And be it further enacted, That the said recited Acts (subject to the Alterations and Amendments herein contained within the said Districts of Road called *The Flint, Holywell, and Mostyn Districts of Road*), shall continue and be in Force, and be executed for and during the Residue now to come and unexpired of the Terms granted and enlarged and continued by the said recited Acts, and from the Expiration thereof for and during the further Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

Acts further
continued.

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