



ANNO QUINQUAGESIMO SECUNDO

GEORGI II. REGIS.

Cap. 57.

An Act for improving the Public Roads in and through the City of *Coventry*. [20th *April* 1812.]

WHEREAS the City of *Coventry* is situated in the main and direct Road from *London* to *Birmingham*, *Chester*, *Liverpool*, and *Holyhead*, and in the main Line of Road from *Nottingham*, *Derby*, and *Leicester*, to *Warwick*, *Oxford*, *Gloucester*, *Bath*, and *Bristol*, and is also a great Thoroughfare to and from other Parts of the Country: And whereas the public Roads through a Street called *Broadgate*, in the Parishes of *Saint Michael* and the *Holy Trinity* in the said City, and also through Streets called *Much Park Street*, *Earl Street*, and *Jordan Well*, in the said Parish of *Saint Michael*, and through Streets called *Fleet Street* and *Spon Street*, in the Parish of *Saint John Baptist* in the said City, are in many Parts circuitous and narrow, in consequence of which serious Accidents frequently happen to Persons passing through the said City; and it is expedient, for the Safety and Accommodation of Persons travelling through the said City, that the present public Roads through the before-mentioned Streets, should in some Parts be widened and straightened, and that a new Road should be made from and out of *Smithford Street* in the said Parish of *Saint Michael*, near to the *King's Head Inn*, to adjoin the Turnpike Road leading from the said City of *Coventry* to *Warwick*: But the several Purposes aforesaid cannot be effected without the Aid and Authority of Parliament; 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,

[*Loc. & Per.*]

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and

Trustees.

and Commons, in this present Parliament assembled, and by the Authority of the same, That *Charles Bowyer Adderley, Henry Cadwallader Adams, Esquires, the Reverend Thomas Coker Adams, Charles Adams, the Honourable Henry Richard Greville commonly called Lord Brooke, Sir Theophilus Biddulph Baronet, the Reverend William Bree, William Bird Esquire, the Reverend Anthony Blifs, the Reverend William Thomas Bree, James Beck Esquire, Richard Bury, William Buck, Benjamin Butterworth, Robert Bunney, Thomas Banbury, John Bagshaw junior, Thomas Bailden, Joseph Bosworth, the Reverend William Brooks, Jabez Barton, Richard Booth, Thomas Bache, Moses Backhouse, Samuel Barton, the Honourable Berkeley Craven, the Honourable Keppel Craven, Bayes Cotton Esquire, the Reverend Thomas Cattell, the Reverend Thomas Cox, John Cleeter, Samuel Carter, John Clarke, John Carr, Thomas Cope, William Clarke, Joseph Collins, James Crump, William Carter, Dugdale Stratford Dugdale Esquire, Wriothefley Digby Esquire, the Reverend Timothy Davis, Benjamin Dickens, Luke Dresser, Thomas Eagle, William Ward Eagle, Charles Eyre, the Honourable Charles Finch, the Reverend Francis Franklin, John Farr, Joseph Ford, Stephen Freeman Esquire, the Honourable Heneage Finch commonly called Lord Guernsey, Francis Gregory, Abraham Grimes, Richard Gresley, James Gunman, Bertie Greathead, Arthur Gregory, Esquires; the Reverend Abraham Dixwell Grimes, Basil Goode, Joseph Gulson, John Gibbins, Joseph Gibbs, John Gulson, James Grant, Thomas Goodall, Jeremiah Goodall, the Honourable Wheler Hood, Richard Hopkins, Abraham Hume, Henry Harries, Esquires; James Harris, Thomas Hookham, Charles Harris, Abraham Herbert, Henry Harris, William Hawkes, John Hands, Thomas Hadley, Joseph Hewitt Esquire, the Reverend John Jarrard, Edward Inge, John Wightwick Knightley Esquire, Sir James Lake Baronet, the Reverend Thomas Leigh, James Henry Leigh, John Newdigate Ludford, William Little, David Lloyd, Richard Lloyd, Henry Lane, Esquires; John Lant, Charles Lilly, John Lapworth, John Laing, George Lant, Sir Charles Mordaunt Baronet, the Mayor and Aldermen of the City of Coventry for the Time being, Peter Moore, William Mills, Charles Mills, Esquires; Thomas Morris, Nathaniel Merridew, William Marsh M. D., Thomas Minster, Thomas Morris, John Mullis, the Reverend Edward Neale, Francis Newdigate, Charles Newcomb, Esquires; Joseph Newcomb, John Nickson, Robert Newbold, Thomas Owen, Sir Robert Peele Baronet, Francis Parrott, Robert Peele, Esquires; William Preeft, William Perkins, Francis Perkins, William Perkins, John Perkins M. D., the Reverend Samuel Paris, Mark Pearman, Matthew Payne, Edmund William Percy, Joseph Phillips, John Pepper, William Pears, the Reverend James Roberts, John Ratliff, David Rattray M. D., Joseph Hughes Rann, Richard Rawlings, John Roughton, John Ryley, Skeers Rew, Noah Rollason, Charles Radford, Sir Gray Skipwith Baronet, Ralph Sheldon, John Seymour, John Shuckburgh, William Payton Summerfield, Esquires; the Reverend John Shuckburgh, the Reverend John Sykes Sawbridge, Robert Simson M. D., the Reverend Robert Simson, Thomas Sharp, John Smith Soden, William Leaper Spell, George Stott, William Stephenson, William Stanbridge, James Shaw, Edward Soden, Joseph Troughton Esquire, Thomas Terry M. D., James Troughton, Richard Beighton Fookey, Bryan Troughton junior, Robert Vyner Esquire, Samuel Vale, the Reverend Sir Charles Wheler Baronet, Trevor Wheler, John Wilmot, John Eardley Wilmot, Charles Gregory Wade, James Wyatt, Matthew Wrench, Jeremiah Wall, William Willys, Esquires; John Williamson, Samuel Whitwell, Bradford Wilmer M. D., James Whittem, Thomas Wilmot,*

Wilmot, William White, Henry Wakefield, James Weare, William Watts, and John Woodcock, and their Successors, to be elected in Manner herein-after mentioned, shall be and they are hereby appointed Trustees for making, widening, straightening, and improving the Roads herein-after mentioned, and for putting this Act in Execution.

II. And be it further enacted, That the said Trustees, or any Five or more of them, shall and may at any Meeting to be held for the Purposes of this Act, if they shall deem it fit and proper, elect any other Trustee or Trustees, not exceeding the Number of Ten, in Addition to the Trustees herein-before named; and such Trustees, so nominated and appointed, shall have and exercise the like Powers and Authorities for carrying this Act into Execution as if they had been nominated in this Act; and that when and as often as any Trustee or Trustees herein-before named, or to be elected as herein-before and herein-after mentioned, shall die, or refuse to act, or be disqualified or disabled from acting, it shall be lawful for the surviving or remaining Trustees, or any Five or more of them, and they are hereby required, by Writing under their Hands, to elect one other Person to be a Trustee in the Room of every such Trustee so deceased or refusing, disqualified, or disabled; but Notice of the Time and Place of Meeting for every such Election shall be given by the Clerk or Clerks to the said Trustees, by affixing the same in Writing upon all the Turnpike Gates then erected in pursuance of this Act, and advertised in One of the Newspapers printed or circulated in the City of *Coventry* and in the County of *Warwick*, at least Ten Days before every such Meeting, and such Meeting shall take place within Three Months next after such Death or Refusal to act, Disqualification, or Disability; and all Persons who shall be so elected are hereby vested with the same Powers for putting this Act in Execution as the Persons in whose Places they shall be respectively chosen were vested with.

On the Death of Trustees, others to be chosen.

III. Provided always, and be it further enacted, That no Person shall be capable of acting as a Trustee in the Execution of this Act, unless he shall be in his own Right, or in the Right of his Wife, in the actual Possession and Enjoyment or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments, of the clear yearly Value of Fifty Pounds, or shall be Heir Apparent of a Person seised of a Real Estate in Lands, Tenements, or Hereditaments, of the clear yearly Value of One hundred Pounds, or shall be possessed of or entitled unto a Personal Estate amounting to One thousand Pounds, nor (except in administering the Oath herein-after mentioned) until he shall have taken and subscribed, before any One or more of the said Trustees, an Oath in the Words or to the Effect following; (that is to say),

Qualification of Trustees.

‘ I *A. B.* do swear, That I am truly and *bonâ fide* in my own Right [or, Oath.
 ‘ in the Right of my Wife] in the actual Possession and Enjoyment [or,
 ‘ Receipt] of the Rents and Profits of Lands, Tenements, or Hereditaments,
 ‘ of the clear yearly Value of Fifty Pounds [or, am Heir Apparent of
 ‘ *A. B.* who, to the best of my Knowledge and Belief, is seised of such
 ‘ an Estate of the clear yearly Value of One hundred Pounds, or, am
 ‘ possessed of a Personal Estate of the Amount of One thousand Pounds]
 ‘ after all my Debts are paid. So help me GOD.’

And if any Person, not being so qualified, shall presume to act as such Trustee, contrary to the true Intent and Meaning of this Act, every such Person

Penalty on Persons acting, not being qualified.

Person shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, to be recovered with full Costs of Suit in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, wherein no Effoign, Protection, or Wager of Law, or more than One Imparlance shall be allowed; and every Person so prosecuted shall prove that he is qualified as aforesaid, or otherwise shall pay the said Penalty, without any other Proof or Evidence on the Part of the Prosecution, than that such Person hath acted as a Trustee in the Execution of this Act: Provided nevertheless, that all Acts and Proceedings of any Person or Persons acting as a Trustee or Trustees in the Execution of this Act, previous to his or their being convicted of the said Offence, shall notwithstanding such Conviction be as good, valid, and effectual, as if such Person or Persons had been qualified according to the Directions of this Act.

Mortgagees
may act.

Trustees
being Justices
may act.

IV. Provided always, and be it further enacted, That any Mortgagee or Assignee of any Mortgage or other Security, or any Lender of Money upon the Credit of the Tolls granted by this Act, or receiving Interest thereout for the same, shall not on that account be deemed disqualified to act as a Trustee in the Execution of this Act: Provided also, that all such Trustees as are Justices of the Peace for the said City of *Coventry*, or for the County of *Warwick*, may act as Justices of the Peace within their respective Jurisdictions, in the Execution of this Act, notwithstanding they be Trustees, except in Matters in which they shall be personally interested.

Time and
Place of
Meeting.

V. And whereas great Inconveniences may arise from the Want of frequent General Meetings of the Trustees for putting this Act in Execution, be it therefore further enacted, That the said Trustees shall hold Two General Meetings at least in every Year, and that the said Trustees, or any Five or more of them, shall meet together and hold the First General Meeting at the County Hall in the said City, on the Second *Monday* next after the Day on which this Act shall receive the Royal Assent, or so soon after as conveniently may be, between the Hours of Eleven of the Clock in the Forenoon and One of the Clock in the Afternoon, and proceed to put this Act in Execution; and all other such General Meetings shall be held at *Coventry* aforesaid, at such House or Houses, Place or Places, as shall from Time to Time be resolved on by the said Trustees at the last General Meeting; and the said Trustees, at any such General Meeting, or any Five of them, shall and may adjourn from Time to Time, and appoint separate Meetings to be held for putting this Act in Execution; and Notice of the Time and Place of all such General and Adjourned Meetings shall be given in some one Newspaper printed and circulated in the City of *Coventry*, and in the County of *Warwick*, and also shall be affixed on all the Turnpike Gates to be erected by virtue of this Act, Seven Days at least before any such Meeting shall be holden; and if at any such Meeting there shall not appear a sufficient Number of Trustees to act, or to adjourn to any other Day, then and in such Case the Clerk or Clerks to the said Trustees, under his or their Hand or Hands, by Notice in Writing, to be affixed on all the Turnpike Gates to be erected by virtue of this Act, at least Ten Days before the next Meeting, shall

appoint

appoint the Trustees to meet at the House or Place where the last Meeting was held, or was appointed to be held, upon that Day Three Weeks on which such last Meeting of the said Trustees was appointed to be held; and the said Trustees, at all their Meetings, shall defray their own Expences.

Trustees to pay their own Expences.

VI. And be it further enacted, That if after any Adjournment of any Meeting of the said Trustees, it shall be thought necessary that an earlier Day of Meeting should be appointed than the Day appointed by such Adjournment, in that Case the Clerk or Clerks to the said Trustees, upon an Order in Writing, signed by Five or more of the acting Trustees, although not assembled at any Meeting, mentioning the Time, Place, and Purpose of such Meeting, shall forthwith give Notice thereof by affixing such Notice on all the Turnpike Gates, and advertising the same once at least in some one of the Newspapers printed in the City of *Coventry* and in the County of *Warwick*, Ten Days at least before such Meeting, and such earlier Meeting shall and 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 Adjournment.

Meetings on Emergencies.

VII. And be it further enacted, That the said Trustees, or any Five or more of them, shall and may, at their First or any subsequent Meeting, by Writing under their Hands, elect and appoint one or more Clerk or Clerks, Treasurer or Treasurers, Receiver or Receivers, Collector or Collectors, of the Tolls by this Act granted; and shall also elect and appoint a Surveyor or Surveyors, and such other Officers as the said Trustees, or any Five or more of them, shall think proper; and also may from Time to Time remove such Clerks, Treasurers, Collectors, Receivers, Surveyors and other Officers, or any of them, as they the said Trustees or any Five or more of them shall see Occasion, and appoint others in the Room of such of them as shall be so removed, or as shall die, resign, or become incapable of performing their Duty; and out of the Tolls or other Money so to be raised and levied by virtue of this Act, may pay such Salaries, and make such Allowances, to all Clerks, Treasurers, Receivers, Collectors, Surveyors, or other Officers so appointed, as to them the said Trustees, or any Five or more of them, shall seem reasonable; but no Person shall be capable of holding any Place of Profit under the said Trustees, who shall sell any Ale, Beer, Wine, or Spirituous Liquors, by Retail.

Trustees to appoint Officers.

Victuallers not to hold Places of Profit.

VIII. And be it further enacted, That the said Trustees, or any Five or more of them, shall and they are hereby required to take such sufficient Security as they shall think proper, from the Treasurer or Treasurers, and other Officers to be appointed for the Purposes of this Act, for the due Execution of their respective Offices.

Trustees to take Security from Officers.

IX. And be it further enacted, That every such Treasurer, Clerk, Surveyor or Collector, and other Officer to be appointed as aforesaid, and also all Persons to be appointed by Justices of the Peace to be Surveyors of the Road in any of the Parishes or Places through which the said Roads may pass, and all other Persons who shall receive any Money to be laid out in the making and forming of any Parts of the Roads to be made by virtue of this Act, or who shall have the Direction or Management

Officers to account.

Proceedings
against Offi-
cers refusing
to account or
deliver Books,
&c.

ment of such Roads, shall from Time to Time, and as often as thereunto required by the said Trustees, or any Five or more of them, render and give to the said Trustees or to such Person or Persons as they shall appoint, a true, fair, and particular Account in Writing, of all Monies which shall have been by them received or collected by virtue of this Act, and how, to whom, and for what Purposes any such Money shall have been paid, together with the proper Receipts and Vouchers for such Payments, and shall pay all such Monies as upon the Balance of such Accounts shall appear to be in his Hands, to the said Trustees, or to such Person or Persons, and at such Times, as they shall direct and appoint; and every such Officer so accounting, shall, upon Oath if required, (which Oath any One of the said Trustees assembled at any Meeting for the Purposes of this Act is hereby empowered to administer), verify his Accounts, and the particular Sums and Articles thereof, and the several Receipts and Payments which shall be therein contained; and if any such Officer shall refuse or wilfully neglect to render or give, or to verify upon Oath such Account as aforesaid, or to produce or deliver up to the said Trustees the Receipts and Vouchers relating to the same, or to verify the Items or Articles thereof upon Oath (if required), or to deliver up to the said Trustees, or to such Person as they shall for that Purpose appoint, within Fourteen Days next after being thereunto required by Writing under the Hands of any Five or more of the said Trustees, (which Requisition shall be made once in every Year at least), all Books, Papers and Writings, in his Custody or Power, relating to the Execution of his Office or of this Act, or shall refuse or neglect to pay all such Money as upon the Balance of any such Account shall appear to be in his Hands, to the said Trustees, or to such Person as they shall direct or appoint, and Complaint shall be made by the said Trustees, or any Five or more of them, or by such Person as they shall appoint for that Purpose, of any such Neglect or Refusal as aforesaid, to any Justice of the Peace for the County, City or Place wherein such Officer shall be or reside, such Justice is hereby empowered to summon the Officer against whom such Complaint shall be made, to appear before him at a Time and Place in such Summons to be mentioned, and upon his appearing or non-appearing, (the Service of such Summons being proved by the Oath of any credible Witness, which Oath such Justice is hereby empowered to administer), to hear and determine the Matter of such Complaint in a summary Way; and if, upon the Confession of the Officer against whom such Complaint shall be made, or by the Oath of any One or more credible Witness or Witnesses, it shall appear to such Justice that any of the Money which shall have been collected or raised by virtue of this Act, shall be due from such Officer, the said Justice may, upon Non-payment thereof within such reasonable Time as he may appoint, by Warrant under his Hand and Seal, cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer, rendering the Overplus (if any) to such Officer upon Demand, after deducting the reasonable Charges of such Distress and Sale; and if sufficient Goods and Chattels of such Officer cannot be found to answer and satisfy such Money, and the Charges of levying and raising the same, or if such Officer shall not appear before the said Justice at the Time and Place appointed by such Summons, and it shall in Manner aforesaid appear to such Justice that such Officer shall have refused or wilfully neglected to render and give such Account, or to verify the same as aforesaid, or to produce the Vouchers relating thereto,

thereto, or to deliver up such Books, Papers, and Writings as aforesaid, the said Justice is hereby authorized, by Warrant under his Hand and Seal, to cause such Officer to be committed to the Common Gaol or House of Correction, there to remain without Bail or Mainprize until he shall have delivered in his Account and verified the same as aforesaid, and shall have produced and delivered up the Receipts and Vouchers relating thereto, or delivered up such Books, Papers and Writings, or given Satisfaction to the said Trustees, or any Five or more of them, concerning the same, and shall have paid all Monies which shall appear to be in his Hands, and the Charges attending the Recovery thereof, or shall have compounded with the said Trustees for the same, which Composition the said Trustees, or any Five or more of them, at a General Meeting, or at a Meeting to be especially called for that Purpose, are hereby empowered to make and receive: Provided always, that any Officer who shall be committed for Want of sufficient Distress, shall not be detained or confined in Prison for any longer Term than Six Calendar Months: Provided also, that if any Money shall remain due from such Officer, the Commitment to Prison as aforesaid shall not be deemed a Discharge for the same, nor exonerate his Surety or Sureties; but such Officer and his Surety and Sureties shall still remain liable to the Payment thereof, in the same Manner as if such Officer or Person, Officers or Persons, had not been committed to Prison.

X. And be it further enacted That some Time between the First Day of *August* and the First Day of *September* in every Year during the Continuance of this Act, the said Trustees shall cause a fair and just Account to be made out of all Monies received and paid by them, or by their Order or Direction, by virtue or in pursuance of this Act, and how, and to or from whom, and for what Purpose the same shall have been received, paid or expended; and Copies of every such Account shall be signed by the said Trustees, or any Five or more of them, and one of such Copies shall be filed annually with the Clerk of the Peace at the *Michaelmas* General Quarter Sessions of the Peace to be held in and for the said City and County of the City of *Coventry*, and another of such Copies with the Clerk of the Peace at the same General Quarter Sessions of the Peace to be held in and for the County of *Warwick*, to the end that all Persons at all seasonable Times may have Liberty to peruse and inspect the same, and to take Copies and Extracts therefrom at their Will and Pleasure, paying the Clerk of the Peace the Sum of One Shilling for every such Inspection, and after the Rate of Sixpence for every One hundred Words of such Copies or Extracts.

An Account to be stated by Trustees annually, and filed with the Clerk of the Peace.

XI. And be it further enacted That all Orders and Proceedings of the said Trustees, or any Five or more of them, shall be made and entered in a Book or Books to be kept for that Purpose, and signed by a competent Number of the said Trustees, or by their Clerk or Clerks; which said Book or Books, and all other Book and Books herein-after directed to be kept for registering Assignments, Mortgages and Transfers, shall and may be produced and read in Evidence in all Courts whatsoever.

Orders and Proceedings of Trustees to be entered in a Book.

XII. And be it further enacted, That the said Trustees may sue and be sued, for or concerning any Thing to be done by virtue or in pursuance of this Act, in the Name or Names of their Clerk or Clerks for the Time being,

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

being, and that no Action or Suit to be brought or commenced by the Direction of or against the said Trustees, by virtue of this Act, in the Name or Names of their Clerk or Clerks, shall abate or be discontinued by the Death or Removal of any such Clerk or Clerks, nor by the Act of the said Clerk or Clerks, without the Consent of the said Trustees, or any Five or more of them; but that the Clerk or Clerks for the Time being to the said Trustees, shall be deemed to be Plaintiff or Plaintiffs, Defendant or Defendants, as the Case may be, in every such Action.

Trustees may
erect Toll
Houses, &c.

XIII. And be it further enacted, That the said Trustees or any Five or more of them, shall and may from Time to Time erect and set up, or cause to be erected and set up, Turnpike or Toll Gates in, upon, across, or on the Side or Sides of *Much Park Street, Far Gosford Street, Spon Street, Bishop Street, and Grey Friar's Lane*, in the said City, and such other and so many Turnpike or Toll Gates in, upon, across, or on the Side or Sides of any Road or Roads to be made, widened, or straitened under the Powers and Authority of this Act, and across the End of any Lane or Way leading into, from, or out of the same Roads and Streets, and also such Toll House or Toll Houses, Weighing Engine or Engines, to each Gate or Turnpike, with suitable Outbuildings thereto, and also may enclose from the said Roads convenient Garden Spots to the said Toll Houses, as they, or any Five or more of them, may judge proper; and may cause any such Turnpike or Toll Gates, Toll Houses, Weighing Engines or other Buildings, from Time to Time to be taken down, removed or altered, as they, or any Five or more of them, shall judge proper; which said Turnpike Gates, Toll Houses, Weighing Engines and Buildings, and all Materials for making or repairing the same, are hereby vested in the said Trustees.

Power to take
Tolls.

XIV. And be it further enacted, That the several and respective Tolls following shall be demanded and taken at each and every of the Turnpike or Toll Gates to be erected as aforesaid, by such Person or Persons as the said Trustees, or any Five or more of them, shall from Time to Time appoint for that Purpose, before any Horse, Cattle, or Carriage, shall be permitted to pass through any Turnpike or Toll Gate erected under the Authority of this Act:

Tolls:

For every Horse, Mare, Gelding, Mule or other Beast of Draught, drawing any Coach, Chariot, Chaise, Berlin, Landau, Calash, Gig, or Pleasure Carriage, the Sum of Three-pence:

For every Horse, Mare, Gelding, Mule or other Beast of Draught, drawing any Waggon, Wain, Cart or Dray, the Sum of Two-pence:

For every Horse, Mare, Gelding, Mule or other Beast, not hereby otherwise charged, laden or unladen, and not drawing, the Sum of One Penny:

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

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

Double Tolls
on Sundays.

XV. And be it further enacted, That the said Trustees shall and may and they are hereby authorized and empowered to cause to be demanded and

and taken, at all and every the said Turnpike or Toll Gates on each and every *Sunday* (to be computed from Twelve of the Clock in the preceding *Saturday* Night to Twelve of the Clock in the next succeeding *Sunday* Night) Double the Tolls which shall for the Time being be authorized to be collected on any other Day under or by virtue of this Act.

XVI. Provided always, and be it enacted, That nothing herein contained shall extend, or be construed to extend, to enable any Collector of the said Tolls to demand or take any more than One Toll in any one Day, such Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night, from any Person or Persons whomsoever, for or in respect of the same Horse, Beast, or other Cattle, or Coach, Chariot, Chaise, Calash, Berlin, Landau or Pleasure Carriage, Waggon, Wain, Cart, or Dray, or any other Carriage of what Nature or Description soever, passing and repassing through the same, or any other Turnpike or Toll Gate, to be erected by virtue of this Act.

Tolls to be taken but once a Day for passing and repassing.

XVII. And be it further enacted, That if any Person owning, renting, or occupying any Lands, Tenements, or Hereditaments, near or adjoining the said Roads, shall go or pass with any Cattle or Carriage through or over any Lands, Tenements, or Hereditaments, or through any Gate, Passage, Inclosure, Place or Way, in order or with an Intent to avoid the Payment of any of the Tolls hereby granted, or shall knowingly or willingly permit or suffer any other Person to go or pass with any Cattle or Carriage through or over any such Lands, Tenements, or Hereditaments, in order or with Intent that the Payment of the said Tolls, or any Part thereof, should be avoided; or if any Person shall go or pass with any Cattle or Carriage through or over any such Lands, Tenements, or Hereditaments, or through any Gate, Passage, Inclosure, Place or Way, in order or with Intent to evade the said Tolls, or any Part thereof; or if any Person shall give to or receive from any Person, other than the Collector of the said Tolls, any Note or Ticket to be given by the Collectors of the said Tolls; or shall forge, counterfeit, or alter any such Note or Ticket, or make use of any such forged, counterfeited, or altered Note or Ticket, knowing the same to have been forged, counterfeited, or altered, whereby the Payment of the said Tolls, or any Part thereof, shall be avoided; or if any Person shall forcibly pass through any of the Turnpikes to be erected as aforesaid, with any Carriage or Cattle, without Payment of the Tolls due for the same, or shall take off, or cause to be taken off, any Horse or other Cattle from any Carriage; or if the Owner or Hirer of any Carriage or Cattle, or other Person, being the Driver or Rider thereof, having travelled on the said Roads, or any Part thereof, shall drive or turn out of the same into any other Road, in order or with Intent to avoid paying any of the said Tolls, and shall afterwards return into or on the said Roads, or any Part thereof, with such Cattle or Carriage, or shall do any other Act whatsoever in order or with Intent to avoid the Payment of the said Tolls, or any Part thereof; every Person offending in any of the Cases aforesaid shall, for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings, of which said Penalty One Moiety shall go to the Informer, and the other Moiety to the Clerk or Clerks to the said Trustees, to be applied to and for the Benefit of the said Roads.

Penalty on evading Tolls.

No Toll to be taken for Horses, &c. coming along the private Roads to Cheylesmore Park.

XVIII. Provided always, and be it enacted, That none of the Tolls hereby authorized to be taken shall be demanded, taken or received at any of the Turnpike or Toll Gates to be erected or continued upon the said Roads, for or in respect of any Horse, Mare, Gelding, Mule, or other Beast of Draught, drawing any Coach, Chariot, Chaise, Berlin, Landau, Calash, Gig, or Pleasure Carriage, or any Waggon, Wain, Cart, or Dray, or for or in respect of any Horse, Mare, Gelding, Mule, Ox, Cow, Neat Cattle, Calf, Hog, Sheep, or Lamb, or other Beast or Cattle, passing into the said City of *Coventry*, or to any Part or Parts thereof, from *Cheylesmore Place*, and certain Lands thereto belonging, known by the Name of *Cheylesmore Park*, by or through a Gate at the End of *Little Park Street* called *Little Park Gate*, or by or through a Gate at the End of *Gray Friars Lane* and *Cow Lane*, called *Cheylesmore Gate*, or passing out of the said City of *Coventry* to the said *Cheylesmore Place* or *Cheylesmore Park*, by or through the said Gates called *Little Park Gate* and *Cheylesmore Gate*, the Roads through the said Gates called *Little Park Gate* and *Cheylesmore Gate* being adjoining the said City of *Coventry*, and private Roads or Ways from the Messuages, Lands, and Hereditaments, known by the Name of *Cheylesmore Place*, and *Cheylesmore Park*, into the said City of *Coventry*.

Exemptions from Toll.

XIX. And be it further enacted, That none of the Tolls hereby authorized to be taken, shall be demanded, taken or received, at any of the Toll Gates to be erected or continued upon the said Roads, for any Horses, Cattle, or Carriages of whatsoever Description, employed or to be employed in conveying the Mails of Letters and Expresses under the Authority of His Majesty's Postmaster-General, either when employed in conveying, fetching, or guarding such Mails or Expresses, or in returning therefrom; nor for the Horses belonging to any Officers or Soldiers on their March or on Duty, nor for any Horses, Cattle, or Carriages, employed in carrying or conveying the Arms or Baggage of any such Officers or Soldiers, or in carrying any sick, wounded, or disabled Officers or Soldiers, nor for any Waggon, Wain, Cart, or other Carriage whatsoever, or the Horse or Horses or other Cattle drawing the same, which shall be employed in conveying any Ordnance, Barrack, or Commissariat, or other public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces; nor from any Rector, Vicar, or Curate, going to or returning from his own Parish Church, or other Place of Divine Worship, or visiting his sick Parishioners; nor from any Person or Persons going to or returning from his, her, or their parochial Church, Chapel, or other usual Place of Religious Worship, on *Sundays*, or on any other Day on which Divine Worship is or shall be ordered by Authority to be celebrated, or attending the Funeral of any Person or Persons who shall die and be buried in any Parish, Hamlet, or Place, through which any Part of the said Roads pass; nor for any Horses, Beasts, Cattle, or Carriages, used or employed for the Purpose only of carrying or conveying Persons to or from any Election of a Knight or Knights of the Shire, to serve in Parliament for the County of *Warwick*, or of any Person or Persons to serve in Parliament for the City of *Coventry*; or of carrying or conveying Vagrants sent by legal Passes; or of carrying or conveying Hay, Straw, or Corn in the Straw, or any other Produce of Land for the Use of the Owner, and not for Sale, or purchased, or of carrying or conveying any Dung, Mould, Manure, or Compost (other than Lime) to be used only for manuring of Land, or going or returning empty in that Employment; nor for any Horses, Beasts or Cattle, employed in carrying

rying or conveying, or going to carry or convey, or returning from carrying or conveying, having been employed only in carrying or conveying any Plough, Harrow, or other Implement of Husbandry, unless the Carriage bearing any such Plough, Harrow, or other Implement of Husbandry, be also laden with any other Thing not hereby intended to be exempted from Payment of Toll; nor for any Horse, Beast, or Carriage, passing to or repassing from Water or Pasture; nor for any Horse, Beast, or other Cattle, when going to or returning from being shod or farried; nor for any Horse, Beast or Cattle, used or employed for the Purpose only of carrying or conveying Materials for the making or repairing any Highway or public Road within any such Parish, Hamlet, or Place as aforesaid, or for rebuilding, building, or repairing any present or future Bridge or Bridges on the said Roads under this Trust; nor for any Horse, Mare, or Gelding, furnished by or for any Person belonging to any Corps of Yeomanry, or Volunteer Cavalry, and rode by him in going to or returning from any Place appointed for Exercise, Inspection, or Review, provided that such Person is in the Uniform of his Corps, and has his Arms, Furniture, and Accoutrements, according to the Regulations appointed for such Corps, at the Time of claiming the Exemption; and if any Person shall in any fraudulent or collusive Manner whatsoever, claim and take the Benefit of any Exemption in this Act contained or provided for, not being entitled to the same, every such Person shall, for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings, one Moiety whereof shall be paid to the Informer, and the other shall be applied for the Purposes of this Act.

XX. 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, be stopped or detained by Reason of any Weight in any such Waggon, Wain, Cart, or other Carriage, or of being drawn by any Number of Horses or Oxen; but it shall be lawful for any Owner or Driver of any such Waggon, Wain, Cart, or other Carriage, to put any Number of Horses or Oxen to such Waggon, Wain, Cart, or other Carriage; any thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in this Act contained, to the contrary notwithstanding.

Owners or Drivers of Waggons conveying Military Stores, not subject to Penalties for Overweight.

XXI. And be it further enacted, That the said respective Tolls hereinbefore granted, shall be and are hereby vested in the said Trustees, and shall be applied in such Manner as herein-after mentioned; and it shall be lawful for such Person or Persons as the said Trustees or any Five or more of them shall from Time to Time nominate and appoint, to demand, collect, and take the Tolls hereby granted and made payable; and if any Person subject to the Payment of any of the said Tolls shall, after Demand thereof made, neglect or refuse to pay the same, it shall be lawful for any Person or Persons appointed as aforesaid to collect the said Tolls, by himself or themselves, or taking such Assistance as he or they shall think necessary, to seize and distrain the Cattle or Carriage upon which such Toll is by this Act imposed, or any of the Goods and Chattels of the Person so neglecting or refusing; and if such Toll and the reasonable Charges of such seizing and distraining (which it shall be lawful to do) shall

Tolls vested in Trustees.

shall not be paid within the Space of Five Days, the Person or Persons so seizing and distraining, shall and may sell the Cattle, Carriages, or Goods, so seized and distrained, returning the Overplus (if any) upon Demand to the Owner thereof, after such Tolls, and all reasonable Charges of seizing, distraining, and selling the same, shall be deducted.

Tolls may be varied.

XXII. And be it further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, from Time to Time to lessen or reduce all or any of the Tolls hereby granted, and for such Time or Times as they the said Trustees, or any Five or more of them shall think proper; and may afterwards from Time to Time advance all or any of the Tolls so lessened, to any Sum or Sums of Money not exceeding the respective Tolls herein-before granted, and to order and direct such Tolls so lessened, or reduced, or advanced, to be collected, received, taken, laid out and applied for the Purposes of this Act, in such Manner as the said respective Tolls are herein directed to be collected, levied, and applied; but no such Reduction shall be made unless the Person or Persons who shall be entitled to Five-sixth Parts of the Money which shall be then owing upon the Credit of the Tolls intended to be reduced, shall be consenting thereto; nor shall any such Reduction be made, unless Fourteen Days Notice at least of the Meeting to be held for the Purpose of making such Reduction, shall be given in Writing, to be affixed upon all the Turnpike or Toll Gates which shall be then erected by virtue of this Act.

Trustees empowered to compound for the Tolls.

XXIII. And be it further enacted, That the said Trustees, or any Five or more of them, may and they are hereby authorized and empowered, from Time to Time as they shall see convenient, to compound and agree for any Term not exceeding One Year at any one Time, with any Person or Persons, for the Passage of any Horses, Cattle, Beasts, or Carriages, through any of the said Turnpike or Toll Gates; and all such Composition Money shall be paid One Year in advance, otherwise such Composition shall be void.

Trustees may lease the Tolls.

XXIV. And be it further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, from Time to Time, by Writing under their respective Hands, or under the Hand or Hands of their Clerk or Clerks, Treasurer or Treasurers for the Time being, by their Order to be made for that Purpose, to let or lease the Tolls arising by virtue of this Act, or any Part or Parts of such Tolls, unto any Person or Persons, for any Time not exceeding Three Years at one Time, upon public Bidding, to the highest Bidder, for the best Rent that can or may be gotten for the same, payable at such Times and under such Covenants, and unto such Person or Persons as the said Trustees or any Five or more of them shall direct or appoint; and the said Trustees are hereby required, before the said Tolls are let or leased, to give Fourteen Days Notice at the least in Writing, to be affixed on all the Turnpike or Toll Gates which shall be then erected by virtue of this Act upon the said Roads, and by inserting such Notice in some public Newspaper circulating in the City of *Coventry*, and in the County of *Warwick*, that they are desirous to let or lease the said Tolls; and the Monies arising thereby shall be applied in the same Manner as the Tolls so leased are hereby directed to be applied.

Trustees may borrow Money.

XXV. And be it further enacted, That the said Trustees, or any Five or more of them, at any Meeting or Meetings to be holden for that Purpose, whereof Fourteen Days Notice in Writing shall be given by the Clerk

Clerk or Clerks, Treasurer or Treasurers, to be affixed on all the Turnpike or Toll Gates then erected and set up by virtue of this Act, may and they are hereby empowered from Time to Time, by any Writing or Instrument under their Hands and Seals, to assign over or mortgage all or any of the Tolls to be collected and to arise by virtue of this Act, and also the Toll Houses, Turnpike Gates, and Appurtenances thereunto belonging, (the Charges of assigning or mortgaging the same to be paid out of such Tolls), for any Term during the Continuance of this Act, as a Security for any Sum or Sums of Money to be borrowed by the said Trustees upon the Credit of such Tolls, to such Person or Persons, his, her, or their Executors, Administrators or Assigns, or his, her, or their Trustee or Trustees, as shall advance or lend the same, to secure the Repayment thereof, with such legal Interest as the said Trustees or any Five or more of them, shall think proper; which said Money so to be borrowed shall be applied and disposed of in such Manner as the Tolls to arise or be collected at the said Turnpike or Toll Gates are hereby directed to be applied and disposed of, and to no other Use and Purpose whatsoever; and that such Mortgage or Mortgages, Assignment or Assignments, may be in the Form following, or such other Form as the Trustees making the same shall think proper; (that is to say),

‘ **BY** virtue of an Act, passed in the Fifty-second Year of the Reign of His Majesty King *George* the Third, intituled [*here set forth the Title of this Act*] in Consideration of the Sum of
 ‘ to *A. B.* the Treasurer appointed by the Trustees for putting the said Act in Execution, this Day paid by *C. D.* of
 ‘ We, whose Names are hereunto subscribed and Seals affixed, being Five of the said Trustees, do grant and assign unto the said *C. D.* his Executors, Administrators and Assigns, such Proportion of the Tolls arising by virtue of the said Act, and of the Turnpike and Toll Houses erected for collecting the same Tolls as the said Sum of doth or shall bear to the whole Sum due and owing on the Credit thereof, to be had and holden from the Day of in the Year of our Lord for and during the Continuance of the said Act, unless the said Sum of with Interest at the Rate of for One Hundred Pounds for a Year, shall be sooner repaid and satisfied. Witness our Hands and Seals, the Day of

Form of Mortgage.

Of all which Mortgages or Assignments, Copies shall be entered in a Book or Books to be kept for that Purpose, by the Clerk or Clerks to the said Trustees, within Sixty Days after the Date thereof respectively, who shall examine and compare the same with the Original, and attest the same at the Foot of every such Copy; and all Mortgages and Assignments which shall be made in the Manner aforesaid, shall be good and valid in the Law to all Intents and Purposes; and all and every Person or Persons to whom any such Mortgage or Assignment shall be made as aforesaid, or who shall be entitled to the Money thereby secured, may from Time to Time, by Writing under his, her, or their Hand or Hands, transfer his, her, or their Right, Title, or Interest, in and to the Principal and Interest Money thereby secured, to any Person or Persons whomsoever; which Transfer may be in the Words or to the Effect following; (that is to say),

Copies to be entered.

Transfer.

[*Loc. & Per.*]

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I A. B.

Form of
Transfer.

‘ I *A. B.* being entitled to the Sum of _____ secured to
 ‘ his Executors, Administrators and Assigns, by
 ‘ virtue of an Assignment or Mortgage, bearing Date the _____ Day of
 ‘ _____ under the Hands and Seals of _____ of the Trustees acting
 ‘ in the Execution of an Act, passed in the Fifty-second Year of the Reign
 ‘ of His Majesty King *George* the Third, intituled [*here set forth the T*
 ‘ *of this Act*] made of the Tolls arising on the said Roads, do hereby trans-
 ‘ fer all my Right and Title in and to the said Sum of _____
 ‘ and all Interest now due for the same, unto _____ his Ex-
 ‘ ecutors, Administrators, and Assigns. Dated the _____ Day of _____.’

Transfers to
be registered.

Which said Transfer shall be produced and notified to the said Clerk or
 Clerks, within Sixty Days after the making thereof, who shall cause a
 true Copy thereof to be entered in the said Book or Books to be kept for
 entering the said original Mortgages and Assignments, and attest the same;
 for each of which Copies the said Clerk or Clerks shall be paid the Sum
 of Ten Shillings and no more; which said Book or Books shall and may,
 at all seasonable Times, be perused or inspected, without any Fee or
 Reward; and after such Entry made, every such Transfer shall entitle
 such Assignee, his, her, or their Executors or Administrators, to the Be-
 nefit thereof and Payment thereon, and it shall not be in the Power of
 any Person making such Transfer, to make void, release, or discharge
 the same or any Monies due thereon, or any Part thereof; and all
 Persons to whom such Mortgages or Assignments shall be made as afore-
 said, and their respective Assignees and Representatives, shall be, in Pro-
 portion to the Sums of Money therein mentioned respectively, Creditors
 on the said Tolls in equal Degree one with another, and shall have no
 Preference in respect of the Priority of advancing such Monies, or the
 Dates of such Assignments; and all and every such Copies of the original
 Mortgages and Assignments, and the Transfers so entered in the said Book
 or Books, and attested by the Clerk or Clerks for the Time being, shall
 be deemed, considered and taken, as original Mortgages or Assignments
 and Transfers, and shall be received in all Courts of Law and Equity
 and elsewhere, as Evidence of such original Mortgages or Assignments
 and Transfers, in the same Manner, to all Intents and Purposes, as if
 such original Mortgages or Assignments and Transfers were produced.

No Priority
of Mort-
gages.

Application
of the Tolls
and Money
borrowed.

XXVI. And be it further enacted, That out of the Monies to arise by
 virtue of this Act the said Trustees, or any Five or more of them, shall,
 in the first Place, pay all the Costs, Charges and Expences of obtaining
 and passing this Act, or in anywise relating thereto, and the Remainder
 of such Monies shall from Time to Time be applied in paying for the
 Houses, Buildings, Lands and Grounds, to be purchased under this Act,
 and in making such Compensations as are herein directed to be made, and
 in erecting Turnpike Gates and Toll Houses, and in making, widening,
 straightening, diverting, and forming the said Roads, and in paying any
 Principal and Interest of the Monies to be borrowed on the Credit of
 the Tolls hereby granted, and in defraying the necessary Expences
 attending the Execution of this Act.

A Tenth
Part of the
Tolls to be
annually ap-
plied in pay-

XXVII. Provided always, and be it further enacted, That a Sum not
 less than One-tenth Part of the Tolls to be collected or received by virtue
 of this Act, shall annually be set apart, and within Fourteen Days after
 the

the End of One Year from the Day on which this Act shall receive the Royal Assent, and afterwards within Fourteen Days from the End of every successive Year, such Tenth Part shall be applied in paying off and discharging any Sum or Sums of Money borrowed, and due and owing on the Credit of this Act.

ing off Principal and Interest Money.

XXVIII. Provided also, and be it further enacted, That no Part of the said Tolls shall be applied in paving, lighting, watching or repairing the said Roads or any Part thereof; but that the same Roads shall be paved, lighted, watched and repaired; in the same Manner as the said City of *Coventry* is now by Law paved, lighted, and watched.

Tolls not to be applied in paving, &c. the City of *Coventry*.

XXIX. And be it further enacted, That when and so soon as all the Monies which may have been borrowed on the Credit of this Act shall have been repaid, with lawful Interest for the same, then and from thenceforth all the Tolls by this Act authorized to be collected and taken shall cease, and be no longer paid or payable.

When the Monies borrowed are paid off, Tolls to cease.

XXX. And be it further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, and for such Persons as they shall employ for that Purpose, and they are hereby authorized and empowered, with or without Carriages or Cattle, to enter into and upon the Lands, Grounds, and Hereditaments of any Person or Persons, in or adjoining to the Roads passing through a certain Street called *Broad-gate*, in the Parishes of *Saint Michael* and the *Holy Trinity*, in the said City of *Coventry*, and also through certain Streets, called *Much Park Street*, *Earl Street*, and *Jordan Well*, in the said Parish of *Saint Michael* in the said City; and also to enter into and upon any Lands, Grounds, and Hereditaments, adjoining to the Roads passing through certain Streets called *Fleet Street* and *Spon Street*, in the Parish of *Saint John Baptist*, in the said City, and to widen and straighten the same Roads in such Manner as the said Trustees shall think most commodious for the Public; and to set out, form, and complete a new Road, of such Width as the said Trustees shall think proper, from and out of *Smithford Street* in the said Parish of *Saint Michael*, at or near the *King's Head* Inn, unto the Turnpike Road leading from the City of *Coventry* to *Warwick*, doing as little Damage as may be in the Execution of the Powers to them hereby granted, and making reasonable Satisfaction to the Owners and Proprietors of, and all interested in any Lands, Tenements and Hereditaments, for all Damages which shall be sustained by executing the Powers and Authorities hereby given; and in case any Difference concerning such Damage shall arise between the said Trustees and such Owners or Proprietors and Persons interested as aforesaid, then the same shall be ascertained and settled by a Jury in Manner herein directed with respect to the Valuation of Lands, Houses and Buildings, authorized to be taken for the Purposes of this Act: Provided always, that nothing in this Act contained shall authorize or empower the said Trustees, or any Person acting by or under their Authority, to take, use, injure or damage, for the Purposes of this Act, or in the Execution thereof, any House or other Building, or any Land or Ground set apart or used as a Garden, Orchard, Land, Park, planted Walk or Avenue to a House or Plantation, or Nursery of Trees, without the Consent of the Owner or Owners thereof first had and obtained, except the Houses, Lands and Hereditaments mentioned in the Schedule to this Act, or such Part or Parts thereof as shall

Trustees empowered to make Roads.

shall be necessary to be taken for the Purposes of this Act; and for the Purposes aforesaid, it shall be lawful for the said Trustees, or any Five or more of them, to treat, contract and agree with the Owners of and Persons interested in any Lands or Hereditaments, for the Purchase thereof, or for the Loss or Damage such Owners or Persons may sustain by making, widening, straightening, or altering the said Roads, or any Part thereof, through such Lands and Hereditaments; and it shall be lawful for all Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, Tenants for Life, and Fee Tail General or Special, Husbands, Guardians, Trustees, or Feoffees in Trust, Committees, Executors, Administrators, and all other Trustees whatsoever, not only for and on Behalf of themselves, their Heirs and Successors, but also for and on Behalf of their *Cestuique* Trusts, whether Femes Covert, Infants, Issue unborn, Lunatics, Idiots, or other Person or Persons whomsoever, and to and for all Femes Covert who are or shall be seized of or interested in their own Right, and to and for all and every Person and Persons whomsoever, who are or shall be possessed of and interested in any such Lands or Hereditaments, to contract with the said Trustees, or any Five or more of them, for the Satisfaction to be made for such Damages as aforesaid, or to sell and convey unto them or any Five or more of them, all or any of such Lands and Hereditaments, or any Part thereof, for the Purposes aforesaid; and all Contracts, Sales and Conveyances, which shall be so made, shall be valid to all Intents and Purposes, any Law, Statute, Usage, or other Matter, to the contrary thereof in anywise notwithstanding; and all such Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, Husbands, Guardians, Trustees, Committees, Executors, Administrators, and all other Persons, shall be and are hereby indemnified for what they shall do by virtue or in pursuance of this Act.

Trustees not to deviate more than Ten Yards from the Plan deposited.

XXXI. And whereas a Map or Plan, describing the Lines of the Roads intended to be formed under the Authority of this Act, and of the Lands through which the same are intended to be made and extended, together with a Book of Reference, containing a List of the Names of the Owners and Occupiers of such Lands, and the Buildings erected thereon, has been deposited at the Office of the Clerk of the Peace for the said City of *Coventry*; be it therefore enacted, That the said Map or Plan, and Book of Reference, shall remain in the Custody of the Clerk of the Peace for the said City of *Coventry*, to the End that all Persons may at all reasonable Times have Liberty to peruse and inspect the same, and to take Copies and Extracts therefrom at their Will and Pleasure, paying the Clerk of the Peace the Sum of One Shilling for every such Inspection, and after the Rate of Sixpence for every One hundred Words of such Copies or Extracts of the said Map or Plan and Book of Reference; and that the said Trustees, in making, straightening, or widening the said Roads, shall not deviate more than Ten Yards from the Line described in such Map or Plan, without the Consent and Approbation in Writing of the Person or Persons, Body Politic, Corporate or Collegiate, through or over whose Lands or Grounds such Deviation shall be made; such Consent to be deposited and kept in the Office of the Clerk of the Peace for the said City of *Coventry*.

Trustees may make the Road.

XXXII. Provided always, and be it further enacted, That it shall and may be lawful for the said Trustees to make the said Roads into, through, across

across or over, the several Lands or Grounds of any Person or Persons who is, are, or may be Owner or Owners of Lands over which the same is set out and described in the said Map or Plan as aforesaid, although the Name or Names of such Person or Persons may happen to be omitted in the said Book of Reference, in case it shall appear to any Two or more Justices of the Peace for the said City of *Coventry*, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake; such Certificate to be annexed to and deposited with the said Book of Reference in the Custody of the said Clerk of the Peace.

through Lands, although the Names are not in the Book of Reference.

XXXIII. And be it further enacted, That in all Cases where any fenced or inclosed Land shall be cut through for the Purposes of this Act, the said Trustees shall make or cause to be made proper Fences where necessary, as the Case shall require, so as effectually to guard and fence off the Lands adjoining to the said Roads, and also proper Gates, Bridges, Arches and other Works, where necessary, out of the Roads into the said Lands adjoining, and shall keep the Fences so to be made in good Order and Repair; or, in the Compensation to be made, as well to the Owners and Occupiers of such Lands, the making and so keeping in Repair such Fences, Gates and Arches, as the Case shall require, shall be taken into Consideration, and an Allowance made for the same.

Fences to be made where the Road shall be cut through inclosed Lands, &c.

XXXIV. And be it further enacted, That where it shall be thought necessary that a Part of any House or Building, or of any Ground, not exceeding One Rood, Statute Measure, shall be purchased for the Purposes of this Act, and the Owner or Proprietor, or Owners or Proprietors of any such House, Building or Ground, shall be minded or desirous to sell and dispose of the whole of such House, Building or Ground, and of such his, her, or their Mind or Desire, shall give Notice in Writing to the Clerk for the Time being to be appointed in pursuance of this Act, then and in such Case the said Trustees, or any Five or more of them, shall and they are hereby required to purchase the whole of such House, Building and Ground; and the Value thereof, in case of Difference, shall be ascertained in the same Manner as the Value of any other Houses or Lands, to be taken for the Purpose of this Act, is directed to be ascertained.

Trustees to purchase whole Premises in particular Cases.

XXXV. Provided always, and be it further enacted, That nothing herein contained shall extend, or be construed to extend, to authorize or empower the said Trustees, or any of them, or their Surveyor or Surveyors, or any other Person or Persons, to begin to make, widen or straighten the said Roads, in, upon, through or over any private Lands, Grounds or Hereditaments, until the Owner or Proprietor, and every Person interested therein, shall be paid and satisfied the Purchase Money to be agreed upon, or adjudged or assessed, in the Manner herein mentioned for such private Lands, Grounds or Hereditaments, to be taken for the Purposes of this Act; or such Purchase Money shall be deposited in the Bank of *England*, in the Name of the Accountant General of the Court of Chancery, in the Manner and subject to the Conditions, Orders, and Restrictions by this Act directed, where Persons cannot be found to treat with, as the Case may be.

Roads not to be begun until the Owners of the Lands shall be paid the Purchase Money.

XXXVI. And be it further enacted, That if any Body Politic, Corporate or Collegiate, Corporation Aggregate or Sole, Tenants for Life

Where Persons interested neglect or

[*Loc. & Per.*]

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or

refuse to treat,
the Damages
and Recompence
to be
settled by a
Jury, &c.

or in Fee Tail General or Special, Husbands, Guardians, Trustees, Feoffees, Committees, Executors, Administrators, or any other Person or Persons interested in any such Lands or Hereditaments as may be wanted for the Purposes of this Act, upon Notice to him, her, or them given, or left in Writing at the Dwelling House or Dwelling Houses, Place or Places of Abode of such Person or Persons, or of the principal Officer or Officers of any such Body Politic, Corporate or Collegiate, Corporation Aggregate or Sole, or at the House of the Tenant in Possession of the Lands and Hereditaments through which any Part of the said Roads are intended to be made, widened, straightened or altered, shall for the Space of Two Calendar Months next after such Notice shall have been given or left as aforesaid, neglect or refuse to treat, or shall not agree in the Premises, or by reason of Absence shall be prevented from treating, then and in every such Case the said Trustees, or any Five or more of them, shall cause such Damage, Value or Recompence, to be enquired into and ascertained by a Jury of Twelve indifferent Men of the County, City or Place wherein such Lands or Hereditaments do lie; and in order thereto, the said Trustees, or any Five or more of them, are hereby empowered and required from Time to Time, as Occasion shall require, to summon and call before such Jury, and examine upon Oath, all and every Person and Persons whom they shall think necessary and proper to be examined concerning the Premises, (which Oath any One or more of the said Trustees is and are hereby empowered to administer), and such Trustees, or any Five or more of them, shall, by ordering a View or otherwise, use all lawful Ways and Means, as well for their own as for the said Jury's Information in the Premises; and after the said Jury shall have enquired of and assessed such Damage and Recompence, they the said Trustees, or any Five or more of them, shall thereupon order, adjudge and determine, the Sum or Sums of Money so assessed by the said Jury, to be paid to the said Owners or other proper Persons interested in the said Lands and Hereditaments, according to the Verdict or Inquisition of such Jury; which said Verdict or Inquisition, and the Judgment, Order and Determination thereon, shall be final, binding and conclusive, to all Intents and Purposes, upon all Persons and Parties whomsoever, claiming or to claim any Estate in Possession, Reversion, or otherwise, their Heirs and Successors, as well absent as present, Infants, Females Covert, Lunatics, Idiots, and Persons under any other Disability whatsoever, Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, as well as all and every other Person and Persons whomsoever; and for summoning and returning such Juries, the said Trustees or any Five or more of them, are hereby empowered to issue their Warrant or Warrants to the Sheriff of the County, City, or Place, wherein such Lands or Hereditaments do lie, commanding him to impanel, summon and return, an indifferent Jury of Twenty-four Persons qualified to serve upon Juries, to appear before such Trustees, or any Five or more of them, at such Time and Place as in such Warrant or Warrants shall be appointed; and such Sheriff, or his Deputy or Deputies, is and are hereby required to impanel, summon and return such Number of Persons accordingly, and out of the Persons so impanelled, summoned and returned, or out of such of them as shall appear upon such Summons, the said Trustees, or any Five or more of them, shall and they are hereby empowered and required to swear or cause to be sworn Twelve Men, who shall be a Jury for the Purposes aforesaid; and in Default of a sufficient Number of Jurymen, the said

said Sheriff, or his Deputy or Deputies, shall return other honest and indifferent Men of the Standers-by, or that can speedily be procured to attend that Service, to the Number of Twelve; and all Persons concerned shall have their lawful Challenges against any of the said Jurymen when they come to be sworn; and the said Trustees, or any Five or more of them, acting in the Premises, shall have Power from Time to Time to impose any reasonable Fine or Fines upon such Sheriff, his Deputy or Deputies, Bailiff or Bailiffs, Agent or Agents, making Default in the Premises, and on any of the Persons who shall be summoned and returned on such Jury, and who shall not appear, without sufficient Excuse for not appearing, or appearing, shall refuse to be sworn on the said Jury, or being sworn, shall refuse to give, or shall not give their Verdict, or in any other Manner wilfully neglect their Duty therein, contrary to the true Intent and Meaning of this Act, and on any of the Persons who, being required to give Evidence before the said Jury, shall refuse or neglect to appear without sufficient Excuse for not appearing, or appearing shall refuse to be sworn and examined, or to give Evidence, so that no one Fine be more than Twenty Pounds on any one Person for one Offence.

XXXVII. And be it further enacted, That in case any Jury or Juries, to be summoned and sworn pursuant to the Authority of this Act, shall give in and deliver a Verdict or Assessment for more Money as a Recompence or Satisfaction for the Right, Interest or Property, of any Person or Persons in any such Lands or Hereditaments, or for any Loss or Damage to be by him, her, or them sustained, than what shall have been agreed to and offered by the said Trustees, or any Five or more of them, before the summoning and returning of the said Jury or Juries, as a Recompence or Satisfaction for any such Right, Interest or Property, or for any Loss or Damage as aforesaid, or for less Money than shall have been offered to be accepted or taken on Behalf of the said Trustees, as the Purchase Money for any Piece or Pieces of Ground as herein-after mentioned, then and in such Case the Costs and Expences of summoning and maintaining the Jury and Witnesses, and all other Expences attending the hearing and determining of such Differences, shall be borne and paid by the Treasurer to the said Trustees, out of any Money which shall then be in his Hands, or out of any Monies to be received by virtue of this Act; but if any Jury or Juries, to be summoned and sworn as aforesaid, shall give in and deliver a Verdict or Assessment for no more, or for less Money than shall have been agreed to and offered by the said Trustees, or any Five or more of them, before the summoning or returning of the said Jury or Juries, as a Recompence and Satisfaction for any such Right, Interest or Property, in any such Lands or Hereditaments, or Losses or Damages as aforesaid, or for the same or any more Money than shall have been offered to be accepted or taken by or on Behalf of the said Trustees, as the Purchase Money for any such Piece or Pieces of Ground as aforesaid, then and in every such Case the Costs and Expences of summoning and maintaining the said Jury and Witnesses, and all other Expences as aforesaid, shall be borne and paid by the Person or Persons with whom the said Trustees shall have such Controversy or Dispute; which said Costs and Expences, having been ascertained and settled by some Justice of the Peace for the County, City or Place, wherein the Cause of Dispute shall arise, not interested in the Matter in question (who is hereby required to examine and settle the same), shall and may be deducted out of the
Money

How the Expences of the Jury and Witnesses are to be borne.

Money so assessed and adjudged, as so much Money advanced to and for the Use of such Person or Persons, and the Payment or Tender of the Remainder of such Monies shall be deemed and taken to all Intents and Purposes, to be a Payment or Tender of the whole Sum or Sums so assessed or adjudged; or otherwise, such Costs and Expences, in case the same be not paid upon Demand after being so ascertained and settled as aforesaid, may be recovered by the Clerk or Clerks to the said Trustees, by the Ways and Means herein-after provided for the Recovery of Penalties and Forfeitures: Provided always, that in all Cases where any Person or Persons shall by reason of Absence, have been prevented from treating, the whole of such Costs and Expences shall be borne and paid by the said Trustees in Manner aforesaid.

Money allowed for Lands how to be charged and tendered.

XXXVIII. And be it further enacted, That every Sum of Money or Reconpence to be agreed for or assessed as aforesaid, shall be paid out of the Tolls by this Act granted, or out of the Monies to be borrowed on the Credit thereof, either to the Party or Parties respectively entitled thereto, or to their Agents; and upon Payment thereof to the Party or Parties entitled to receive the same, or depositing the same in the Bank of *England* in the Manner directed by this Act, for the Use of such Parties or Persons respectively, and after Payment thereof as aforesaid, and Ten Days Notice thereof given to such Parties or Persons, or their Agents, or left at their respective usual Places of Abode, or at their last known Place of Abode, or with the Tenant or Tenants in Possession of such Lands or Hereditaments, then such Lands and Hereditaments shall be laid into and made Part of the said Roads, in such Manner as the said Trustees, or any Five or more of them, shall direct, and shall be by them, or by such Person or Persons as they, or any Five or more of them, shall appoint, sufficiently fenced and set out for that Purpose, and shall to all Intents and Purposes whatsoever, become, and be deemed and taken to be a common Highway, and be from thenceforth Part of the said Roads for ever thereafter.

Trustees empowered to sell Ground not wanted for the Purposes of this Act.

XXXIX. And whereas by reason of the Purchases which the said Trustees are empowered and required to make by virtue of this Act, they may happen to be seised of some Piece or Pieces of Ground, over and above what will be necessary for effecting the Purposes of this Act; be it therefore further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, and they are hereby required to sell and dispose of by Public Auction to the best Bidder or Bidders, such Piece or Pieces of Ground, either together or in Parcels, as shall appear to them most convenient and advantageous, and a Conveyance or Conveyances by Lease and Release, or by Bargain and Sale of such Piece or Pieces of Ground, by any Five or more of the said Trustees, to such Purchaser or Purchasers, shall be good, valid, and effectual in the Law to vest such Piece or Pieces of Ground in the Purchaser or Purchasers thereof, and his, her, or their Heirs and Assigns.

Persons whose Lands adjoin, to have the Preference.

XL. Provided always, and be it further enacted, That the said Trustees before they shall sell or dispose of the said Piece or Pieces of Ground, shall first offer to resell the same to the Person or Persons from whom they shall have purchased such Piece or Pieces of Ground; and in case such Person or Persons shall not then and thereupon agree, or shall refuse to repurchase the same respectively, an Affidavit, to be made and sworn before a Master Extraordinary.

ordinary in the High Court of Chancery, or before One of His Majesty's Justices of the Peace for the City of *Coventry*, by some Person or Persons not 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 not then and thereupon agreed to, or was refused by the Person or Persons to whom the same was so offered, shall in all Courts whatsoever be sufficient Evidence and Proof that such Offer was made and was not agreed to, or was refused 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 repurchasing the same, and he, she, or they, and the said Trustees, shall differ or not agree with respect to the Price thereof, in such Case the Price or Prices thereof shall be ascertained by a Jury, in Manner herein-before directed with respect to disputed Value of Premises to be purchased by the said Trustees in pursuance of this Act; and the Expence of hearing and determining such Difference shall be borne and paid in like Manner as herein-before directed with respect to such Purchase 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 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 Nonapplication of such Money.

XLI. And be it further enacted, That the Conveyance of any Estate, or Interest of any Femmes Covert, to the said Trustees, or any Five or more of them, or any Person or Persons in Trust for them, by Bargain and Sale, acknowledged by such Femmes Covert, and duly inrolled in the Court of King's Bench at *Westminster*, within Six Calendar Months after the making thereof, shall as effectually and absolutely convey the Estate and Interest of such Feme Covert in the Premises as any Fine or Fines, Recovery or Recoveries, would or could do if levied or suffered thereof in due Form at Law; and further, that all Bargains and Sales whatsoever to be made, of any such Lands and Hereditaments as shall be so purchased by the said Trustees, or any Five or more of them, by virtue of and for the Purposes of this Act, and inrolled as aforesaid, shall have the like Force, Effect, and Operation in Law, to all Intents and Purposes, as any Fine or Fines, Recovery or Recoveries whatsoever, would have had if levied or suffered by the Bargainer or Bargainers, or any Person or Persons seised of an Estate in the Premises in Trust for such Bargainer or Bargainers, in any legal Manner or Form whatsoever.

Conveyances
good by Bar-
gain and Sale.

XLII. And be it further enacted, That every Tenant at Will, or Lessee for a Year, or any other Person or Persons in Possession of any Lands, Tenements, Houses, Buildings, Grounds and Hereditaments, or any Part thereof, which shall be purchased by virtue of and for the Purposes of this Act, and who shall have no greater Interest in the Premises than as Tenant at Will, or as Lessee for a Year, or from Year to Year; in case the said Trustees, or any Five or more of them, or such Person or Persons authorized by them, shall give Six Calendar Months Notice to quit such Possession; then such Tenant or Tenants shall at the End of the said Six Calendar Months, or so soon after as he or they shall be required, peaceably and quietly deliver up the Possession of the said Premises to the said Trustees, or any Five or more of them, or to the Person or Persons authorized by them to take Possession thereof; and that in case any such Tenant or Te-

Tenants at
Will, &c. to
quit Premises.

nants, or Person or Persons so in Possession as aforesaid, shall refuse to give such Possession as aforesaid, then it shall be lawful for the said Trustees, or any Five or more of them, to issue their Precept or Precepts to the Sheriff of the said City of *Coventry*, to deliver Possession of the Premises to such Person or Persons as shall in such Precept or Precepts be nominated to receive the same; and the said Sheriff is hereby required to deliver such Possession accordingly of the said Premises, and to levy such Costs as shall accrue from the issuing and Execution of such Precept or Precepts, on the Person or Persons so refusing to give Possession as aforesaid, by Distress and Sale of his, her, and their Goods and Chattels: Provided always, that when any Tenant at Will shall by virtue of this Act be required to quit any Lands, Tenements or Hereditaments, before the Expiration of the current Year of such Tenancy, the said Trustees shall make such Recompence to every such Tenant for so quitting, as shall be agreed upon between the said Trustees, or any Five or more of them, and such Tenant; and in case they cannot agree, then such Recompence shall be assessed by a Jury, in such and the same Manner as is herein-before directed and appointed in cases of Purchase of Land by the said Trustees.

Application
of Money
when amount-
ing to 200l.

XLIII. And be it further enacted, That the Principal Money to arise from the Sale of any Lands, Tenements or Hereditaments, which shall be purchased for the Purposes of this Act, of any Body Corporate, Ecclesiastical or Civil, Corporation Aggregate or Sole, Feoffees in Trust, Guardians, Committees or other Trustees, or any Feme or Femmes Covert, or other Person or Persons being incapacitated to give Discharges for the Purchase or Compensation 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 this Act, or any Five or more of them, 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 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 or Hereditaments, or affecting other Lands 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 and 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 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 the Conveyance or 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

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 or Hereditaments so to be purchased, in case such Purchase or Settlement were made.

XLIV. Provided always, and be it further enacted That if any Money so agreed or awarded to be paid for any Lands 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 and 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 said 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 Manner herein directed, or otherwise the same shall be paid, at the like Option, to Two Trustees to be nominated by the Person or Persons making such Option, and approved of by Five or more of the said Trustees for executing this Act, (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money and the Dividends arising thereon, may be applied in any Manner herein directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

Where less than 200l. and exceeding 20l.

XLV. 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 and Hereditaments so purchased, taken, or used as aforesaid, 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.

Where under 20l.

XLVI. 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 or Hereditaments to be purchased by virtue of this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises, to the Satisfaction of the said Trustees, or any Five or more of them; or in case 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 or Hereditaments be not known or discovered, then and in every such Case it shall be lawful for the said Trustees, or any Five or more of them, to order the said Sum or

In case of not making out a good Title, or Persons cannot be found, the Purchase Money to be paid into the Bank, subject to the Order of the Court.

Sums

Sums of Money so awarded as aforesaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the said Court of Chancery, to be placed to his Account to the Credit of the Parties interested in the said Lands or Hereditaments, [describing them] subject to the Order, Controul, and Disposition of the said Court of Chancery; which said Court, on the Application of any Person or Persons making Claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered in a summary Way of Proceeding or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making Claim thereto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Where any Question shall arise as to the Title to Money.

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

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

XLVIII. 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 or Hereditaments to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the said Court, and to be applied in the Purchase of other Lands or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Trustees, or any Five or more of them, who shall
from

from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

XLIX. And be it further enacted, That the respective Surveyors of the Highways for the Parishes in which any Part of the said Roads shall lie, shall, twice in every Year, within Four Days after Demand shall have been made from them respectively in Writing by any Surveyor or Surveyors, to be appointed by virtue of this Act, deliver to such Turnpike Surveyor or Surveyors, an exact Account or List in Writing under their Hands of the Christian and Surname of every Person who, within their respective Parishes, is liable to do Statute Work, and shall distinguish in such Account or List what Statute Work each of the said Persons is liable to do and perform; and the Statute Work shall be done by all such Persons on such Parts of the said Roads hereby authorized to be made and formed as are within such Parishes, in such Manner, and at such Times as any Two Justices of the Peace for the City of *Coventry*, upon Application being made to them by the said Trustees, or any Two or more of them, or by their Clerk or Clerks, or Surveyor or Surveyors shall direct; and the said Surveyors of the Highways for such Parishes respectively, within Ten Days after Notice shall have been given to him or them by such Clerk or Clerks, or Turnpike Surveyor or Surveyors, of the Time or Times when, and how many of such Persons are to do such Work upon any Part or Parts of the said Roads, shall give Notice thereof to the Persons directed to perform the same; and if any Surveyor for any such Parishes shall neglect or refuse to deliver in such Account or List to such Turnpike Surveyor or Surveyors, or shall be guilty of any Fraud therein, or shall refuse or neglect to summon such Persons to do their Statute Work as aforesaid, every such Parish Surveyor shall, for every such Neglect or Refusal, forfeit and pay any Sum not exceeding Five Pounds.

Parish Surveyors to deliver in Lists of Statute Work.

L. And be it further enacted, That all and every Person and Persons who shall neglect or refuse to do such Work as aforesaid, after Notice in Writing shall have been 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 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 Penalties and Forfeitures as Persons neglecting or refusing to do Statute Work on any public Highway are or may be by any Law or Statute subjected; and every Person who shall, according to such Notice as aforesaid, come as a Labourer, or with any Team, Draught or Plough, to work on the said Roads, and shall be found negligent or idle by the said Turnpike Surveyor or Surveyors where the Work is to be done, such Surveyor or Surveyors may, and is and are hereby required to discharge such Person or Persons, and it shall be considered as if such Person or Persons, or such Team, Draught or Plough, had not come or been sent to work, and every such Labourer or Person, or the Owner of such Team, Draught or Plough, shall be liable to the respective Forfeitures before mentioned; and all Persons duly performing such Days Work on the said Road, shall not be liable to do any other Statute Work thereon.

Penalty for not performing Statute Work.

Justices to
determine
Statute
Work.

LI. And for preventing Differences between the said Trustees and the Surveyors of the Highways for the Time being, of the Parishes through which the said Roads hereby directed to be made and formed shall lead, touching what Part of the Statute Work in any such Parish ought to be done on the said Roads; be it further enacted, That it shall be lawful for any Two or more of the Justices of the Peace, at any Special Session to be holden for the City of *Coventry*, upon Application made to them for that Purpose by the said Trustees, or any Five or more of them, to adjudge and determine what Part and Proportion of the Statute Work shall be done on the said Roads by any Parish in which any Part of the said Roads lie.

Trustees may
compound
for Statute
Work.

LII. Provided always, and be it further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, to compound and agree, by the Year or otherwise, with the Possessors, Occupiers, Grantees, Feoffees, and Committees of Lands, Tenements, or Hereditaments, which are or shall be liable to or chargeable with the making of any Part of the said Roads, or with any Person or Persons, for the Performance of his, her, or their Statute Work thereon; and also that it shall be lawful for the Surveyor or Surveyors of the Highways of any of the said Parishes, by and with the Consent and Approbation of a Majority of the Inhabitants of such respective Parishes, obtained at any Vestry or other public Meeting of such Inhabitants, to compound and agree, by the Year or otherwise, with the said Trustees, or any Five or more of them, for and in lieu of the Statute Work to be performed by such Inhabitants upon any Part or Parts of the said Roads, all which Composition Monies shall be from Time to Time paid in advance, and shall be applied in forming and making the said Roads; and all such Surveyors shall be reimbursed the Money so by them paid, in such Manner as Surveyors of the Highways are by Law to be reimbursed the Monies by them expended in buying Materials for repairing the Highways.

Surveyors to
get Gravel,
&c.

LIII. And be it further enacted, That the Surveyor or Surveyors to be appointed by virtue of this Act, and such other Person or Persons as shall be employed by such Surveyor or Surveyors, or by the said Trustees, or any Five or more of them, is and are hereby empowered to cut, dig, gather, take and carry away, any Copping Stone, Wall Stone, or other Stone, and also any Furze, Heath, Gravel, Sand, or other Materials proper for the making and forming of the said Roads, and the Bridges, Arches and Fences in or upon the same, in, upon, or out of or from any Waste Grounds, Commons or uncultivated Lands, Rivers or Brooks, in any Parish, Hamlet or Place, in which any Part of the said Roads lie, or in any adjoining Parish, Hamlet or Place, to be used in making and forming the said Roads, without paying any thing for the same; and provided there shall be no other safe and convenient Way to carry such Materials, to cart and carry away the same over the Lands and Grounds of any Person or Persons, (not being a Yard, Garden, Orchard, Park, Paddock, planted Walk or Avenue to a House, or any inclosed Ground, planted and set apart as a Nursery for Trees), making Satisfaction as herein-after mentioned, such Surveyor or Surveyors, or other Person or Persons, filling up the Pits, and levelling the Ground from which such Materials shall be taken, or railing or fencing off such Pits, so that the same may not be dangerous to Passengers or Cattle; and if such Quantities of Copping Stone, Wall Stone, or other Stone, or Furze, Heath, Gravel, Sand, or other Materials proper and sufficient for that Purpose, cannot be had or found

found in or upon such Waste Grounds, Commons or uncultivated Lands, Rivers or Brooks, contiguous to that Part of the said Roads therewith to be made and formed, then and in such Case the said Surveyor or Surveyors, or other Person or Persons as aforesaid, may, by Order of the said Trustees, or any Five or more of them, cut, dig, and make Pits, and get, gather, take and carry away, any such Stone and Materials as aforesaid, in, upon, or out of, or from and over the Lands or Grounds of any Person or Persons (not being a Yard, Garden, Orchard, Park, Paddock, planted Walk or Avenue to a House, or any inclosed Ground, planted and set apart as a Nursery for Trees, or planted with ornamental Trees), paying or tendering Payment to the respective Owners or Occupiers of such Lands or Grounds for such Damages, for the cutting, digging, gathering, taking, and carrying away the said Copping Stone, Wall Stone, or other Stone, Furze, Heath, Gravel, Sand, and Materials, and for carrying the same, or the Materials gotten in any Waste Grounds, Commons, or uncultivated Lands, Rivers or Brooks as aforesaid, over their Lands or Grounds, as the said Trustees, or any Five or more of them, shall think reasonable; and in case of any Difference between the said Trustees, or any of them, or the Surveyor or Surveyors, or other Person or Persons by them appointed, or employed as aforesaid, and the said Owners or Occupiers, or any or either of them, concerning the said Damages, the Justices of the Peace for the County or City wherein such Lands or Grounds shall lie, at their General Quarter Sessions of the Peace to be held in and for the same County or City next after such Difference shall arise, and on Ten clear Days Notice thereof, to be given by the said Surveyor or Surveyors to such Owner or Owners, Occupier or Occupiers, or to be left at his, her, or their respective Places of Abode, or *vice versa*, shall hear, settle, or determine the Matter of the said Damage, and the Costs attending the hearing and determining of the same, and the Judgment and Order of the said Justices therein shall be final and conclusive upon all Parties.

Justices to determine Differences.

LIV. Provided nevertheless, and be it further enacted, That it shall not be lawful for any Surveyor or Surveyors, or any other Person or Persons under the Authority of this Act, to dig, gather, take and carry away Stone, Gravel, or other Materials for making or forming the said Roads, Bridges, Arches and Fences, out of or from any inclosed Lands or Grounds, until Notice in Writing shall have been given to the Occupier of the Premises from which such Materials are intended to be taken, or left for such Occupier at his or her usual Place of Residence, to appear by himself or herself, or his or her Agent, before the said Trustees, or any Five or more of them, or before any Two or more Justices of the Peace acting for the County or City in which such Lands are situate, and to shew Cause why such Materials should not be had from such Lands or Grounds; and in case such Occupier, or his or her Agent, shall attend pursuant to such Notice, the said Trustees, or any Five or more of them, or such Justices, if they respectively shall so think proper, shall and may authorize such Surveyor or Surveyors, or other Persons, to dig, gather, take and carry away such Stone, Gravel, and Materials, at such Time or Times as to such Trustees, or any Five or more of them, or to such Justices shall seem proper; and if such Occupier shall neglect or refuse to appear by himself or herself, or his or her Agent, before the said Trustees or such Justices as aforesaid, then and in such Case the said Trustees,

Notice to be given to Occupiers of Lands before Materials are taken for forming Roads.

or

or any Five or more of them, or such Justices, shall and may make such Order therein as they shall think fit, as fully and effectually to all Intents and Purposes, as if such Occupier, or his or her Agent, had attended.

Surveyors
may remove
Annoyances.

LV. And be it further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, or their Surveyor or Surveyors, and such Person or Persons as they or he shall appoint from Time to Time (such Surveyor or Surveyors having an Order for that Purpose from the said Trustees, or any Five or more of them), to remove and prevent all Annoyances on any Part of the said Roads, by Timber, Stone, Carriages, Filth, Dung, Ashes, Rubbish, Straw, or by any other Thing or Means whatsoever; and to turn any Watercourses, Sinks or Drains running along, into, or out of the said Roads, to the Prejudice thereof; and to open, scour, cleanse, widen, or make deeper, any Watercourses or Ditches adjoining thereto, and to make the same as deep and large as he or they shall think necessary; and to cut down, lop or top at proper Seasons of the Year, any Trees, Shrubs or Bushes, growing or to grow on the said Roads, or in the Hedges or Banks adjacent thereto respectively (such Watercourses, Sinks, Drains, Ditches, Trees, Shrubs and Bushes, not being or growing within any Garden, Orchard, Plantation, Walk, or any inclosed Ground planted and set apart as a Nursery for Trees, or Avenue to a House planted with ornamental Trees), and to take and carry away the same Trees, Shrubs or Bushes, in case the Owners or Occupiers of the Premises shall, for the Space of Ten Days next after Notice in Writing shall have been given for that Purpose, by such Surveyor or Surveyors, neglect to top, lop, cut down, or remove such Trees, Shrubs, or Bushes, or to open, scour, cleanse, widen, or deepen such Watercourses or Ditches, or remove such other Annoyances, in such Manner as the said Trustees, or any Five or more of them, or the said Surveyor or Surveyors shall require; the Charges whereof shall be settled by the said Trustees, or any Five or more of them, and shall be reimbursed to such Surveyor or Surveyors by such Owner or Occupiers.

Trustees may
contract for
making
Roads.

Contracts to
be binding.

LVI. And be it further enacted, That the said Trustees, or any Five or more of them, or such Person or Persons as they shall for that Purpose authorize or appoint, are hereby empowered to contract with any Person or Persons for making, altering, widening, or straightening the said Roads or any Part thereof, and for erecting Guide or Direction Posts thereon, or for doing any other Work to be performed in the Execution of this Act, in such Manner and for such Sum or Sums of Money as the said Trustees, or any Five or more of them, shall think proper; and that all Contracts and Agreements in Writing entered into pursuant to any Order of the said Trustees, or any Five or more of them, by their Clerk or Clerks, Treasurer or Treasurers, Surveyor or Surveyors, or other Officer, with any Workmen or other Person or Persons, relating to any Matter or Thing to be done by virtue of this Act, shall be binding upon all such Parties as shall sign the same, his, her, and their Executors and Administrators, and that Actions and Suits shall and may be maintained thereon, by the said Trustees, or any Five or more of them, or by their Clerk or Clerks, and in his or their Name or Names respectively, and Damages and Costs recovered against the Party or Person, Parties or Persons, failing in the Performance of such Contracts or Agreements respectively; and such Sum of Money as shall and may be requisite for forming the

said Roads, or any other Matter or Thing to be done by virtue of this Act, and which by such Contracts or Agreements respectively the Parties ought to have done, shall be the Measure of the Damages to be recovered in any Action or Suit against any such Party or Person, Parties or Persons, so as aforesaid making Default in fulfilling his, her, or their Contract or Agreement; any Law or Usage to the contrary in anywise notwithstanding.

LVII. And be it further enacted, That in case any Dispute, Suit or Litigation shall arise, touching or in anywise relating to the said Tolls, the Person or Persons appointed to collect the same, or any other Person or Persons acting by or under the Authority of the said Trustees, shall not be incompetent to give Evidence in any such Dispute, Suit, or Litigation, by reason of his, her, or their being so appointed to collect the said Tolls, or acting under the Authority of the said Trustees.

Toll Bar
Keepers
competent
Witnesses.

LVIII. And be it further enacted, That in case any Action or Prosecution shall be commenced or prosecuted in pursuance of this Act, under the Authority or by the Direction of the said Trustees, or any Five or more of them, in every such Case the said Trustees, or any Five or more of them, shall, out of the Monies arising by virtue of this Act, allow and pay to the Prosecutor, or such Person or Persons in whose Name or Names such Action or Prosecution shall be commenced and prosecuted, all such reasonable Costs and Charges as such Person or Persons shall really and *bonâ fide* expend for or by reason of such Action or Prosecution, on any Judgment or Determination therein, and likewise indemnify all such Persons as shall be prosecuted, or have any Action or Actions brought against them, for or by reason of any Thing done in pursuance of this Act, under the Authority and by the Direction of the said Trustees, or any Five or more of them.

Persons pro-
secuting and
Persons pro-
secuted in-
demnified.

LIX. And, for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That all and every Justice or Justices of the Peace before whom any Person or Persons shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up in the following Form of Words, or in any other Form of Words to the same Effect, as the Case shall happen; (that is to say),

Offenders.

‘ **BE** it remembered, That on the Day of
 ‘ in the Year of our Lord. Form of
Conviction.
 ‘ *A. B.* is convicted before me [*or, us*] of
 ‘ His Majesty’s Justices of the Peace for the City of *Coventry* [*or, where*
 ‘ *the Conviction may be made; specifying the Offence, and the Time and Place*
 ‘ *when and where the same was committed, as the Case shall be.*] Given
 ‘ under my Hand and Seal [*or, our Hands and Seals*] the Day and Year
 ‘ first above written.’

LX. And be it further enacted, That all Penalties, Forfeitures, and Fines, by this Act inflicted or authorized to be imposed, if the Manner of levying and recovering thereof is not herein otherwise directed, and where the Penalty for the Offence shall not exceed the Sum of Ten Pounds, shall upon Proof of the Offences respectively before any One or more Justice or Justices of the Peace for the County or City wherein the Offence shall have been committed, or any One Justice of the Peace for the County or City wherein the Offender shall reside, either by the Confession of the Party or Parties offending, or by the Oath of One or more credible Witness or

Penalties
how to be
levied and
applied.

[*Loc. & Per.*]

13 S

Witnesses,

Witnesses, (which Oath such Justice or Justices is and are hereby empowered and required to administer without Fee or Reward), be levied by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant or Warrants under the Hand and Seal of such Justice, (which Warrant or Warrants such Justice is hereby empowered to grant for those Purposes), and the Overplus, after such Penalties, Forfeitures, and Fines, and the Charges of such Distress and Sale shall have been paid and deducted, shall be returned upon Demand unto the Owner or Owners of such Goods and Chattels; and the Penalties, Forfeitures, and Fines, when paid or recovered, shall, if not otherwise directed by this Act, from Time to Time be paid, One Moiety to the Informer, and the other Moiety to any Five or more of the said Trustees, or to their Clerk or Clerks, Treasurer or Treasurers, and be applied in the Repair of the said Roads; and in case sufficient Distress shall not be found, or such Penalties or Forfeitures, with such Costs, shall not be forthwith paid, it shall be lawful for any One or more Justice or Justices of the Peace as aforesaid, and he or they is and are hereby authorized and required, by Warrant or Warrants under his or their Hand and Seal, or Hands and Seals, to cause such Offender or Offenders to be committed to the Common Gaol or House of Correction for the County or City wherein the Offence shall have been committed, there to remain without Bail or Mainprize, for any Time not exceeding Three Calendar Months, unless such Penalties, Forfeitures and Fines, and all reasonable Charges, shall be sooner paid and satisfied.

Application
of Penalties
exceeding
10l.

LXI. And be it further enacted, That all such Fines, Penalties, and Forfeitures imposed by this Act, as amount to more than the Sum of Ten Pounds, shall be sued for and recovered by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record at *Westminster* respectively, and that One Moiety of every such Fine, Penalty or Forfeiture last-mentioned, shall be to the Use of the said Trustees, to be paid to their Treasurer or Treasurers, Clerk or Clerks, and be applied in carrying this Act into Execution, and the other Moiety to the Use of him, her, or them, who shall inform or sue for the same, with Costs of Suit.

Proceedings
not to be
quashed for
Want of
Form.

LXII. And be it further enacted, That no Proceedings of the said Trustees, or of any Justice or Justices of the Peace, or any of them respectively, touching or concerning, or in the Execution of any Power or Authority vested in such Trustees, or Justice or Justices respectively by this Act, shall be quashed or vacated for Want of Form, or be removed by *Certiorari*, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*, or any other Court of Record in that Part of the United Kingdom called *England*; any Law or Statute to the contrary notwithstanding.

Distress not
unlawful for
Want of
Form.

LXIII. Provided always, and be it further enacted, That when any Distress shall be made for any Sum or Sums of Money by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceedings relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio*, on Account of any Irregularity which shall be afterwards done by the Party or Parties distraining; but the Person or Persons aggrieved by such Irregularity,

Irregularity, shall and may recover Satisfaction for the Special Damage, in an Action upon the Case.

LXIV. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any Thing done in pursuance of this Act, until Fourteen Days Notice thereof in Writing shall have been given to the Clerk or Clerks, Treasurer or Treasurers to the said Trustees, or after sufficient Satisfaction, or a Tender thereof shall have been made to the Party or Parties aggrieved, or after the Expiration of Three Calendar Months next after the Fact committed; and every such Action shall be laid in the City of *Coventry*, or in the County of *Warwick*, and not elsewhere; and the Defendant or Defendants in every such Action or Suit shall and may plead at his, her, or their Election especially, or the General Issue, and give this Act, and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if the same shall appear to have been so done, or if such Action or Suit shall be brought before Fourteen Days Notice shall have been thereof given as aforesaid, or after a sufficient Satisfaction made or tendered as aforesaid, or after the Time limited for bringing the same, as aforesaid, or shall be brought elsewhere than in the said City of *Coventry*, or in the said County of *Warwick*, then the Jury shall find a Verdict for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Actions after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, then the Defendants shall and may recover Treble Costs, and have such Remedy for the same as any Defendant or Defendants hath or have in other Cases by Law.

LXV. Provided always, and be it further enacted, That if any Person shall think himself or herself aggrieved by any thing done in pursuance of this Act, and for which no particular Method of Relief hath been already prescribed, such Persons may appeal to the Justices of the Peace at any General Quarter Sessions of the Peace to be holden for the said City of *Coventry*, or for the said County of *Warwick*, within Four Calendar Months next after the Cause of such Complaint shall have arisen, such Appellant first giving or causing to be given Ten Days Notice at the least in Writing, of his or her Intention to bring such Appeal, and of the Matter thereof, to the Clerk or Clerks, Treasurer or Treasurers to the said Trustees, and within Four Days after such Notice entering into a Recognizance before some Justice of the Peace for the said County or City, with Two sufficient Sureties conditioned to try such Appeal, and abide the Order of, and to pay such Costs as shall be awarded by the Justices at such Quarter Sessions; and the said Justices at such Sessions, upon due Proof of such Notice having been given as aforesaid, and of such Recognizance having been entered into, shall hear and finally determine the Cause and Matter of such Appeal in a summary Way; and award such Costs to the Parties appealing or appealed against, as they the said Justices shall think proper; and the Determination of such Quarter Sessions shall be final, binding and conclusive, to all Intents and Purposes; and the said Justices at such Sessions may also, by their Order or Warrant, levy such Costs so awarded, by Distress and Sale of the Goods and Chattels of the Person or Persons who shall refuse to obey the same, and for

Want

Want of sufficient Distress, commit such Person or Persons to the Common Gaol or House of Correction of or for the same County or City wherein such Quarter Sessions shall be held, as the Case may be, for any Time not exceeding Three Calendar Months, or until Payment of such Costs.

Subscribers shall pay their Subscriptions.

LXVI. And be it further enacted, That the several Persons who have subscribed, or may hereafter subscribe any Sum or Sums of Money, for and towards forming and making the said Roads, and their respective Heirs, Executors, and Administrators, shall and they are hereby required to pay the Sum or Sums so subscribed, or such Parts or Proportions thereof, within such Time and Times, and to such Person or Persons, as the said Trustees, or any Five or more of them, shall, by any Writing under their Hands, authorise to receive the same, so as the said Trustees, or any Five or more of them, shall not call at any One Time for any greater Instalment than Ten Pounds *per Centum* on every One Hundred Pounds of such Subscriptions, nor shall make any such Call at a less Distance than the Space of One Month after the Call immediately preceding, and that all such Calls shall be made in equal Proportions on all such Subscribers, according to the Amount of the Sums they have respectively agreed to subscribe; and if any Person or Persons shall, after Twenty-one Days previous Notice in Writing, under the Hands of the Treasurer or Clerk to the said Trustees, for that Purpose to him, her, or them given, or left at his, her, or their Dwelling-house or usual Place of Abode, refuse or neglect to make Payment of the respective Sums by him, her, or them so subscribed or agreed to be subscribed, or such Part or Parts thereof as may be required in such Notice, it shall be lawful for the said Trustees, or any Five or more of them, in the Names of the said Trustees, or any Five or more of them, or in the Name or Names of their Treasurer or Treasurers, or their Clerk or Clerks, to bring or cause to be brought any Action of Debt or on the Case, Bill, Plaint or Suit, against any Person or Persons so refusing or neglecting as aforesaid, his, her, or their Heirs, Executors or Administrators, in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, Privilege or Wager at Law, nor more than one Imparance shall be allowed; and on Proof of such Person or Persons having so subscribed or agreed to subscribe, and of such Notice being given as aforesaid, the respective Sums so subscribed or agreed to be subscribed, or so much thereof as shall be required to be paid in such Notice, shall be recovered, with full Costs of Suit; and that the Venue in every such Action shall be laid in the said City of *Coventry*, or in the County of *Warwick*, or in the City of *London*, and not elsewhere.

Public Act.

LXVII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act; and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

Commencement and Continuance of this Act.

LXVIII. And be it further enacted, That this Act shall commence upon and have Continuance from the Day on which the same shall receive the Royal Assent, and shall continue in force, subject to the Restrictions and Limitations herein mentioned, for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

SCHEDULE

SCHEDULE referred to by this Act.

For widening Broad Gate.

PREMISES to be taken.	PROPRIETORS.	OCCUPIERS.
Part of a House and Premises	William White - Henry Lane - William Freemantle -	William White, and his Under Tenants, Dunn and Co.
A House	Thomas Crefwell - Samuel Whitwell, and Joseph Matthews -	Coventry Library Society.
A House	John Johnson -	John Johnson. Thomas Tame.
A House	Hannah Pollard - John Davis - Joseph Davis - William Davis - Thomas Barton and Hannah his Wife - William Edwards and Mary his Wife - William Walton and Eleanor his Wife - William Winterton and Catherine his Wife - John Davis and Sarah his Wife -	Thomas Barton.
A House and Premises	Thomas Smith -	Thomas Smith.
A House and Ground	The Feoffees of the Estate belonging to the Church of the Holy Trinity in Co- ventry -	Samuel Dalton. Thomas Watson.
A House and Ground	Sarah Parker -	William Parker.
A House	Elizabeth Eglington -	John Beaufoy.
A House and Buildings	John Willfon - John Fox -	Samuel Roberts. Walter Taylor. Edward Reynolds. Thomas Grimes. Edward Edginton. John Moore. William Parker.
A House	The Feoffees of the Estate belonging to the Church of Saint Michael, in Coventry	Richard Newman Clarke.
A House	Tho. Buckley Foden -	Noah Ayton.

PREMISES to be taken.	PROPRIETORS.	OCCUPIERS.
A House - - -	- { The Corporation of the City of Coventry, Jonathan Bray - }	Philip Perkins.
A House and Ground -	- Thomas Grimes -	Thomas Grimes.
Part of a House -	- { The Corporation of the City of Coventry - }	Mary Carter.

For widening the Corners of Much-Park Street and Earl Street.

Several Houses and Ground -	Wale Winfor - -	John Barber. Obadiah Southern. Thomas Rowney. John Richardson. Edward Adams. Wale Winfor.
Three Houses and Ground -	Elizabeth Hinson - {	Sufannah Radbourne. William Woodhall. William Tew.

For widening Jordan Well Street.

A House - - -	- John Ralphs -	Elizabeth Hayes.
A House - - -	- Thomas Bray -	Isaac Clarke.
A House - - -	- { The Company of Cap- pers and Feltmakers in Coventry - }	Thomas Ruffel.
A House - - -	- Joseph Worcester - {	Joseph Worcester. Henry Wheatley.
A House - - -	- Sarah Toms - -	Joseph Worcester.

For widening the Corners of Fleet Street and Spon Street.

A House, Buildings, and Ground -	William Wright - {	William Wright. John Gibbs. Richard Eaton. John Wilkins.
Three Houses, Buildings, and Ground	Thomas Wyton and Joyce his Wife - {	Mary Holtham. James Hampson. Thomas Owen.
Several Houses, Buildings, and Ground	Wale Winfor and Mary his Wife - - {	Joseph Binley. John Cartwright. Mary Clarke. Jane Jackson.
A House - - -	- { Richard Stanley and Sarah his Wife - }	Ralph Langshaw.

For

*For making a New Road out of Smithford Street to adjoin the
Warwick Turnpike Road.*

PREMISES to be taken.	PROPRIETORS.	OCCUPIERS.
Two Stables - - -	William Carter -	William Carter.
Scite of a House, Granary and Ground	James Beck Esq. - {	James Beck Esq. William Carter.
A House, Ground, and Premises {	Catherine Wallis - } William Wallis - }	Henry Watson.
Part of a Garden and Summer House	William Little Esq. -	John Woodcock Esq.
Stable, Building, and Ground -	William Watts - {	William Watts. Thomas Hayes.
A Stable, Shed, and Piece of Ground	James Beck Esq. -	William Watts.
A Piece of Ground - - - {	Christian Haynes - } Charles Lilly - }	Thomas Goddard. Thomas Wellevife.
A Piece of Ground and small Build- ing - - - - - {	Joseph Waters Coldi- cott - - - - - }	Joseph Waters Coldi- cott.
A Piece of Ground and small Building	Henry Cotton -	William Bird. Henry Cotton. Thomas Tranter. Bridget Gordon. James Freeman. Joseph Preedy. Luke Shortern.
Several Tenements and Ground - {	Joseph Waters Coldi- cott - - - - - }	William Lenton. William Harrow. Edward Burman. Elizabeth Shaw. Thomas Sparkes. Joseph Bates. William Humphries. William Carter. Edward Norman Anstey. Mary Shortern. Robert Packwood. William Twaites. William Greenway. John Dakin. Elizabeth Robinson. Richard Eaves. George Marston. John Cooper. Sarah Lower. Sarah Dufston. Elizabeth Elliott. Charles Eaves. John Collett. Edward Carter. Joseph Eaves. Elizabeth Eaves. Eleanor Mofs. John Freckleton. Catherine Hill. John Atkins. Thomas Archer. Sufannah Lindon. Nathaniel Read. Joseph Toney. Sarah Watts. James Nickson.
Several Tenements called Moore's Rents, with the Ground thereto belonging. }	Trustees of the late Mr. John Moore's Charity.	

PREMISES to be taken.	PROPRIETORS.	OCCUPIERS.
Several Tenements, Buildings, and Ground	Thomas Cowley	William Lindon. William Cramp. Joseph Aston. Samuel Greenall. Thomas Monton. Richard Cole. William Walker. Untenanted.
A Stable and Building	Elizabeth Eglington	Untenanted.
Part of Two Houses	William Whifton Anna his Wife William Izard	William Wiles. John Cotton.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1821.