



ANNO QUINQUAGESIMO NONO

GEORGI II. REGIS.

Cap. xcv.

An Act for repairing, widening, and improving the several Roads round the City of *Bristol*, and for making certain new Lines of Road to communicate with the same. [14th June 1819.]

WHEREAS an Act was passed in the Nineteenth Year of the Reign of His present Majesty, intituled *An Act for making and repairing several Roads round the City of Bristol*: And whereas another Act was passed in the Thirty-seventh Year of the Reign of His present Majesty, intituled *An Act for extending the Term and amending and enlarging the Powers of an Act passed in the Nineteenth Year of the Reign of His present Majesty, intituled 'An Act for making and repairing several Roads round the City of Bristol;'* and for making and keeping in repair a Road from the Turnpike Gate at the Sign of The Blackbirds, on the Stapleton and Mangotsfield Common Road, into the Bitton and Toghill Common Road: And whereas several considerable Sums of Money have been borrowed on the Credit of the Tolls authorized to be collected upon each of the Roads comprised in the said Acts, which still remain due and owing: And whereas the said Roads might be greatly improved, and it would be of general public Utility if Power were given to widen, divert, turn, shorten, vary, or alter several Parts of the said Roads, and also if Power were given to widen, divert, turn, shorten, vary, alter, improve, make Turnpike, and maintain in repair several Pieces of old Road herein-after mentioned, now communicating with the said Roads; and also if Power were given to make

19G.3.c.116.

37G.3.c.178.

[Local.]

and

Former Acts
repealed.

The Aust
Road.

and maintain in repair certain new Roads herein-after mentioned to communicate with the said Roads: And whereas the said Roads cannot be effectually made, amended, diverted, varied, altered, widened, straightened, improved, and maintained in repair, unless the Powers and Provisions of the said Acts are enlarged and altered and the Tolls increased, and it is expedient that the same should be consolidated and comprised in One Act: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act the said recited Acts of the Nineteenth Year of the Reign of His present Majesty, and of the Thirty-seventh Year of the Reign of His present Majesty, shall be and the same are hereby declared to be repealed (and also that such Parts of any former Acts as were repealed by the said Act of the Nineteenth Year of the Reign of His present Majesty shall be and continue repealed), and that this Act shall from thenceforth commence and take effect and be put in execution for and during the Term herein-after mentioned, for the Purpose of making, amending, diverting, varying, altering, widening, straightening, improving, and maintaining in repair the several Roads herein-after described; that is to say, the present Turnpike Road from the Top of *Park Street*, in the said City and County of *Bristol*, through the Village of *Westbury* and over *Braintree Hill*, to *Aust Passage* in the Parish of *Henbury* in the County of *Gloucester*, which shall be called *The Aust Road*; and the present Turnpike Road from the River or Brook at *Westbury*, crossing the said River or Brook through Part of the Village of *Henbury* into the said *Aust Road* at the Cross Hands or Direction Post near *Cribb's Causeway*; and the present Turnpike Road from the Cross Hands or Direction Post at or near *Wain Bridge* to the new Passage in the said Parish of *Henbury*; and the Road (by this Act intended to be made Turnpike) from the *Horfield Road*, at or near the Pump at *Redland*, opposite the House of *Mistress Walker*, into the said *Aust Road* at the North-eastward End of *Durdham Down*; and the present Turnpike Road diverging from the said *Aust Road* at a Place called *The Limekilns*, on *Durdham Down* aforesaid, in the Parish of *Clifton*, through *Stoke Bishop* to *Pill Passage* in the Parish of *Westbury-upon-Trym*; and the Road (by this Act intended to be made Turnpike) diverging from the said last-mentioned Road at the Entrance into *Lord De Clifford's Park* to or into the said Road in the Village of *Henbury*; and the Road (by this Act intended to be made Turnpike) lately made across the South-eastward Side of *Durdham Down*, from the Cross Hands on the said *Aust Road* into the said Road leading to *Pill Passage*; and a new Road (by this Act intended to be made) to lead across *Durdham Down* from the said last-mentioned Road into the said Road from the Village of *Clifton*; and the present Turnpike Road from the West End of *Paul Street* in the Parish of *Saint Michael* in the said City and County of *Bristol* into the said *Aust Road* at the Turnpike Gate called *The White Ladies*; and the present Turnpike Road from the said City and County of *Bristol*, at or near the Foot of *Honeypen Hill*, through the Village of *Clifton*, by the Church, and also by the House of *Gabriel Goldney Esquire*, over *Clifton Down*, into the said Road leading to *Pill Passage* on *Durdham Down*; and the present Turnpike Road diverging from the said *Aust Road* at or near the Entrance into *Mr. Thomas Tyndall's Park* to the Southern End of

Gallows Acre Lane; and the Road (by this Act intended to be made Turnpike) leading from thence into the said last-mentioned Road through the Village of *Clifton*; and the present Turnpike Road leading from the *Hotwell* Road, at the Bottom of *Clifton* or *Granby Hill*, to the Top of the said Hill; and the Road (by this Act intended to be made Turnpike) leading from the Top of the said Hill into the said Road through the Village of *Clifton* at the Foot of *Windmill Hill*, and also into the same Road by *Gloucester Row* opposite the House of Mistress *Miles* Widow; and the Road (by this Act intended to be made Turnpike) leading from the Bottom of *Granby Hill* aforesaid to the *Hotwell* Pump Room in the said Parish of *Clifton*; also a new Road (by this Act intended to be made) leading from the said Pump Room by the Side of the River and up the Hill, to or into the said Road leading from *Clifton* to *Pill Passage* at the Top of *Bridge Valley*; and the Road (by this Act intended to be made Turnpike) leading from thence along the Southward Side of *Durdham Down* into the said *Aust* Road at the *Limekilns* aforesaid; all which Roads pass through or lie in the Parishes of *Saint Augustine the Less* and *Saint Michael* in the City and County of *Bristol*, *Clifton*, *Westbury-upon-Trym*, and *Henbury*, in the County of *Gloucester*, and City and County of *Bristol*, and shall be deemed and accounted Parts of the said *Aust* Road: The present Turnpike Road from the said City and County of *Bristol*, at or near *Stokes Croft* Turnpike Gate, through *Horfield* and *Filton*, over *Almondsbury Hill* and *Milbury Heath*, to the Church or Chapel at *Stone*, in the said County of *Gloucester*, which shall be called *The Horfield Road*; and the present Turnpike Road from the *Ship* at *Alvestone*, through the Town of *Thornbury*, into the said *Horfield Road* at or near *Buckover*; and the Road (by this Act intended to be made Turnpike) from the West End of *Paul Street* in the City of *Bristol*, along *Paul Street* aforesaid and *Portland Street*, into *Cotham Lane*, and along the said Lane to or into the said *Horfield Road* at the Cross Hands or Direction Post at the Bottom of *Lampblack Hill*, in the said Parish of *Westbury-upon-Trym*; and the present Turnpike Road from the said last-mentioned Cross Hands or Direction Post, through the Village of *Redland* into the said *Aust* Road at the Cross Hands on *Durdham Down* aforesaid; also a new Road (by this Act intended to be made) leading from the said *Horfield Road* at or near *Catherine Place*, in the Parish of *Saint Paul* in the said County of *Gloucester*, to or into the same Road near *Cutlers Mills* in the same Parish; also a new Road (by this Act intended to be made) leading from the said *Horfield Road* at or near the Entrance into a Field in the Occupation of *William Gold*, in the Parish of *Horfield* in the said County of *Gloucester*, near a House called *The Ship*, to or into the same Road at or near the further End of the same Field in the same Parish; also a new Road (by this Act intended to be made) leading from the said *Horfield Road* at or near a House in the Occupation of *James Williams*, situate at *Buckover* in the Parish of *Thornbury* in the said County of *Gloucester*, to or into the same Road at or near a House in the Occupation of *Samuel Purnell* in the same Parish; also a new Road (by this Act intended to be made) leading from the said *Horfield Road* on *Horfield Common*, in the said Parish of *Horfield*, through the Parishes of *Horfield* and *Westbury-upon-Trym* into the said *Aust* Road on *Durdham Down* in the said Parish of *Westbury-upon-Trym*, and from thence over Part of the said Down into the said Road leading to *Pill Passage* at the Entrance of the said Road leading to *Clifton* in the same Parish; also a new Road (by this

The Horfield Road.

this Act intended to be made) leading from the said *Aust Road* at or near *Black Horse Hill* in the Parish of *Henbury*, at the Entrance into *Greenway* or *Sands Lane* along or by the said Lane, and of *Hays Lane* into the said *Horfield Road* at the End of *Hays Lane*, and from thence through Lands on the Southward Side of *Thoroughfare Lane* to the End of *Stoke Lane*, where it joins the Lane leading to *Harry Stoke*; all which last-mentioned Roads pass through or lie in the several Parishes of *Saint Paul*, *Saint James*, *Saint Philip and Jacob*, *Westbury-upon-Trym*, *Horfield*, *Filton*, *Stoke Gifford*, *Almondsbury*, *Olvestone*, *Alvestone*, *Thornbury*, *Berkely*, *Henbury*, and *Stapleton* in the County of *Gloucester*, and shall be deemed and accounted Parts of the *Horfield Road*: And the present Turnpike Road from the said City and County of *Bristol*, at or near a Place called *Lawford's Gate*, in the Parish of *Saint Philip and Jacob* in the County of *Gloucester*, down *Gloucester Lane*, and by the new Prison for the County of *Gloucester*, through the Parishes of *Saint Philip and Jacob*, *Stapleton*, *Winterbourne*, *Frampton Cotterell*, and *Iron Acton* in the said County, to the Village of *Iron Acton*, and the Road (by this Act intended to be made Turnpike) from thence through the same Village to a Common lately inclosed called *Rangeworthy Common*, which shall be called *The Stapleton Road*; and the present Turnpike Road from the *Stapleton Road* aforesaid, near *Begbrook*, through *Titherington*, into the *Horfield Road* aforesaid, at *Buckover* in the said County of *Gloucester*, and passing through the Parishes of *Winterbourne*, *Frampton Cotterell*, *Alvestone*, and *Titherington*; also the present Turnpike Road diverging from the said *Stapleton Road* at or near the Public House called *The Blackbirds*, to the Entrance into *Stokes Croft*, where the said *Horfield Road* commences; also a new Road (by this Act intended to be made) leading from the End of *Newfoundland Street*, where it joins *Holton Street*, situate partly in the Parish of *Saint Paul* in the said City and County of *Bristol*, and partly in the Parish of *Saint Paul* in the County of *Gloucester*, through the same Parishes into the said *Stapleton Road* at the said Bridge over the River *Frome* at *Baptist Mills* aforesaid; also a new Road (by this Act intended to be made) leading from the End of *Stoke Lane* aforesaid where it joins the Lane leading to *Harry Stoke* aforesaid, in the Parishes of *Stoke Gifford* and *Winterbourne*, or One of them, along or by the Side of the said Lane to the said *Stapleton Road* at *Hambrook*; and also a new Road (by this Act intended to be made) leading from the said *Stapleton Road* at a Spot between *Frenchay* and *Hambrook*, in the Parish of *Winterbourne*, by *Frenchay*, into the said *Mangotsfield Road* at *Downend* in the Parish of *Mangotsfield*; all which last-mentioned Roads pass through or lie in the City and County of *Bristol*, and County of *Gloucester*, and shall be deemed and accounted Part of the *Stapleton Road*: The present Turnpike Road diverging from the said *Stapleton Road*, in the Parish of *Stapleton* in the County of *Gloucester*, at or near the *Black Swan Inn*, through the Parishes of *Stapleton* and *Mangotsfield* to *Mead Brook* (which divides the Parishes of *Mangotsfield* and *Pucklechurch*) in the County of *Gloucester*, which shall be called *The Mangotsfield Road*; and the present Turnpike Road diverging from the said *Mangotsfield Road* at or near a Place called *The Fishponds*, in the Parish of *Stapleton* in the said County of *Gloucester*, and extending from thence through the Parishes of *Stapleton*, *Mangotsfield*, *Frampton Cotterell*, and *Westerleigh*, to *Oxbridge*, in the Parish of *Westerleigh* in the County of *Gloucester*; also a new Road (by this Act intended to be made) leading from the said *Mangotsfield Road* at *Downend* aforesaid, in the Parish

The Stapleton Road.

The Mangotsfield Road.

of

of *Mangotsfield* over *Mangotsfield* Common, into the said *Mangotsfield* Road near the Church, in the Village and Parish of *Mangotsfield*, and from thence over *Rodway Hill* and *Webbs Heath*, into the said *Toghill* Road on *Bridge Yate* Common in the Parish of *Wick and Abson*, all which last-mentioned Roads are in the County of *Gloucester*, and shall be deemed and accounted Part of the *Mangotsfield* Road: The present Turnpike Road diverging from the said *Stapleton* Road, at the Top of *Gloucester Lane*, through the Parishes of *Saint Philip and Jacob*, *Saint George's*, *Bitton*, *Siston*, *Wick and Abson*, *Doynton*, and *Cold Ashton*, in the said County of *Gloucester* into the *Bath* Road, at the Top of *Toghill*, in the Parish of *Doynton* in the said County of *Gloucester*, which shall be called *The Toghill Road*; also a new Road (by this Act intended to be made) leading from the said *Toghill* Road on *Bridge Yate* Common aforesaid, in the said Parish of *Wick and Abson*, over *North Common* and *Oldlands Common*, and along or by the side of a Lane called *Cherry Garden Lane*, into the *Bitton* Road at the End of the said Lane, in the Parish of *Bitton*, which said Roads are in the County of *Gloucester*, and shall be deemed and accounted Part of the said *Toghill* Road: The present Turnpike Road, diverging from the said *Toghill* Road at or near the new Church in the said Parish of *Saint George's*, and extending through the Parishes of *Saint George's* and *Bitton* in the County of *Gloucester* and of *Northstoke* in the County of *Somerset*, to *Coombe Brook* in the Parish of *Kelson* in the said County of *Somerset*, which shall be called *The Bitton Road*; and the present Turnpike Road diverging from the said *Bitton* Road at *Brockham Hill* in the Parish of *Bitton* in the County of *Gloucester*, through the said Parish of *Bitton*, to the Bridge over the *Avon* near *Keynsham* in the said County of *Somerset*, which shall be deemed and accounted Part of the said *Bitton* Road: The present Turnpike Road from *Hill's Bridge* in the said City and County of *Bristol*, through the Parishes of *Saint Mary Redcliffe* in the City and County of *Bristol*, and of *Bedminster*, *Brislington*, *Keynsham*, *Saltford*, *Corston*, and *Newton Saint Loe*, in the County of *Somerset*, to the *Globe* Inn in the said Parish of *Newton Saint Loe*, which shall be called *The Brislington Road*; and also the present Turnpike Road diverging from the said last-mentioned Road near the Church at *Keynsham*, and leading from thence to the Bridge over the *Avon*, near *Keynsham* aforesaid, in the said County of *Somerset*, which shall be deemed and accounted Part of the said *Brislington* Road, and which said last-mentioned Roads are situate in the City and County of *Bristol* and County of *Somerset*: The present Turnpike Road diverging from the said *Brislington* Road at the Top of *Totterdown Hill* in the said City and County of *Bristol*, and extending from thence through the Parishes of *Saint Mary Redcliffe*, *Bedminster*, *Brislington*, *Whitchurch*, *Pensford*, *Publow*, *Chelwood*, *Clutton*, *Camely*, and *High Littleton*, to *White Cross* in the said Parish of *High Littleton* in the said County of *Somerset*, which shall be called *The Whitchurch Road*; and a new Road (by this Act intended to be made) leading from the said *Whitchurch* Road, at or near a House in the Occupation of *William Ford*, in the Parish of *Pensford* in the County of *Somerset*, crossing the River *Chew*, and also crossing the said *Whitchurch* Road at or near a House in the Occupation of *John Price*, in the Parish of *Publow* into the said *Whitchurch* Road, about One hundred and forty Yards beyond the Seventh Milestone from *Bristol*, which said Road passes through the Parishes of *Pensford* and *Publow* in the County of *Somerset*, and which said Roads shall be deemed and accounted Parts of the said

The Toghill Road.

The Bitton Road.

The Brislington Road.

The Whitchurch Road.

The Winford Road.

Whitchurch Road: The present Turnpike Road from *Harford's Bridge* in the said City and County of *Bristol*, through the Parishes of *Saint Mary Redcliffe* in the said City and County, and of *Bedminster, Long Ashton, Barrow, Winford, Wrington, Burrington, Churchill, Rowborough, Sshipham, Winscombe, Compton Bishop, Weare, Badgworth, Biddisham, and East Brent*, in the said County of *Somerset*, to the Parish of *South Brent*

The Dundry Road.

in the same County, which shall be called *The Winford Road*: The present Turnpike Road diverging from the said *Winford Road* at the *Cross Hands* on *Bedminster Down* in the Parish of *Bedminster* in the County of *Somerset*, and extending from thence through the Parishes of *Bedminster Dundry, Chew Magna, Chew Stoke, Compton Martin, and Westharptry*, in the said County of *Somerset*, to a Crossway leading from *Westharptry* to *Chedder* in the said Parish of *Westharptry* in the said County of

The Ashton Road.

Somerset, which shall be called *The Dundry Road*: The present Turnpike Road diverging from the said *Winford Road* at or near the *London Inn* in *Bedminster* in the Parish of *Bedminster* in the County of *Somerset*, and extending from thence through the Parishes of *Bedminster, Long Ashton, Flax Bourton, Backwell, Chelvey, and Brockley*, to the Parish of *Yatton* in the said County near to a Place called *Hortsbach*, in the said Parish of *Yatton*, which shall be called *The Ashton Road*; and the present Turnpike Road from the said *Ashton Road* at or near the West End of *Horseman's Green* in the Parish of *Long Ashton*, through the Parishes of *Long Ashton, Abbots Leigh, and Portbury*, in the same County, to *Pill Bridge* in the said Parish of *Portbury*; and also the present Turnpike Road from the said *Ashton Road*, at or near the Village of *Long Ashton* in the said Parish of *Long Ashton*, through the same Parish, to the Cross Hands or Direction Post at the Top of *Clerkencombe* in the said Parish of *Long Ashton*, which shall be deemed and accounted Part of the *Ashton Road*; also a new Road (by this Act intended to be made) leading from *Harford's Bridge* aforesaid in the said City and County of *Bristol*, by or near the new Course of the River *Avon*, through the Parishes of *Saint Mary Redcliffe* in the City and County of *Bristol*, and of *Bedminster* in the County of *Somerset*, into the *Ashton Turnpike Road* at or near the Entrance of the Lane leading to *Clift House*; also a new Road (by this Act intended to be made) leading from the said *Ashton Road*, in the Parish of *Chelvey* in the said County of *Somerset*, near to *West Town*, through the Parishes of *Chelvey* and *Brockley* in the same County, to or into the said *Ashton Road* at or near a House in the Occupation of *William Cox* the younger in the said Parish of *Brockley*, which said Roads shall be deemed and accounted Parts of *The Ashton Road*; and all which said last-mentioned Roads are situate in the City and County of *Bristol* and County of *Somerset*.

Trustees.

II. And be it further enacted, That His Majesty's Justices of the Peace acting in and for the said respective Counties of *Gloucester* and *Somerset*, the Knights of the Shire for the said Counties of *Gloucester* and *Somerset* for the Time being, the Members in Parliament for the said City of *Bristol* for the Time being, the Mayor, Aldermen, and Common Council of the City of *Bristol* for the Time being, *Daniel Wade Acraman, Robert Tucker Allaway, Levi Ames* the younger, *John Anderson, Charles Anderson, Hugh Baillie, Samuel Baker, John Baker, John Ballard, Elias Ball, John Bally, John Barrow, Thomas Baynton, Henry Beake* Doctor in Divinity, *John Britten Bence, Benjamin Bickley, John Latty Bickley,*

Francis

Francis Bickley, Samuel Birch, James Bisdee, Joseph Blisset, Joseph Bonbonous, George Braikenridge, George Weare Braikenridge, Samuel Brice, Edward Brice the younger, William Diaper Brice, Thomas Durbin Brice, Matthew Brickdale, Richard Bright, Henry Bright, Benjamin Heywood Bright, Henry Brooke, Henry Brown, James Brown, Robert Bruce, Robert Bruce the younger, Robert Bush, Henry Bush, Richard Carrow Clerk, Michael Castle, John Wyatt Cater the younger, Stephen Cave, John Cave, William Cave the younger, Daniel Cave, James William Chadwick, Robert John Charlton Doctor in Divinity, Butler Thompson Claxton, Robert Claxton, Edward Rolle Clayfield, Peter Eaton Coates, Thomas Cole, George Cooke Doctor in Divinity, Thomas Daniel, William Danson, Edmund Danson, George Daubeny, Thomas David, George Madge Davidson, Richard Hart Davis, Hart Davis, Henry Davis, Isaac Dighton, William Dighton, John Frederick Doveton, Peter Dowding, Andrew Drummond, Drax Durbin Clerk, William Edwards Clerk, Phillip Elliott, Rev^d Sir Abraham Elton Baronet, Charles Abraham Elton, Isaac Elton, Henry Elton, William Elton, Charles Emmett, Francis Fisher, John Fisher, James Fowler, William Fowler, Richard Sargent Fowler, James Fowler the younger, Richard Walker Fowler, Thomas Hammond Foxcroft, Thomas Frampton, George Franklyn, William Fripp, William Fripp the younger, Peter Fry, Joseph Storrs Fry, Robert Fuge the younger, John Gardiner, Joel Gardiner, Philip George, James George, James George the younger, George Gibbs, Gabriel Goldney, William Golndey, John Gordon, George Gordon, James Gordon, James Adam Gordon, Charles Gore Clerk, Thomas Græme, Edward Colston Greville Clerk, John Mathew Gutch, Charles Joseph Harford, Samuel Lloyd Harford, John Scandrett Harford, Mark Harford, Charles Harvey, Thomas Hassell, Robert Hassell, John Haythorne, Joseph Haythorne, Daniel Taylor Haythorne, Thomas Hellicar, Joseph Hellicar, Joseph Hill, James Martin Hilhouse, George Hilhouse, Abraham Hilhouse, Robert Hilhouse, Jeremiah Hill, Charles Hill, Edward Hinton the younger, Sir Benjamin Hobhouse, William Holder, Edward Homer, John Hurle, Thomas Johnstone Clerk, James Johnson, George Jones, Henry Jones, Thomas Jones, Thomas Kington, Thomas Kington the younger, J L Knapp, Charles Lewis, Israel Lewis Clerk, Sir Henry Caun Lippincott Baronet, Thomas Llewellyn, William Llewellyn, Richard Llewellyn, William Lloyd, Robert Lovell Doctor in Medicine, John Robert Lucas, Ebenezer Ludlow, William Peter Lunell, George Lunell, John Evans Lunell, Samuel Lunell, John London M'Adam, John Pearse Manley Doctor in Divinity, Peter Maze, Joseph Metford, Joseph Metford the younger, Philip Miles, Philip John Miles, William Miles M. P., William Milman, Benjamin Milward, Henry Mirehouse Clerk, George Mogg, John Rees Mogg, Charles Mordaunt, Henry Wenman Newman, Thomas Palmer, Joseph Parker, Samuel Peach Peach, Pelly Clerk, William Perry, Robert Phippen, Wadham Pigott Clerk, Andrew Pope, Edward W. L. Popham, Lieutenant General Joshua Powell, Timothy Powell, Thomas Hungerford Powell, William Prosser, Edward Protheroe, Sir Henry Protheroe Knight, Philip Protheroe, Thomas Protheroe, John Purrier, Jacob Wilcox Ricketts, Henry Ricketts, Nicholas Roch, George Roch, Joseph Rogers, William Rolph, John Russ, Edward Sampson, James Sanders, John Savage, John Sayce, George Treweeke Scobell, Samuel Sayer Clerk, George Penrose Seymour, George Turner Seymour Clerk, John Shipton Doctor in Divinity, John Noble Shipton Clerk, Henry Shute Clerk, Henry Shute the younger, Robert Beakes Simmons, James Simmons, Richard Slade Clerk, Sir Hugh Smyth Baronet,

Baronet, *James Sparrow* Clerk, *Thomas Stock*, *George Swayne* Clerk, *George Symons*, *James Symons*, *William Taswell*, *George Thorne*, *William Morris Tonge*, *Walter Trevelyan* Clerk, *Fiennes Trotman*, *Fiennes Trotman* the younger, *Charles Kemys Kemys Tynte*, *Charles John Kemys Tynte*, Reverend *John Turner*, *James Vaughan* Clerk, *Sir Richard Vaughan* Knight, *John Vaughan*, *Charles Vaughan*, *Robert Willis Vizer*, *Daniel Wait*, *Charles Ludlow Walker*, *Robert Watson* Clerk, *William Weare*, *Henry Weare*, *Edward Webb*, *Samuel Webb*, *Martin Richard Whish* Clerk, *Joseph Whitchurch*, *James Joseph Whitchurch*, *Samuel Whittuck*, *Samuel Worrall*, *George Worrall*, *William Wright*, *Sidenham Teast Wylde* Clerk, *Joseph Yates*, *John Terbury*, and their Successors, to be elected in manner herein-after mentioned, shall be and they are hereby appointed Trustees for making, amending, diverting, varying, altering, widening, straightening, improving, and maintaining in repair the several Roads by this Act intended to be made, amended, diverted, varied, altered, widened, straightened, improved, and maintained in repair, and for putting this Act into execution.

Power to
appoint ad-
ditional
Trustees.

III. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, at any of their General Meetings to be holden in pursuance of this Act, to elect any Number of Persons, not exceeding Twenty in the whole, to be Trustees for the Purposes of this Act, in addition to the Trustees hereby appointed; and such Trustees so elected, and being duly qualified, shall be and are hereby invested with the same Powers and Authorities for executing this Act as if they had been herein named and appointed.

For electing
Trustees on
Deaths, &c.

IV. And be it further enacted, That when and as often as any of the Trustees hereby appointed or to be appointed by virtue of this Act shall die, or by Bankruptcy or Insolvency or otherwise shall become disqualified, or by Writing under their or his Hands or Hand, delivered to the Clerk of the said Trustees, shall refuse to act, it shall be lawful for the Trustees, at any General Meeting to be holden in manner herein-after mentioned, to elect and appoint some other Persons or Person to be Trustees or a Trustee in the Room of the Trustees or Trustee so dying, becoming disqualified, or refusing to act as aforesaid; and every Person so elected and appointed, and being duly qualified, shall be invested with the same Powers and Authorities for executing this Act as if he had been named and appointed a Trustee in and by this Act.

Qualification
of Trustees.

V. 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 at the Time of his acting be, in his own Right or in the Right of his Wife, in the actual Possession and Enjoyment of or in the Receipt of Rents and Profits issuing out of Freehold or Copyhold Lands, Tenements, or Hereditaments of the clear yearly Value of Two hundred Pounds, or shall be Heir Apparent of a Person seised of a Real Estate in Freehold or Copyhold Lands, Tenements, or Hereditaments of the clear yearly Value of Two hundred and fifty Pounds, or be possessed of a Personal Estate of Four thousand Pounds, nor (except in administering the Oath or Affirmation herein-after mentioned) until he shall have taken and subscribed, before any Five or more of the said Trustees, an Oath or Affirmation in the following Form of Words; and which Oath or Affirmation
the

the said Trustees, or either of them, at any of their Meetings to be holden in pursuance of this Act, are or is hereby authorized to administer :

‘ I do swear, [or, being one of the People called Quakers, do solemnly affirm,] That I truly and *bonâ fide* am in my own Right [or in the Right of my Wife] in the actual Possession and Enjoyment of [or in the Receipt of Rents and Profits issuing out of] Freehold or Copyhold Lands, Tenements, or Hereditaments of the clear yearly Value of Two hundred Pounds above Reprizes, [or am Heir Apparent of _____ who, to the best of my Knowledge, is seised of a Real Estate of Freehold or Copyhold Lands, Tenements, or Hereditaments of the clear yearly Value of Two hundred and fifty Pounds, or am possessed of a Personal Estate of the Value of Four thousand Pounds, as the Case may be]. So help me GOD.’
[Or, being a Quaker, omit the Words ‘ So help me God.’]

VI. Provided also, and be it further enacted, That no Person (appointed or to be appointed a Trustee by virtue of this Act) shall be capable of acting as a Trustee in the Execution of this Act in any Case where he shall be concerned in Interest (except as herein-after provided), nor whilst he holds any Place or Employment of Profit, or shall be concerned or interested in any Contract or Contracts under the said Trustees or this Act; and that no Person shall be capable of being appointed a Trustee, or of acting as such, during the Time he shall keep a Victualling House or other House of public Entertainment, or who shall sell Wine, Cider, Beer, Ale, spirituous or other strong Liquors by Retail, or who shall be interested or concerned in any Contract under this Act, or who shall be Lessee or Farmer of the Tolls, or of any Part or Parts thereof, under this Act; and if any Person not being qualified as aforesaid, or being disqualified by any of the Causes aforesaid, shall nevertheless act as a Trustee in the Execution of this Act, every such 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 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 Essoign, Protection, Wager of Law, nor more than One Imparlance, shall be allowed; and the Person so sued or 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 Prosecutor than that such Person hath acted as a Trustee in the Execution of this Act: Provided nevertheless, that all Acts and Proceedings touching the Execution of this Act, which shall be done and performed by any such Person previously to his being convicted of the Offence before mentioned, shall be as valid and effectual as if such Person had been qualified according to the Directions of this Act: Provided also, that no Mortgagee or Assignee of any Mortgage or other Security, or any Lender of Money upon the Credit of the Tolls, or receiving Interest thereout for the same, shall on that Account be deemed unqualified to act as a Trustee in the Execution of this Act.

Trustees interested or holding Places of Profit or keeping Victualling Houses, &c. not to act.

VII. And be it further enacted, That any of the Trustees appointed or to be appointed under this Act, who are or shall be in the Commission of the Peace, may act as Justices of the Peace in the Execution of this Act,

Trustees may act as Justices.

[Local.]

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notwith-

notwithstanding their being such Trustees as aforesaid; except in Cases where they shall be personally interested otherwise than as Mortgagees, Assignees, Lenders of Money, or Holders of any Security on the Credit of the Tolls granted by virtue of this Act.

General Meetings.

VIII. And be it further enacted, That the said Trustees, or any Nine or more of them, shall assemble in the Guildhall within the City of *Bristol*; and within Twenty-one Days after the passing of this Act, between the Hours of Eleven in the Forenoon and Two in the Afternoon, or as soon after as conveniently may be, and proceed to the Execution of this Act; and shall also hold General Meetings in the same or some other convenient Place within the said City on the first *Friday* in *September*, the first *Friday* in *December*, the first *Friday* in *March*, (unless the same shall happen on *Good Friday*, and then on the following *Friday*), and the first *Friday* in *June* in every Year, and that it shall be lawful for the said Trustees, at any General Meeting on either of the Days above mentioned, to adjourn such General Meeting to any other Day in the said Guildhall, or some other convenient Place within the said City, and so from Time to Time as often as they shall see Occasion; and at such General Meetings it shall be lawful for the said Trustees to proceed to carry into execution the Powers and Authorities by this Act granted, and to make such Rules, Orders, and Regulations, consistent with the Provisions of this Act, for the Conduct and Government of the said Trustees in the Execution of the Trusts hereby in them reposed at their said General Meetings, and also at the Meetings to be holden for the Care of the separate Roads, as herein-after mentioned, as to the said Trustees at the said General Meetings assembled shall seem proper: Provided that no Orders or Determinations of the Trustees at any General Meetings shall be valid unless Nine Trustees at the least shall be present at such Meeting, nor unless the major Part of the Trustees present shall concur in such Orders or Determinations; and at such General Meetings the said Trustees shall and may elect any one of such Trustees to be the Chairman to preside at the Meeting at which he shall be elected; and in any Case where there shall be an equal Number of Votes at any General Meeting of the said Trustees, including the Vote of the Chairman presiding at such Meeting, upon any Question touching or concerning the Execution of this Act, such Chairman shall in all such Cases have an additional or casting Vote; and that no Order made at any General Meeting of the said Trustees shall be altered or repealed, unless at a General Meeting to be called especially for that Purpose by any Five or more of the said Trustees, to be published in some Newspaper circulated in the said City of *Bristol* at least Ten Days before such Meeting, nor unless there shall be Twenty-one Trustees present at such Meeting at the least.

General Meetings on Emergencies.

IX. Provided always, and be it further enacted, That if it shall at any Time be thought necessary by any Five or more of the said Trustees to hold a General Meeting of the said Trustees on an earlier Day than the Day to which any General Meeting shall have been adjourned, or than the Day of the then next Quarterly Meeting prescribed by this Act, then, and as often as it shall so happen, the Clerk or Clerks to the said Trustees, being authorized by an Order in Writing signed by Five or more of the said Trustees, although not assembled at a Meeting, mentioning the Time and Place and Purpose of such earlier Meeting, shall forthwith call such Meeting

Meeting by Notice to be published in some Newspaper circulated in the said City of *Bristol* at least Ten Days before such Meeting; and all Proceedings of the Trustees (the Number present not being less than Nine) at such Meetings shall be as valid as they would have been in case the Trustees had met in pursuance of an Adjournment, or on either of the said Quarterly Days in the Year herein-before directed for the holding of such General Meeting.

X. And be it further enacted, That for the Purposes herein-after mentioned the *Aust Road* and the *Horfield Road* shall be considered as one Division or District; the *Stapleton Road*, the *Mangotsfield Road*, the *Toghill Road*, and the *Bitton Road*, as one other Division or District; the *Bristol Road* and the *Whitchurch Road* as one other Division or District; and the *Winford Road*, the *Dundry Road*, and the *Ashton Road*, as one other Division or District; and that from and after the First General Meeting of the Trustees by virtue of this Act the said Trustees, or any Five or more of them, shall and may hold their first separate Meetings for the Care of the Roads described in the said Divisions or Districts respectively, and at such several and respective Times and Places as by the said Trustees at their said First General Meeting shall be for that Purpose appointed, and shall then and from Time to Time after adjourn and meet again at such respective Times and Places as they shall think proper, and that Three Trustees present at any such separate Meeting shall be sufficient for the Purpose of adjourning; and if at any such separate Meeting there shall not be a sufficient Number of Trustees to act or to adjourn to another Day, or in case the Trustees at any Time assembled shall omit to adjourn, or in case it shall at any Time be thought necessary by any Five or more of the said Trustees to hold a Meeting of the said Trustees on an earlier Day than the Day to which any Meeting shall have been adjourned, then and as often as it shall so happen the Clerk or Clerks to the said Trustees, being authorized by an Order in Writing signed by Five or more of the said Trustees, shall and may call a separate Meeting of the said Trustees by Notice in some Newspaper circulated in the said City of *Bristol* at least Seven Days before such Meeting, and that the several Powers and Authorities in this Act contained may and shall be performed and executed at the separate Meetings of the Trustees to be held in pursuance of this Act, except in such Cases wherein it is herein otherwise expressly directed or provided, and subject to such Rules, Orders, and Regulations as shall or may from Time to Time be made by the General Meetings of the said Trustees for the Conduct and Government of the said Trustees at their separate Meetings in the Execution of the said Powers and Authorities and of the Trusts of this Act; provided that no Orders or Determinations of the said Trustees at any of their separate Meetings shall be valid unless Five Trustees at the least shall be present, nor unless the major Part of the Trustees present at such Meeting shall concur therein; and at all such separate Meetings the Trustees present shall and may elect any one of such Trustees to be the Chairman to preside at the Meeting at which he shall be elected; and in any Case where there shall be an equal Number of Votes at any separate Meeting of the said Trustees, including the Vote of the Chairman presiding at such Meeting, such Chairman shall in all such Cases have an additional or casting Vote; and that no Order made at any separate Meeting shall be revoked or altered at any subsequent separate Meeting, unless Notice of such Alteration or Revocation shall have been given at a previous separate Meeting holden for the Care of such Roads respectively,

Separate
Meetings.

respectively, and entered in the Book of Proceedings of such Meeting ; and the said Trustees shall at all their Meetings pay their own Expences.

Orders to
be entered
in a Book.

XI. And be it further enacted, That the said Trustees shall and they are hereby required from Time to Time, and at all Times during the Continuance of this Act, to provide and keep, or to cause to be provided and kept by the Clerk or Clerks for their Time being, a Book or Books wherein all Orders and Proceedings of the said Trustees at their General and Separate Meetings shall be regularly entered ; and such Orders and Proceedings so entered shall be signed by the Trustees making the same ; which said Book or Books, and also the Book or Books hereinafter directed to be kept for registering Mortgages and Assignments of the Tolls, and Tickets or Declarations of Trust thereof, shall be admitted in Evidence in all Courts, and by all Judges, Justices, and others.

Accounts to
be open to
the Inspec-
tion of the
Trustees and
Creditors.

XII. And whereas under the Powers and Provisions of the former Acts hereby repealed Treasurers have been appointed for the Roads in each of the several Districts or Divisions of the said Roads, and but One Clerk has been appointed for the whole of the said Districts or Divisions, and it is therefore expedient that the respective Accounts of such respective Roads should be kept by the said Treasurers ; be it therefore further enacted, That the several Treasurers appointed or continued by virtue of this Act shall keep true and regular Accounts of all Sums of Money received, paid, laid out, and expended by them respectively for or on account of the said Roads, and of the several Articles, Matters, and Things for which such Sums of Money shall have been disbursed, laid out, and paid ; and the Account of the General Treasurer so kept shall be annually examined by the said Trustees at some General Meeting holden under and by virtue of this Act, and the Accounts of the several other Treasurers so kept shall be annually examined by the said Trustees at some separate Meeting holden under this Act, for the Care of the respective Roads for which such Treasurers shall respectively act ; and all the said Accounts shall be annually entered by the Clerk or Clerks of the said Trustees in a Book or Books to be provided and kept for that Purpose, in such Arrangement, Manner, and Form, with regard to Perspicuity and Convenience of Reference, as the said Trustees at their General Meetings shall from Time to Time direct, which Book or Books shall at all seasonable Times be open to the Inspection of the said Trustees, or any Creditor or Creditors of the Tolls hereby granted, without Fee or Reward ; and the said Trustees and Creditors, and any or either of them, shall and may take Copies of or Extracts from the said Book or Books, or any Part or Parts thereof respectively, without paying any thing for the same ; and in case the Clerk or Clerks to the said Trustees shall refuse to permit the said Trustees or such Creditors, or any or either of them, to inspect the same, or to take such Copies or Extracts as aforesaid, such Clerk or Clerks shall respectively forfeit and pay any Sum of Money not exceeding Five Pounds, to be levied and recovered, apportioned and applied, in manner hereinafter mentioned.

For appoint-
ing Clerks,
Treasurers,
and General
Surveyors.

XIII. And be it further enacted, That the said Trustees at their first or any subsequent General Meeting assembled, as Occasion shall require, shall appoint a General Treasurer of all the said Roads, and also a Treasurer or Treasurers of each of the said separate Roads before named ; and

also

also shall and may appoint such Clerk or Clerks, and General Surveyor or Surveyors, as they shall think proper; and shall and may from Time to Time remove such Treasurers, Clerks, and General Surveyors, or any of them, and on such Removal, or on the Death or Resignation of any of such Officers, shall and may appoint other or others in his or their Place or Stead; and shall and may order and direct what Salaries and Allowances shall be paid or allowed such Clerks, Accountants, and General Surveyors; which Salaries and Allowances, as also all other Charges, Costs, and Expences, which in the Opinion of the said General Meetings shall belong to the General Trust of the said Roads, shall be paid and defrayed out of the Monies arising on the said several Roads respectively, under and by virtue of this Act, in such fair and equitable Proportions and in such Manner as the said Trustees at their General Meetings assembled shall direct: Provided nevertheless, that in case any Treasurer, except the General Treasurer, shall resign, or shall neglect or refuse to execute the said Office, or shall die during his Continuance therein, it shall be lawful for the Trustees at any separate Meeting holden for the Care of the Road, for or in respect of which, or of the Tolls thereof, such Treasurer shall have been appointed, to elect some other fit Person to execute the said Office until the next General Meeting of the said Trustees, or until removed by the said Trustees.

XIV. And be it further enacted, That the said Trustees at their said separate Meetings shall and may appoint such Collectors, and working or other Surveyors and Officers, as they may think proper, for the Roads within the respective Divisions or Districts for which such separate Meetings shall be holden; and shall and may from Time to Time remove such Collectors and Surveyors, and on such Removal, or on the Death or Resignation of any of such Officers, shall and may appoint other or others in his or their Place or Stead; and shall and may, by and out of the Monies arising on such respective Roads or Road, allow and pay unto such Collectors and Surveyors, and to such other Persons as shall be aiding or assisting them in their respective Offices, or in anyways employed in the Execution of this Act, such Salaries, Rewards, and Allowances as to the said Trustees shall seem reasonable: Provided always, that no Person shall be capable of being appointed to, or of taking or holding, or acting in the Execution of any Place of Trust or Profit under the said Trustees during the Time he shall keep a Victualling House, or other House of public Entertainment, or who shall sell Wine, Cider, Beer, Ale, Spirituous or other Strong Liquors by Retail; but no such Person shall be precluded from farming the Tolls by this Act granted, provided he or she shall employ some other Person or Persons to collect such Tolls, who shall not be under any such Incapacity.

For appointing Collectors and other Surveyors.

XV. Provided always, and be it further enacted, That the said Trustees shall and they are hereby required to take sufficient Security from every Treasurer to be appointed or continued for the Purposes of this Act, for the due and faithful Execution of his Office, before such Treasurer enters upon his Office; and if they shall so think proper, shall and may also take such Security from any other Officer to be appointed or continued under or by virtue of this Act; and if any Treasurer shall act in the Execution of his Office before he shall have given such Security as aforesaid, such Treasurer so acting shall forfeit the Sum of Fifty Pounds.

Treasurer to give Security.

[Local.]

29 A

XVI. Provided

Present Officers to continue until others appointed.

XVI. Provided also, and be it further enacted, That the Clerks, Treasurers, Surveyors, and other Officers who have been appointed under and employed in the Execution of the said former Acts hereby repealed shall respectively continue to exercise their Offices under this Act, until they shall respectively resign or be removed or displaced by the said Trustees in manner aforesaid, and shall be subject to the like Rules and Regulations, and Pains and Penalties, in all respects whatsoever, as if they had been appointed under or by virtue of this Act.

Officers of Clerk and Treasurer not to be held by one Person.

XVII. Provided always, and be it further enacted, That it shall not be lawful for the said Trustees to continue or appoint any Person or Persons who may be continued or appointed to act as their Clerk or Clerks in the Execution of this Act, or the Partner or Partners of any such Clerk or Clerks, a Treasurer for the Purposes of this Act; or to continue or appoint any Person who may be continued or appointed a Treasurer for the Purposes of this Act, or the Partner or Partners of any such Treasurer, the Clerk or Clerks to the said Trustees for executing this Act; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person, being the Partner of any such Clerk, shall act as Treasurer, or, being the Partner of any such Treasurer, shall act as Clerk in the Execution of this Act, every Person so offending 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 in any of His Majesty's Courts of Record at *Westminster* by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Trustees to appoint temporary Collectors.

XVIII. Provided always, and be it further enacted, That when and as often as any Collector or Receiver of the Tolls under this Act shall neglect or be incapable of performing his Duty, or shall abscond or absent himself, it shall be lawful for any Three or more of the said Trustees, although not assembled at a Meeting of the Trustees appointed by virtue of this Act to discharge such Collector or Receiver, and in such Case, and also in case any Collector or Receiver shall die, any Three or more of the said Trustees shall and may nominate and appoint a proper Person to be a Collector or Receiver of the Tolls in the Room or Stead of the Collector or Receiver who shall be so discharged or shall die, to continue until the said Trustees shall, at a Meeting holden in pursuance of this Act, appoint a Collector of such Tolls in his Room or Stead, which Person so nominated and appointed shall have the like Power and Authority, and shall be answerable and accountable and removable in the same Manner in all respects as if he had been nominated and appointed at a Meeting under and by virtue of this Act; and that if any Collector or Receiver of the said Tolls, who shall be discharged from his said Office by virtue of this Act, or the Wife or Widow, or any of the Children, Family, or other Representatives of any Collector or Receiver who shall die or be discharged, or any other Person, shall refuse to deliver up the Possession of any Toll Gate or Toll House or Building, or the Appurtenances, to be continued, erected, or set up by virtue of this Act, for the Space of Two Days after Demand thereof made, and Notice in Writing given for that Purpose, by any Five or more of the said Trustees (although not assembled at a Meeting), or by their Clerk for the Time being, or if any
Lessee

Lessee or Farmer of any of the Tolls arising by virtue of this Act shall retain and keep Possession of any such Toll Gate or Toll House or Buildings, or the Appurtenances, after the End or Expiration of his or their Lease or Term therein, then and in any of the said Cases it shall be lawful for any Justice of the Peace for the County wherein such Toll Gate or Toll House or Building, or the Appurtenances, shall be situate, upon Demand made by the said Trustees, or any Five or more of them, or by any Person by them appointed on their Behalf, by Warrant under his Hand and Seal, to order any Constable or other Peace Officer for the same County, with such Assistance as shall be necessary, to enter such House or Building in the Day-time, and to remove the Person or Persons who shall be found therein, together with his, her, or their Goods, out of the same, and to put the said Trustees or any Two of them, or any Person they or any Five or more of them shall appoint for that Purpose, into Possession of such Toll Gate or Toll House or Building, and Appurtenances.

XIX. And be it further enacted, That every Officer and other Person who shall be appointed or continued under or by virtue of this Act, at a General Meeting, shall from Time to Time, when thereunto required by the said Trustees by an Order of a General Meeting, and every Officer and other Person who shall be appointed or continued under or by virtue of this Act at any Separate Meeting, shall from Time to Time, when thereunto required by the said Trustees by an Order of a Separate Meeting, respectively make out and deliver to such Trustees or to such Person or Persons as they the said Trustees at such General or Separate Meeting respectively shall for that Purpose appoint, a true and perfect Account in Writing under his or her Hand of all Monies which shall have been by him or her had, collected, or received, and how and to whom and for what Purpose the same and every Part thereof hath been disposed of, together with the Vouchers and Receipts for such Payments; and every such Officer and Person shall and is hereby required to pay all such Monies as upon the Balance of such Account shall appear to be owing from him or her to such Person or Persons as the said Trustees at such General or Separate Meeting respectively shall appoint to receive the same; and if any such Officer or Person shall refuse or neglect to render and deliver such Account as aforesaid, or to produce and deliver up the Vouchers and Receipts relating to the same, or to pay the Balance thereof, when thereunto required, in manner aforesaid, or shall neglect or refuse to deliver up to the said Trustees, or to such Person or Persons as they shall in manner aforesaid appoint, within Ten Days after being thereunto required by the said Trustees by an Order of a General Meeting, if such Officer or other Person was appointed or continued at a General Meeting, but if not, then pursuant to an Order of a Separate Meeting, all Books, Papers, and Writings in his or their Custody or Power relating to the Execution of this Act, then and in every such Case, Complaint being made by the said Trustees, or any Five or more of them, or by any other Person or Persons on their Behalf, of any such Neglect or Refusal, to any Justice of the Peace for the County or Place where the Officer or Person so neglecting or refusing shall live or reside, such Justice is hereby authorized and required, by Warrant under his Hand and Seal, to cause such Officer or Person to be brought before him, and upon his or her appearing, or not being to be found, to hear and determine the Matter of such Complaint in
Officers to
account.
a sum-

a summary Way, and to settle the said Account, if produced, in such Manner as the said Trustees might have done; and if upon the Confession of the Officer or Person against whom such Complaint shall be made, or by the Oath or Oaths of any Witness or Witnesses, or upon the said Account, if produced, it shall appear to such Justice that any of the Monies which shall have been collected or received shall be in the Hands of or owing from such Officer or Person, such Justice may and he is hereby authorized, upon Nonpayment thereof, by Warrant under his Hand and Seal, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Person respectively; and if no Goods or Chattels can be found sufficient to answer and satisfy the said Monies, and the Charges of taking and making such Distress, and of selling the same, or, if such Officer or Person shall not appear (without sufficient Excuse) before the said Justice at the Time and Place appointed for that Purpose, or, if appearing, shall refuse or neglect to make out and deliver to the said Justice such Account in Writing as aforesaid, or to produce and deliver up to the said Justice the several Vouchers and Receipts relating to such Account, or to deliver up as aforesaid all such Books, Papers, and Writings as aforesaid, then and in any of the Cases aforesaid the said Justice is hereby authorized and required, by Warrant under his Hand and Seal, to commit such Officer or Person to the Common Gaol or House of Correction of the County or Place where he or she shall live or reside, there to remain without Bail or Mainprize until he or she shall have delivered in and settled such Account as aforesaid, and shall have delivered up the Vouchers and Receipts relating thereto, and shall have paid all the Money which shall appear to be in the Hands of or owing from him or her, and the reasonable Charges of such Distress and Sale (if any) as shall in that respect have been made, or until he or she shall have compounded with the said Trustees, or any Five or more of them, for such Money and Charges, and paid the Composition Money to the said Trustees, or to such Person or Persons as they, or any Five or more of them, shall appoint to receive the same, (and which Composition the said Trustees, or any Five or more of them, are hereby empowered to make,) and shall have delivered up as aforesaid such Books, Papers, and Writings as aforesaid, or have given Satisfaction in respect thereof, to the said Trustees, or any Five or more of them: Provided always, that no such Person who shall be committed for Want of a sufficient Distress only, shall be detained in Prison by virtue of this Act for any longer Time than Three Calendar Months.

Books, Monies, and Effects under the former Acts to be delivered up to the Trustees.

XX. And be it further enacted, That every Person who shall have been employed to receive or who shall have received any Tolls or other Monies under or by virtue or on account of the said former Acts hereby repealed, or shall have in his or her Custody or Possession any Vouchers, Books, Accounts, Papers, Writings, or other Things relating to the said Roads hereby intended to be repaired, or any of them, shall account for and deliver the same to the said Trustees, or any Five or more of them, or any Person or Persons appointed by them, or any Five or more of them, for that Purpose, in the like Manner and under the like Penalties as is hereinbefore directed with respect to any Officer or Person appointed under or by virtue of this Act.

XXI. And

XXI. And be it further enacted, That the said Trustees may sue and be sued in the Name or Names of their Clerk or Clerks for the Time being, and that no Action or Suit to be brought or commenced by or against the said Trustees or any of them, 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 such Clerk or Clerks, or either of them, or by the Act of such Clerk or Clerks, or either of them, 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 always be deemed to be the Plaintiff or Plaintiffs, Defendant or Defendants (as the Case may be), in every such Action or Suit: Provided always, that every such Clerk and Clerks shall be reimbursed and paid, out of the Monies to be received by virtue of this Act, all such Costs, Charges, and Expences as he or they shall be put unto, or become chargeable with or liable to, by reason of his or their being so made Plaintiff or Plaintiffs, Defendant or Defendants.

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

XXII. And be it further enacted, That the present Toll Gates, with the Toll Houses and Appurtenances on the said several Roads, shall or may be continued until removed by Order of the said Trustees at any of their General Meetings; and the said Trustees at their General Meetings shall and may, as they shall think proper, continue or remove all or any of the Turnpikes or Toll Gates or Bars already erected on the said Roads, and also may erect and set up, or cause to be erected and set up, any other Turnpike or Turnpikes, Toll Gate or Gates, Bar or Bars, Chain or Chains, in, upon, or across any Part or Parts of the Roads by this Act intended or authorized to be repaired or made, and upon the Side or Sides thereof, and also in, upon, or across any Lane or Way leading into or out of the same respectively, and may also continue, erect, or provide a Toll House, with suitable Outbuildings and Conveniences, at or near each or any such Toll Gate; and may from Time to Time afterwards remove, alter, or discontinue such Toll Gates or Toll Houses, or any of them, as they the said Trustees, in their General Meetings assembled, shall think expedient; and also may take in and inclose from the Sides of the said Roads convenient Garden Spots for the said Toll Houses respectively, not exceeding One Eighth Part of an Acre to each Toll House: Provided nevertheless, that no Order of a General Meeting for any such Removal, Alteration, or Discontinuance of any Turnpike or Turnpikes, Toll Gate or Gates, Bar or Bars, Chain or Chains, nor for the Erection of any new Turnpike or Turnpikes, Toll Gate or Gates, Bar or Bars, Chain or Chains, shall be valid or effectual, unless Application shall be made to such General Meeting for that Purpose, by Order of a separate Meeting, for the Care of the Division or District comprising the Road upon which such Removal, Alteration, or Discontinuance, or such Erection of any new Turnpike or Turnpikes, Toll Gate or Gates, Bar or Bars, Chain or Chains, shall be proposed to be made, nor unless Notice of such intended Application, and of the General Meeting to be holden for that Purpose, be given in One or more of the public Newspapers circulated in *Bristol* at least Ten Days before such Meeting.

Power to erect Toll Gates and Toll Houses.

XXIII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to enable the said Trustees to erect any Gate, Turnpike, or Bar, whereat to collect Tolls,

No Gate to be erected upon the Road from Harford's

[Local.]

29 B

upon

Bridge, except at the Junction with the Ashton Road.

upon or across the said intended new Road leading from *Harford's Bridge* aforesaid into the *Ashton Road*, at or near the Lane leading to *Clift House*, except only at the Junction of the said intended new Road with the *Ashton Road* aforesaid, or within Twenty Yards of such Junction.

Toll Gates, Toll Houses, &c. vested in the Trustees.

XXIV. And be it further enacted, That the Right and Property in all the Turnpikes, Toll Gates, and Toll Houses, and the several Conveniences and Appurtenances thereunto belonging, already erected or made upon or by the Sides of the said Roads, or which shall be erected or made by virtue of this Act, and in all Materials for building and repairing the same, and for repairing or making the said Roads or any Part thereof, and all Mile Stones or Direction Posts already set up or erected, or hereafter to be set up or erected, on or by the Sides of the said Roads, and all other Materials, Articles, and Things which have been provided for the Purposes of the former Acts hereby repealed, or which shall be purchased, collected, or provided for the Purposes of this Act, shall be vested in the Trustees for carrying this Act into execution; and they the said Trustees are hereby authorized and empowered to sell and dispose of the same as they shall think proper, and to bring or cause to be brought any Action or Actions, or to prefer or cause to be preferred and prosecuted any Bill or Bills of Indictment, against any Person or Persons who shall, without Right, keep Possession of any such House or Appurtenances, or shall break down or damage, steal or take away, spoil, injure, or destroy, any of such Turnpikes, Toll Gates, Toll Houses, Conveniences, Appurtenances, Materials, Articles, or Things, or disturb the said Trustees, or their Agents or Servants, in the Possession thereof; and in all such Actions and Proceedings whatsoever, whether Civil or Criminal, it shall be sufficient to state generally, that the Article or Articles, Thing or Things, for or in respect of which such Actions and Proceedings shall be brought and preferred, is or are the Property of "The Trustees for repairing and improving the several Roads round the City of *Bristol*," and that in all Civil and Criminal Proceedings whatsoever relating to the said Roads, and in all Disputes, Suits, or Litigations touching or in anywise relating to the Tolls or Duties hereby granted, no Person or Persons shall be incompetent to give Testimony or Evidence therein by reason only of being a Trustee or Trustees, or Collectors of the Tolls, Clerks, Treasurers, Surveyors, or other Officers or Servants of or other Persons employed by or under the said Trustees, or any Inhabitant or Inhabitants of any Township, Parish, or Place through which the said Roads do or shall pass: Provided nevertheless, that nothing herein contained shall extend or be construed to extend to vest in the Trustees for carrying this Act into execution any greater Estate or Interest in the Toll Houses and Appurtenances thereunto belonging than immediately before the passing of this Act was vested in the Trustees appointed in the said former Acts hereby repealed.

Power to take Tolls.

XXV. And be it further enacted, That it shall be lawful for the said Trustees, or any Person or Persons continued or to be appointed by virtue of this Act Collector or Collectors as aforesaid, to demand and take at each and every Turnpike or Toll Gate continued or to be erected by virtue of this Act, and from the Owner or Owners of, or Person or Persons using, leading, driving, or attending any Horse, Beast, Cattle, or Carriage,

riage, before any such Horse, Beast, Cattle, or Carriage shall be permitted to pass through the same (subject to the Provisions and Restrictions hereinafter contained), the following Sums or Tolls, or such Sums or Sum, not exceeding the following Sums or Tolls respectively, as the said Trustees at any of their Meetings shall appoint and order; (that is to say,)

For every Horse or Beast drawing any Coach, Barouche, Sociable, Berlin, Chariot, Landau, Chaise, Calash, Chair, Phaeton, Caravan, Taxed Cart, Hearse, Litter, or other such light Carriage (except Stage Coaches), a Sum not exceeding the Sum of Four-pence Halfpenny : Tolls.

For every Horse or Beast drawing any Stage Coach licensed to carry in the whole, inside and outside, not more than Nine Passengers, a Sum not exceeding the Sum of Four-pence Halfpenny :

For every Horse or Beast drawing any Stage Coach licensed to carry in the whole, inside and outside, more than Nine and not exceeding Sixteen Passengers, a Sum not exceeding the Sum of Sixpence :

For every Horse or Beast drawing any Stage Coach licensed to carry in the whole, inside and outside, more than Sixteen Passengers, a Sum not exceeding the Sum of Eight-pence :

For every Horse or Beast drawing any Caravan, Tilted Waggon, Tilted Cart, or other such Carriage, carrying Passengers for Hire, licensed or unlicensed, a Sum not exceeding the Sum of Four-pence Halfpenny :

For every Horse or Beast drawing any Waggon, Wain, or Cart, or other such Carriage, drawn by not more than Two Horses, Oxen, or other Beasts of Draught, a Sum not exceeding the Sum of Four-pence Halfpenny ; and drawn by Three or Four Horses, Oxen, or other Beasts of Draught, a Sum not exceeding the Sum of Sixpence ; and drawn with a greater Number than Four Horses, a Sum not exceeding the Sum of Nine-pence :

For every Horse, Mule, or Ass, laden or unladen, and not drawing, a Sum not exceeding the Sum of One Penny :

For every Drove of Oxen or other Neat Cattle, a Sum not exceeding the Sum of Five-pence *per* Score, and so in proportion for any less Number :

For every Drove of Calves, Swine, Hogs, Sheep, or Lambs, a Sum not exceeding the Sum of Two-pence Halfpenny *per* Score, and so in proportion for any less Number :

And upon Payment of any of the said Tolls, the Collector or Receiver shall and he is hereby required to deliver *gratis* to the Person paying such Toll a Note or Ticket denoting such Payment ; and all such Notes or Tickets shall be provided by the said Trustees or their Lessees, and there shall be printed and specified thereon the Name of the Gate at which the Toll is received, and of the Gate or Gates which shall be freed by such Payment.

XXVI. Provided always, and be it further enacted, That in all Cases where Oxen or other Neat Cattle shall be used in drawing any Waggon, Wain, or Cart, or other such Carriage, every Two of such Oxen or Neat Cattle shall, for the Purposes of this Act, as far as regards the Payment of Tolls, be considered as One Horse. Two Oxen, &c. to be considered as One Horse.

XXVII. Pro-

Limiting the Number of Payments at each Turnpike for the same Horse, &c. in one Day.

XXVII. Provided always, and be it further enacted, That no Person shall be subject to the Payment of Toll more than once in any One Day (the Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the succeeding Night) for passing and repassing with the same Horse or Horses, Beasts or Cattle, through the same Turnpike, unless any such Horse or Horses or other Beast shall be attached to any Carriage not before drawn by such Horse or Horses or other Beasts through such Turnpike, in which Case the said Tolls shall be payable for every Time of repassing with any other or additional Carriage, and except also as herein-after mentioned, such Person or Persons producing a Note or Ticket denoting the Payment of such Toll, and which Note or Ticket the Collectors of the Tolls are hereby required to deliver *gratis*, on Payment of the Toll as herein-before mentioned.

Stage Coaches, Post Chaises, &c. to pay every Time of passing.

XXVIII. Provided nevertheless, and be it further enacted, That the said Tolls shall be payable for or in respect of all Stage Coaches and other such public Carriages, licensed or not licensed, for every Time of passing and repassing through the same Turnpike on the same Day (the Day to be computed as aforesaid); and that the said Tolls shall be payable for or in respect of all Post Chaises and other Carriages travelling for Hire for passing and repassing through the same Turnpike on the same Day (the Day to be computed as aforesaid), upon every Time of a new Hiring of such Post Chaises or Carriages last mentioned, on a Ticket being produced denoting a new Hiring.

Tolls how collected on Hackney Coaches.

XXIX. And be it further enacted, That it shall and may be lawful to and for the said Trustees to demand and take, or cause to be demanded and taken, for each and every Hackney Coach passing through any of the Gates erected or to be erected on the said Roads, the Toll payable by virtue of this Act in respect of such Carriages, every Time such Hackney Coaches shall pass through any of the said Gates, unless the Person or Persons inside of such Coach or Coaches, or other Person or Persons hiring the same, shall produce a Ticket or Tickets denoting such Toll or Tolls has or have been paid on that Day for and in respect of such Coach and Coaches; and each and every the Collector or Collectors of the said Tolls shall and he and they is and are hereby required to deliver to the Person or Persons in the Inside of such Coach or Coaches, or other Person or Persons hiring the same, a Ticket or Tickets denoting the Payment of the said Tolls; and in case any such Collector or Collectors shall refuse or neglect to deliver such Ticket or Tickets *gratis* to such Person or Persons, then and in every such Case such Collector or Collectors shall forfeit and pay any Sum not exceeding the Sum of Five Pounds, to be paid to the said Trustees, and applied for the Purposes of this Act.

Waggons, &c. allowed Privileges and Exemptions granted by 55 G. 3.

XXX. Provided always, and be it further enacted, That every Waggon, Wain, Cart, or other such Carriage (in respect whereof or of the Horses or other Beasts drawing the same the Tolls hereby granted are made payable), having the Wheels of the Width and Description, and the Axletrees fixed, as mentioned and set forth in or by an Act passed in the Fifty-fifth Year of the Reign of His present Majesty, intituled *An Act to enable the Trustees of Turnpike Roads to abate the Tolls on Carriages, and to allow of their carrying extra Weight in certain Cases*, shall be entitled

entitled to and have and enjoy the Privileges and Exemptions granted by the said Act, in manner therein mentioned.

XXXI. And whereas no Cart or other Carriage drawn by One Horse or Two Oxen at present is subject to be weighed, and great Injury is done to the aforesaid Roads from the heavy Loads carried thereby; be it therefore enacted, That it shall be lawful for the said Trustees, or any Five or more of them, to order or cause any such Cart or other Carriage, although the same shall be drawn only by One Horse or Two Oxen, to be weighed at any Weighing Engine now or hereafter to be erected upon any Part of the said Roads; and in case any such Cart or other Carriage, with the Lading thereof, shall exceed One Ton Weight in Summer, or Fifteen hundred Weight in Winter, (the same to be computed as in an Act passed in the Thirteenth Year of the Reign of His present Majesty, intituled *An Act to explain, amend, and reduce into One Act of Parliament, the general Laws now in being for regulating the Turnpike Roads in that Part of Great Britain called England, and for other Purposes,* is specified,) to cause to be demanded and taken such Sum of Money for Overweight as would have been payable by virtue of the said Act or any subsequent Act made for altering or amending the same Act, in case such Cart or other Carriage had been drawn by more than One Horse or Two Oxen, and which Sum of Money shall be recovered in like Manner as by the said Act is directed with respect to the Sums thereby made payable for Overweight of Lading.

Carriages to be weighed.

XXXII. Provided also, and be it further enacted, That it shall not be lawful for the said Trustees, or their Collector or Collectors, to demand or take more than the respective Numbers of Tolls in the whole hereinafter mentioned for or in respect of the same Horses, Cattle, or Carriages for passing in any one Day (to be computed as aforesaid) along the whole Line or Lines of the said several Roads as after mentioned; *videlicet*, on the *Aust* Road, not more than Two full Tolls; on the said new intended Road (forming Part of the *Horfield* Road) leading from the said *Aust* Road at *Blackhorse* Hill into the said *Horfield* Road at the End of *Hayes* Lane, and from thence to the End of *Stoke* Lane aforesaid, not more than One full Toll, and on the remaining Parts of the said *Horfield* Road, not more than Three full Tolls; on the Branch of the *Stapleton* Road leading from the said *Stapleton* Road near *Begbrook*, through *Titherington*, into the *Horfield* Road, not more than One full Toll; on the said Two new intended Lines of Road (forming Part of the said *Stapleton* Road), one leading from the End of *Stoke* Lane into the said *Stapleton* Road at *Hambrook*, and the other leading from the said *Stapleton* Road between *Frenchay* and *Hambrook* into the said *Mangotsfield* Road at *Downend* aforesaid, not more than One full Toll, and on the remaining Parts of the said *Stapleton* Road, not more than Four full Tolls; on the said new intended Road (forming Part of the *Mangotsfield* Road) leading from the said *Mangotsfield* Road at *Downend* into the same Road near the Church in the Village of *Mangotsfield*, not more than One full Toll, and on the remaining Parts of the said *Mangotsfield* Road, not more than Four full Tolls; on the said *Toghill* Road, not more than Three full Tolls; on the said new intended Road (forming Part of the *Bitton* Road) leading from the said *Toghill* Road on *Bridgeyate* Common into the said *Bitton* Road at the End of *Cherry Garden* Lane, not more than One full

Limiting the Number of Tolls to be taken on each Road.

[Local.]

29 C

Toll,

Toll, and on the remaining Parts of the said *Bitton* Road, not more than Two full Tolls; on the said *Brislington* Road, not more than Two full Tolls; on the *Whitchurch* Road, not more than Three full Tolls; on the *Winford* Road, not more than Four full Tolls; on the *Dundry* Road, not more than Two full Tolls; and on the *Ashton* Road, not more than Two full Tolls.

The Tolls on Two of the Gates on the Stapleton Road to be consolidated, and both Tolls to be taken at One of the Gates only.

XXXIII. Provided also, and be it further enacted, That (inasmuch as there are at present on the *Stapleton* Road Two Turnpikes or Toll Gates situate at the Distance of about Two Furlongs and One hundred and seventy Yards from each other, one erected and being near a Public House called *The Blackbirds*, and the other erected and being near a Public House called *The Black Swan*, at both which Gates full Tolls have been taken under the Powers of the said former Act of the Nineteenth Year of the Reign of His present Majesty hereby repealed; and as it would tend to save considerable Expence if the Payments at the said Two Gates were consolidated, and One of the said Gates removed, it shall and may be lawful for the said Trustees, within Three Calendar Months after the passing of this Act, to remove and take away One of the said Gates, and that from and after the Period when the same shall be so removed and taken away it shall and may be lawful for the said Trustees to demand and take at the other of the said Gates, of and from the Owner or Owners of, or Person or Persons using, leading, driving, or attending any Horse, Beast, Cattle, or Carriage, before any such Horse, Beast, Cattle, or Carriage shall be permitted to pass through the same remaining Gate, such Sum, not exceeding Double the Amount of the Tolls respectively by this Act granted, as the said Trustees at their separate Meetings for the Care of the said *Stapleton*, *Mangotsfield*, *Toghill*, and *Bitton* Roads, shall direct.

To prevent Evasion of Tolls.

XXXIV. And be it further enacted, That the said Trustees shall and may cause Fences and Ditches to be erected and made upon or over such Parts of any Commons, Waste Grounds, or Common Fields over or by the Sides whereof any Part or Parts of the said respective Roads do or shall lead, as they shall think necessary, in order to prevent Payment of Toll being avoided, not exceeding in Length Half a Mile on either Side of any Turnpike Gate to be continued or erected by virtue of this Act; and if any Person or Persons shall pull down or otherwise displace or carry away any such Fence or any Part thereof, or shall fill in or spoil any such Ditch, every such Person shall for every such Offence forfeit and pay a Sum not exceeding Five Pounds, over and above any Damages which may be thereby occasioned.

Penalty on evading Tolls.

XXXV. And be it further enacted, That if any Person or Persons shall ride, drive, go, or pass with any Horse, Beast, Cattle, or Carriage, through or over any Gate, private Passage, Land, Ground, or Place lying by the Side of or near to any Part of the said Roads (except the Owner or Occupier of such Land or other Premises, or any of his, her, or their Family or Servants); or if any Person or Persons owning or occupying any Land, Ground, or Place situate as aforesaid (the same not being a Public Highway or Road) shall knowingly or wilfully permit or suffer any other Person or Persons (except as aforesaid) to go or pass with any Horse, Beast, Cattle, or Carriage through or over such Gate, private Passage, Land, Ground, or Place, in order or with Intent thereby to evade the Pay-

Payment of the said Tolls, or any Part thereof; or shall leave upon or near any Part of the said Roads any Horse or Horses, or other Beast or Cattle, or any Carriage chargeable with the Payment of any of the said Tolls, with Intent to avoid or evade Payment of any of the said Tolls; or if any Person or Persons shall forcibly or fraudulently pass through any such Turnpike or Toll Gate with any Horse or other Cattle or Beast, without Payment of Toll; or if any Person claiming any Exemption from the Payment of the Tolls hereby granted, or any Part thereof, shall refuse or decline to give his or her Name and Place of Residence to the Collector or Collectors of the Tolls at any Gate or Gates at which such Exemption shall be claimed, or shall give a false Name or Place of Residence; all and every such Person or Persons shall for each and every such Offence forfeit and pay any Sum not exceeding Five Pounds, to be recovered in such Manner as is herein-after provided for the Recovery of Penalties and Forfeitures, one Moiety whereof when raised shall be paid to the Informer, and the other Moiety to the Treasurer of the Road on which the Penalty shall be incurred, to be applied to the Purposes of this Act.

XXXVI. And be it further enacted, That if any Person or Persons who shall pass through any Turnpike or Toll Gate erected or continued by virtue of this Act, with any Carriage drawn by One or more Horse or Horses, or other Beast or Beasts of Draught, shall have put any additional Horse or Beast to any such Carriage for the Purpose of drawing such Carriage on any Part of the said Roads, and shall have removed and taken away such additional Horse or other Beast before passing through such Turnpike or Toll Gate, or if any Person or Persons shall, after passing through any such Turnpike or Toll Gate, put any such additional Horse or other Beast to any such Carriage for the Purpose of drawing such Carriage on any Part of the said Roads, then and in either of such Cases the Tolls granted by this Act shall be payable for every such additional Horse or other Beast, in the same Manner as if such additional Horse or other Beast had been employed in drawing such Carriage when passing through any such Turnpike or Toll Gate; and if the Person or Persons driving such Carriage shall, upon passing through any such Turnpike or Toll Gate, neglect to pay or tender the Toll so payable in respect of such additional Horse or Horses, Beast or Beasts, such Person or Persons, or the Owner or Owners of such Carriage, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, to be recovered in such Manner as is herein-after provided for Recovery of Penalties and Forfeitures, one Moiety whereof when raised shall be paid to the Informer, and the other Moiety to the Treasurer of the Road on which the Penalty shall be incurred.

For securing Payment of the Tolls for any additional Horses put on to any Carriage on any Part of the Road.

XXXVII. And be it further enacted, That the respective Sums of Money hereby authorized to be taken as aforesaid shall be demanded and taken in the Name of or as Tolls, and shall be and are hereby vested in the said Trustees, and shall be applied as herein-after is directed; and if any Person subject or liable to the Payment of any of the said Tolls shall, after the Demand thereof made, neglect or refuse to pay the same, or any Part or Parts thereof, it shall be lawful for the Person or Persons authorized and appointed to collect such Tolls as aforesaid, by himself or themselves, or taking such Assistance as he or they shall think necessary, to seize and distrain any Horse, Beast, Cattle, Carriage, or other Thing upon

For Recovery of Tolls.

upon or in respect of which any such Toll is hereby imposed, together with their respective Bridles, Saddles, Gears, Harness, or Accoutrements (except the Bridle or Reins of any Horse or other Beast separate from the Horse or Beast), or any Carriage, in respect of the Horses or Cattle drawing the Carriage on which such Toll is imposed, or any of the Goods or Chattels of the Person or Persons so neglecting or refusing to pay; and if the Toll or any Part thereof so neglected or refused to be paid, and the reasonable Charges of such Seizure and Distress, shall not be paid within the Space of Four Days next after such Seizure and Distress made, the Person or Persons so seizing and distraining may sell the Horse, Beast, Cattle, Carriages, or Things so seized and distrained, or a sufficient Part thereof, returning the Overplus of the Money to arise by such Sale (if any) and what shall remain unsold, upon Demand, to the Owner thereof, after such Tolls, and the reasonable Charges occasioned by such Seizure, Distress, and Sale, shall be deducted.

Disputes concerning Tolls to be settled by a Justice.

XXXVIII. And be it further enacted, That if any Dispute or Disputes shall happen respecting the demanding or taking or the Payment of Toll, or about the Amount of Toll due, or the Charges of keeping or selling any Distress, such Dispute or Disputes shall be heard and determined by some Justice of the Peace for the County or Place wherein the Cause of Dispute shall arise, who, upon Application made to him for that Purpose, shall examine the Matter on Oath of the Parties or other Witness or Witnesses (which Oath such Justice is hereby authorized and empowered to administer), and shall determine the Amount of the Toll due, and other Matters in dispute between the Parties, and also assess the Charges of such Seizure, Distress, Keeping, and Sale, and also of the Attendance of any Person or Persons for that Purpose on the said Justice, and may also award such Costs to be paid by either Party to the other as to such Justice shall seem just and reasonable; all which Costs, in case the same shall not be forthwith paid, shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the Person or Persons so awarded or directed to pay the same, by Warrant under the Hand and Seal of such Justice (which Warrant every such Justice is hereby empowered to issue); and the Overplus (if any) after Payment of such Costs, and the Costs of such Distress and Sale, shall be returned, upon Demand, to the Person or Persons whose Goods and Chattels shall have been so distrained.

Exempting the Royal Family from Toll.

XXXIX. Provided always, and be it further enacted, That this Act shall not extend or be construed to extend to charge with Toll any Horses or Carriages belonging to His Majesty or any of the Royal Family, or any Horses or Carriages attending His Majesty or any of the Royal Family.

Exemptions from Tolls.

XL. Provided always, and be it further enacted, That no Toll shall be demanded or taken by virtue of this Act of or from any Person or Persons for any Horse or Horses or other Beast or Cattle, or for any Waggon, Wain, Cart, or other Carriage employed in carrying or conveying, or going empty to fetch, carry, or convey, or returning empty from carrying or conveying, having been employed only in carrying or conveying on the same Day, any Stones, Bricks, Timber, Wood, Gravel, or other Materials for making or repairing the said Roads, or any of the Roads within any Parish,

Parish, Township, Chapelry, Hamlet, or Place in which any Part of the said Roads lies, or for rebuilding, building, or repairing any present or any future Bridge or Bridges on the said Roads; or of or from the General Surveyor or Working Surveyors, or any other Person or Persons when engaged in executing the Powers of this Act; or in carrying or conveying any Seed for seeding the Ground, or Hay, Grass, Sainfoin, Fodder, Rushes, Straw, or Corn or Pulse in the Straw only, Turnips or Potatoes, or Milk, for the Use of the Owner and not for Sale, or not sold or disposed of, but passing to be laid up or placed in the Houses, Barns, Outhouses, or Yards, or on the Lands of the Owners thereof, or for the Use of the Owners thereof; or for any Horse, Beast, or other Cattle, or Carriage, employed in carrying or conveying, or going empty to fetch, carry, or convey, or returning empty from carrying or conveying, having been employed only in carrying or conveying on the same Day, any Ploughs, Harrows, or Implements of Husbandry, (unless laden also with some other Thing not hereby exempted from Toll, or any Mould, Dung, Soil, Marl, Manure, or Compost employed in Husbandry for manuring or improving Land; or for any Horses or other Beasts going to or returning from Plough or Harrow, or to or from Pasture or Watering Place, or going to be or returning from being shod or farried: Provided always, that no Person shall be entitled to any Exemption from Payment of the said Toll on any of the Accounts aforesaid for any Horse or Beast drawing any Waggon, Wain, or Cart, or other such Carriage, except Carts with Materials for the Roads, unless the Wheels shall be cylindrical, and formed in manner described in the said Act passed in the Fifty-fifth Year of the Reign of His present Majesty; and that no Toll shall be demanded or taken by virtue of this Act of or from any Person or Persons residing in any Parish, Township, or Hamlet in which any of the said Roads lie, going to or returning from his, her, or their proper Parochial Church or Chapel, or from any Person or Persons going to or returning from his, her, or their usual Place of Religious Worship, tolerated by Law, on *Sundays*, or on any other Day on which Divine Service is by Authority ordered to be celebrated; or going to or from attending the Funeral of any Person who shall die and be buried in any Parish, Township, or Hamlet in which any Part of the said Roads lies, at any Gate or Gates situate within the Distance of Ten Miles of the Residence of such Person or Persons; or from any Rector, Vicar, or Curate going to or returning from his Parish Church, or going to visit or returning from visiting any sick Person, or on other his Parochial or Ministerial Duty; or for any Horse, Beast, Cattle, or Carriage which shall cross the said Roads only, or shall not pass more than One hundred Yards thereon; or for any Horses or Carriages, of whatever Description, employed or to be employed in conveying the Mails of Letters and Expresses under the Authority of His Majesty's Postmaster General, either when employed in conveying, fetching, or guarding such Mails or Expresses, or in returning back from conveying the same; or for the Horse or Horses of any Officers or Soldiers on their March or on Duty; or for any Horse or Horses or other Beast, or any Cart, Carriage, or Waggon, employed in carrying or conveying, or returning empty from carrying or conveying, having been employed only in carrying or conveying the Arms or Baggage of any such Officers or Soldiers, or employed in carrying or conveying, or returning empty from having been employed only in carrying or conveying, any

Exemptions not to be allowed Waggons, &c. unless the Wheels are cylindrical, &c.

[Local.]

29 D

sick,

sick, wounded, or disabled Officers or Soldiers; or for any Waggon, Wain, Cart, or other Carriage whatsoever, or the Horse or Horses or other Cattle drawing the same, employed in conveying any Ordnance or Barrack or Commissariat or other public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, or returning empty from having been so employed; or for any Carriage conveying Volunteer Infantry; or for any Horse, Mare, or Gelding furnished by or for any Person belonging to any Corps of Yeomanry or Volunteer Cavalry or Infantry, and rode by him in going to or returning from any Place appointed for and on the Days of Exercise, Inspection, or Review, or on other public Duty, provided that such Person shall be dressed in the Uniform of his Corps, and shall have his Arms, Furniture, and Accoutrements according to the Regulations of such Corps at the Time of claiming the Exemption; or for Horses, Carts, or Waggon employed only in carrying or conveying Vagrants sent by legal Passes, or returning empty after having been only so employed; or for any Horse or Horses, Coaches or other Carriages, going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the County of *Gloucester* or County of *Somerset*, or for the Cities or Counties of the City of *Bristol* and *Gloucester*, or any or either of them, on the Day or Days of such Election, or on the Day before or Day after such Election shall begin or be concluded; and if any Person shall, by any fraudulent or collusive Means whatsoever, claim or take the Benefit of any of the Exemptions aforesaid, not being entitled to the same, every such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds; one Moiety whereof shall be paid to the Informer, and the other Moiety to the Treasurer of the Road on which the Penalty shall be incurred, and shall be applied to the Purposes of this Act; and in all Cases the Proof of Exemption shall be upon the Person claiming the same.

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

XLI. And be it further enacted, That no Person owning or driving or causing to be driven any Waggon, Wain, Cart, or other Carriage provided for the Service of His Majesty's Forces, or conveying any Ordnance or Barrack or Commissariat or other public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, shall be subject to any Penalty or Forfeiture for Overweight; nor shall any such Waggon, Wain, Cart, or other Carriage, or the Horse or Horses drawing the same, while so employed, be stopped or detained by reason of any Weight in any such Waggon, Wain, Cart, or other Carriage, or of being drawn by any Number of Horses or Oxen, but it shall be lawful for the Owner or Driver of any such Waggon, Wain, Cart, or other Carriage to put any Number of Horses or Oxen to such Waggon, Wain, Cart, or other Carriage; any thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in this Act, contained to the contrary notwithstanding.

Tolls may be
lessened.

XLII. And be it further enacted, That it shall be lawful for the said Trustees, at any General Meeting or Meetings to be held from Time to Time for that Purpose, and they are hereby empowered, to lessen or reduce all or any of the Tolls by this Act granted, and for such Time or Times as they the said Trustees at any General Meeting or Meetings shall think proper; and from Time to Time afterwards to advance all or any of the Tolls so lessened or reduced to any Sum or Sums of Money not exceeding the

the respective Tolls granted by this Act, or now made payable by any Act or Acts of Parliament now in force and effect with respect to Overweight; and also from Time to Time to direct the Tolls hereby granted or so reduced as aforesaid to be collected in such Parts or Proportions, at the several Turnpike Gates erected or to be erected upon the said Roads in pursuance of this Act, as they shall think proper; and that such reduced Tolls, and also such Parts or Proportions as aforesaid, shall and may be collected and levied and applied in such and the same Manner as the Tolls hereby granted are directed to be collected, levied, and applied: Provided always, that it shall not be lawful to reduce the said Tolls without the Consent of Five Sixths in Value of the Creditors on the said Tolls respectively; and that no such General Meeting shall be held for the Purpose of lessening, reducing, or advancing all or any of the said Tolls, unless Twenty Days previous Notice at the least shall be given thereof in Writing, to be affixed upon all the Turnpikes or Toll Gates which shall then be erected on the said Roads.

Tolls not to be reduced more than One Half without the Consent of Five Sixths of the Creditors.

XLIII. 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 compound, for any Term not exceeding One Year at any One Time, with any Person or Persons for any Carriage or Carriages, Horses, Beasts, or Cattle travelling on the said Roads, for all or any of the said Tolls to be paid in respect of such Carriage or Carriages, Horses, Beasts, or Cattle; and such Composition Money shall be paid in advance quarterly, and in default thereof the Composition shall be paid.

Tolls may be compounded for.

XLIV. And be it further enacted, That the said Trustees shall be and are hereby empowered, after giving Seven Days Notice thereof in One or more of the public Newspapers of the City of *Bristol*, and also in Writing to be affixed upon the Turnpike the Tolls whereof are intended to be leased, from Time to Time to lease and demise the Tolls granted by this Act, or any Part or Parts of such Tolls, for any Term not exceeding Three Years at a Time, for the best Price that can be gotten for the same, payable at such Times, to such Person or Persons, under such Conditions and Agreements, and with such Sureties for the Payment thereof, as the said Trustees, or any Five or more of them, shall think fit; and the Money arising thereby shall be applied in such Manner as the Tolls so leased are under this Act directed to be applied, any Law or Statute to the contrary thereof notwithstanding; and if the said Trustees, at any Meeting for letting the said Tolls, shall be of opinion that a Combination exists among the Bidders to undervalue the same, they may then proceed in such Letting in such Manner as to them shall seem more likely to create a real *bonâ fide* and advantageous Competition for the same; and at all such Lettings the Trustees shall have or be entitled to One or more Bidding or Biddings for the said Tolls, either by themselves or their respective Clerk or Clerks, or Treasurer, or other Person by them authorized; any thing in any Law or Statute to the contrary notwithstanding.

Trustees may lease the Tolls.

XLV. And be it further enacted, That during such Time as the Tolls, or any Part or Parts thereof, shall be leased, demised, or let to any Person or Persons whomsoever, it shall and may be lawful to and for the Lessee or Lessees, Farmer or Farmers thereof, or such other Person or Persons as he or they shall by Writing or Writings under his, her, or their Hand or

Lessees or Persons appointed by them may collect the Tolls.

Hands

Hands authorize or appoint, to demand and take the said Tolls so leased, demised, or farmed, with the like Powers for the Recovery thereof, to all Intents and Purposes whatsoever, as any Collector of the said Tolls continued as aforesaid, or appointed by the said Trustees, is by this Act authorized and empowered to demand, take, and recover the same; and such Lessee or Lessees, Farmer or Farmers, Collector or Collectors, or other Person or Persons as aforesaid, shall be subject to the Regulations of this Act, and to the like Pains, Penalties, and Forfeitures, and shall be liable to the like Actions and Prosecutions, as any Collector of the said Tolls continued as aforesaid, or appointed by the said Trustees, is subject or liable to.

Penalty on Renters, &c. taking greater or less Tolls.

XLVI. And be it further enacted, That if any Lessee, Farmer, Renter, or Collector of the said Tolls, shall demand and take, or cause to be demanded and taken, from any Person or Persons, any Toll not authorized by this Act to be taken, or a greater or less Toll than authorized to be taken by or under this Act, or by or under any Order of the Trustees made under the Powers of this Act, such Lessee, Farmer, or Renter shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds, and also his Contract for renting the Tolls shall be declared to be vacated, if the said Trustees, or any Five or more of them, shall think fit to vacate the same; and every such Collector, not being the Lessee, Farmer, or Renter, shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings, such Forfeitures respectively to be recovered in manner herein-after mentioned: Provided always, that if the Justice by or before whom the Matter or Complaint shall be heard shall be of opinion that the Offender had probable Grounds for such Demand and Taking, it shall be lawful for such Justice, either to mitigate the said respective Penalties, or wholly to exonerate the Offender therefrom, as such Justice shall think fit.

For preventing Toll Collectors from misbehaving, &c.

XLVII. And be it further enacted, That all and every Toll Collector or Collectors, being Lessee or Lessees of the said Tolls, or appointed either under this Act, or by the Trustees for executing the same, or by any such Lessee or Lessees, to collect the Tolls payable at any Turnpike or Toll Gate to be continued or erected by virtue of this Act, shall and he is hereby required to place his Christian and Surname, painted on a Board in legible Characters, in the Front or on some other conspicuous Part of the Toll House or Toll Gate immediately upon his coming on Duty, each of the Letters of such Name or Names to be at least Two Inches in Length and of a Breadth in proportion, and painted either in White Letters on a Black Ground or Black Letters on a White Ground, and shall continue the same so placed during the whole Time he shall be upon such Duty; and if any Collector of the same Tolls shall not place such Board as aforesaid, and keep the same there during the Time aforesaid, or shall refuse to permit or suffer, or shall in any ways hinder, any Person or Persons from reading such Christian or Surname, or shall refuse to tell his Christian or Surname to any Person or Persons who shall demand the same, on having paid the said Tolls or any of them, or shall, in answer to such Demand, give a false Name or Names, or shall refuse or neglect to give a Ticket denoting the Payment of the Toll, naming and specifying the several Gates freed by such Payment, or shall unnecessarily detain, or upon the legal Toll being paid or tendered shall wilfully obstruct,

struct, hinder, or prevent any Passenger, Horse, Beast, Carriage, or Cattle from passing through any Turnpike or Toll Gate, or shall make use of any scurrilous or abusive Language to any Passenger or Passengers, then and in every such Case every such Toll Collector shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence, as the Justice or Justices before whom the Information shall be laid shall adjudge; and such Penalty shall be recovered and applied as other Penalties are by this Act directed to be recovered and applied: Provided also, that if any Person or Persons shall at any Time assault, obstruct, hinder, or molest any Collector, or the General Surveyor, or any working Surveyor or Surveyors on the said Roads, who shall or may be employed by virtue of or in the Execution of this Act in the Performance of his Duty, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Penalty on obstructing Collectors.

XLVIII. And be it further enacted, That in case all or any of the Tolls arising by virtue of this Act shall be demised or let to farm to any Person or Persons in any Manner whatsoever, and the Lessee or Lessees, Farmer or Farmers thereof, shall neglect or refuse to perform the Terms and Conditions on which the same shall be so demised or let, or in case the Rent or Rents agreed to be paid by such Lessee or Lessees, Farmer or Farmers, shall be in arrear for the Space of Fourteen Days next after any of the Days on which the same ought to be paid, pursuant to the Agreement for demising or letting thereof, or in case such Lease or Agreement shall in any other Manner become void, then and in either of such Cases it shall and may be lawful for any Justice of the Peace for the County or Place where the Toll Gate or Toll House shall be situate, and he is hereby required, upon Application made to him by the said Trustees, or any Five or more of them, or their Clerk or Treasurer, or any other Person authorized by Writing under the Hands of any Five or more of them, by Warrant under his Hand and Seal, to order any Constable or other Peace Officer, with such Assistance as shall be necessary, to enter upon and take Possession of any or every such Toll House or Toll Houses, Toll Gate, Bar, Chain, or Weighing Machine, and the Buildings, Gates, and Appurtenances thereto belonging, and to remove and put out such Lessee or Lessees, Farmer or Farmers of the Tolls arising thereat respectively, from the Possession thereof, and from the Collection of such Tolls, and to give to the said Trustees, or any Person acting by or under their Authority, Possession thereof; and that thereupon it shall be lawful for the said Trustees, or any Five or more of them (if they shall think fit), to vacate and determine the Demise of the said Tolls, or the Contract or Agreement for demising or letting the said Tolls to such Lessee or Lessees, Farmer or Farmers, and the same shall be utterly void to all Intents and Purposes, (save as to the Obligations, Covenants, or Agreements for Payment of the Rent or Rents thereby reserved, or other unperformed or broken Obligations, Covenants, or Agreements on the Lessees Part,) as if such Demise or Agreement had never been made; and in that Case, or in case the Lease or Agreement shall otherwise become void, it shall and may be lawful for the said Trustees, or any Five or more of them, in every such Case, to demise or let to farm the said Tolls again to any other Person or Persons, or cause them to be collected, in such and the same Manner as if no former Demise, Contract, or Agreement had been made relative thereto.

Enabling Trustees to take Possession of Toll Houses in case of Non-performance of the Terms of the Lease.

Present
Leases to
continue un-
til the Expira-
tion of the
current
Month.

XLIX. And be it further enacted, That all Demises or Leases of the Tolls arising on the said Roads, or any or either of them, which shall be in Existence at the Time of passing this Act, shall respectively continue in force until the respective monthly Days on which the Rents therein respectively reserved shall become payable, happening next after the passing of this Act, on which respective Days the said respective Leases shall cease and determine, in the same Manner as if such Leases had expired by Effluxion of Time; and until such Determination of such Leases respectively the respective Lessees therein shall be entitled to collect and receive the Tolls by this Act imposed and made payable.

Differences
in vacating
Leases how
to be settled.

L. And be it further enacted, That in case any or either of the said Lessees of the Tolls shall claim to be entitled to any Compensation or Satisfaction for or on account of such Continuance or Determination of his or their Lease or Leases as aforesaid, then, if the said Trustees and such Lessee or Lessees cannot agree as to the Amount of such Compensation or Satisfaction, such Lessees or Lessee may sue for and recover the same by Action of Debt or on the Case in any of His Majesty's Courts of Record at *Westminster*; or such Lessees or Lessee may apply to any Two or more Justices of the Peace for the County where the Toll House or Houses included in such Lease or Leases shall lie, and such Justices, on Proof of Seven Days Notice of the Intention of such Lessees or Lessee having been given in Writing by such Lessees or Lessee to or left at the Office of the Clerk of the said Trustees, shall hear and adjudge such Difference, and settle and determine what Compensation shall be paid to such Lessee or Lessees.

Trustees may
continue
Leases of
Tolls to Les-
see or Lessees.

LI. Provided also, and be it further enacted, That in case the said Trustees, or any Five or more of them, and the present Lessees of the said Tolls, or any of them, shall be desirous that such Demises, Leases, or Agreements shall continue in force for the Remainder of the respective Terms, and subject to the same Conditions on which the same or any of them shall have been granted, then and in such Case such Lessee or Lessees shall pay such Sum of Money or such additional Rent to the said Trustees, or any Five or more of them, as such Trustees shall think fit, as a Consideration for the continuing of such Leases or Lease; and in case of any Difference or Dispute respecting the Amount of such Sum or Rent, such Difference or Dispute shall be ascertained and settled by any Two Justices of the Peace for the County or Place where the Toll House shall be situate, which such Justices are hereby empowered to do, on Application being made to them for that Purpose by such Lessees or Lessee, and on Proof of Seven Days Notice of the Intention of such Lessees or Lessee having been given in Writing by such Lessee or Lessees to or left at the Office of the Clerk of the said Trustees.

Power to bor-
row Money
by mort-
gaging the
Tolls to
Trustees, who
may issue
Tickets or
Declarations
of Trust.

LII. And be it further enacted, That if it shall appear to the said Trustees at any Separate Meeting necessary or expedient to borrow or raise any Sum or Sums of Money for the Use of any or either of the Roads within the Division or District for which such separate Meeting shall be held, then and as often as it shall so happen it shall be lawful for the said Trustees at any General Meeting, upon an Application made to them, pursuant to an Order of such Separate Meeting for that Purpose, to borrow and take up at Interest, upon the Credit of the Tolls granted by this Act

arising

arising on the Roads within such Division or District, or any or either of them, such Sum of Money, or such Part or Parts thereof, as the Trustees at such General Meeting shall in their Discretion think fit, provided that Notice of such General Meeting, and of such intended Application, be given in One or more of the public Newspapers circulated in *Bristol* at least Ten Days before such Meeting; and for securing the same Monies, together with Interest, the said Trustees are hereby authorized and empowered, either at such General Meeting or afterwards, by any Writing or Instrument under their Hands and Seals, or under the Hands and Seals of any Five or more of them, to assign, by way of Mortgage, all and singular the Tolls granted by this Act arising on the Roads within such Division or District, or on any or either of them, unto some Person or Persons in Trust for the several Persons who shall lend or advance any Money on the Credit of the said Tolls; and the Person or Persons to whom the said Tolls shall be so assigned as aforesaid shall and he and they is and are hereby required to execute and deliver to the several Persons who shall advance or lend the Monies secured by such Mortgage or Mortgages, or any Part or Parts thereof, Tickets or Declarations of Trust of the said Mortgage or Mortgages for the Amount or respective Amounts of the Sums which shall be so advanced by such Person or Persons respectively; which Tickets or Declarations of Trust may be in the Form or to the Effect following; *videlicet*,

TO all to whom these Presents shall come, I [or we] send greeting: Whereas the several Tolls arising by virtue of an Act passed in the Fifty-ninth Year of the Reign of His Majesty King *George* the Third, intituled [*here set forth the Title of this Act*], on certain Roads in the said Act comprized, called were by a certain Indenture of Assignment, by way of Mortgage, bearing Date assigned to me [or us] for securing Pounds, and Interest thereon, after the Rate of Pounds *per Centum per Annum*: Now I [or we] do hereby testify and declare, in pursuance of the Powers and Provisions in and by the said Indenture reserved and contained, that the Sum of Pounds, Part of the Money secured by such Indenture to me [or us], was advanced and lent by and was intended and agreed to be made payable to or the Bearer hereof, and that my Name was [or our Names were] made use of in the said Indenture in Trust as to the said Sum of Pounds, for the said or the Bearer hereof, who is hereby declared to be entitled to the said Sum of Pounds, and the growing Interest thereof; and in case any Number, not less than in Value, of the Proprietors of the Declarations of Trust executed by me [or us], for the Money so as aforesaid secured, shall require the Money so advanced to be called in, and shall request me [or us] the said Executors or Administrators, to call in the same, then I [or we] the said Executors or Administrators, shall and will use or permit to be used any legal Means either in Law or Equity in my Name [or our Names] to compel the Payment of such Money, I [or we] being sufficiently indemnified. In witness whereof I [or we] have hereunto set my Hand and Seal, [or our Hands and Seals] the Day of in the Year of our Lord One thousand eight hundred and

Form of Ticket.

All

All which said Indentures of Assignment or Mortgage, and Tickets or Declarations of Trust, shall be entered in a Book or Books to be kept for that Purpose by the Clerk or Clerks of the said Trustees.

No Priority
of Mort-
gages.

LIII. And be it further enacted, That no Preference shall be given to any Person or Persons who hath or have heretofore advanced any Sum or Sums of Money on the Credit of the said recited Acts, or who shall hereafter advance any Sum or Sums of Money on the Credit of this Act, his, her, or their Assignee or Assigns, in respect to the Priority of the Mortgage or Assignment, or Tickets or Declarations of Trust thereof, or of advancing such Sum or Sums of Money; but that as well all Persons to whom any such Mortgages or Assignments, or Tickets or Declarations, have already been made or given, as those to whom any such shall hereafter be made or given, his, her, and their Assignee and Assigns, shall (in proportion to the Sum or Sums therein mentioned) be Creditors on this Act, and in equal Degree one with another.

An Action of
Ejectment
may be sup-
ported by
One Mort-
gagee.

LIV. And be it further enacted, That if any Mortgagee or Mortgagees of the said Tolls, Toll Gates, Bars, Chains, Toll Houses, and Buildings shall seek to obtain the Possession of the said Toll Gates, Bars, Chains, Toll Houses, and Buildings, in order to pay himself, herself, or themselves the Principal Money and Interest, or any Part thereof, due to him, her, or them, it shall be competent for him, her, or them, as Lessor or Lessors of the Plaintiff, and upon his, her, or their Demise only, and without uniting in such Demise the other Mortgagees of the said Tolls and Premises, to obtain such Possession; but such Person or Persons who shall obtain the Possession thereof shall not apply the Tolls which may consequently be received by him, her, or them to his, her, or their own exclusive Use and Benefit, but to and for the Use and Benefit of all the Mortgagees of the said Tolls, Toll Gates, Buildings, and Premises, *pari passu*, and in proportion to the several Sums which may be due to them as such Mortgagees.

Application
of the Tolls
and Money
borrowed.

LV. And be it further enacted, That the Tolls and all other Monies to be received by virtue of this Act, as also all the Monies which at the Time of the passing of this Act shall have been raised or produced under the said former Acts hereby repealed, and shall be then undisposed of, shall be applied as herein-after mentioned; that is to say, in the first place, in paying and defraying all the Costs, Charges, and Expences incident to and attending the obtaining and passing of this Act (which same Costs, Charges, and Expences shall by the said Trustees or the major Part of them, at some or one of their General Meetings, be apportioned on the said several Roads by this Act to be made and maintained, in such fair and equitable Manner as such Trustees shall direct); and that after the Charges and Expences of passing this Act, or such Proportion thereof to which the said Roads shall be so respectively made liable, shall have been fully discharged, then the several Tolls arising on the said several Roads respectively, and such Monies as already have been or shall or may hereafter be borrowed on such Tolls respectively, and all Forfeitures and other Monies arising on the same Roads respectively, shall in the next place be applied (as herein-after mentioned), for the Use and Benefit of the respective Roads whereon the same shall arise and become due respectively, in manner following; that is to say, first in paying the Interest of
the

the Principal Monies borrowed or raised under the said former Acts or Act, and which may be borrowed or raised under the Powers of this Act on the Credit of the Tolls arising on the said several Roads respectively, and subject thereto in paying the necessary Expences of such respective Roads, and of making the Alterations and Improvements thereof respectively, and of repairing and maintaining the same, and the several Parts, Branches, or Divisions thereof in repair, or to the Use and Benefit thereof, and not elsewhere or in any other Manner, save only as herein-after is provided; and lastly, in paying off and discharging the Principal Monies already borrowed or raised under or by virtue of the said former Acts hereby repealed, or to be by them the said Trustees borrowed under or by virtue of this Act.

LVI. And be it further enacted, That the Tolls to be collected at any Gate or Gates which may be erected on the Branch of the *Stapleton* Road, leading from the said Road at or near *Begbrook* aforesaid, through *Titherington*, into the said *Horfield* Road at *Buckover* aforesaid, shall be applied, in the first place, in maintaining and improving such Road, and in addition thereto a further Sum of Fifteen Pounds shall be applied annually to the same Purpose, out of the Tolls arising on the other Branches of the said *Stapleton* Road, if the said Trustees at their separate Meetings for the Care of the said Road shall think necessary or expedient.

Further Application of Part of the Tolls on the *Stapleton* Road to the Branch leading through *Titherington*.

LVII. Provided always, and be it further enacted, That the net Tolls and Duties to be collected at any Turnpike or Turnpikes on any Part or Parts of the *Stapleton* Road, between the City of *Bristol* and the Point where the *Mangotsfield* Road diverges therefrom, at or near the *Black Swan* Inn aforesaid, and all Forfeitures and Penalties for Offences committed on such Part or Parts of the said *Stapleton* Roads, shall be applied to the Use of the said *Stapleton* and *Mangotsfield* Roads respectively, in such Proportions as the said Trustees, at their separate Meetings for the Care of the *Stapleton*, *Mangotsfield*, *Toghill*, and *Bitton* Division, shall from Time to Time direct.

Further Provisions respecting the Application of Tolls.

LVIII. And be it further enacted, That the net Tolls and Duties to be collected at any Turnpike or Turnpikes on any Part of the said *Toghill* Road between the City of *Bristol* and the Point where the *Bitton* Road diverges therefrom, at or near the New Church aforesaid, and all Forfeitures and Penalties for Offences committed on such Part of the said *Toghill* Road, shall be applied to the Use of the said *Toghill* and *Bitton* Roads respectively, in such Proportions as the said Trustees at their separate Meetings for the said last-mentioned Division shall from Time to Time direct.

Tolls on Part of the *Toghill* Road, and Penalties, how to be applied.

LIX. And be it further enacted, That the net Tolls and Duties to be collected at any Turnpike or Turnpikes on any Part of the said *Brislington* Road, between the City of *Bristol* and the Point where the *Whitchurch* Road diverges therefrom at the Top of *Totterdown Hill*, and all Forfeitures and Penalties for Offences committed on such Part of the said *Brislington* Road, shall be applied to the Use of the said *Brislington* and *Whitworth* Roads respectively, in such Proportions as the said Trustees at their separate Meetings for the Care of the said *Brislington* and *Whitworth* Division shall from Time to Time order and direct.

Tolls on Part of the *Brislington* Road, and Penalties, how to be applied.

Tolls on Part of the Winford Road, and Penalties, how to be applied.

LX. And be it further enacted, That the net Tolls and Duties to be collected at any Turnpike or Turnpikes on any Part of the said *Winford* Road, between the City of *Bristol* and the Point where the *Ashton* Road diverges therefrom at or near the *London* Inn aforesaid, and all Forfeitures and Penalties for Offences committed on such Part of the said *Winford* Road, shall be applied to the Use of the *Winford*, *Dundry*, and *Ashton* Roads, in such Proportions as the said Trustees at their separate Meetings for the Care of the said *Winford*, *Dundry*, and *Ashton* Division shall from Time to Time order and direct.

Tollson other Part of the Winford Road, and Penalties, how to be applied.

LXI. And be it further enacted, That the net Tolls and Duties to be collected at any Turnpike or Turnpikes on any Part of the said *Winford* Road, between the said Point where the *Ashton* Road diverges therefrom and the Top of *Bedminster Down*, where the said *Dundry* Road diverges therefrom, and all Forfeitures and Penalties for Offences committed on such last-mentioned Part of the *Winford* Road, shall be applied to the Use of the *Winford* and *Dundry* Roads, in such Proportions as the said Trustees at their separate Meetings for the Care of the said last-mentioned Division shall from Time to Time order and direct.

When the new Road on the *Whitchurch* Road is completed, the old Road to be no longer repaired.

LXII. Provided always, and be it further enacted, That when the new Road by this Act intended to be made from the said *Whitchurch* Road in the Parish of *Pensford* into the said *Whitchurch* Road in the Parish of *Publow*, shall be completed, so as to be fit for the safe and convenient Use of the Public, the said Trustees shall be from thenceforth discharged from the Care and Repair of so much and such Part of the said present *Whitchurch* Road as lies between the Commencement and Termination of such new Line of Road.

For transferring any Surplus above 100*l.* from one Road to the Use of any other in the same Division.

LXIII. Provided also, and be it further enacted, That if it shall appear to the Trustees, at any separate Meeting holden in pursuance of this Act, that there is in the Hands of the Treasurer or Treasurers of any or either of the Roads in the Division or District for which such Meeting shall be held, any Balance or Sum over and above the Sum of One hundred Pounds, not wanting for the Repair of such Road or Roads respectively, and that it would be advantageous to the Public if such Surplus above One hundred Pounds were applied to the Repair or for the Use of any other Road or Roads within the same Division or District, then it shall and may be lawful to and for the Trustees at the same or any subsequent Meeting for the Care of the same Division or District to order and direct that the said Surplus, or any Part thereof, be applied in the Repair or for the Use of such other Road or Roads respectively; and if such Surplus shall not be wanting for the Repair or Use of any other Road within the same Division or District, or if it shall appear to the Trustees at any of such separate Meetings that it will be more expedient or proper to apply the same in paying off or reducing the Debt of the Road whereon such Surplus shall arise, then the same shall be so applied in manner herein-after directed; and after and subject to the Payment of the Debt on each of the said Roads, any such surplus Monies arising thereon not wanting for the Repair or Use of any other Road or Roads in the same Division or District shall be applied in the Repair or for the Use or Benefit of any or either of the said other Road or Roads within the same County, in such Manner as the Trustees at any General Meeting assembled, or the major Part of them, shall order or direct; provided that Notice of the
Intention

Intention to move for such Application thereof, be given in some one Newspaper at least Ten Days before such General Meeting.

LXIV. Provided also, and be it further enacted, That it shall be lawful for the said Trustees at their separate Meetings, if they shall so think proper, to order and direct that any such Surplus as aforesaid, over and above the sum of One hundred Pounds, arising from the Tolls or Duties of any or either of the said Roads within the Division or District for which such Meetings respectively shall be holden, not wanting for the Repair of such Roads respectively, shall be applied in paying off any Portion of the Debt of the respective Roads whereon such Surplus shall arise; and for that Purpose it shall and may be lawful for the said Trustees to pay off any Mortgage or Mortgages of the Tolls of the said Roads respectively, for the Payment whereof Notice in Writing shall have been given to the General Treasurer or Clerk or Clerks of the said Trustees, such Mortgagees to have a Preference in Payment thereof, according to the Priority of the Delivery of such Notices; and in case there shall be no such Mortgages so called in, then it shall be lawful for the said Trustees to purchase any of the said Tickets or Declarations of Trust of such Mortgage or Mortgages, of which the Owners or Bearers may be desirous of disposing: Provided always, that if there shall be no such Mortgages so called in as aforesaid, and no Person or Persons willing or desirous to dispose of any of such Tickets or Declarations of Trust, then it shall and may be lawful for the said Trustees to apply such Surplus in Payment of an equal Amount of the Principal Money then due or owing on the Credit or Security of the Tolls of the respective Roads on which such Surplus shall arise rateably or by Lot amongst the Creditors, as the said Trustees shall think proper.

Any Surplus above 100% may be applied in discharge of Debts of the Trust;

by paying off Mortgages;

or in buying up Declarations of Trust.

LXV. And be it further enacted, That all and every Person and Persons who may owe and be subject or liable to the Payment of any Sum or Sums of Money for Arrears of Rent or otherwise to the Trustees for executing the said former Acts hereby repealed, or to any Person or Persons for the Benefit of such Trustees, or of any of the Roads directed to be kept in repair by the said Acts hereby repealed, shall be liable to the Payment of, and shall pay all such Sum or Sums of Money to the Trustees for executing this Act; and all Bonds, Covenants, and Agreements, and Contracts for Securities entered into by any Person or Persons to or with any of the Trustees for executing the said former Acts hereby repealed, according to the Provisions and Directions of the said Acts, shall remain in full Force and Effect, and be and continue available in all Courts of Law and Equity, until the same are fully satisfied and performed, on account of the Trustees under this Act, and for the Benefit of the Roads under this Act; and all Contracts or Agreements duly made or entered into by the Trustees for executing the said former Acts hereby repealed, to or with any Person or Persons, shall remain in full Force and Effect, and shall be binding on the Trustees under this Act, and be observed and kept by the Trustees under this Act, according to the Terms or Stipulations thereof respectively, but subject nevertheless to the Provision herein-after contained.

Persons owing Money under former Acts to continue liable, and Contracts. &c. available, notwithstanding the Repeal of said Acts.

LXVI. And be it further enacted, That in case any Persons or Person shall subscribe or agree to subscribe any Money towards making, amending, widening, or altering the said Roads, or any or either of them, or for carrying this Act into execution, all and every such Persons and

For enforcing Payment of Subscription.

Person

Person shall, after Twenty Days previous Notice in Writing under the Hand of the Clerk or Clerks 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, and they are hereby required to pay the Sum or Sums of Money so subscribed within such Time and Times and in such Parts and Proportions as the said Trustees, or any Five or more of them, at any Meeting on such Roads respectively, shall order and direct, and the same shall be paid at such Place or Places, and to such Person or Persons, as the said Trustees shall by any Writing under their Hands authorize to receive the same; and if any Persons or Person shall neglect or refuse to pay the same, or such Part thereof as may be required in such Notice as aforesaid, it shall be lawful for the said Trustees to sue for the same in the Name of their Clerk or Clerks, and recover the same in any of His Majesty's Courts of Record, by Action of Debt or on the Case, or by Bill, Plaint, or Suit, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed; and after Proof of such Persons or Person having so subscribed or agreed to subscribe, and that such Notice was given as aforesaid, such Persons or Person, their, his, or her Executors or Administrators, shall pay or be compelled to pay the Sum or Sums of Money so by them, him, or her subscribed or agreed to be subscribed as aforesaid, together with full Costs of Suit.

Roads to be
widened,
altered, &c.

LXVII. And be it further enacted, That it shall and may be lawful to and for the said Trustees from Time to Time to widen, divert, turn, shorten, vary, alter, and improve the Line, Course, or Path of any Part or Parts of the aforesaid present Turnpike Roads herein-before described, or of any of them, in such Manner as they shall think fit, upon, through, or over any private Lands, Grounds, or Hereditaments, and also to widen, divert, turn, shorten, vary, or alter the Line, Course, or Path of the aforesaid old Roads by this Act intended to be made Turnpike, or of any of them, in such Manner as they the said Trustees shall think fit, upon, through, or over any of the Lands, Grounds, or Hereditaments comprised in the Schedule to this Act, making or tendering Satisfaction as herein-after mentioned; and also to make the aforesaid several new Pieces of Road upon, through, or over any private Lands, Grounds, or Hereditaments comprised in the said Schedule; and also for such Purposes to take and pull down the Dwelling Houses and other Buildings, and to take in and make use of the Woods or Plantations, Lands and Premises, comprised in the said Schedule, subject to such Provisions or Directions, and making such Satisfaction, as are herein-after mentioned; and also to widen, divert, vary, turn; alter, and make the same several Roads, or any of them, upon, through, or over any Commons or Waste Grounds, without making any Satisfaction for such Commons or Waste Grounds; and it shall and may be lawful to and for the said Trustees, and for their Surveyor or Surveyors and Workmen, with or without Carriages or Cattle, from Time to Time to enter upon any such private Lands, Grounds, Hereditaments, and Premises as aforesaid, through which or whereupon the said Roads, Widenings, and Alterations pass or are intended to pass, and to stake out and make the same, in such Manner as the said Trustees, or any Five or more of them, shall think necessary or proper, without being liable or subject to be deemed a Trespasser or Trespassers, or to any Fine, Penalty, or Punishment for entering or continuing upon any Part or Parts of such Lands, Grounds, and Hereditaments respectively for any of the Purposes of this Act, making or tendering Satisfaction
to

to the Owners thereof and Persons interested therein, for the Damage they may thereby sustain; and if any Person or Persons shall wilfully pull up, remove, or destroy any of the Stakes or other Marks used in laying out, or making, widening, diverting, turning, shortening, varying, altering, or improving such Roads, every Person so offending shall forfeit and pay for every such Offence a Sum not exceeding the Sum of Forty Shillings; provided that the said Trustees shall not be hereby empowered to make the said Roads of a greater Width than Sixty Feet.

LXVIII. And whereas Maps or Plans describing the Lines of the several Roads by this Act intended to be made or altered, and of the Lands, Hereditaments, and Premises through or over which the same are to be carried or made, together with a Book of Reference containing a List of the Names of the Owners and Occupiers of such Lands, Hereditaments, and Premises, have been deposited at the Offices of the Clerk of the Peace for the County of *Somerset*, and of the Clerk of the Peace for the County of *Gloucester*, and of the Clerk of the Peace for the City of *Bristol*; be it therefore further enacted, That the said Maps or Plans and Books of Reference shall remain in the Custody of the said respective Clerks of the Peace, to the End that all Persons may at any seasonable Time or Times have Liberty to inspect and peruse the same, and to take Copies or Extracts thereof at their Will and Pleasure, paying to the Clerk of the Peace the Sum of One Shilling for every such Inspection, and at the Rate of Sixpence for every One hundred Words of such Copies or Extracts of any such Map or Plan and Book of Reference; and that the said Trustees, in making the Roads or Alterations of Roads described in such Maps or Plans, or any of them, shall not deviate more than One hundred Yards of Three Feet each from the Lines described in such Maps or Plans, without the Consent and Approbation in Writing of the Person or Persons, Bodies Politic, Corporate, or Collegiate, through whose Lands or Premises such Deviation or Deviations shall be made.

Restraining the Trustees from deviating from the Plans deposited with the Clerks of the Peace further than 100 Yards.

LXIX. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to make the said Roads or Alterations of Roads, or any of them, into, through, across, or over the several Lands, Hereditaments, or Premises of any Person or Persons who is or are or may be Owner or Owners of Land or Premises over which the same are set out and described in the said Maps or Plans as aforesaid, and to take down the Houses, Buildings, and Erections, and to take and use the Woods and Plantations, Lands and Premises, described in the Schedule to this Act, although the Name or Names of the Owner or Owners may happen to be omitted or mis-stated in the said Book of Reference or Schedule to this Act, in case it shall appear to any Two or more Justices of the Peace for the County or Place where the Land or Premises shall be situate, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake.

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

LXX. Provided also, and be it further enacted, That the Powers and Authorities hereby given for diverting, making, and altering the said Roads shall not extend or be construed to extend to empower or authorize the said Trustees to take or pull down any Dwelling House or other Building, or to take in or make use of any Orchard, Garden, Yard, Paddock, Park, Planted Walk, or Avenue to a House, or any inclosed Ground

Trustees restrained from pulling down Houses, &c. without Consent of Owners.

planted as Ornament or Shelter to a House, or planted and set apart as a Nursery for Trees, or any Part thereof respectively, without the Consent in Writing of the Owner or Proprietor thereof first had and obtained, other than and except such Dwelling Houses, Woods, and Plantations as are described or comprized in the Schedule to this Act.

Any Lands,
&c. whatever
may be used,
with Consent
of the Pro-
priators, &c.

LXXI. Provided always nevertheless, and be it further enacted, That it shall be lawful for the said Trustees to make, widen, divert, turn, shorten, vary, and alter any of the Roads comprized in this Act, in, through, or over any Lands or Grounds or Premises whatever, although not mentioned in the said Books of Reference or Schedule to this Act, on first having the Consent in Writing of the Owners, Proprietors, and Occupiers thereof.

Trustees may
contract for
the Purchase
of Land.

LXXII. And be it further enacted, That 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, Houses, Buildings, Tenements, Hereditaments, and Premises which it may be necessary to purchase for making, widening, diverting, altering, and improving the said Roads or any of them, and also for making all necessary Fences on the Sides of the said Roads, and for the Erection of Toll Houses with Garden Spots thereto, not exceeding One Eighth Part of an Acre for each Toll House, with the Garden thereto, for the Purchase thereof, and for the Loss or Damage such Owners or Persons may otherwise sustain; and it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants for Life or in Tail, 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 the Person or Persons entitled in Reversion, Remainder, or Expectancy after them, and for and on behalf of their Cestuique Trusts, whether Femes Covert, Infants, or Issue unborn, Lunatics, Idiots, or other Person or Persons whomsoever, and to and for all Femes Covert who are or shall be seised 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 or interested in any such Lands, Houses, Buildings, Tenements, Hereditaments, or Premises, or who shall sustain any Damage as aforesaid, to contract with the said Trustees for the Sale thereof, or for the Satisfaction to be made for the same, or for such Damages as aforesaid, and to sell and convey, by Conveyance, Lease and Release, or Bargain and Sale enrolled, unto the said Trustees, all or any such Lands, Houses, Buildings, Tenements, Hereditaments, or Premises, or any Part thereof, for the Purposes aforesaid; and all Contracts, Sales, and Conveyances which shall be so made shall be good, valid, and effectual, to all Intents and Purposes, without Fine or Recovery, and shall be a complete Bar to all Estates Tail, and other Estates, Rights, Titles, Trusts, and Interests whatsoever, any Law, Statute, Usage, or other Matter to the contrary notwithstanding; and all such Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants for Life or in Tail, Husbands, Guardians, Trustees, Feoffees, Committees, Executors, Administrators, and all other Persons, shall be and are hereby indemnified for what they or any of them shall do by virtue or in pursuance of this Act.

LXXIII. And

LXXIII. And be it further enacted, That if any such Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants for Life or in Tail, Husbands, Guardians, Trustees, Feoffees, Committees, Executors, Administrators, or any other Person or Persons interested in any such Lands, Houses, Buildings, Tenements, Hereditaments, and Premises, or sustaining any Damage as aforesaid, 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 Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants for Life or in Tail, or at the House of the Tenant in Possession of any such Lands, Houses, Buildings, Tenements, Hereditaments, and Premises, shall, for the Space of Twenty Days next after such Notice 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 shall cause such Damage, Value, or Recompence to be inquired into and ascertained by a Jury of Twelve indifferent Men of the County or Place wherein any such Lands, Houses, Buildings, Tenements, Hereditaments, and Premises 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 whomsoever who shall be thought necessary and proper to be examined concerning the Premises (which Oath the said Trustees, or any or either of them, are and is 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 inquired of and assessed such Damage and Recompence, they the said Trustees shall thereupon order the Sum or Sums of Money so assessed by the said Jury to be paid to the said Owners or other Persons interested, according to the Verdict or Inquisition of such Jury; and such Verdict or Inquisition, and Judgment, Order, and Determination thereon, shall be final, binding, and conclusive to all Intents and Purposes against all Parties and Persons 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, Tenants for Life or in Tail, as well as all and every Person and Persons whomsoever; and for summoning and returning such Juries the said Trustees are hereby empowered to issue their Warrant or Warrants, signed by any Five or more of them, to the Sheriff of the County wherein such Lands, Houses, Buildings, Tenements, Hereditaments, and Premises do lie, commanding him to impanel, summon, and return any indifferent Jury of Twenty-four Persons qualified to serve upon Juries to appear before such Trustees 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 shall and 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 Sheriff

When Persons neglect or refuse to treat, Damages to be settled by a Jury.

Trustees to issue their Warrant to the Sheriff to summon the Jury.

Sheriff or his Deputy or Deputies shall return other honest and indifferent Men of the Standers-by, or that can be speedily procured to attend that Service, to the Number of Twelve, and all Persons concerned shall have their lawful Challenges against 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 that shall be summoned and returned on such Jury, and who without sufficient Excuse shall not appear, 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, after having been paid or tendered a reasonable Sum for his, her, or their Costs, Charges, and Expences, without sufficient Excuse, refuse or neglect to appear, 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 such Sheriff, Deputy, Bailiff, or Agent, nor more than Five Pounds on any other Person for One Offence.

How Expences of the Jury shall be paid.

LXXIV. And be it further enacted, That in case any Jury or Juries, to be summoned and sworn pursuant to the Directions and 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, Houses, Buildings, Tenements, Hereditaments, and Premises, 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 or returning 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, then and in such Case the Costs and Expences of summoning and maintaining the said Jury and Witnesses, and all other Expences attending the hearing and determining of such Difference, 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 so 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 and returning of the said Jury or Juries, as a Recompence and Satisfaction for any such Right, Interest, or Property in any such Lands, Houses, Buildings, Tenements, Hereditaments, and Premises, or Losses or Damages as aforesaid, then the Costs and Expences of summoning and maintaining the said Jury and Witnesses, and all other Expences as aforesaid, shall be borne or 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 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 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

1

Monies

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 and 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, such Costs and Expences shall be borne and paid by the said Trustees in manner aforesaid.

LXXV. And be it further enacted, That every Sum of Money or Recompence to be agreed for or assessed as aforesaid shall be paid out of any Monies in the Hands of the said Trustees, or out of the Tolls by this Act granted, or out of the Monies to be borrowed on the Credit thereof, to the Party or Parties or Person or Persons respectively entitled thereto, or to their Agents, or into the Bank of *England*, in manner by this Act directed (as the Case may be); and upon such Payment to such Parties or Persons, or their Agents, or into the Bank of *England*, and after Thirty Days Notice thereof given to such Parties or Persons, or to their Agents, or left at their respective usual Places of Abode, or with the Tenant or Tenants in Possession of such Lands, Houses, Buildings, Tenements, Hereditaments, and Premises, then such Lands, Houses, Buildings, Tenements, Hereditaments, and Premises respectively shall and may be taken and used for the Purposes of this Act, and such Lands, and the Site of such Houses, Buildings, Tenements, Hereditaments, and Premises, 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 such Person or Persons as they, or any Five or more of them, shall appoint, sufficiently drained, ditched, 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, and the said Roads shall be repaired and kept in repair by the said Trustees, and also by the same Ways and Means as any other Highway is or ought by Law to be kept in repair; and all Parties and Persons whomsoever shall be divested of all Right and Title to such Lands and Hereditaments; and after such new Roads shall be completed the Lands constituting any former Road or Roads, which may thereby become useless or unnecessary, shall or may be stopped up or discontinued, unless leading over some Moor, Common, uncultivated Land or Waste Ground, or to some Village, Town, or Place to which such new Road or Roads doth not or do not lead, and shall be vested in and shall and may be sold and conveyed by the said Trustees, or any Five or more of them, in the Manner herein-after mentioned, for the best Price that can be gotten for the same, and the Money arising by such Sale shall be applied to the Purposes of this Act; and all Conveyances, being executed by the said Trustees, or any Five or more of them, and inrolled in the Office of the Clerk of the Peace for the County wherein such Road shall be situate, shall be good and effectual in the Law to all Intents and Purposes whatsoever; provided that nothing herein contained shall extend or be construed to extend to enable the Trustees to stop up or discontinue the present Road leading from *West Town* over *Chelvey Batch*, in the Parishes of *Chelvey* and *Brockley* in the County of *Somerset*, or any Part thereof;

Money agreed upon or assessed how to be paid or tendered.

Old Roads to be stopped up or sold.

without the Consent of the Owners or Proprietors of the Lands on each Side thereof.

When Pieces of Land are to be sold, the first Offer to be made to the original Proprietor.

LXXVI. Provided always, and be it further enacted, That the said Trustees, before they shall sell and dispose of any Piece or Pieces of Ground not wanted for the Purposes of this Act as aforesaid, shall first offer the same for Sale to the Person or Persons of whom the same shall have been purchased, or in case such Ground shall be a Piece or Pieces of old Road, to the Person or Persons whose Lands shall adjoin thereto; and if such Person or Persons respectively shall then and thereupon refuse, or shall not agree (except with respect to or on account of the Price thereof) to purchase the same respectively, an Affidavit to be made and sworn before a Master or Master Extraordinary in the High Court of Chancery, or before One of His Majesty's Justices of the Peace for the County, City, or Place where such Ground is situate (who are hereby respectively empowered to take such Affidavit), by some Person or Persons no way interested in the said Piece or Pieces of Ground, stating that such Offer was made by or on the Behalf of such Trustees, and that such Offer was then and thereupon refused or was not agreed to by the Person or Persons to whom the same was made, shall in all Courts whatsoever be sufficient Evidence and Proof that such Offer was made and was refused or not agreed to by the Person or Persons to whom such Offer was made (as the Case may be); and in case such Person or Persons shall be desirous of purchasing such Piece or Pieces of Ground, and he, she, or they and the said Trustees shall differ or not agree with respect to the Price thereof, then the Price or Prices thereof shall be ascertained by a Jury in manner in this Act directed with respect to disputed Value of Premises to be taken and used in pursuance of this Act; and the Expence of hearing and determining such Difference shall be borne and paid in manner herein-before directed with respect to such Purchases made by the said Trustees, *mutatis mutandis*; and the Money to arise by the Sale or Sales of such Pieces or Parcels of Ground shall be applied by the Trustees 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; and the Conveyances of such Piece or Pieces of Ground shall be made to the Purchaser or respective Purchasers thereof, and in such Manner and Form as is herein-before directed with respect to the Conveyances to be made of the Land constituting any Part of the Roads herein-before directed to be sold.

Reserving to the Owners of Lands purchased for the Purposes of this Act the Mines and Minerals under the same.

LXXVII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to defeat, lessen, or prejudice the Right, Title, or Interest of the Owner or Owners, Proprietor or Proprietors of any of the Lands or Grounds to be taken, used, and retained by the said Trustees for the Purposes of this Act, their Heirs or Successors, of, in, or to any Mines or Minerals under such Lands or Grounds, but that such Owners or Proprietors respectively shall have full Power to work under the said Lands or Grounds so purchased respectively, for the Purpose of digging and carrying away the said Minerals; provided that no Pits or Openings shall be made for that Purpose in the said Lands or Grounds so purchased, nor the said Mines or Minerals so worked

worked as to occasion any Injury or Damage, or Danger of Breaches, Injury, or Damage, to the said Lands or Grounds, or any Edifices or Erections thereon.

LXXVIII. And be it further enacted, That if any Money shall be paid, or agreed or awarded to be paid, for the Purchase of any Lands, Houses, Buildings, Tenements, Hereditaments, and Premises to be purchased, taken, or used by virtue of the Powers of this Act, which shall belong to any Body Politic, Corporate, or Collegiate, Tenant for Life or in Tail, or to any Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee, for or on behalf of any Infant, Idiot, Lunatic, Feme Covert, or other Cestuique Trust, or to any Person or Persons whose Lands, Houses, Buildings, Tenements, Hereditaments, and Premises are limited in strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account there *ex parte* the Trustees for executing this Act, to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Houses, Buildings, Tenements, Hereditaments, and Premises, in the Purchase or Redemption of the Land Tax, or in or towards the Discharge of any Debt or Debts or other Incumbrances affecting the same Lands, Houses, Buildings, Tenements, Hereditaments, and Premises, or affecting other Lands, Houses, Buildings, Tenements, Hereditaments, and Premises standing settled therewith to the same or the like Uses, Trusts, Intents, or Purposes, as the said High Court of Chancery shall authorize to be purchased or paid, or such Part thereof as shall be necessary; or where such Money shall not be so applied, then the same shall be laid out and invested, under and with the like Direction and Approbation of the said Court, in the Purchase of other Lands, Houses, Buildings, Tenements, Hereditaments, and Premises, which shall be conveyed, limited, and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Lands, Houses, Buildings, Tenements, Hereditaments, and Premises which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance or Settlement shall be existing undetermined or capable of taking effect; and in the meantime and until such Purchase shall be made the said Money shall, by Order of the said High Court of Chancery upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends or Interest and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Lands, Houses, Buildings, Tenements, Hereditaments, and Premises so to be purchased, in case such Purchase or Settlement was made.

Application
of Compen-
sation if
amounting to
200*l.*

LXXIX. Pro-

Where less than 200*l.* and not less than 20*l.*

LXXIX. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Houses, Buildings, Tenements, Hereditaments, and Premises to be 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 exceed or amount to 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, Houses, Buildings, Tenements, Hereditaments, and Premises so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy, Idiocy, Lunacy, or other Incapacity, to be signified in Writing under their respective Hands, be paid into the Bank of *England* in the Name and with the Privity of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same shall be paid, at the like Option, to Two Trustees to be nominated by the Person or Persons making such Option, and approved of by Five or more of the 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 and Produce arising thereon and therefrom, may be applied in any Manner herein-before directed, so far as the Case shall be applicable, without obtaining or being required to obtain the Direction or Approbation of the said High Court of Chancery.

Where under 20*l.*

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

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

LXXXI. 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, Houses, Buildings, Tenements, Hereditaments, and Premises to be purchased, taken, or used under or by virtue of the Powers 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 any such Lands, Houses, Buildings, Tenements, Hereditaments, and Premises 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 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 High Court

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

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

In case of
disputed
Titles.

LXXXIII. Provided always, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons or Corporation entitled to any Lands, Houses, Buildings, Tenements, Hereditaments, and Premises to be purchased, taken, or used under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the High Court of Chancery, and be applied in the Purchase of other Lands, Houses, Buildings, Tenements, Hereditaments, and Premises, to

Court may
order reason-
able Ex-
pences to be
paid by
Trustees.

[*Local.*]

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be

be settled to the like Uses in pursuance of this Act, it shall be lawful for the said High Court of Chancery to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as to the said Court shall seem 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, out of the Monies to be received by virtue of this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Power to get
Materials;

LXXXIV. And be it further enacted, That it shall be lawful for the Surveyor or Surveyors to the said Trustees, and all such Persons as he or they shall appoint, to search for, dig, get, gather, take, and carry away any Materials for making or repairing the said Roads, or building, rebuilding, or repairing any present or future Toll House or Toll Houses on or by the Sides thereof, or any Bridge or Bridges thereon, out of any common River or Brook, or out of or from any Waste or Common in any Parish, Hamlet, or Place in which any Part of the said Roads lies, or in any adjoining Parish, Hamlet, or Place, and to hale or carry away any such Materials, when got, over any Common or Waste Lands, without paying any thing for such Materials, and without being deemed a Trespasser or Trespassers, the said Surveyor or Surveyors, or other Person or Persons, filling up the Pits or Quarries, levelling the Grounds, or sloping down the Banks wherefrom such Materials shall be taken, and railing or fencing off such Pits or Quarries, so that the same shall not be dangerous to any Persons or Cattle, and paying or tendering for the Damages done by going through and over any inclosed Lands or Grounds for or with such Materials such Damages, to be ascertained as herein-after mentioned; and also that it shall be lawful for the said Surveyor or Surveyors, and such Persons as he or they shall appoint, to search for, dig, get, gather, take, and carry away any such Materials in or out of the Land of any Person in any Parish or Place in which the said Roads or any of them lie or are situate, (not being a Garden, Orchard, Yard, Park, Paddock, planted Walk, or Avenue to any House, or any Piece of Ground planted and set apart as a Nursery for Trees,) making or tendering such Satisfaction for such Materials and for the Damages done to the Owners or Occupiers of the Lands where and from whence the same shall be dug, gathered, and carried away, or over which the same shall be carried, as the said Trustees, or any Five or more of them, at their separate Meetings shall judge reasonable; and also to land on and carry through or over any inclosed Lands or Grounds, (not being a Garden, Orchard, Yard, Park, Paddock, planted Walk, or Avenue to a House,) or on, through, or over any open Land or Common, any Stone or other Materials for making or repairing the said Roads, or for building or repairing any present or future Toll House or Toll Houses on or by the Sides thereof, from any River, Stream, or Canal in any Parish, Hamlet, or Place in which any Part of the said Roads lies, paying or tendering for the Damages done in landing on or going through or over any inclosed Lands or Grounds for or with such Materials such Sum or Sums as the said Trustees, or any Five or more of them, shall judge reasonable; and in case of any Difference between such Trustees, Surveyors, or other Persons appointed or employed as aforesaid, and the Owners and Occupiers of such Lands or any of them, concerning such Payments and Damages as aforesaid, any Two or more Justices of the Peace for the County
wherein

and may land
Materials and
carry same
over Lands
adjoining any
River, &c.

wherein the Place from which such Materials shall have been taken shall be situate, on Fourteen Days Notice thereof being given in Writing by either Party to the other, shall hear, settle, and determine the Matter of such Payments and Damages, and the Costs attending the hearing and determining the same.

LXXXV. Provided always, and be it further enacted, That it shall not be lawful for any Surveyor, or any other Person or Persons acting under the Authority of this Act, to dig, gather, get, take, or carry away any Materials for making or repairing the said Roads, out of or from any inclosed Land or Ground, until Notice in Writing, signed by the Surveyor, shall have been given to the Owner or Owners of the Premises from which such Materials are intended to be taken, or his known Agent, or to the Occupier of the Premises from which such Materials are intended to be taken, or left at the House or last or usual Place of Abode of such Owner or Occupier, to appear before any Two Justices of the Peace acting in and for the County where the Lands from whence such Materials are intended to be taken shall lie, to shew Cause why such Materials shall not be had therefrom; and in case such Owner, Agent, or Occupier shall attend pursuant to such Notice, but shall not shew sufficient Cause to the contrary, such Justices shall, if they think proper, authorize such Surveyor or other Person to dig, get, gather, take, and carry away such Materials at such Time or Times as to such Justices shall seem proper; and if such Owner, Agent, or Occupier shall neglect or refuse to appear by himself or herself, or his or her Agent, such Justices shall and may (upon Proof on Oath of the Service of such Notice, and which Oath they are hereby empowered to administer,) make such Order therein as they shall think fit, as fully and effectually to all Intents and Purposes as if such Owner or Occupier, or his or her Agent, had attended.

Notice to be given before Materials taken.

LXXXVI. Provided always, and be it further enacted, That it shall and may be lawful for the said Trustees, or any Five or more of them, to contract and agree with any Person or Persons whomsoever for the Purchase or Demise, from him, her, or them, of and to hold any Land or Ground for the Purpose of digging Stone and Materials therefrom for the Repairs or Use of the said Roads or either of them, or any Part thereof respectively, and at any Time afterwards to sell the Land or Ground (so purchased) by public Auction or Tender: Provided always nevertheless, that the entering into any such Contract or Agreement as last aforesaid shall not be compulsory against any Person or Persons unwilling to enter into the same: Provided also, that the said Trustees shall not hold at any one Time or Period a greater Quantity of such Land or Ground in the whole than Five Acres for each of the Divisions or Districts aforesaid.

Powers to contract for Land to get Materials.

LXXXVII. And be it further enacted, That if any Person whomsoever shall take away any Materials which shall be dug, gotten, or gathered for the Repair or Use of the said Roads, or shall raise or carry away any Materials out of, or otherwise interfere with or obstruct the working of any Pit or Quarry which shall have been made or opened for the Purpose of getting Materials for making and repairing the said Roads, before the said Surveyors or their Workmen shall have discontinued working therein for the Space of Three Calendar Months, (except the Owner or Occupier

Penalty on taking away Materials raised by Surveyors.

of

of the Land in which such Pit or Quarry shall be made, as to Materials for his own private Use only, and not for Sale,) every Person so offending shall for every such Offence forfeit and pay a Sum not exceeding Five Pounds.

No Flood-gates or Obstructions in the Water-courses to be made so as to injure the Roads.

Sand, &c. not to be taken without Licence.

LXXXVIII. And be it further enacted, That if any Person shall after the passing of this Act erect or place any Sluice, Dam, Floodgate, or other Obstruction in any Brook or Watercourse, whereby or by means whereof the said Roads or any Part thereof shall be flooded, damaged, or injured, or rendered unsafe, or shall make, lay, or open any new Ditch, Drain, Pipe, or Watercourse into the said Roads or any of them, or shall deepen or widen any Ditch, Drain, or Watercourse already made into or on the Sides of the said Roads or any of them, or shall inclose or take in any Ditch, Drain, Pipe, or Watercourse lying on the Outside of his, her, or their Paling, Hedges, or other Fences, or take, remove, or carry away any Stone, Sand, Drift, or Scrapings from off the said Roads or either of them, or from off the Sides thereof, or from any Place or Places where the same shall have been laid or deposited by the said Trustees, or any Person or Persons employed by them, without Licence or Consent in Writing for that Purpose first had and obtained from the said Trustees or any Five of them, then and in every such Case it shall be lawful for the Surveyor to the said Trustees, and the several Workmen to be employed by him, to take down and remove every such Sluice, Dam, Floodgate, or other Obstruction, and to convert the Materials thereof for the Benefit of the said Roads, and also to stop, fill up, and destroy all and every such Ditches, Drains, Pipes, and Watercourses, and to pull down and remove the Buildings, Walls, Paling, or other Fences so inclosing such Ditches, Drains, Pipes, or Watercourses; and the Person erecting or placing such Sluice, Dam, Floodgate, or other Obstruction, or making, opening, deepening, widening, or inclosing such Ditch, Drain, Pipe, or Watercourse, or taking, removing, or carrying away such Stone, Sand, Drift, or Scrapings, without such Licence or Consent as aforesaid, or causing or procuring the same so to be done, shall for every such Offence forfeit and pay to the said Trustees any Sum not exceeding Five Pounds, over and above the Costs and Charges of taking up and removing such Sluice, Dam, Floodgate, or other Obstruction, or filling up such Ditch, Drain, Pipe, or Watercourse, or pulling down or removing such Buildings, Walls, or other Fences as aforesaid.

For preventing Encroachments on Road.

LXXXIX. And be it further enacted, That if any Person shall, from and after the passing of this Act, encroach upon the said Road by making or causing to be made any Dwelling House or other Building, Hedge, Ditch, or other Fence, (except Turnpike Houses or other Buildings erected by Order of the said Trustees,) every Person so offending shall forfeit for every such Offence the Sum of Five Pounds to such Person as shall give Information of the same; and it shall be lawful for the said Trustees, or any Five or more of them, by Order under their Hands made at a Meeting or some Adjournment thereof, directed to such Surveyor, to cause such Dwelling Houses, Buildings, Hedges, Ditches, or other Fences to be taken down or filled up at the Expence of the Person or Persons to whom the same shall belong; and it shall and may be lawful for any One or more Justice or Justices of the Peace in and for the County or Place where the Premises shall be situate, upon Proof thereof to him or them

made upon Oath (which Oath any such Justice is hereby empowered to administer), to levy as well the Expences of taking down such Dwelling Houses, Buildings, Hedges, and Fences, and filling up of the Ditches aforesaid, as the Penalty hereby imposed, by Distress and Sale of the Offender's Goods and Chattels, rendering the Overplus to the Owner or Owners on Demand.

XC. And be it further enacted, That no Gate of any Park, Paddock, Field, or Inclosure whatsoever shall be made to open into or towards any Part of the said Roads, or Footpaths belonging thereto, or be suffered to continue so to open, except the Hanging Post thereof shall be Thirty Feet at least from the Centre of any such Part of the said Roads; and the Occupier or Occupiers of every Park, Paddock, Field, or Inclosure, having any Gate opening outwards, contrary to the Meaning of this Act, shall, within Fourteen Days after Notice to him, her, or them given, either personally or in Writing, from the Surveyor of the said Roads, cause such Gate to be hung so that the same shall not open outward, or swing towards the said Roads (whenever the same shall be practicable), but in every Case in such a Manner as that no Part of the Gate when open shall project over any Part of the said Roads, or any Footpath belonging thereto; and in default thereof the Surveyor of the said Roads is hereby authorized to cause the Gate to be hung according to the Intention of this Act; and the Person or Persons guilty of such Neglect or Default shall, upon Complaint made to any Justice or Justices of the Peace acting in and for the County or Place where such Neglect shall happen, and upon Conviction upon the Oath of One credible Witness, pay to such Surveyor such Sum as the said Justice or Justices shall direct, to defray the Expence of making the Alteration, and hanging such Gates, and shall also forfeit and pay a further Sum, not exceeding Forty Shillings, for his, her, or their Neglect therein, to be fixed by and at the Discretion of the Justice or Justices before whom such Conviction shall be made.

Gate to open
inwards.

XCI. And be it further enacted, That it shall be lawful for the said Trustees, or their Surveyor or Surveyors, and such Person or Persons as they or he shall appoint, from Time to Time to remove and prevent all Annoyances by Timber, Stone, Carriages, Hovels, Lime, Mortar, Filth, Dung, Ashes, Rubbish, Straw, or other Things being laid on any Part of the said Roads, or upon Open Common or Waste Land within Thirty Feet of the Centre thereof, and to dispose of the same for the Benefit of the said Roads respectively, in case the Owners thereof shall neglect to remove the same for the Space of Seven Days after Notice in Writing signed by the Surveyor, given to such Owners for that Purpose, or in case the Owners are not known, after a like Notice affixed for Seven Days on the nearest Turnpike Gate; 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 or near thereto, and to make the same as deep and large as he or they shall think necessary; and to cut down or lop any Branches, Shrubs, or Bushes growing on or over the said Roads, or in the Hedges or Banks adjacent thereto respectively, (not being a Garden, Orchard, Plantation, Walk, or Avenue to a House, or any Trees being an Ornament or Shelter to a House,) and to take and carry away

For removing
Nuisances,
&c.

[Local.]

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the

the same, and to cut and reduce all such Hedges to the Height of Four Feet, in case the Owners or Occupiers of the Premises shall, for the Space of Seven Days next after Notice in Writing given for that Purpose by such Surveyor or Surveyors, neglect to top, lop, cut down, or remove such Branches, 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 the said Surveyor or Surveyors shall require; the Charges whereof, to be settled by the said Trustees, or any Five or more of them, shall be reimbursed to such Surveyor or Surveyors by such Owners or Occupiers, and be recovered and applied in such Manner as the Penalties and Forfeitures imposed by this Act are herein-after directed to be recovered and applied; and if after the Removal of any of the said Annoyances any Person shall again offend in like Manner, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Surveyors to impound Cattle found straying on the Roads.

XCII. And be it further enacted, That if any Horse, Ass, Sheep, Swine, or other Beast or Cattle of any Kind, shall at any Time be found wandering, straying, or lying about the said Roads or any Part thereof, or by the Sides thereof, it shall and may be lawful to and for the Surveyor of the said Trustees for the Time being, or any other Person or Persons whomsoever, to seize and impound every such Horse, Ass, Sheep, Swine, or other Beast or Cattle, in the common Pound of the Parish, Township, Tything, or Place where the same shall be, or in such other Place as the said Trustees or any Five of them shall appoint, and the same there to detain until the Owner or Owners thereof shall for every and each Horse, Ass, Sheep, Swine, or other Beast or Cattle so impounded, pay the Sum of Ten Shillings to the Person impounding the same, together with the reasonable Charges and Expences of impounding and keeping the same; and in case the said Penalty, Charges, and Expences shall not be paid within Ten Days after such impounding, it shall and may be lawful to and for the said Trustees or any Five of them to sell or cause to be sold every such Horse, Ass, Sheep, Swine, or other Beast or Cattle; and the Money arising from such Sale, after deducting the said Penalty and Charges and Expences of impounding, keeping, and selling every such Horse, Ass, Sheep, or Swine, or other Beast or Cattle, shall be paid to the Person whose Property the same so sold shall appear to have been.

For regulating the Form of Drag Irons.

XCIII. And be it further enacted, That where any Drag Iron or other similar moveable Instrument shall be placed under the Bottom or Sole of the Wheel for the Purpose of dragging any Waggon, Wain, Cart, or other such Carriage, such Drag Iron or other Instrument shall be flat at the Bottom or Sole thereof, and shall not in any Part thereof be of less Breadth than the Sole or Tire of the Wheel, nor less than Eighteen Inches in Length, and shall on every Part thereof have a flat Bearing on the Road, and shall be curved at the fore End, and be so fixed to the Chain as to prevent its doing any unnecessary Injury to the Road by ploughing or tearing the same up; and the Owner or Driver of every such Carriage in which any Drag Iron or Instrument shall be used, not so formed and affixed, and the Owner or Driver of every such Carriage on which any permanent Drag Streak shall be affixed, which shall project above the Surface of the Sole or Tire of the Wheel, shall for every Time the same

shall be used on the said Roads or either of them, forfeit any Sum not exceeding Forty Shillings.

XCIV. And be it further enacted, That it shall be lawful for the Surveyor or Surveyors of the said Roads, and such Persons as they shall appoint, by Order of the said Trustees, to make and keep in repair, or cause to be made and kept in repair, any Causeway or Causeways for the Use of Foot Passengers in, upon, or on the Sides of the said Roads, in such Manner as they shall think proper, and also Ditches or Drains in and upon the said Roads, and also through any Ground lying contiguous or near thereto (not being a Garden, Orchard, Yard, Paddock, planted Walk, or Avenue to any House, or any Piece of Ground planted and set apart as a Nursery for Trees); and to erect, rebuild, and keep in repair all Bridges, Culverts, and Arches upon the said Roads, or across any of the Ditches, Watercourses, or Drains, where necessary; and also to make or cause to be made a Road through the Grounds adjoining to any ruinous or narrow Part of the said Roads (not being the Site or Ground whereon any House or Houses stand, nor being a Yard, Garden, Orchard, Park, Paddock, planted Walk, or Avenue to any House, or any inclosed Ground planted and set apart as a Nursery for Trees,) to be made use of by all Passengers, Cattle, and Carriages as a public Highway whilst the old Road is repairing or widening, and till such Time as it shall be convenient for Passengers and Carriages to pass along the same, making such Recompence to the Owners and Occupiers of such private Grounds respectively, for the Damages they shall or may thereby sustain, as shall be adjudged reasonable by the said Trustees; and in case of any Difference concerning such Damages between such Owners or Occupiers and such Trustees, that then it shall and may be lawful for any Two or more Justices of the Peace acting in and for the County wherein such Grounds shall be situate, on Fourteen Days Notice in Writing being given by either Party to the other, to settle, adjudge, and determine what Recompence shall be made to such Owners and Occupiers for the Damages they shall have sustained as aforesaid.

Power
to make
Causeways,
Bridges,
Drains, &c.

XCV. And be it further enacted, That it shall be lawful for the Owner or Owners of any Lands or Grounds through or over which the said intended new Road leading from *Harford's Bridge* into the *Ashton Road* aforesaid shall be made to make such Culverts, Tunnels, Sewers, and Drains, communicating with such Lands and Grounds through or under the said new Road, as they or any of them may deem proper, for the Improvement or more convenient Occupation of their several and respective Estates, or of any Messuages, Erections, or Buildings already erected and built or to be erected or built thereon, or on any Part thereof, so that the making or using of any such Tunnels, Culverts, Sewers, or Drains do not obstruct, interrupt, or impede the Passage on the said new intended Road, and so that such Owner or Owners respectively do without Delay repair and make good all Breaches in and other Damage which shall or may be done to the said new Road, in or about the Execution of any such Works.

The Owners
of Lands
through
which the
new Road
from Harford
Bridge shall
be made may
make Drains
under the
Road.

XCVI. And be it further enacted, That the said Trustees shall cause the said respective Roads to be measured, and Stones or Posts to be set up in or near the same, at the Distance of One Mile from each other, with
Inscriptions

Roads to be
measured and
Mile Stones
set up.

Inscriptions thereon, denoting the Number of Miles and Distance of Places, as they shall think proper, and also such and so many Direction Posts as they shall judge necessary or proper; and also shall set up or cause to be set up a Boundary Stone at the Termination of each of the said Roads, and of the respective Branches thereof.

Statute Labour how regulated.

XCVII. And be it further enacted, That it shall be lawful for any Two or more Justices of the Peace acting within the said County of *Gloucester* or the said County of *Somerset*, within their respective Jurisdictions, and they are hereby empowered and required, (upon Application made to them for that Purpose by the said Trustees or any Five or more of them, or by their Clerk or Surveyor by their Order,) from Time to Time to adjudge, apportion, and determine what Part or Proportion and how much of the Statute Work or Duty shall every Year be done and performed upon the said Roads by the Inhabitants of the Parishes, Townships, Tithings, Hamlets, Districts, Divisions, or Places in which the said Roads do lie, and also what Proportion and how much of the Money received by the Surveyor or Surveyors of the Highways of every such Parish, Township, Tithing, Hamlet, District, Division, or Place, in lieu of or as a Composition for such Statute Work or Duty, shall be by him, her, or them paid to the said Trustees or to their Treasurer; and in order thereunto it shall be lawful for such Justices from Time to Time to summon the Surveyor or Surveyors of the Highways for every such Parish, Township, Tithing, Hamlet, District, Division, or Place, to bring in Lists unto and before such Justices, at some Place and Time to be expressed in such Summons (within Ten Days after the serving of such Summons), containing the Names of the several Persons who, within such Parish, Township, Tithing, Hamlet, District, Division, or Place, are by Law subject and liable to do and perform Statute Work or Duty for that Year, or to the Payment of any Money in lieu of or as a Composition for such Statute Work or Duty, distinguishing the Nature of the Work to be done, whether with Teams or Draughts or otherwise, and specifying the Amount of the respective Sums to be paid; which Lists of Names shall be made in such Manner and under such Regulations and Restrictions as is, are, or may be limited, directed, and appointed by any Law or Statute in force and effect for the Repair of the Public Highways; and out of such Lists the said Justices respectively shall or may allot, appoint, order, and direct such and so many of the Persons who shall appear to be subject and liable to Statute Work or Duty as aforesaid to do and perform such Number of Days Statute Work or Duty in every Year upon the said Roads as the said Justices shall think reasonable and proper, and the same shall be done on such Days and at such Times, (not being Seed-time, Hay-time, or Harvest,) and on such Part or Parts of the said Roads, as the said Trustees, or any Five or more of them, or their Surveyor or Surveyors for the Time being, shall from Time to Time order, direct, and appoint; and the said Justices may also order, apportion, direct, and appoint the Persons who by such Lists shall appear to be subject or liable to the Payment of any Money in lieu of or as a Composition for Statute Work or Duty as aforesaid, to pay such Proportion thereof as the Justices shall think proper, to the Surveyor or Surveyors of every such Parish, Township, Tithing, Hamlet, District, Division, or Place for the Time being, to be by him or them paid over to the said Trustees or their Treasurer, at such Time or Times as the said Trustees, or any Five or more of them, shall direct;

direct ; and in default of Payment thereof the same shall or may be recovered by Distress and Sale of the Goods and Chattels of the respective Persons liable to the Payment thereof, in like Manner as any Penalty is by this Act authorized to be recovered ; and each and every Person who shall neglect or refuse to do and perform such Statute Work as aforesaid (after Notice in Writing given to or left for him, her, or them at his, her, or their last or usual Place or Places of Abode for that Purpose, signed by the Surveyor or Surveyors to the said Trustees) shall, for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horse or Horses, Beast or Beasts, to be provided by him, her, or them, be subject and liable to such Pains, Penalties, and Forfeitures as such Person or Persons may be subject or liable to by any Law or Statute in force and effect for the Repair of the public Highways ; and if any Person who shall come to work as a Labourer, or who shall be sent with any Team or Draught, Horse or Beast, to work on the said Roads, shall be found idle or negligent by any Surveyor to the said Trustees, such Surveyor is hereby empowered to remove and turn off the Person who shall be found idle or negligent as aforesaid, and in that Case the Person so coming to work, or sending such Labourer as aforesaid, shall be subject and liable to the respective Forfeitures and Penalties aforesaid, as if he had neglected or refused to come, or send a Labourer, or furnish such Team or Draught, Horse or Beast, to work on any Part of the said Roads ; and in case the said Surveyor or Surveyors of the Highways for any of the said Parishes, Townships, Tithings, Hamlets, Districts, Divisions, or Places in which the said Roads lie shall refuse or wilfully neglect to give in such Lists as aforesaid, or shall knowingly or wilfully give in false or imperfect Lists, or shall refuse and neglect to collect and pay such Composition Money or any Part thereof in manner aforesaid, every such Surveyor so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds ; all which Forfeitures shall be paid to the Treasurer to the said Trustees, and applied towards amending the said Roads.

XCVIII. And be it further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, and they are hereby authorized and empowered, to compound or agree, by the Year or otherwise, with any of the Inhabitants or Occupiers of Lands, Tenements, or Hereditaments of or in any of the Parishes, Townships, Tithings, Hamlets, or Places in which the said Roads shall lie and be situate, for a certain Sum of Money in lieu of the whole or any Part of their Statute Work, or to compound with the Surveyor of the Highways for any such Parishes, Townships, Tithings, Hamlets, or Places for the whole or any Part of the Statute Work liable to be performed within the same respectively, all which Composition Monies shall be from Time to Time paid in advance, and shall be applied in repair of the said Roads.

Trustees may compound for Statute Duty.

XCIX. And be it further enacted, That in case the Composition Money agreed to be paid for or in lieu of any such Repairs for Statute Work as aforesaid, or any Part or Parts of such Composition Money respectively, shall not be paid within Fifteen Days after the same shall become payable, it shall be lawful for any Justice or Justices of the Peace for the said County of *Gloucester* or County of *Somerset*, within their respective Jurisdictions, by Writing under his or their Hand and Seal,

Penalty on not performing Statute Work, or not paying Composition Money.

[*Local.*]

or Hands and Seals, to empower the Person or Persons authorized to receive such Composition Money (Oath having been first made before such Justice or Justices that the same hath been demanded and remains due, which Oath such Justice or Justices is or are hereby empowered to administer), to levy such Composition Money by Distress and Sale of the Goods and Chattels of the Surveyor or Surveyors of the Highways so agreeing to make such Composition in lieu of any such Repairs for Statute Work, or of the Person or Persons having so compounded or agreed to pay such Composition Money as aforesaid (as the Case may be), returning the Overplus (if any), upon Demand, after deducting such Composition Money, and the reasonable Charges of such Distress and Sale, to the Owner or Owners thereof.

Surveyors,
&c. may re-
cover the
same.

C. And be it further enacted, That the respective Surveyors of the Highways, or the Churchwardens or Overseers of the Poor, who shall pay any such Composition Money, or of whom the same shall be recovered as aforesaid, shall be repaid or reimbursed the Composition Money paid by or recovered of them respectively, with the Costs and Charges attending such Recovery, by the several Ways and Means and in such Manner as by the Laws in being Surveyors of the Highways are to be repaid or reimbursed the Monies by them expended in buying Materials for repairing the Highways.

Trustees may
contract for
Repairs.

CI. And be it further enacted, That the said Trustees, or such Person or Persons as they shall for that Purpose authorize, delegate, or appoint, are hereby empowered to contract with any Person or Persons for amending, diverting, varying, altering, widening, making, improving, and maintaining in repair the said Roads or any Part thereof, for erecting Mile and Direction Stones or 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 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 or Persons 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, Treasurer or Treasurers, 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 or may be requisite for making or repairing 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 Damage to be recovered in any such 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.

CII. And

CII. And be it further enacted, That if any Person or Persons shall ride upon any Footpath or Causeway by the Side of the said Roads made or set apart for the Use or Accommodation of Foot Passengers, or shall lead or drive any Horse, Ass, Mule, Swine, or Cattle or Carriage of any Description upon any such Footpath or Causeway, or shall cause any Injury or Damage to be done to the same, or the Hedges, Posts, Rails, or Fences thereof, or shall wilfully pull up and damage any Direction or Mile Post or Stone erected or fixed, or to be erected or fixed in or near the Side or Sides of the said Roads, or shall obliterate or deface any of the Letters, Figures, or Marks inscribed thereon; or shall wilfully damage any Bridge, Wall, or other Erection made or erected by the said Trustees, or repaired or repairable by them, or shall haul or draw, or cause to be hauled or drawn upon any Part of the said Roads, any Timber, Stone, or other Thing, otherwise than upon Wheel Carriages, or shall suffer any Timber, Stone, or other Thing which shall be carried upon Wheel Carriages, to drag or trail upon any Part of the said Roads to the Prejudice thereof; or shall in or upon any Part of the said Roads, or by the Side or Sides thereof, or in any exposed Situation near thereto, kill, slaughter, singe, scald, dress, or cut up any Beast, Swine, Calf, Lamb, or other Cattle; or shall make or assist in making any Fire or Fires commonly called Bonfires, or shall set fire to or let off or throw any Squib, Rocket, Serpent, or Firework whatsoever, or wantonly let off or fire any Gun, Pistol, or other Fire Arm (except in Cases of necessary Defence); or shall blow or blast any Rock or Quarry on any Part of the said Roads, or on the Sides thereof, or on the Banks thereof, or in any exposed Situation near thereto; or play at Football or any other Game or Games upon the said Roads or any Part thereof, to the Annoyance of any Passenger or Passengers; or if any Person shall leave any Waggon, Wain, or Cart (except in case of Accident) upon any Part of the said Roads, or on the Side or Sides thereof, without any proper Person in the sole Custody or Care thereof, longer than may be necessary to load or unload the same, or shall not place the same during the Time of loading or unloading thereof as near to the Side of the Road as conveniently may be, either with or without any Horse or Beast of Draught harnessed or yoked thereto; or shall lay any Timber, Stone, Hay, Straw, Dung, Manure, Soil, Ashes, Rubbish, or other Matter or Thing whatsoever upon any Part of the said Roads, or on the Side or Sides thereof, or the Footpaths or Causeways adjoining, to the Prejudice of such Roads or Footways, or to the Prejudice, Annoyance, or Interruption of the Persons travelling thereon; or shall suffer any Water, Filth, Dirt, Matter, or Thing whatsoever to run or flow into or upon the said Roads or Footpaths from any House, Building, Erection, Lands, or Premises adjacent thereto; or if the respective Surveyor or Surveyors of the said Roads, or any Undertaker or Undertakers for the Repairs thereof or any Part thereof, or any Person acting by or under their Authority, shall lay or cause to be laid upon the said Roads, or the Sides thereof, any Heap of Stones or other Materials for the Repair thereof or any Part thereof, and shall permit or suffer the same to remain longer than shall be necessary for spreading or laying such Stones or Materials over or upon the said Roads; or if any Person driving any Pigs or Swine upon the said Roads shall suffer such Pigs or Swine to root up or damage the said Roads or any Part thereof, or the Fences, Hedges, Banks, or Copse on either Side thereof respectively; or if any Person shall, after having blocked or stopped any

Penalty
on defacing
Mile Stones,
riding upon
Causeways,
&c.

any Cart or other Carriage in going up a Hill or rising Ground, cause or suffer to be or remain on the said Roads or any Part thereof the Stone or other Thing with which such Cart or other Carriage shall have been blocked or stopped; or if the Driver of any Waggon, Cart, Dray, Sledge, or other Carriage used for the carrying of Goods and Merchandize shall ride on the Shafts or any other Part of such Waggon, Cart, Dray, Sledge, or other Carriage, or on any of the Horses drawing the same, upon any Part of the said Roads; and if any such Person meeting another Coach, Chaise, Waggon, Cart, or other Carriage shall not keep his or her Carriage on the Left or near Side of the said Roads; or if any Person shall in any Manner wilfully prevent any other Person or Persons from passing him or her, or any Coach, Chaise, Waggon, Cart, or other Carriage under his or her Care upon the said Roads, every Person offending in any of the Cases aforesaid shall for each and every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Recovery of
Penalties and
Forfeitures;

and Applica-
tion thereof.

CIII. And be it further enacted, That all Penalties, Forfeitures, and Fines hereby inflicted or authorized to be imposed (the Manner of levying, recovering, and applying whereof is not herein otherwise directed), shall, upon Proof of the Offences respectively before any Justice of the Peace for the County or Place where the Offence shall be committed (as the Case may require), either by the Confession of the Party offending, or by the Oath of any credible Witness or Witnesses, which Oath such Justice is in every such Case hereby fully authorized to administer, be levied, together with the Costs attending the Information and Conviction, by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant under the Hand and Seal of such Justice (which Warrant such Justice is hereby empowered and required to grant); and the Overplus (if any), after such Penalties, Forfeitures, and Fines, and the Charges of such Distress and Sale, are deducted, shall be returned, upon Demand, unto the Owner or Owners of such Goods and Chattels; and the Monies arising by such Penalties, Forfeitures, and Fines respectively, when paid or levied, if not otherwise directed to be applied by this Act, shall be from Time to Time paid, one Moiety to the Informer, and the other Moiety to the Treasurer or Treasurers to the said Trustees, and applied for the Purposes of the said Roads; and in case such Penalties, Forfeitures, and Fines respectively shall not be paid forthwith upon Conviction, then it shall and may be lawful for such Justice to order the Offender or Offenders so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant or Warrants of Distress, unless the said Offender or Offenders shall give sufficient Security, to the Satisfaction of such Justice, for his or their Appearance before him on such Day or Days as shall be appointed for the Return of such Warrant or Warrants of Distress, such Day or Days not being more than Seven Days from the Time of taking any such Security, and which Security the said Justice is hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant or Warrants it shall appear that no sufficient Distress can be had thereupon, then it shall be lawful for any such Justice of the Peace, and he is hereby authorized and required, by Warrant or Warrants under his Hand and Seal, to cause such Offender or Offenders to be committed to the Common Gaol of the County or Place as aforesaid, or to any House of Correction within the same, 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.

CIV. And be it further enacted, That it shall and may be lawful for any of the said Trustees, or their Collectors, Surveyors, or other Officers respectively, and such Person or Persons as they or any of them shall call to their Assistance, without any Warrant or other Authority than this Act, to seize and detain any Person or Persons (being unknown to such Trustees, Collectors, Surveyors, or other Officers), who shall commit any Offence or Offences against this Act, and take him, her, or them before any Justice or Justices of the Peace for the County or Place where the Offence or Offences shall be committed, or such Offender or Offenders shall be seized and apprehended; and such Justice and Justices shall and is and are hereby required to proceed and act with respect to such Offender or Offenders according to the Provisions of this Act. For securing transient Offenders.

CV. And for the more easy Conviction of Offenders against this Act, be it further enacted, That all and every the 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,) Form of Conviction.

County of } BE it remembered, That on the Day of
(to wit.) } in the Year of our Lord is convicted
before of His Majesty's Justices of the Peace for the of
[specifying the Offence, Time, and Place when and where the same was
committed, as the Case shall be]. Given under my Hand and Seal the
Day and Year first above mentioned.'

CVI. And be it further enacted, That no Order made touching or concerning any of the Matters in this Act contained, or any Proceeding to be had touching the Conviction of any Offender or Offenders against this Act, shall be quashed for Want of Form, or be removed or removable by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*; and that where any Distress shall be made for any Sum or Sums of Money to be levied 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 shall and may recover full Satisfaction for the special Damage (if any) in an Action upon the Case; but no Plaintiff or Plaintiffs shall recover in any such Action for such Irregularity as aforesaid, if Tender of sufficient Amends hath been made for or on behalf of the Party distraining before such Action brought. Proceedings not to be quashed for Want of Form.

CVII. Provided always, and be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any-
[Local.] 29 M thing Appeal to the Quarter Sessions.

thing done in pursuance of this Act, and for which no particular Method of Relief hath been already appointed, such Person or Persons may, within Six Days next after such Cause of Complaint shall arise, appeal to the Justices of the Peace at their next General Quarter Sessions of the Peace to be holden for the County or Place in which the Cause of Complaint shall arise (as the Case may be), unless such Complaint shall arise within Ten Days preceding such Sessions, in which Case such Appeal may be brought at the Second Sessions after such Cause shall arise, such Appellant or Appellants first giving or causing to be given Ten Days Notice in Writing of his, her, or their Intention to bring such Appeal, and of the Matter thereof, to the Clerk or Clerks of the said Trustees, and within Four Days after such Notice entering into a sufficient Recognizance before some Justice of the Peace for such County or Place (as the Case may be,) with Two sufficient Securities, conditioned to try such Appeal, and abide the Order of and pay such Costs as shall be awarded by the Justices at such Sessions; and the said Justices at such Sessions, upon due Proof of such Notice being given as aforesaid, and of the entering into such Recognizance, shall hear and finally determine the Cause and Matter of such Appeal in a summary Way, and award such Costs to the Party or Parties appealing or appealed against as they the said Justices shall think proper; and the said Justices may, if they see Cause, by Order of such Sessions, mitigate at their Discretion any Fine, Penalty, or Forfeiture, and may also order such further Satisfaction to be made to the Party or Parties so injured as they shall judge reasonable, or vacate or set aside the Conviction or Convictions, and set the Parties at liberty, or otherwise may ratify or confirm the same, with such Costs as to them in their Discretion shall seem reasonable; and the Determination of such Quarter Sessions shall be final, binding, and conclusive to all Intents and Purposes; and the said Justices may also at such Sessions, 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 pay the same, and for Want of sufficient Distress may commit such Person or Persons to the Common Gaol or House of Correction within the County or Place (as the Case may be) where the Offence shall be committed for any Time not exceeding the Term of Six Calendar Months, or until Payment of such Costs.

Limitation
of Actions.

General
Issue.

CVIII. 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 shall be given to the Clerk or Clerks to the said Trustees, nor after sufficient Satisfaction or a Tender thereof hath been made to the Party or Parties aggrieved, nor after Six Calendar Months next after the Fact committed; and every such Action shall be laid and tried in the County where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in every such Action or Suit shall or may, at his and their Election, plead specially 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 be so done, or that such Action or Suit shall be brought before Fourteen Days Notice thereof shall be 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 if such Action shall

shall be brought in any other County, then the Jury shall find 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 Defendant or Defendants shall and may recover Treble Costs, and have such Remedy for recovering the same as any Defendant or Defendants hath or have in any Case by Law. Treble Costs:

CIX. 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. Public Act.

CX. And be it further enacted, That this Act shall commence upon the passing thereof, and shall continue and be in force for Twenty-one Years, and from thence to the End of the then next Session of Parliament. Commencement and Continuance of this Act.

The SCHEDULE to which this Act refers.

Description of Premises.	Parish and County where situate.	Owner's Name.	Occupier's Name.
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AUST and HORFIELD DIVISION.

WIDENINGS.

Garden	St. Augustine the Less	Gloucester	John Masters	John Masters.
Plantation	St. Michael	Ditto	Thomas Tyndall and Corporation of Bristol	Thomas Tyndall.
Pump at Redland	Westbury-upon-Trim	Ditto	—	—
Outhouse and Stable	Ditto	Ditto	Henry Rosser	Thomas Sargent.
Stable and Garden	Ditto	Ditto	Thomas Onion	Philip Weeks.
Garden	Ditto	Ditto	James Thatcher	James Thatcher.
House	Ditto	Ditto	Sir Benjamin Hobhouse	George Shepstone.
House	Ditto	Ditto	Ditto	Thomas Low.
House	Ditto	Ditto	Ditto	William Low.
Orchard	Filton	Ditto	Richard Shadwell	John Bennet.
House and Garden	Henbury	Ditto	James Lorrymore	Richard Jones.
House and Court	Ditto	Ditto	Ditto	George Meredith.
House and Court	Ditto	Ditto	Ditto	Thomas Francomb.
House and Court	Ditto	Ditto	Ditto	William Collins.
House and Court	Ditto	Ditto	Benjamin Ford	Joseph Daniel.
House and Court	Ditto	Ditto	Ditto	John Crossman.
House and Garden	Ditto	Ditto	Ditto	Benjamin Ford.
Dwelling House	Ditto	Ditto	William Pounteny	William Pains.
Cottage	Ditto	Ditto	Ditto	James Mansell.
Carpenter's Yard	Ditto	Ditto	Benjamin Ford	Benjamin Ford.

INTENDED NEW ROADS,

From the *Pill Road* to the *Clifton Road* on *Durdham Down*.

Durdham Down	Clifton	Gloucester	The Society of Merchants	—
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From the *Hotwell Pump Room* to *Clifton Down*.

Towing Path Rocks and Part of Clifton Down	Clifton	Gloucester	The Society of Merchants	—
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From *Catherine Place* to *Cutler's Mills*.

Pasture Field	St. Paul	Gloucester	Mr. Martin	Jane Long.
Shop and Nursery	Ditto	Ditto	Thomas Maddock	Thomas Maddock.

Opposite the *Ship* at *Horfield*.

Pasture Field	Horfield	Gloucester	Lady Cave	William Gold.
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At *Buckover*, in the Parish of *Thornbury*.

Arable Field	Thornbury	Gloucester	Samuel Purnell	Samuel Purnell.
Pasture Field	Ditto	Ditto	William Miller	James Williams.
Pasture Field	Ditto	Ditto	Ditto	Ditto.
Pasture Field	Ditto	Ditto	Ditto	Ditto.

Description of Premises.	Parish and County where situate.		Owner's Name.	Occupier's Name.
<i>From Horfield to Durdham Down.</i>				
Horfield Common	Horfield	Gloucester	—	—
Pasture Field	Ditto	Ditto	Richard Shadwell	Joseph Edwards.
Arable Field	Ditto	Ditto	Ditto	Richard Hathway.
Lane	Ditto	Ditto	—	—
Pasture Field	Ditto	Ditto	Richard Shadwell	Joseph Edwards.
Lane	Ditto	Ditto	—	—
Pasture Field	Ditto	Ditto	Richard Shadwell	Joseph Anderson.
Arable Field	Ditto	Ditto	Ditto	James Powell.
Arable Field	Ditto	Ditto	Ditto	Richard Hathway.
Arable Field	Ditto	Ditto	Sir Henry Protheroe, Knt.	Sir Henry Protheroe, Knt.
Pasture Field	Westbury-upon-Trim	Ditto	Ditto	Ditto.
Pasture Field	Ditto	Ditto	Ditto	Ditto.
Pasture Field	Ditto	Ditto	Ditto	William Bennett.
Pasture Field	Ditto	Ditto	Philip Protheroe	Ditto.
Pasture Field	Ditto	Ditto	Ditto	Charles Smith.
Lane	Ditto	Ditto	Ditto	William Bennett.
Pasture Field	Ditto	Ditto	Ditto	Ditto.
Durdham Down	Ditto	Ditto	{ Lords of Henbury, }	—
Ditto	Ditto	Ditto	{ and others }	—
Ditto	Ditto	Ditto	Ditto	—

From Black Horse Hill to Harry Stoke Lane.

Road	Stoke Gifford	Gloucester	—	—
Pasture Field	Ditto	Ditto	Duke of Beaufort	Thomas Michael Shipton.
Pasture Field	Ditto	Ditto	Ditto	Ditto.
Lane	Ditto	Ditto	Ditto	Ditto.
Pasture Field	Ditto	Ditto	Ditto	Isaac Whitechell.
Pasture Field	Ditto	Ditto	Ditto	Christopher Ansty.
Pasture Field	Ditto	Ditto	Ditto	Isaac Whitechell.
Pasture Field	Ditto	Ditto	Ditto	Thomas Michael Shipton.
Pasture Field	Ditto	Ditto	Ditto	Ditto.
Pasture Field	Ditto	Ditto	Ditto	William Wilcox.
Pasture Field	Ditto	Ditto	Ditto	Ditto.
Pasture Field	Ditto	Ditto	Ditto	Ditto.
Lane	Ditto	Ditto	—	—
Hay's Lane	Ditto	Ditto	—	—
Greenway or Sands Lane	Ditto	Ditto	—	—

STAPLETON, MANGOTSFIELD, TOGHILL, and BITTON DIVISION.

WIDENINGS.

Garden	St. Philip and Jacob	Gloucester	James Stone	Thomas Smith.
Garden	Ditto	Ditto	Ditto	Samuel Sweet.
House and Pigstye	Iron Acton	Ditto	Jane Ship	Jane Ship.
Garden	St. George	Ditto	John New	Joseph Curtain.
Messuage, Stable, Out- house, and Garden	Ditto	Ditto	Charles Arthur	William Sweet.
Court and Garden	Ditto	Ditto	James Stone	William Barrett.
Pigstye	Ditto	Ditto	William Jenkins	Robert Jenkins.
Stable	Ditto	Ditto	Ditto	William Stone.
Messuage, Court, and Garden	Ditto	Ditto	William Collins	Samuel Wiltshire.
Court	Ditto	Ditto	Edward Rogers	Edward Rogers.
Messuage	Ditto	Ditto	William Stone	George Bateman.
Court and Garden	Bitton	Ditto	Samuel Powell	Samuel Powell.
Orchard	Ditto	Ditto	Thomas Peters	Ann Jeffery.
Messuage and Court	Ditto	Ditto	Dorcas Lucas	Dorcas Lucas.

Description of Premises.	Parish and County where situate.	Owner's Name.	Occupier's Name.
WIDENINGS — <i>continued.</i>			
Garden - - -	Bitton - - -	Gloucester	Joseph Whittuck -
Court - - -	Ditto - - -	Ditto	Elizabeth Francis, widow
Orchard - - -	Ditto - - -	Ditto	John Bush -
Pigscott - - -	Ditto - - -	Ditto	Ditto -
Garden - - -	Ditto - - -	Ditto	John Popham -
Court and Pigscott	Stapleton - -	Ditto	Samuel Ellis -
Court - - -	Ditto - - -	Ditto	Thomas Bracey -
Court - - -	Ditto - - -	Ditto	{ William, Thomas, Sa- muel, and Mary Smith }
Messuage, Court, and Garden - - - }	Ditto - - -	Ditto	Samuel Harding -
			Giles Bailey.
			Thomas Cryer.
			Sarah Rose.
			Ditto.
			William Meere.
			Samuel Tyler.
			James Newport.
			Jacob Porter.
			Samuel Harding.

INTENDED NEW ROADS,

From *Newfoundland Street to Baptist Mills.*

Newfoundland Lane	{	St. Paul, in the City and County of Bristol, and	}	—		—	
		St. Paul, in the City and County of Gloucester					
Pasture Field - - -	St. Paul - - -	Gloucester	Nicholas Roch -	Charles Becket.			
Ditto - - -	Ditto - - -	Ditto	Charles Arthur -	Charles Arthur.			
Ditto - - -	Ditto - - -	Ditto	Ditto -	Ditto.			
Ditto - - -	Ditto - - -	Ditto	Ditto -	Ditto.			
Ditto - - -	Ditto - - -	Ditto	Ditto -	Ditto.			
Arable Field - - -	Ditto - - -	Ditto	John Cole -	Thomas Rosser.			
Ditto - - -	Ditto - - -	Ditto	Parish of St. James -	William Owen.			
Pasture Field - - -	Ditto - - -	Ditto	John Wadham -	John Wadham.			
Ditto - - -	Ditto - - -	Ditto	Ditto -	Ditto.			

From *Hambrook to Downend.*

Pasture Field - - -	Mangotsfield - -	Gloucester	Stephen Cave -	George Pocock.
Pasture Field - - -	Ditto - - -	Ditto	{ James Brown and Samuel Hobbs - }	Messrs. Brown & Hobbs.
Pasture Field - - -	Winterbourn - -	Ditto	Mrs. Tricket -	John Hutton.
Pasture Field - - -	Ditto - - -	Ditto	Ditto -	Edward Brice.
Pasture Field - - -	Ditto - - -	Ditto	Ditto -	Ditto.
Road from Downend through Frenchay, into the Turnpike Road near Hambrook	Ditto - - -	Ditto	—	—
Pasture Field - - -	Ditto - - -	Ditto	Elias Ball -	Elias Ball.

From *Downend to Bridge Yate Common.*

Pasture Field - - -	Siston - - -	Gloucester	Mary Jeffries -	Samuel Ovens.
Pasture Field - - -	Ditto - - -	Ditto	Ditto -	Ditto.
Road from Bridge Yate Common to Webb's Heath - - - }	Ditto - - -	Ditto	—	—
Webb's Heath - - -	Siston - - -	Gloucester	—	—
Garden - - -	Ditto - - -	Ditto	Fiennes Trotman -	Robert Haskins.
Arable Field - - -	Ditto - - -	Ditto	Ditto -	James Piper.
Road from Webb's Heath over Goose Green, to Rodway Hill - - - }	Ditto - - -	Ditto	—	—
Outhouse and Gardens	Ditto - - -	Ditto	Thomas Pexton Peterson	Thomas Pexton Peterson.

Description of Premises.	Parish and County where situate.	Owner's Name.	Occupier's Name.
<i>From Downend to Bridge Yate Common — continued.</i>			
Orchard - - -	Siston - - - Gloucester	Thomas Pexton Peterson	Thomas Pexton Peterson.
Pasture Field - - -	Ditto - - - Ditto	Joseph Whittuck - -	John Baily.
Arable Field - - -	Ditto - - - Ditto	Ditto - - -	Ditto.
Road over Rodway } Hill, to Mangotsfield }	Mangotsfield - - -	—	—
Arable Field - - -	Ditto - - - Ditto	Lord Middleton - -	Lewis Baber.
Garden - - -	Ditto - - - Ditto	Mary Spicer - -	Mary Spicer.
Plantation - - -	Ditto - - - Ditto	John Haythorne - -	John Haythorne.
Field - - -	Ditto - - - Ditto	Ditto - - -	Ditto.
Road from Mangots- } field, over Mangots- } field Common, into } the Sodbury Road } at Downend - - - }	Ditto - - - Ditto	—	—
Arable Field - - -	Ditto - - - Ditto	Robert Croome - -	Robert Croome.
Arable Field - - -	Ditto - - - Ditto	Ditto - - -	Ditto.
Arable Field - - -	Ditto - - - Ditto	Ditto - - -	Ditto.
Messuage - - -	Ditto - - - Ditto	Robert Lewis - -	Robert Lewis.
Messuage, Court, and } Garden - - - }	Ditto - - - Ditto	Sarah Hedges - -	Sarah Hedges.
Messuage, Court, and } Garden - - - }	Ditto - - - Ditto	William Drew - -	William Collins.

From Bridge Yate Common to the Bitton Road.

Arable Field - - -	Bitton - - - Gloucester	Executors of John Wright	John Brain.
Arable Field - - -	Ditto - - - Ditto	William Short - -	William Short.
Arable Field - - -	Ditto - - - Ditto	George Leonard - -	Robert Short.
Lane from the Bitton } Turnpike Road to } Oldlands Common }	Ditto - - - Ditto	—	—
Cottage and Garden - - -	Ditto - - - Ditto	John Middleton - -	John Middleton
Garden - - -	Ditto - - - Ditto	George Hook - -	George Hook.
Pasture Field - - -	Ditto - - - Ditto	Dr. Lee - -	Joseph Stibbs.
Oldlands Common - - -	Ditto - - - Ditto	—	—
Garden - - -	Ditto - - - Ditto	Isaac Hicks - -	Simon Stright.
Garden - - -	Ditto - - - Ditto	Robert Short - -	Abraham Short.
Garden - - -	Ditto - - - Ditto	Isaac Lovelock - -	Isaac Lovelock.
Garden - - -	Ditto - - - Ditto	John Harding - -	John Harding.
Garden - - -	Ditto - - - Ditto	Lewis Bryant - -	Lewis Bryant.
North Common - - -	Ditto - - - Ditto	—	—
Bridge Yate Common	Wick and Abson - - -	—	—

BRISLINGTON and WHITCHURCH DIVISION.

WIDENINGS on the *Brislington Road.*

Garden - - -	Keynsham - - - Somerset	Marquis of Buckingham	Robert Williams.
Cottage - - -	Ditto - - - Ditto	Ditto - - -	Ditto.
Dwelling House - - -	Ditto - - - Ditto	{ Martha Porter and } Ann Sherborne - - }	Mary Shuse.
Outhouse - - -	Ditto - - - Ditto	Ditto - - -	Ditto.
Yard - - -	Ditto - - - Ditto	Ditto - - -	Ditto.
Outbuildings - - -	Ditto - - - Ditto	Ditto - - -	Ditto.
Two Yards and a Privy	Ditto - - - Ditto	Ditto - - -	Ditto.
Carpenter's Shop	Ditto - - - Ditto	William Sherborne - -	James Veale.
House - - -	Ditto - - - Ditto	George Barton - -	The Parish.
Privies - - -	Ditto - - - Ditto	Ditto - - -	Ditto.
House - - -	Ditto - - - Ditto	Ditto - - -	James Weymouth.
House - - -	Ditto - - - Ditto	Ditto - - -	William Wellington.

Description of Premises.	Parish and County where situate.	Owner's Name.	Occupier's Name.
WIDENINGS on the <i>Brislington</i> Road — continued.			
Privies - - -	Keynsham - - -	Somerset	George Barton - -
House - - -	Ditto - - -	Ditto	Ditto - - -
House and Outhouse - - -	Ditto - - -	Ditto	Ditto - - -
House - - -	Ditto - - -	Ditto	James Harris and others
Yard and Outbuildings	Ditto - - -	Ditto	Ditto - - -
House and Outbuildings	Ditto - - -	Ditto	Ditto - - -
House - - -	Ditto - - -	Ditto	Ditto - - -
Garden - - -	Ditto - - -	Ditto	James Harris - -
Garden - - -	Ditto - - -	Ditto	Ditto - - -
Outhouse - - -	Ditto - - -	Ditto	Ditto - - -
House - - -	Ditto - - -	Ditto	Ditto - - -
Shed - - -	Ditto - - -	Ditto	Ditto - - -
Yard - - -	Ditto - - -	Ditto	Ditto - - -
Cooper's Shop - - -	Ditto - - -	Ditto	Ditto - - -
Wash-house - - -	Ditto - - -	Ditto	Ditto - - -
			W ^m Wellington & J ^{no} Isles.
			John Jiles.
			Thomas Wolley.
			Thomas Cattle.
			Tho ^s Cattle & Sam ^l Bees.
			Samuel Bees.
			John Barrell.
			Mrs. Dickey.
			George Bush.
			Ditto.
			Ditto.
			Ditto.
			Ditto.
			Ditto.
			Ditto.
			Mrs. Dickey.
WIDENINGS on the <i>Whitchurch</i> Road.			
Gardens - - -	Whitchurch - - -	Somerset	Charles Booth - -
Garden - - -	Ditto - - -	Ditto	{ Sir Hugh Smyth and } { W ^m Gore Langton }
Blacksmith's Shop, and Garden } Court and Orchard - - -	Ditto - - -	Ditto	Ditto - - -
Garden - - -	Pensford - - -	Ditto	W ^m Veal, sen ^r - -
Garden - - -	Cameley - - -	Ditto	{ Sir J ^{no} Cox Hippe- } { ley Bart. - - }
Garden - - -	Ditto - - -	Ditto	Ditto - - -
Cottage and Garden - - -	Ditto - - -	Ditto	Mrs. Clarke - -
			Charles Booth.
			Thomas Woolley.
			William Haydon.
			William Veal, sen ^r .
			James Quarman.
			Ditto.
			Fanny Coombes.
INTENDED NEW ROAD at <i>Pensford</i>.			
Court - - -	Pensford - - -	Somerset	William Ford - -
Court - - -	Ditto - - -	Ditto	Richard Cole - -
Court - - -	Ditto - - -	Ditto	Thomas Howland - -
Garden - - -	Ditto - - -	Ditto	Thomas Smith, sen ^r - -
Cottage and Court - - -	Ditto - - -	Ditto	John Hazell - -
Court - - -	Ditto - - -	Ditto	James Holvey - -
Court - - -	Ditto - - -	Ditto	George Merrifield - -
Court - - -	Ditto - - -	Ditto	John Hazell - -
Cottage and Garden - - -	Ditto - - -	Ditto	Jacob Riddle - -
Cottage and Garden - - -	Ditto - - -	Ditto	Jacob Riddle - -
Cottage - - -	Ditto - - -	Ditto	William Cox - -
River Chew - - -	Pensford and Publow	Ditto	—
Garden - - -	Publow - - -	Ditto	General Popham - -
Scite of the Cottage - - -	Ditto - - -	Ditto	Ditto - - -
Ditto - - -	Ditto - - -	Ditto	Ditto - - -
Ditto - - -	Ditto - - -	Ditto	Ditto - - -
Cottage and Garden - - -	Ditto - - -	Ditto	Ditto - - -
Lane - - -	Ditto - - -	Ditto	Ditto - - -
Outhouse and Garden - - -	Ditto - - -	Ditto	Joseph Horwood - -
Garden - - -	Ditto - - -	Ditto	General Popham - -
Orchard - - -	Ditto - - -	Ditto	Ditto - - -
Lane - - -	Ditto - - -	Ditto	Ditto - - -
Orchard - - -	Ditto - - -	Ditto	William Lloyd - -
Orchard - - -	Ditto - - -	Ditto	Robert Willmott - -
Orchard - - -	Ditto - - -	Ditto	Mary Self - -
Cottage and Garden - - -	Ditto - - -	Ditto	General Popham - -
Common - - -	Ditto - - -	Ditto	Ditto - - -
Pasture Field - - -	Ditto - - -	Ditto	Ditto - - -
Pasture Field - - -	Ditto - - -	Ditto	Ditto - - -
Ditto - - -	Ditto - - -	Ditto	Ditto - - -
			James Flower.
			Ditto.
			Ditto.
			General Popham.
			John Price.
			James Flower.
			Joseph Horwood.
			James Flower.
			Ditto.
			—
			Robert Willmott.
			Ditto.
			Ditto.
			—
			J ^{no} Moore, J ^{no} Hanney.
			—
			Mary Flower.
			Ditto.
			Ditto.

Description of Premises.	Parish and County where situate.	Owner's Name.	Occupier's Name.
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WINFORD, DUNDRY, and ASHTON DIVISION.

WIDENINGS on the *Dundry Road*.

Court	Bedminster	Somerset	Mary Sayers	William Waller.
Court	Ditto	Ditto	Ditto	Mary Sayers.
Court	Ditto	Ditto	Ditto	Benjamin Room.
Court	Ditto	Ditto	Ditto	Stephen Tho ^s Crocker.
Court	Ditto	Ditto	Elizabeth Herbert	Thomas Pontin.
Court	Ditto	Ditto	Ditto	George Broad.
House	Ditto	Ditto	William Waters	W ^m Waters and W ^m Allen.
House	Ditto	Ditto	Jane Withington	Robert Green.
House	Ditto	Ditto	William Waters	Ann Cox.
House	Ditto	Ditto	Jane Withington	Sam ^l Rogers, Eliz th Ashman, and Henry George.
Court Steps and Railing	Ditto	Ditto	Mary Gummer	Mary Gummer and Walter Wilmot.
Cottage and Garden	Ditto	Ditto	W ^m Meynard	W ^m Meynard.
House, Garden, and Orchard	Chew Stoke	Ditto	Benj ⁿ Walker, sen ^r	W ^m Mercer.
Garden	Ditto	Ditto	W ^m Cox	W ^m Cox.
Yard	Ditto	Ditto	Thomas Webb Beilby	Thomas Webb Beilby.
Orchard	Ditto	Ditto	W ^m Cox	W ^m Cox.
Orchard	Ditto	Ditto	Thomas Webb Beilby	Thomas Webb Beilby.

WIDENINGS on the *Winford Road*.

Yard and Garden.	Wrington	Somerset	Richard Harse	Richard Harse.
House and Garden } called The Bell	Ditto	Ditto	Lord Darlington	George Morgan.
Garden	Ditto	Ditto	Ditto	Paul Hill.
Court and Garden	Ditto	Ditto	Ditto	Ditto.
Tenements and Garden	Ditto	Ditto	Ditto	Tho ^s Berry, Sarah Hill, and Thomas Crane.
Garden	Ditto	Ditto	Ditto	George Morgan.
Outhouse and Garden	Ditto	Ditto	Ditto	W ^m Breaan.
Shrubbery	Ditto	Ditto	Ditto	John Porter.
Ditto	Ditto	Ditto	John Porter	Ditto.
Yard and Garden	Burrington	Ditto	John Lane	John Lane.
Garden	Ditto	Ditto	Thomas Parker, jun ^r	Thomas Parker, jun ^r .
Garden and Orchard	Ditto	Ditto	William Badman	William Badman.
Orchard	Ditto	Ditto	Thomas Parker, sen ^r	Thomas Parker, sen ^r .
Orchard and Garden	Ditto	Ditto	John Parker	John Parker.
Garden	Ditto	Ditto	John Naish	James Fry.
Court and Railing	Churchill	Ditto	Mr. Edwards	James Weeks.
Orchard	Winscomb	Ditto	Mrs. Gregory	David Lewis, sen ^r .
Garden	East Brent	Ditto	Richard Gilling	Charles Durston.

WIDENINGS on the *Ashton Road*.

House, Garden, &c.	Long Ashton	Somerset	Sir Hugh Smyth, Bart.	John Morgan.
Garden	Ditto	Ditto	Rev ^d Mr. Gore	W ^m Holder.
House	Ditto	Ditto	{ Sir Hugh Smyth and } W ^m Gore Langton }	Jane Hemmings.
Garden	Ditto	Ditto	Sir Hugh Smyth, Bart.	George Goulston.
Garden	Ditto	Ditto	Robert Russell	Robert Russell.
Garden	Ditto	Ditto	John Crouch	John Crouch.
Orchard	Ditto	Ditto	Sir Hugh Smyth, Bart.	Elizabeth Prigg.
Orchard	Ditto	Ditto	Ditto	Mary Dabbs.
Garden	Ditto	Ditto	Ditto	Nathaniel Holder.
Garden and Orchard	Ditto	Ditto	Ditto	Ditto.
Garden	Flax Bourton	Ditto	Reverend James Sparrow	Parish of Bourton.

[Local.]

Description of Premises.	Parish and County where situate.		Owner's Name.	Occupier's Name.
WIDENINGS on the Ashton Road—continued.				
Garden in front of } Poorhouse - }	Flax Bourton	Somerset	Parish of Bourton	Poor of Bourton.
Garden - - -	Backwell	Ditto	Ruth Roberts	{ Ruth - Roberts. and Cha ^r Barrow.
House - - -	Ditto	Ditto	Ditto	Ruth Roberts.
Orchard - - -	Ditto	Ditto	Elizabeth Clarke	Michael Shelton.
Garden, &c. - - -	Ditto	Ditto	Ditto	Ditto.
Yard and Pigstye - - -	Ditto	Ditto	Marquis of Bath	James Richards.
Garden - - -	Ditto	Ditto	Jacob Wilcox Frampton	Mary Oliver.
Garden - - -	Portbury	Ditto	Philip - J ⁿ Miles	John Russ Grant.
INTENDED NEW ROADS.				
<i>From Harford's Bridge to Clift House Lane.</i>				
Carpenter's Shop } and Garden - }	Bedminster	Somerset	Corporation of Bristol	Messrs. Foster, Ar- nold, and others.
Garden - - -	Ditto	Ditto	Thomas Hassel	— Powell.
Road - - -	Ditto	Ditto	—	—
Arable Field - - -	Ditto	Ditto	John Acraman	John Acraman.
Arable Field - - -	Ditto	Ditto	R. S. Fowler	James Lee.
Arable Field - - -	Ditto	Ditto	Ditto	R. S. Fowler.
Do. and Spoil Bank - - -	Ditto	Ditto	Ditto	Ditto.
Spoil Bank - - -	Ditto	Ditto	Ditto	Richard Merden.
Spoil Bank - - -	Ditto	Ditto	Bristol Dock Company	Thomas Gulliford.
Pasture Field - - -	Ditto	Ditto	Mr. Jones	— Hunt.
Arable Field - - -	Ditto	Ditto	Bristol Dock Company	Thomas Gulliford.
Pasture Field - - -	Ditto	Ditto	Ditto	George Taylor.
Pasture Field - - -	Ditto	Ditto	Ditto	Ditto.
Pasture Field - - -	Ditto	Ditto	Sir Hugh Smyth, Bart.	Ditto
Arable Field - - -	Ditto	Ditto	Robert Bush	Dowager Lady Smith.
<i>Under Chelvey Batch.</i>				
Stable or Outhouse - - -	Chelvey	Somerset	Thomas Gray	Thomas Gray.
Pasture Field - - -	Ditto	Ditto	Colonel Tynte	James Harler.
Arable Field - - -	Ditto	Ditto	Ditto	John Cottle.
Ditto - - -	Ditto	Ditto	Ditto	Ditto.
Pasture Field - - -	Brockley	Ditto	Reverend Wadham Pigott	Thomas Edington.
Ditto - - -	Ditto	Ditto	Ditto	William Cox, jun ^r .
Ditto - - -	Ditto	Ditto	Ditto	Ditto.

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