



ANNO SEPTIMO & OCTAVO

GEORGII IV. REGIS.

Cap. xv.

An Act for more effectually repairing and improving the Roads from the *Buck's Head* at *Watling Street* to *Beckbury* and the *New Inn*, and from the *Birches Brook* to the Hand Post in the Parish of *Kemberton*; and for making a new Branch of Road from a Place called *Balt's Hill* in the Parish of *Dawley*, adjoining or near to the said Roads, to or near to a Place called *Lawley* in the Parish of *Wellington*; all in the County of *Salop*.

[2d April 1827.]

WHEREAS an Act was passed in the Fourth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for amending, widening, and keeping in repair* 4 G. 3. c. 81.
several Roads leading from the Buck's Head at Watling Street to Beckbury and the New Inn, and from the Birches Brook to the Hand Post in the Parish of Kemberton in the County of Salop: And whereas another Act was passed in the Twenty-fifth Year of the Reign of His said late Majesty, intituled *An Act for continuing the Term and Powers* 25 G. 3. c. 101.
of an Act made in the Fourth Year of His present Majesty's Reign, for repairing several Roads leading from the Buck's Head at Watling Street to Beckbury and the New Inn, and from the Birches Brook to the Hand Post in the Parish of Kemberton in the County of Salop, and for making the same more effectual: And whereas another Act was passed in the
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46 G. 3. c. 8. Forty-sixth Year of the Reign of His said late Majesty, intituled *An Act for continuing the Term and altering and enlarging the Powers of Two Acts of the Fourth and Twenty-fifth Years of His present Majesty, for repairing the Roads leading from the Buck's Head at Watling Street, and other Roads therein mentioned, in the County of Salop; and for making a new Branch of Road adjoining or near to the said Roads*: And whereas an Act was passed in the Third Year of the Reign of His present Majesty King George the Fourth, intituled *An Act to amend the General Laws now in being for regulating Turnpike Roads in that Part of Great Britain called England*: And whereas an Act was passed in the Fourth Year of the Reign of His present Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the General Laws now in being for regulating Turnpike Roads in that Part of Great Britain called England*: And whereas an Act was passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act to enable Justices of the Peace for Ridings, Divisions, or Sokes, to act as Trustees for repairing and maintaining Turnpike Roads*: And whereas the Trustees named and appointed in and by virtue of the said recited Acts of the Fourth, Twenty-fifth, and Forty-sixth Years of the Reign of His late Majesty King George the Third, have made great Progress in the Execution thereof respectively, and have borrowed and taken up at Interest considerable Sums of Money on the Credit of the Tolls and Duties thereby granted, which together with the Tolls and Duties collected have been faithfully applied: And whereas the making and maintaining of a new Branch or Diversion of Turnpike Road from and out of the said Turnpike Road (leading from the *Buck's Head at Watling Street to Beckbury and the New Inn*), to commence at or near a Place called *Ball's Hill* in the Parish of *Dawley* in the County of *Salop*, and passing thence through the said Parish of *Dawley* and the Parish of *Wellington* in the same County, to communicate with the Turnpike Road leading from *Coalbrookdale* to the Town of *Wellington*, at or near a Place called *Lawley* in the said Parish of *Wellington*, would be of great public Utility: And whereas it would be more convenient if the said recited Acts of the Fourth, Twenty-fifth, and Forty-sixth Years of the Reign of His said late Majesty King George the Third were repealed, and if further, better, and more effectual Powers were granted, as well for making and maintaining the new Branch or Diversion of Road herein-before mentioned, as for repairing, widening, diverting, and improving the present Roads included and comprised in the same Acts; but as the beneficial Purposes aforesaid cannot be effected without the Aid and Authority of Parliament, May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That upon the Third *Friday* next after the passing of this Act, the said recited Acts passed in the Fourth, Twenty-fifth, and Forty-sixth Years of the Reign of His said late Majesty King George the Third, shall be and the same are hereby repealed; and instead thereof this Act shall commence and take effect and be put in execution, for and during the Term hereinafter mentioned, as well for the Purpose of amending, widening, diverting,

Recited Acts of the 4th, 25th, and 46th G. 3. repealed, and this Act to take effect.

diverting, altering, repairing, improving, and keeping in repair the Roads leading from the *Buck's Head* at *Watling Street* to *Beckbury* and the *New Inn*, and from the *Birches Brook* to the Hand Post in the Parish of *Kemberton*, as for making and maintaining the said new Branch or Extension of Road from *Ball's Hill* aforesaid to communicate with the Turnpike Road leading from *Coalbrookdale* to the Town of *Wellington*, at or near a Place called *Lawley*, all in the County of *Salop*; and for otherwise putting the said recited Acts of the Third, Fourth, and Fifth Years of the Reign of His said present Majesty and this Act into Execution.

II. And be it further enacted, That the Term and Tolls by this Act granted shall be and are hereby charged with and made subject and liable to the Payment of all Sums of Money borrowed and now due and owing upon the Credit or on account or by virtue of the said recited Acts of the Fourth, Twenty-fifth, and Forty-sixth Years of the Reign of His said late Majesty, or either of them, and of all Interest due and to grow due thereon respectively, as fully and effectually, to all Intents and Purposes, as if such Money had been borrowed or become due on the Credit of this Act or of the Tolls hereby authorized to be collected.

Tolls granted by this Act made liable to the original Debt.

III. And be it further enacted, That all Conveyances, Bonds, Covenants, Agreements, Contracts, and Securities made to or by or entered into by any Person or Persons to or with any of the Trustees for executing the said Acts of the Fourth, Twenty-fifth, and Forty-sixth Years of the Reign of His said late Majesty, or either of them, shall remain in full Force and Effect, and be and continue available in all Courts of Law and Equity, until the same are or shall be fully satisfied and performed; and all Bargains, Contracts, Agreements, or Notices, made, entered into, or given by the said Trustees for executing the same Acts, with or to any Person or Persons, for any Purpose relating to the said Roads, or to the Execution of the same Acts, shall remain in full Force and Effect, and be observed and kept by the Trustees for executing this Act and the said recited Acts of the Third, Fourth, and Fifth Years of the Reign of His present Majesty, and by the other respective Parties to such Contracts, Agreements, or Notices, according to the Terms, Stipulations, and the true and equitable Intent and Meaning thereof, notwithstanding the Repeal of the said Acts of the Fourth, Twenty-fifth, and Forty-sixth Years of the Reign of His said late Majesty.

Securities, &c. under former Acts to continue in force.

IV. And be it further enacted, That all Books kept for registering Mortgages and Assignments, and all Entries therein, and all Books of Proceedings of the Trustees of the said Roads, kept according to the Directions and Provisions of the said recited Acts hereby repealed, or either of them, and made Evidence thereby, shall and may be given in Evidence in all Cases of Appeal, and in all Prosecutions, Suits, Actions, and Proceedings whatsoever, in such and the same Manner as if the said recited Acts of the Fourth, Twenty-fifth, and Forty-sixth Years of the Reign of His said late Majesty had not been repealed.

Books under former Acts to be Evidence under this Act.

V. And

Officers
under former
Acts to
account.

V. And be it further enacted, That all Persons who have been employed, or who shall have received any Tolls or other Money by virtue or in pursuance of the said recited Acts hereby repealed, or who shall have in their Custody or Possession any Books, Accounts, Papers, Writings, or Things relating to the said Roads, shall account for, pay, and deliver over the same to the said Trustees, in like Manner and under the like Penalties as are by the said recited Acts of the Fourth, Twenty-fifth, and Forty-sixth Years of the Reign of His said late Majesty, or either of them, inflicted in respect of the several Persons receiving any Monies, or having the Possession of any Books, Writings, or other Things, by virtue of the said Acts and this Act.

Extending
the Powers of
the General
Turnpike
Acts to this
Act.

VI. And be it further enacted, That the said recited Act passed in the Third Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, (save and except such Parts thereof as are expressly varied, altered, repealed, or otherwise provided for by the said recited Act of the Fourth Year of the Reign of His present Majesty, or varied, altered, or otherwise provided for by this Act,) and also the said recited Act passed in the Fourth Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, (save and except such Parts thereof as are expressly varied, altered, repealed, or otherwise provided for by this Act,) and also the said recited Act passed in the Fifth Year of the Reign of His present Majesty, and the Power or Provision therein contained, shall respectively be as good, valid, and effectual for carrying this Act and the several and respective Purposes thereof into Execution, as if the same had respectively been repeated and re-enacted in the Body of this Act.

Trustees.

VII. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the said County of *Salop*, or for the Town and Liberties of *Wenlock* within the same County, together with *William Anstice*, *Robert Burton*, *George Brook*, *William Botfield*, the Reverend *John Bartlett*, *John Bache* of *Chesterton*, the Reverend *William Bates*, *Richard Collins*, the Reverend *Roger Clayton*, *William Charlton*, *Saint John Charlton*, *William Chudde*, *Edward Chudde*, *William Yelverton Davenport*, the Reverend *Edmund Sherrington Davenport*, *Francis Darby*, *Richard Darby*, *Barnard Dickinson*, *Abraham Darby*, *John Dutton*, *Benjamin Edwardes*, *John Thomas Smitheman Edwardes*, *Robert Ferriday*, *William Farmer*, *John Fowler*, *Townsend Forester D.D.*, the Honourable *John George Weld Forester*, *Richard Hodges Gwyn*, *Charles Guest*, *Thomas Harries*, *Francis Blithe Harries*, *Francis Harries*, *John Horton*, *William Horton*, *John Jasper*, *William Jones*, *Thomas Jones*, *Thomas Kynnersley*, *Walter Lacon Lacon*, *Richard Mountford*, *John Onions*, *George Philips*, *Richard Philips*, *John Rose*, *Thomas Roden*, *George Roden*, *Sutton Maddock*, *Joseph Reynolds*, *Bank*, *Joseph Reynolds*, *Bristol*, *Robert Slaney*, *Robert Aglionby Slaney*, *John Groom Smythe*, *Valentine Vickers*, *Henry Williams*, *Thomas Whitmore*, *Thomas Charlton Whitmore*, the Reverend *Charles Blayney Cavendish Whitmore*, and their Successors, being duly qualified according to the Direction
of

of the said recited Acts of the Third, Fourth, and Fifth Years of the Reign of His present Majesty, shall be and they are hereby appointed Trustees for carrying the said recited Acts and this Act into Execution.

VIII. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered from Time to Time, and at any of their Meetings, to elect and appoint any Number of Persons, being duly qualified as directed by the said recited Acts of the Third and Fourth Years of the Reign of His present Majesty, (not exceeding Three in the whole, in addition to the Number of Trustees herein named and appointed,) to be Trustees for the Purposes of this Act; and such Persons so elected and appointed shall be Trustees for the Purposes of this Act, and are hereby invested with the same Powers and Authorities for executing this Act as if they had been herein named.

Power to appoint additional Trustees.

IX. And be it further enacted, That the said Trustees shall meet together at the *Tontine Inn* in the Parish of *Madeley* in the County of *Salop*, or at some other convenient Place near to the said Roads, upon the Third *Friday* next after the passing of this Act, or as soon after as conveniently may be, for the Purpose of carrying the said recited Acts of the Third and Fourth Years of the Reign of His present Majesty and this Act into Execution.

First Meeting of Trustees.

X. And be it further enacted, That every Clerk, Receiver, Collector, Surveyor, and other Officer (except the Treasurer), appointed under and by virtue of the said recited Acts of the Fourth, Twenty-fifth, and Forty-sixth Years of the Reign of His said late Majesty, or either of them, shall hold and enjoy such their several and respective Offices and Employments, until he or they shall be removed therefrom respectively by the said Trustees; and every such Clerk, Receiver, Collector, Surveyor, and other Officer, shall have the like Powers and Authorities for carrying the said recited Acts of the Third and Fourth Years of the Reign of His present Majesty and this Act into Execution, and shall be subject and liable to the like Pains, Penalties, and Powers of Removal, and to the like Regulations, in all respects whatsoever, as if he or they had been nominated or appointed under or by virtue of the said recited Acts of the Third and Fourth Years of the Reign of His present Majesty or this Act.

Old Officers to continue (except the Treasurer) until removed by Trustees.

XI. Provided alway, and be it further enacted, That it shall not be lawful for the said Trustees to continue or appoint the Person or Persons who hath or have been or who may be 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, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of the Partner or Partners of such Clerk or Clerks, to be the Treasurer or Treasurers for the Purposes of this Act, or to continue or appoint the Person or Persons who hath or have been or who may be appointed Treasurer or Treasurers, or the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks

Clerk not to act as Treasurer, and vice versâ.

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of other Person or Persons in the Service or Employ of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of the Partner or Partners of such Treasurer or Treasurers, to be the Clerk or Clerks to the said Trustees; and if any Person or Persons shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person or Persons being the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks or of his or their Partner or Partners, shall accept the Office of Treasurer, or being the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers, or of his or their Partner or Partners, shall accept the Office of Clerk in the Execution of this Act, or if any such Treasurer shall hold or accept any Place or Office of Profit or Trust under the said Trustees other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, or Information, wherein no *Essoign*, Protection, or Wager of Law, nor more than One *Imparlance*, shall be allowed.

Power to make the new Branch or Diversion.

XII. And be it further enacted, That it shall be lawful for the said Trustees and they are hereby fully authorized and empowered to set out, make, and complete, and from Time to Time to repair, widen, divert, and improve the said new Branch or Diversion of Road hereinbefore mentioned, and make the same of such Width as the said Trustees may think proper, not exceeding the Width of Twenty Yards; and from and after the making thereof the same shall be and be deemed to be, to all Intents and Purposes, Part of the Roads included in this Act, and shall be deemed and taken to be and shall be a public Highway to all Intents and Purposes.

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

XIII. And whereas a Map or Plan describing the Line of the said new Branch or Diversion of Road, together with a Book of Reference containing Lists of the Names of the several Owners and Occupiers of the Lands and Hereditaments through which the said Diversion and new Branch of Road is intended to pass, have been deposited at the Office of the Clerk of the Peace for the said County of *Salop*; be it therefore further enacted, That the said Map or Plan and Book of Reference shall remain in the Custody of the said Clerk of the Peace, to the end that all Persons may at all seasonable 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 for the Time being 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; and the said Trustees, in making the said Diversion and Branch of Road, shall not deviate more than One hundred Yards of Three Feet each from the Line described in the said Map or Plan, without the Consent and Approbation in Writing of the Person or Persons, Bodies Politic, Corporate, or Collegiate, through whose Lands or Premises the said new Branch or Diversion shall be made.

XIV. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to make the said Branch or Diversion of Road into, through, across, or over the several Lands and Hereditaments described in the said Map or Plan and Schedule hereunto annexed, although the Name or Names of the Owner or Owners, Occupier or Occupiers thereof, may happen to be omitted or misstated in the said Book of Reference, or in the Schedule to this Act annexed, in case it shall appear to any Two or more Justices of the Peace for the County in which the same Lands and Hereditaments shall be situate, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake only, or that the real Owners or Occupiers of such Lands or Hereditaments had Notice that the same would be wanted for the Purposes thereof.

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

XV. Provided also, and be it further enacted, That the Powers and Authorities given by this Act for making, maintaining, widening, diverting, improving, or altering the said Roads comprised in this Act, shall not extend or be construed to extend to empower or authorize the said Trustees to take or pull down, injure or damage any Dwelling House or other Building, or take in or make use of any Curtilage, Orchard, Garden, Yard, Park, Paddock, Lawn, Shrubbery, planted Walk, or Avenue to a House, or any enclosed Ground planted and set apart as a Nursery for Trees, or any Part thereof respectively, without the Consent in Writing of the Owner or Proprietor thereof, or other Person interested therein, first had and obtained, except such as are mentioned or specified in the Schedule to this Act annexed.

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

XVI. Provided also, and be it further enacted, That if the said Trustees shall not within the Space of Five Years (to be computed from the Third *Friday* next after the passing of this Act) agree for or cause to be valued and paid for, in manner directed by the said recited Acts of the Third and Fourth Years of the Reign of His present Majesty, the several Messuages and other Buildings, Tenements, Gardens, Yards, Paddocks, and Plantations which they are hereby empowered to purchase, take, and use, or so much thereof as they shall deem necessary or proper for the Purposes of this Act, then and from thenceforth the Powers which are hereby given them for such Purpose only shall cease, determine, and be utterly void, save and except with the Consent of the Owners or Proprietors and Occupiers thereof respectively.

Premises mentioned in the Schedule to be purchased in Five Years.

XVII. And be it further enacted, That from and after the Time when the said Trustees shall have made and completed the said new Branch or Diversion of Road hereby authorized to be made, so much of the said present Road as lies between the Place called *Ball's Hill* aforesaid, where the new Branch of Road commences, and the *Buck's Head* at *Watling Street* aforesaid, shall discontinue to be a Turnpike Road; and that from the Third *Friday* next after the passing of this Act, so much of the Turnpike Road as lies between the Bottom of *Lincoln Hill* and the Parish Road leading out of the present Turnpike Road nearly at the Top of *Lincoln Hill* to the House of Industry in the Parish of *Madeley*, shall also discontinue to be Turnpike.

When the new Branch of Road is made, certain Parts of the present Roads to be discontinued as Turnpike.

XVIII. And

Branch of
Road leading
to the Lane
Pits to con-
tinue to be
Turnpike.

XVIII. And whereas the new Branch of Road from the Bottom of *Lincoln Hill* to the *Lane Pits* in the Parish of *Madeley*, authorized to be made by virtue of the said Act of the Forty-sixth Year of the Reign of His late Majesty King *George* the Third, was not made in the exact Line pointed out by the said Act; be it further enacted, That the Road which was made, and which since the passing of the said last-mentioned Act has been used as the Turnpike Road from the Bottom of *Lincoln Hill* to the *Lane Pits* afore-said, shall be and be deemed and taken, to all Intents and Purposes, as Part of the Turnpike Roads included in this Act, and shall be deemed and taken to be and shall be a public Highway to all Intents and Purposes.

Power to
erect Toll
Gates, Turn-
pikes, Side
Gates, &c.

XIX. And be it further enacted, That it shall be lawful for the said Trustees, if they think proper, to continue or remove all and every or any of the Toll Gates or Turnpikes and Toll Houses now standing and being in or upon or across the said Roads, or on the Sides thereof, and also to erect and set up or build, or cause to be erected, set up, and built, upon, in, or across the said Roads and new Branch of Road by this Act directed or authorized to be made, repaired, and amended, or on the Sides thereof respectively, or any Part thereof respectively, when, where, and as they shall judge necessary, any Gate or Gates, Turnpike or Turnpikes, Side Gate or Side Gates, Side Bar or Side Bars, Chain or Chains, Weighing Machine or Weighing Machines, and also One or more Toll House or Toll Houses, with Outhouses and Conveniences suitable thereto, at or near each Gate, Bar, Chain, or Weighing Machine, and to take in and enclose on the Sides of the said Roads and Branch Roads suitable Garden Spots for the same Toll Houses respectively, not exceeding One Eighth Part of a Statute Acre for each such Garden, as they shall think necessary; and from Time to Time to take down and remove, and afterwards rebuild or reinstate, the same Toll Houses, Gates, Turnpikes, Side Gates, Side Bars, Chains, or Weighing Machines, or any of them, as they the said Trustees shall think proper, and direct or appoint.

Power for
discontinuing
present Tolls
and granting
new ones.

XX. And be it further enacted, That from and after the Third *Friday* next after the passing of this Act, the Tolls authorized to be collected and taken upon the said Roads by virtue of the said recited Acts shall cease and be no longer payable or paid, and that in lieu thereof the Tolls following shall from thenceforth be demanded and taken at all and every Turnpike and Turnpikes erected or to be erected upon and across the said Roads and on the Sides thereof, before any Horse, Beast, Cattle, or Carriage shall be permitted to pass through the same; (that is to say,)

Tolls.

For every Horse, Mule, Ass, or other Beast drawing any Coach, Landau, Berlin, Chariot, Hearse, Calash, Chaise, Chair, or any other such like Carriage, the Sum of Four-pence Halfpenny:

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

For every Horse, Mule, Ass, or Pair of Oxen or other horned Cattle, drawing any Waggon, Wain, Cart, or other such like Carriage, having

having the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards, the Sum of Three-pence :

For every Horse, Mule, Ass, or Pair of Oxen or other horned Cattle, drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels of less Breadth than Six Inches, the Sum of Four-pence Halfpenny :

For every Drove of Oxen, Calves, or other Neat Cattle, the Sum of Ten-pence *per* Score ; and so in proportion for any less Number :

And for every Drove of Hogs, Pigs, Sheep, or Lambs, the Sum of Five-pence *per* Score ; and so in proportion for any less Number :

Which said respective Sums of Money or Tolls shall be demanded and taken before any Horse, Beast, or other Cattle whatsoever shall be permitted to pass through any such Toll Gate or Turnpike ; and such several and respective Tolls or Sums of Money shall be and are hereby vested in the said Trustees, and shall be applied for the Purposes of this Act, in manner herein-after directed. Tolls vested in Trustees.

XXI. Provided always, and be it further enacted, That in all Cases where there shall be a fractional Part of a Halfpenny in the Calculation or Amount of the Tolls by this Act granted or authorized to be collected, or any of them, the Sum of One Halfpenny shall be demanded and taken in lieu of such fractional Part. Fractional Part of a Halfpenny in Tolls.

XXII. Provided always, and be it further enacted, That in case the Tolls hereby authorized to be taken shall have been paid for the passing of any Horse, Beast, or Cattle through any One of the Turnpikes or Toll Gates on the said Roads and Branch, such Horse, Beast, or Cattle shall, upon a Ticket denoting the Payment thereof on that Day being produced (such Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night), be permitted to pass and repass Toll-free through all the Turnpikes or Toll Gates on the said Roads and intended new Branch of Road. No more than One full Toll to be taken in One Day.

XXIII. And be it further enacted, That no more than One full Toll shall be demanded or taken for or in respect of the same Horses, Beasts, or Cattle, (except as herein-after mentioned,) for passing on the same Day (such Day to be computed as aforesaid) through all or any of the Toll Gates, Turnpikes, or Side Gates along the whole Line of the said Roads. Limiting the Number of Tolls to be taken.

XXIV. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for or in respect of all Horses or other Beasts drawing any Post Chaise or other Carriage travelling for Hire, for every Time of passing and repassing along the said Roads, or any of them, whenever any new Hiring of such Horses or other Beasts shall take place. Post Chaises, &c. to be subject to Toll on every new Hiring.

XXV. And be it further enacted, That out of the Monies already subscribed or to be subscribed or advanced for the Purpose of making or repairing the said Roads, or which shall be borrowed on the Credit of this Act, or out of the first Money which shall arise or be received Application of Tolls and Money to be borrowed.

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from the Tolls by this Act granted or otherwise, the said Trustees shall in the first place pay and discharge all the Costs, Charges, and Expences relative to the obtaining and passing of this Act; and the Remainder of all such Monies so subscribed, or to be subscribed, advanced, or borrowed, shall be applied in defraying the Expences of making or repairing the said Roads and new Branch of Road, and in purchasing Land and Materials for that Purpose, and in erecting, making, or providing Toll Gates, Turnpike Gates, Toll Houses, and other Matters and Things necessary or requisite for carrying the Purposes of this Act into Execution; and after Payment of all such Expences, the Remainder of such Monies, and all Monies which shall arise or be received from the Tolls by this Act granted or otherwise, shall from Time to Time be deemed and taken to be One consolidated Fund, and be applied in keeping down the Interest of the Monies subscribed or advanced under or by virtue of the said Acts hereby repealed or of this Act, and in the next place in amending and keeping in repair the said Roads and the Toll Gates and Toll Houses, and in otherwise putting this Act into Execution, and lastly in repaying the Principal Monies subscribed or advanced under or by virtue of the said Acts hereby repealed or of this Act.

Toll Gates to be placed on the new Branch of Road.

XXVI. And be it further enacted, That the said Trustees shall and they are hereby required to erect, set up, continue, and keep in repair, during the Continuance of this Act, One or more Toll Gate or Toll Gates, Bar or Bars, upon or across some Part or Parts of the said Branch of Road, and to demand and take at such Toll Gate or Toll Gates, Bar or Bars, the several Tolls hereby made payable: Provided always, that no Money arising from any of the Tolls hereby authorized to be collected and taken shall be applied to the Repair of any Branch Road upon which there shall not be a Toll Gate or Bar erected or put up and continued under the Authority of the Trustees for carrying this Act into Execution.

Lamps to be lighted at Toll Gates.

XXVII. And be it further enacted, That it shall and may be lawful for the Trustees from Time to Time to order and direct such and so many Lamps to be placed and erected on each and every of the Toll Gates or Toll Bars to be continued or erected by virtue of this Act, or by the Sides thereof, as they shall think proper, and also to order and direct at what Times of the Year and during what Hours such Lamps or any of them shall be kept lighted; and all and every Toll Collectors and Collector, whether appointed by the Trustees or by any Person or Persons to whom such Tolls may be let, who shall neglect or omit to observe and fulfil the Orders of the said Trustees in respect to the keeping such Lamps lighted, shall forfeit and pay any Sum not exceeding Forty Shillings for every such Neglect or Omission.

Tickets given at the Meadow Gate to free the Leighton Gate, &c.

XXVIII. And be it further enacted, That all and every Person and Persons who shall have paid Toll at the *Meadow Gate*, and shall produce and deliver the Note or Ticket denoting such Payment at the *Leighton Toll Gate*, shall not be liable to pay Toll at the latter Gate; and that all and every Person and Persons who shall have paid Toll at *Leighton Toll Gate*, and shall produce and deliver the Note or

Ticket denoting such Payment at the *Meadow Gate*, or any other Gate or Gates to be erected between *Buildwas Bridge* and a Place called the *Lane Pits* in the Parish of *Madeley*, shall not be liable to pay Tolls at the latter Gate or Gates; and that the Tickets given at the said Toll Gate called the *Meadow Gate*, or at any other Gate or Gates to be erected between *Buildwas Bridge* and the *Lane Pits* aforesaid, and delivered to the Collector of the Tolls at the *Leighton Gate*, shall from Time to Time be taken to and left with the Collector of the Tolls at the *Meadow Gate*, or any other Gate or Gates to be erected between *Buildwas Bridge* and the *Lane Pits* aforesaid, who shall have received the Money for which such Tickets shall have been delivered, and such Collector at the last-mentioned Gate or Gates shall thereupon pay to the Collector of the *Leighton Gate* all the Money which he or they shall have received on the Delivery of such Tickets, any thing herein contained to the contrary notwithstanding; and that the Collector of the Tolls at the *Leighton Gate* shall, on a Note or Ticket being so delivered to him denoting the Payment of the Toll at the *Meadow Gate*, or at any other Toll Gate to be erected between *Buildwas Bridge* and the *Lane Pits*, deliver to the Person giving up such Note or Ticket another Note or Ticket, to be produced by such Person or Persons on his or her returning on the same Day through all or any of such Toll Gates.

Collector at the *Meadow Gate* to pay to the Collector of the *Leighton Gate* the Money received on the Delivery of such Tickets.

XXIX. Provided always, and be it further enacted, That in case the Collector of the Tolls at the Gate called the *Meadow Gate*, or at any Gate or Gates to be erected between *Buildwas Bridge* and the *Lane Pits* aforesaid, shall, on Payment of any Toll to him or them for passing through such Gate or Gates, refuse or neglect to deliver a Ticket, without being asked for the same, denoting such Payment, or shall refuse or neglect to pay to the Collector of the Tolls at *Leighton Gate* all Sum and Sums of Money which he or they shall have received at the *Meadow Gate*, or such Gate or Gates to be erected as aforesaid, on the Delivery of such Ticket or Tickets, then the Collector or Collectors so offending shall forfeit and pay the Sum of Five Pounds of lawful Money of *Great Britain* for each and every such Neglect or Refusal, to be recovered before any One of His Majesty's Justices of the Peace for the County of *Salop*, or any One of the Justices of the Peace for the Town and Liberties of *Wenlock*, by Distress and Sale of the Goods of the Parties so offending, or by Action of Debt or on the Case, in any of His Majesty's Courts of Record at *Westminster*; any thing herein contained to the contrary notwithstanding.

Penalty of 5*l.* on *Meadow Gate* Keeper refusing to pay the same.

XXX. Provided always, and be it further enacted, That it shall be lawful for the Owner or Owners of the Wharf called *Loadcroft Wharf*, on the Banks of the River *Severn*, in the Parish of *Madeley* aforesaid, and his and their Tenant or Tenants, Undertenant or Undertenants thereof, to stack, place, retain, and wharf Coals, and all other Commodities thereon, in the same full and free Manner as they have been used and accustomed to do, such Proprietor or Proprietors, Tenant or Tenants, Undertenant or Undertenants, impeding as little as may be the Passage of the said Road by using such Liberties, Privileges,

Owners of *Loadcroft Wharf* to wharf Coals, Goods, &c. as usual.

OR

or Authorities; any thing in the said recited Acts or this Act contained to the contrary notwithstanding.

Application
of Compensation
Money when
amounting
to 200l.

1 G. 4. c. 35.

XXXI. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments which shall be purchased, taken, or used by virtue of the Powers of the said recited Acts of the Third and Fourth Years of the Reign of His said present Majesty or of this Act, for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Persons under any Disability or Incapacity, as in the said recited Acts particularly mentioned, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account *ex parte* the Trustees for executing this Act, pursuant to the Directions of an Act passed in the First Year of the Reign of His present Majesty King *George the Fourth*, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward, to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments, in the Purchase of the Land Tax, or in Discharge of any Debt or Debts, or other Incumbrances, or any Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith to the same or the like Uses, Trusts, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, or Hereditaments which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance or Settlement shall be existing undetermined and capable of taking effect; and in the meantime, and until such Purchase shall be made, the said Money shall, by Order of the said Court, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and Annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments

ditaments by the said recited Acts of the Third and Fourth Years of the Reign of His present Majesty or this Act authorized to be purchased, in case such Purchase or Settlement were made.

XXXII. And be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank of *England*, in the Name and with the Privity of the said Accountant General of the Court of Exchequer, 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 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, may be applied in manner herein-before directed, so far as the same may be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court.

When less than 200*l.* and amounting to 20*l.*

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

When under 20*l.*

XXXIV. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Tenements, or Hereditaments to be purchased under or by virtue of the said recited Acts of the Third and Fourth Years of the Reign of His present Majesty or 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 in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found; or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments be not known or discovered; then and in every such Case it shall be lawful for the said Trustees to order the said Sum or Sums of Money so

In case of not making out Titles.

[*Local.*]

3 N

awarded

awarded as aforesaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the said Court of Exchequer, to be placed to his Account to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments (describing them), subject to the Order, Controul, or Disposition of the said Court; 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 the 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 the same, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons who shall pay any such Sum or Sums of Money into the Bank as aforesaid.

In case of
disputed
Titles.

XXXV. And be it further enacted, That when 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 said Court of Exchequer, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements, or Hereditaments to be purchased in pursuance of this Act, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in the Possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons respectively, or under the Possession of such Person or Persons, shall be deemed and taken to be lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

The Court
of Exchequer
may order
Expences of
Purchases to
be paid by
Trustees.

XXXVI. And be it further enacted, That where, by reason of any Disability or Incapacity of the Person or Persons or Corporation entitled to any Lands, Tenements, or Hereditaments to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Court of Exchequer, or to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or

so much of such Expences as the said Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Trustees, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct, out of the Monies to be received by virtue of this Act.

XXXVII. 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.

XXXVIII. And be it further enacted, That this Act shall commence upon the Third *Friday* next after the passing thereof, and shall continue and be in force for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament. Commence-
ment and
Continuance
of this Act.

The SCHEDULE referred to by the foregoing Act.

Parishes.	Owners.	Occupiers.	Description of Land.
Dawley - -	Robert Slaney, Esq. -	The Coalbrookdale Com- pany of Ironmasters.	Waste Land.
Wellington -	Robert Burton, Esq. -	John Williams - -	Part Waste and Part en- closed Meadow Land.
		Joseph Williams - -	Enclosed Land.
	The Right Honourable Lord Forester.	James Clayton - -	Enclosed Land.

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