



ANNO UNDECIMO

GEORGIIV. REGIS.

Cap. ciii.

An Act for more effectually repairing and improving the Roads from *Saltfleet* to the Town of *Horncastle*, and other Roads therein mentioned, all in the County of *Lincoln*. [29th May 1830.]

WHEREAS an Act was passed in the Tenth Year of the Reign of His late Majesty King George the Third, intituled *An Act for repairing and widening several Roads leading from the Town of Louth in the County of Lincoln*: And whereas an Act was passed in the Twentieth Year of the Reign of His said late Majesty, intituled *An Act for enlarging the Term and Powers of an Act made in the Tenth Year of the Reign of His present Majesty, intituled 'An Act for repairing and widening several Roads leading from the Town of Louth in the County of Lincoln.'* And whereas an Act was passed in the Fiftieth Year of the Reign of His said late Majesty King George the Third, intituled *An Act for continuing the Term and altering and enlarging the Powers of Two Acts passed in the Tenth and Twentieth Years of His present Majesty, for repairing and widening several Roads leading from the Town of Louth in the County of Lincoln*: And whereas the Trustees appointed in or by virtue of the said several Acts have proceeded to put the same in execution, and several Sums of Money are due and owing on the Credit of the Tolls by the said Acts authorized to be taken on the Roads comprised in the said Acts, together with a considerable Arrear of Interest, and the same cannot be paid off, nor can the said Roads comprised in the

[Local.] 30 D said

said Acts be properly amended, widened, improved and kept in repair, unless the Term and Powers of the said Acts are enlarged: And whereas it would be more convenient to the Trustees, and beneficial to the said Roads and to the Public, if the said Acts were repealed, and further and other Powers were granted instead thereof: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most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 several recited Acts of the Tenth, Twentieth, and Fiftieth Years of the Reign of His late Majesty King *George* the Third shall be and the same are hereby declared to be repealed and null and void to all Intents and Purposes whatsoever.

Recited Acts
repealed.

This Act to
take Effect
for repairing
the Roads
herein men-
tioned.

II. And be it further enacted, 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 amending, widening, improving, maintaining, and keeping in repair the Road leading from *Saltfleet*, through the Parishes of *Saltfleetby*, *Grimoldby*, *Manby*, *Legborn*, *Stewton*, and *Louth*, to the Head of the Canal in the Parish of *Louth*, and from the said Head of the said Canal, through the Town of *Louth* and the Parishes of *Raithby*, *Maltby on the Wolds*, *Tathwell*, *Caulkwell*, *Scamblesby*, *Belchford*, and *West Ashby*, to the Town of *Horncastle*; and a Branch Road from the West End of a Lane called *Manby Middlegate*, which divides the Parishes of *Grimoldby* and *Manby*, through the Parishes of *Grimoldby*, *South Cockerington*, and *North Cockerington*, to the Waggon Bridge over the new navigable Canal at *Alvingham Lock*; and another Branch Road from the West End of a Lane called *South-house Lane*, in the Parishes of *Stewton* and *Legborn*, through the Parishes of *Legborn*, *North Reston*, *Castle Carlton*, *South Reston*, through *Bedlam Lane* and the Parishes of *Tothill* and *Gayton in the Marsh*, to the North End of the *Eau Bridge*; and another Branch Road commencing at a certain Bar called *Stanmore Hill Bar*, situated on the Road between the said Towns of *Louth* and *Horncastle*, to a certain River or Beck called *Hallington Beck*; all in the County of *Lincoln*.

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the said County of *Lincoln*, together with *George Allen*, *William Allison*, *William Grant Allison*, *John Alington Clerk*, *Richard Pye Alington*, *William Ashton*, *Edward Allison*, *Charles Bellwood*, *Edward Bogg*, *John Bogg*, *Thomas Bogg*, *Bousfield Doctor of Medicine*, *John Burcham*, *Christopher Byron*, *John Calthorpe*, *John Campbell*, *Charles Chaplin Clerk*, *Samuel Cayley*, *Richard Chaplin*, *Frederick Chaplin*, *Robert Clitherow*, *Richard Clitherow*, *Henry Chapman*, *James Connington*, *John Emeris Clerk*, *John Emeris the younger*, *William Emeris*, *Godfrey Egremont Clerk*, *John Foster*, *John Lewis Fytche*, *George Augustus Fytche*, *Field Flowers Goe*, *John Gould Floyer*, *Richard Grant*, *George Gillyatt*, *Stephen Gray*, *William Hardy*, *William Harrold*, *Edward Heneage*, *William Henry Hart*, *Edward Holland*, *Grantham Hodgson*, *George Holland*,

Holland, William Hyde, Benjamin Hyde, William Hyde the younger, Christopher Ingoldby, John Jackson, John Jackson the younger, Matthew Henry Lister, John Herbert Lloyd, John Loft, William Loft, Frederick Lucas, Frederick Richard Lucas, Henry Lucas, Robert Newton Lee, John Maddison, John Maddison the younger, George Wilson Maddison, John Naull, John Naull the younger, Robert Norfolk, Thomas Oldham, Thomas Oldham the younger, Francis Overton, Francis Overton the younger, George Cave Orme, Henry Orme, Charles John Cave Orme, Frederick Orme, Henry Pye, Moffatt Palmer, Edmund Richard Hopper Griffith Palmer Clerk, Richard Paddison, William Parker, James William Parker, Lysimachus Parker the younger, Cornelius Parker, William Matthew Pierce Clerk, the Honourable George Anderson Pelham, John Michael Phillips Clerk, Stephen Preston Clerk, George Alington Robinson Clerk, Marmaduke Robinson, John Rashdall, Isaac Smith, George Searle, Maurice Grant Searle, Henry Sellwood, William Smyth Clerk, Edmund Smyth Clerk, Robert Spranger Clerk, William Smyth the younger, John Short, Charles Tennyson, Frederick Tennyson, Samuel Trought, George Hildyard Tennyson, George Tennyson, Richard Thew, Andrew Veitch Doctor of Medicine, John Waite Clerk, John Dean Waite Clerk, Thomas Phillips Waite, William Welfitt, Francis Walesby, William Teale Welfitt, Samuel James Welfitt, William Wilson, Francis Wilson, James Wilson, Charles Wing, John Posthumous Wilson, Thomas Wilson, Edward Walter Clerk, and their Successors, being duly qualified to act as Trustees for Turnpike Roads in England, shall be the Trustees for the Purpose of putting this Act into execution.

IV. And be it further enacted, That it shall be lawful for the said Trustees and they are hereby authorized and empowered, at their First or Second Meeting to be holden in pursuance of this Act, to elect and appoint any Number of Persons not exceeding Three in the whole, duly qualified as aforesaid, in addition to the Number of Trustees herein named and appointed, to be Trustees for the Purposes aforesaid; and such Persons, when so elected and appointed, shall be and are hereby invested with the same Powers and Authorities as if they had been named and appointed Trustees in or by this Act.

Power to
appoint ad-
ditional
Trustees.

V. And be it further enacted, That the said Trustees shall hold their First Meeting for putting this Act in execution at some convenient House or Place in the Town of *Louth* in the said County of *Lincoln*, upon the Fourth *Thursday* next after the passing of this Act, or as soon after as conveniently may be, and shall and may then and from Time to Time adjourn to and meet at such Time or Times, and at such Place or Places on or near the Line of the said Roads, as they shall think proper.

First Meeting
of the
Trustees.

VI. And be it further enacted, That it shall be lawful for the said Trustees, or for the Collectors or Lessees of Tolls, to demand and take, at each Toll Gate, Turnpike, Side Bar, and Chain which now is or hereafter shall be standing across or at the Side of the said Roads, on every Day (such Day to be computed from Twelve of the Clock
in

Power to
take Tolls.

in one Night to Twelve of the Clock in the next succeeding Night), the Tolls following ; (that is to say,)

Tolls.

For every Horse, Mule, or other Beast drawing any Coach, Stage Coach, Diligence, Van, Caravan, Sociable, Landau, Berlin, Chariot, Vis-a-vis, Barouche, Phaeton, Chaise Marine, Calash, Curricule, Chair, Gig, Whiskey, Hearse, Litter, Chaise, or other such like Carriage, any Sum not exceeding Sixpence :

For every Horse, Mule, or Ass, and for every Two Oxen or Bullocks, drawing any Waggon, Wain, or other such like Four-wheeled Carriage having the Fellies of the Wheels thereof of less Breadth than Four Inches and a Half at the Bottom or Soles thereof, any Sum not exceeding Sixpence Halfpenny :

For every Horse, Mule, or Ass, and for every Two Oxen or Bullocks, drawing any Waggon, Wain, or other such like Four-wheeled Carriage having the Fellies of the Wheels thereof of the Breadth of Four Inches and a Half or upwards and less than Six Inches at the Bottom or Soles thereof, any Sum not exceeding Five-pence Halfpenny :

For every Horse, Mule, or Ass, and for every Two Oxen or Bullocks, drawing any Waggon, Wain, or other such like Four-wheeled Carriage having the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards at the Bottom or Soles thereof, any Sum not exceeding Four-pence Halfpenny :

For every Horse, Mule, or Ass, and for every Two Oxen or Bullocks, drawing any Cart or other such like Two-wheeled Carriage having the Fellies of the Wheels thereof of less Breadth than Four Inches and a Half at the Bottom or Soles thereof, any Sum not exceeding Sixpence :

For every Horse, Mule, or Ass, and for every Two Oxen or Bullocks, drawing any Cart or other such like Two-wheeled Carriage having the Fellies of the Wheels thereof of the Breadth of Four Inches and a Half, and less than Six Inches at the Bottom or Soles thereof, any Sum not exceeding Five-pence :

For every Horse, Mule, or Ass, and for every Two Oxen or Bullocks, drawing any Cart or other such like Two-wheeled Carriage, having the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards at the Bottom or Soles thereof, any Sum not exceeding Four-pence Halfpenny :

And for every Ox or Bullock where there shall be only One drawing in any of the said Carriages, Half the Amount of Toll herein-before imposed upon any Horse drawing the same :

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

For every Ox or Cow or other Neat Cattle, not drawing, any Sum not exceeding One Halfpenny :

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

For every Coach, Chariot, Chaise, Waggon, or any other Carriage with Four Wheels, and being laden, and fixed as aforesaid, any Sum not exceeding Two Shillings :

For

For every Chair, Cart, or other Carriage with Two Wheels only, being empty, and fixed as aforesaid, any Sum not exceeding Sixpence :

For every Chair, Cart, or other Carriage with Two Wheels only, and being laden, and fixed as aforesaid, any Sum not exceeding One Shilling :

And for every Horse or other Beast fastened to but not used in drawing any Waggon, Cart, or other Carriage, any Sum not exceeding One Penny Halfpenny :

Which said respective Tolls or Sums of Money shall be demanded and taken before any Horse, Mule, Ass, or any Cattle, or Carriage whatsoever, shall be permitted to pass through any such Toll Gate or Turnpike, or Side Bar or Chain ; 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 the Trustees.

VII. 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, Mule, Ass, Beast, or other Cattle through any One of such Toll Gates, Turnpikes, or Side Gates or Chains, such Horse, Mule, Ass, Beast, or other Cattle shall, upon a Ticket denoting the Payment thereof on that Day being produced, be permitted to pass Toll-free during the same Day, to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next succeeding Night, through the same Toll Gate, Turnpike, or Side Gate, or Chain, and also through the next Toll Gate, Turnpike, or Side Gate or Chain, or through such other Gate or Gates, Side Gate or Chain, (if any,) erected on the said Roads or the Sides thereof, as the Ticket for such Payment shall denote to be free ; any thing in this Act contained to the contrary thereof in anywise notwithstanding.

Tolls to be paid put once a Day.

VIII. Provided always, and be it further enacted, That the Tolls hereby made payable for or in respect of all Horses or other Beasts drawing any Stage Coach, Diligence, Van, Caravan, Stage Waggon, or other Stage Carriage conveying any Passengers or Goods for Pay or Reward, shall be payable and paid every Time of passing along the said Roads or any of them : Provided nevertheless, that no further or additional Toll shall be payable in respect of Stage Coaches, Diligences, Vans, Caravans, Stage Waggons, or other Stage Carriages, on account only of the Horses drawing the same having been changed.

Stage Coaches to pay every Time of passing.

IX. Provided also, and be it further enacted, That the Tolls hereby made payable for or in respect of Horses or Beasts let out to Hire, or drawing any Post Chaise or other Carriage, shall be payable and paid every Time of passing along the said Roads or any of them whenever any new Hiring thereof shall take place.

Post Chaises, on every new Hiring.

X. Provided always, and be it further enacted, That no more than One full Toll shall be demanded or taken in any One Day in respect of any Horse, Cattle, Beast, or Carriage which shall travel upon the
[Local.]

Limitation of Tolls.

said Road between the Head of the said Canal and the *Eau Bridge*; nor more than One full Toll in any One Day shall be demanded or taken in respect of any Horse, Cattle, Beast, or Carriage which shall travel upon the said Roads between the Head of the said Canal and *Attingham Lock*; and that no more than Three full Tolls shall in any One Day be demanded or taken in respect of any Horse, Cattle, Beast, or Carriage which shall travel upon any other Part of the said Roads.

One-horse
Carts to be
weighed.

XI. And whereas it frequently happens that Carts drawn by One Horse passing along the said Roads carry a greater Weight than is by Law allowed for Carts drawn by Two or more Horses; be it therefore further enacted, That all Carts passing along the said Roads drawn by One Horse only shall and may be weighed at any Weighing Machine now erected or to be erected on the said Roads, and the like additional Tolls received and recovered for the Overweight thereof as are by Law payable in respect of the Overweight of Carts drawn by Two or more Horses or other Beasts; and all the Powers, Regulations, and Penalties now in force relating to the weighing of Carts drawn by more than One Horse or other Beast shall be applicable to Carts passing on the said Roads drawn by One Horse or other Beast only, and to the Drivers, Masters, and Owners thereof.

Application
of the Tolls
and other
Monies.

XII. And be it further enacted, That all the Tolls and other Monies which before the Commencement of this Act shall have been raised and produced by virtue of the said Acts hereby repealed, and which shall be remaining undisposed of on the Day of the Commencement of this Act, and also all the Monies which shall arise and be produced by and from the Tolls by this Act granted and made payable, together with all Monies which have been or shall be borrowed upon the Credit thereof, and all other Monies which shall arise and be produced by virtue thereof, not otherwise appropriated or directed to be applied, shall be applied, in the first place, in paying and defraying all the Costs, Charges, and Expences incident to or which shall have been incurred in applying for, preparing, obtaining, and passing this Act, or otherwise relative thereto respectively, with Interest for the same; secondly, in Payment of the Expences of erecting and providing, altering and repairing, Turnpikes, Toll Houses, Side Gates, Side Bars, Chains, and Weighing Machines, with suitable Outbuildings, upon, across, and by the Sides of the said Roads, and of Books, Advertisements, Salaries of Officers, and other such Expences incidental to the Execution of this Act; thirdly, in paying and keeping down the Interest of all Principal Monies which at the Commencement of this Act shall have been borrowed or which shall hereafter be borrowed on Security of the said Tolls; fourthly, in amending, altering, diverting, turning, widening, improving, and keeping in repair the said Roads, and in otherwise putting this Act into execution; and lastly, in reducing, paying off, and discharging the Principal Sums for the Time being due or to become due on Security of the Tolls and Duties by this Act granted.

Tolls not to
be applied in
the Repair of

XIII. And be it further enacted, That none of the Tolls hereby authorized to be taken shall be applied in or towards the Repair of any

any Branch Road upon which there shall not be a Toll Gate continued under the Authority of the said Trustees ; and no more of the Tolls or other Monies arising by virtue of this Act shall be laid out or expended upon the said Branch Roads or any of them, or in the Payment of any Principal Money borrowed on the Credit only of the Tolls arising or payable upon such Branch Roads or any of them, or the Interest thereof, than shall be actually raised or received upon or in respect of such Branch Roads respectively.

BranchRoad, unless there shall be a Gate upon such Branch Road, and Tolls taken thereat.

XIV. Provided always, and be it further enacted, That none of the Tolls authorized by this Act to be taken upon the said Roads, nor any of the Monies raised by virtue of the said recited Acts or any of them, or to be raised by virtue of this Act, shall be paid, laid out, or expended in the Repair or Improvement of any Street, Highway, or Place within the Town of *Louth*, or any other Town through which the said Road shall pass, nor shall any Toll be collected therein or thereat by virtue or under the Authority of this Act.

Tolls not to be laid out in repairing, &c. Streets.

XV. 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.

XVI. And be it further enacted, That this Act shall commence and take effect upon the passing thereof, and shall continue and be in full Force and Effect and be executed for and during the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

Term of Act.

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