



ANNO UNDECIMO

# GEORGII IV. REGIS.

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## *Cap. xx.*

An Act for making and maintaining a Turnpike Road from *Pickford Brook* in the Parish of *Allesley* in the County of *Warwick* to *Canwell Gate* in the County of *Stafford*.

[8th April 1830.]

**W**HEREAS the making and maintaining of a Turnpike Road leading out of the Turnpike Road from *Dunchurch* to *Stonebridge* in the County of *Warwick* at a Place in the Parish of *Allesley* in the said County of *Warwick* called *Pickford Brook*, and extending from thence into or through the several Parishes, Hamlets, or Townships of *Allesley*, *Meriden*, *Great Packington*, *Little Packington*, *Maxtock*, *Coleshill*, *Gilson*, *Water Orton*, *Aston juxta Birmingham*, *Curdworth*, *Minworth*, *Wishaw*, *Sutton Coldfield*, *Middleton*, *Moxhall*, *Drayton Basset*, and *Canwell*, in the Counties of *Warwick* and *Stafford*, to join the present Turnpike Road there leading to *Lichfield*, will be a great Advantage and Convenience to the Owners and Occupiers of Estates and Residents within the several Places or Districts through which the said Road is intended to pass, and to the adjacent Country, and will facilitate the Communication, by shortening the Distance between the Cities of *Coventry* and *Lichfield*, and will be of great public Utility; but the same cannot be effected without the Aid of Parliament: May it therefore please

[Local.]

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Your

Appointment  
of Trustees.

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 all His Majesty's Justices of the Peace for the Time being acting for the Counties of *Warwick* and *Stafford* respectively, together with *Charles Adams*, *Arden Adderley*, *Thomas Banbury*, *George Barker*, *Joseph Barker*, *Joseph Barnes*, *Henry Beaumont*, *James Beck*, *Richard Booth*, *Walter Henry Bracebridge*, *William Thomas Bree*, *William Mister Burton*, *John Carter*, *Francis Carter*, *William Carter*, *John Chattock*, *Thomas Chattock*, *Thomas Chinn*, *Thomas Cope*, *Thomas Cope the younger*, *John Davies*, *James Denston*, *Richard Dewes*, the Honourable and Reverend *Robert Digby*, *Henry Digby*, *William Dilke*, *Benjamin Bissel Downing*, *George Eld the younger*, *John Southam Evans*, *Edward Faux*, *William Feary*, the Honourable *Charles Finck Clerk*, *Richard Holland Goode*, *Francis Gregory*, *Arthur William Gregory Clerk*, *Francis Beynon Hackett*, *Charles Harris*, *Charles Harris the younger*, *John Harris*, *Francis Blithe Harries*, *Abraham Herbert*, *John Herbert*, *Thomas Holbeache*, *Joseph Jordan*, *John Laing*, *Edward Lambley*, *Henry Eyres Landor*, *Walter Landor*, *Charles Savage Landor*, *George Lant*, *John Lant*, *Weaman Lant*, *Sir Robert Lawley Baronet*, *Henry Lea*, *John Henry Lees*, *Chandos Leigh*, *Charles Lilly*, *William Little*, *Charles Madeley*, *Nathaniel Merridew*, *George Mills*, *Thomas Morris of Stoke*, *Thomas Schuman Morris*, *John Mott*, *Edward Neal Clerk*, *George Osmond*, *John Oughton*, *Owen Owen*, *Edward Fielding Palmer*, *Charles Palmer*, *Thomas Palmer*, *Sir Henry Parnell Baronet*, *Mark Pearman*, *Sir Robert Peel Baronet*, *Edmund Peel*, *William Yates Peel*, *William Pepper*, *Shirley Farmer Steele Perkins*, *Philip Perkins*, *William Perkins*, *Richard Perkins*, *John Perks*, *Joseph Phillips*, *Edward Phillips*, *Robert Ratheram*, *Cleophas Ratliffe*, *Thomas Ryley*, *Robert Sadler Clerk*, *George Salmon*, *Robert Shuttleworth*, *William Smith*, *Joseph Soden*, *William Somerville Clerk*, *Thomas Starkey*, *Thomas Stretton*, *Joseph Taverner*, *James Taverner*, *James Troughton*, *James Troughton Clerk*, *Thomas Ball Troughton*, *Samuel Vale*, *John Sutherland Valentine*, *Roger Ryland Vaughton*, *Thomas Hall Vaughton*, *Thomas Wakefield*, *John Walker of Wishaw*, *Charles Walker*, *James Weare*, *Francis Wedge*, *Edward Weston*, *John Weston*, *William Wheelwright*, *Thomas White*, *Edward Whittingham*, *Samuel Whitwell*, *Thomas Wilmot*, *John Woodcock*, *Thomas Woods*, *John York*, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for putting this Act into execution.

Power to ap-  
point addi-  
tional Trus-  
tees.

II. 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, at any of their Meetings, to elect and appoint any Number of Persons, being duly qualified, not exceeding Five in the whole, in addition to the 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.

III. And be it further enacted, That the First Meeting of the Trustees for executing this Act shall be held at the *Swan Inn* at *Coleshill* in the said County of *Warwick*, or at some other convenient House or Place at *Coleshill* aforesaid, on the Second *Monday* next after the passing of this Act, or as soon after as conveniently may be, between the Hours of Eleven of the Clock in the Forenoon and Two of the Clock in the Afternoon; and the said Trustees shall then and there proceed to carry this Act into execution, and shall then, and from Time to Time afterwards, adjourn to and meet at such Time and Place or Times and Places on the Line or in the Neighbourhood of the said intended Road as they shall think proper.

Meetings of Trustees.

IV. And be it further enacted, That the said Trustees shall and may and they are hereby authorized and empowered to make the said Road herein-before described upon, in, over, or through any private Lands, Grounds, or Hereditaments, making or tendering Satisfaction to the Owners thereof and Persons interested therein for the same, or for any Damage they may sustain thereby, and also in, upon, over, or through any Commons or Waste Lands, without making any Satisfaction for such Commons or Waste Lands, of such Width or Dimensions as they shall think proper, not exceeding Fifty Feet, together with such Footpaths, Causeways, Embankments, Bridges, Arches, Culverts, Ditches, Drains, and Fences on the Line of the said Road as they shall think necessary or expedient; and it shall also be lawful for the said Trustees, and for their Surveyors or Surveyor, and Workmen, from Time to Time, by Order of the said Trustees, to enter upon the Lands and Premises or Hereditaments through or over which or whereupon such Roads, Footpaths, Causeways, Embankments, Bridges, Arches, Culverts, Ditches, Drains, and Fences are intended to be made or pass, and also upon any adjoining Lands or Grounds, and to stake out the same in such Manner as the said Trustees shall think necessary and expedient, without being deemed a Trespasser or Trespassers, and without being subject or liable to any Fine, Penalty, or Punishment for entering or continuing upon such Lands or Premises respectively for any of the Purposes of this Act; and if any Person shall pull up, remove, or destroy any of the Stakes or other Marks used for the Purposes aforesaid, every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

Trustees to set out and make the Road.

V. And whereas a Map or Plan describing the Line of the said Road, and the Lands through or over which the same is to be made or carried, together with a Book of Reference containing a List of the Names of the Owners and Occupiers of such Lands, has been deposited at each of the Offices of the Clerks of the Peace for the said several Counties of *Warwick* and *Stafford*; be it therefore further enacted, That the said Maps or Plans and Books of Reference shall remain in the Custody of the said Clerks of the Peace respectively, to the

Map or Plan deposited at the Offices of the Clerks of the Peace to remain there, and be open to Inspection.



Trustees not  
to deviate  
from Plan.

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 or therefrom, at their Will and Pleasure, paying the said Clerks 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 the said Maps or Plans and Books of Reference; and the said Trustees in making the said Road shall not deviate more than One hundred Yards from the Line described in the said Maps or Plans, without the Consent in Writing of the Person or Persons, Bodies Politic, Corporate, or Collegiate, through whose Lands such Deviation shall be made.

Misnomers  
not to pre-  
vent the  
Execution of  
the Act.

VI. Provided always, and be it further enacted, That if any of the Lands, Houses, Buildings, and other Premises to be taken and used for the Purposes of this Act shall happen not to be described in the said Maps or Plans and Books of Reference, or any of the Owners and Occupiers of the same, or any of the Lands, Houses, Buildings, or other Premises described in the said Maps or Plans and Books of Reference, or any Part thereof, shall happen to be omitted, misnamed, or inaccurately described, such Omission, Misnomer, or inaccurate Description shall not prevent or retard the Execution of this Act, but the several Lands, Houses, Buildings, and other Premises, and every Part thereof, shall and may be taken and used for the Purposes of this Act, as fully and effectually as if the same had been accurately described in the said Maps or Plans and Books of Reference respectively, and as if the Owners and Occupiers of the same had not been omitted, or were properly and accurately named; provided it shall appear to any Two or more Justices of the Peace acting for the County or Place in which such Lands, Houses, Buildings, or other Premises which have been so omitted, misnamed, or inaccurately described lie, and be certified by Writing under their Hands, that such Omission, Misnomer, or inaccurate Description proceeded from Mistake, or that the real Owners or Occupiers of such Lands, Houses, Buildings, or other Premises had Notice that the same would be wanted for the Purposes of this Act.

Limiting  
Time within  
which Trus-  
tees may  
purchase  
Buildings,  
&c.

VII. 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 passing of this Act) agree for or cause to be valued and paid for in manner directed by the Acts now in being for regulating Turnpike Roads in that Part of *Great Britain* called *England*, some or one of them, the several Messuages, Cottages, and other Buildings, Gardens, Yards, Plantations, Hereditaments, and Premises in the Schedule to this Act annexed, 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 thereof.

Trustees may  
erect Toll  
Gates.

VIII. And be it further enacted, That it shall be lawful for the said Trustees and they are hereby authorized to erect and set up, or cause



cause to be erected and set up, such and so many Turnpikes, Toll Gates, and Toll Bars, in, upon, or across the said Road by this Act authorized to be made and maintained, or in, upon, or across any Part or Parts thereof, or at the Commencement or End thereof, or at, upon, or near the Side or Sides thereof, or at or near the End or Opening of any Lane or Way leading into or out of the said Road, as they shall think proper, and from Time to Time to remove, take away, or alter the Situation of the same or any of them, and to erect another or others in the Room or Stead thereof, or to discontinue the same, as the said Trustees shall deem expedient; and also to erect and provide so many Toll Houses, with suitable Outhouses and other Conveniences, and to take in and inclose from the Sides of the said Road, or from the Lands adjoining the same, such suitable Garden Spots for the same respectively, (not exceeding One Eighth Part of a Statute Acre to each Toll House,) and to erect and set up so many Weighing Machines at or near each and every or any of such Toll Houses, as to the said Trustees shall seem proper or expedient.

IX. And be it further enacted, That it shall be lawful for the said Trustees, or any Collector or Collectors or other Person or Persons acting under the Authority of the said Trustees, to demand and take, at each and every of the said Turnpikes, Toll Gates, and Toll Bars which shall be erected or set up in, upon, or across the said Road or any Part or Parts thereof, or at the Commencement or End thereof, or upon or near the Side or Sides thereof, the several and respective Tolls following; that is to say,

For every Horse or Beast of Draught drawing any Coach, Stage Coach, Chariot, Landau, Berlin, Chaise, Curricule, Calash, Sociable, Car, Chair, Gig, Whiskey, Caravan, Van, Hearse, Litter, or other such like Carriage, the Sum of One Shilling and Sixpence:

For every Horse or Beast of Draught drawing any Waggon, Wain, or other such like Four-wheeled Carriage having the Wheels of the Breadth of Six Inches or upwards at the Bottoms or Soles thereof, the Sum of One Shilling:

For every Horse or Beast of Draught drawing any Waggon, Wain, or other such like Four-wheeled Carriage having the Wheels of the Breadth of Four and a Half Inches and less than Six Inches at the Bottoms or Soles thereof, the Sum of One Shilling and Three-pence:

For every Horse or Beast of Draught drawing any Waggon, Wain, or other such like Four-wheeled Carriage having the Wheels of less Breadth than Four and a Half Inches at the Bottoms or Soles thereof, the Sum of One Shilling and Sixpence:

For every Horse or Beast of Draught drawing any Cart or other such like Two-wheeled Carriage having the Wheels of the Breadth of Six Inches or upwards at the Bottoms or Soles thereof, the Sum of Nine-pence:

For every Horse or Beast of Draught drawing any Cart or other such like Two-wheeled Carriage having the Wheels of the Breadth of Four and a Half Inches and less than Six Inches at the Bottoms or Soles thereof, the Sum of One Shilling:

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For



For every Horse or Beast of Draught drawing any Cart or other such like Two-wheeled Carriage having the Wheels of less Breadth than Four and a Half Inches at the Bottoms or Soles thereof, the Sum of One Shilling and Three-pence :

For every Horse, Mule, or Ass, laden or unladen, and not drawing, the Sum of Two-pence :

For every Ox or Head of Neat Cattle, the Sum of One Penny :

For every Calf, Sheep, Lamb, or Swine, the Sum of One Halfpenny.

Limiting the Number of Tolls to be taken on the whole Line.

X. Provided always, and be it further enacted, That no more than Two full Tolls in the whole (except as herein-after mentioned) shall be demanded or taken for or in respect of the passing or repassing of any Horse, Beast, Cattle, or Carriage on the same Day (such Day to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next succeeding Night,) through all the several Toll Gates or Turnpikes to be erected upon the said Road, nor more than One full Toll, to be computed as aforesaid, upon that Part of the said Road which lies between *Canwell Gate* and the Town of *Coleshill*, and One full Toll, to be computed as aforesaid, upon that Part of the said Road which lies between the Town of *Coleshill* and *Pickford Brook*.

Tolls to be paid but once a Day.

XI. And be it further enacted, That if the full Toll hereby authorized to be taken shall have been paid for or in respect of any Horse, Cattle, Beast, or Carriage passing through any of the Turnpikes, Toll Gates, or Toll Bars maintained and supported by virtue of this Act, such Horse, Cattle, Beast, or Carriage (except Horses or other Beasts drawing any Stage Coach, Van, Caravan, Stage Waggon, or other Stage Carriage, or any Post Chaise or other such like Carriage let out to Hire when any new Hiring thereof shall take place,) shall, upon a Ticket denoting the Payment thereof for that Day being produced, (which Ticket the Collector or Collectors of such Tolls is and are hereby required to deliver *gratis* to the Person paying the same, and on which Ticket shall be named and specified the Gate and Gates at which the same shall have been paid, and also the Gate and Gates (if any) freed by the Payment of such Toll,) be permitted to pass Toll-free through such other Gate or Gates as the Ticket for such Payment shall free, at any Time or Times during the same Day, such Day to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next succeeding Night; any thing herein contained to the contrary thereof in anywise notwithstanding.

Stage Coaches, &c. to pay each Time of passing.

XII. Provided always, and be it further enacted, That for and in respect of all Horses or other Beasts drawing any Stage Coach, or any Stage Waggon, Van, Caravan, Cart or other Stage Carriage carrying or conveying Passengers or Goods for Pay, Hire, or Reward, for which Toll shall have been paid, and which shall return on the same Day, to be computed as aforesaid, through the same Turnpike, Toll Gate, or Toll Bar, the Tolls hereby made payable shall be paid for every Time of passing and repassing through such Turnpike, Toll Gate, or Toll Bar, in like Manner as if no Toll had been before paid thereat ;



thereat ; and the Tolls hereby made payable shall be paid for and 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 Road on the same Day (to be computed as aforesaid), as often as a fresh Hiring thereof shall take place.

Post Chaises, &c. to pay on every fresh hiring.

XIII. And be it further enacted, That all Carts passing along the said Road drawn by One Horse only shall and may be weighed at any Weighing Machine to be erected on the said Road, and the like additional Tolls demanded, 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 ; and all the Powers, Regulations, and Penalties now in force relating to the weighing of Waggons, Carts, and other Carriages drawn by more than One Horse shall be applicable to Carts passing on the said Road drawn by One Horse only, and to the Drivers, Masters, and Owners thereof.

One Horse Carts may be weighed.

XIV. And be it further enacted, That out of the Monies already subscribed or advanced for the Purpose of making the said Road, or which shall be borrowed on the Credit of the Tolls granted by this Act, the said Trustees acting under this Act shall, in the first place, and in preference to all other Payments whatsoever, pay and discharge all the Costs, Charges, and Expences relative to the obtaining and passing of this Act, with lawful Interest on any Sum or Sums of Money which shall be advanced for that Purpose, and the Remainder of all such Monies shall be applied in defraying the Expences of making the said Road, building any Bridges and other necessary Works, and in purchasing Lands, Hereditaments, and Materials for that Purpose, and in erecting, making, or providing Turnpikes, Toll Gates, Toll Bars, Weighing Machines, and Toll Houses, with Lamps, Lights, Outhouses, and Conveniences thereto as aforesaid, and all other Matters and Things necessary or requisite for carrying the Purposes of this Act into full and complete Execution ; and after Payment of all such Expences the Residue (if any) of such Monies, and all Monies which shall arise or be received from the Tolls by this Act granted, and all other Monies which shall come to the Hands of the said Trustees acting under this Act, shall from Time to Time be applied, first in paying and keeping down the Interest of the Monies borrowed on the Credit of this Act, and in the next place in maintaining, amending, and keeping in repair the said intended Road, and the Turnpikes, Toll Gates, Toll Bars, Weighing Machines, Toll Houses, Outhouses, Lamps, and other Conveniences aforesaid, or in otherwise putting this Act into execution, and in repaying the Principal Monies borrowed by virtue thereof, and to or for no other Use or Purpose whatsoever.

Application of Monies borrowed, and of Tolls.

XV. Provided always, and be it further enacted, That no Part of the Money arising or to be received by virtue of this Act shall be laid out in repairing, improving, or maintaining any Street, Highway, or Place in any Part of the Towns of *Coleshill* or *Sutton Coldfield*, or either of them, or in any other Town through which the said Road may pass ; any thing herein contained to the contrary notwithstanding.

No Money to be expended in repairing of Streets.

XVI. And

