



ing in repair the said District of Road which lies between *Wakefield* and *Sheffield*, and for putting in execution all and every the Powers and Authorities in the now reciting Act and the said Two former Acts contained, respecting the said District of Road from *Wakefield* to *Sheffield*: And whereas another Act was passed in the Thirty-seventh Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for enlarging the Term and Powers of Three several Acts passed in the Thirty-first Year of the Reign of His late Majesty, and in the First and Eighteenth Years of the Reign of His present Majesty, for repairing the Road from Leeds to Sheffield in the County of York, so far as the same relate to the Road from Wakefield to Sheffield*: And whereas another Act was passed in the Fifty-third Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for enlarging the Term and Powers of Four several Acts passed in the Thirty-first Year of the Reign of His late Majesty King George the Second, and in the First, Eighteenth, and Thirty-seventh Years of the Reign of His present Majesty, for repairing the Road from Leeds to Sheffield in the County of York, so far as the same relate to the Road from Wakefield to Sheffield, and for diverting a Part of the said Road*: And whereas the Trustees appointed in or by virtue of the said Acts have proceeded in the Execution thereof, and have from Time to Time for that Purpose borrowed several considerable Sums of Money on the Credit of the Tolls authorized to be taken on the said Road from *Wakefield* to *Sheffield*, which Money still remains due and owing, and the same cannot be repaid, nor can the said Road be effectually amended and kept in repair, unless the Terms and Powers of the said Acts are enlarged and the Tolls increased or altered: And whereas it would be more convenient if the said recited Acts of the Thirty-first Year of the Reign of His late Majesty King *George* the Second, and the First, Eighteenth, Thirty-seventh, and Fifty-third Years of the Reign of His late Majesty King *George* the Third, so far as the same respectively relate to the said Road from *Wakefield* to *Sheffield*, were repealed, and if further and other Powers were granted instead thereof: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's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 Thirtieth Day of *September* next after the passing of this Act the said recited Acts respectively passed in the Thirty-first Year of the Reign of His late Majesty King *George* the Second, and in the First, Eighteenth, Thirty-seventh, and Fifty-third Years of the Reign of His late Majesty King *George* the Third, shall be and the same are hereby declared to be repealed, so far as the same relate to the said Road from *Wakefield* to *Sheffield*.

Recited Acts repealed.

This Act to be put in execution for the Purposes herein mentioned.

II. And be it further enacted, That this Act shall commence and be put in execution, for and during the Term herein-after mentioned, for the Purpose of more effectually amending, widening, improving, and keeping in repair the present Turnpike Road leading from the South End of the Town of *Wakefield* to the North End of the Town of *Sheffield*, both in the County of *York*, and which Road passes from, through, or into the several Townships or Hamlets of *Wakefield*,

*Wakefield, Sandal Magna, Crigglestone, Notton, Woolley, Carlton, Monk-Bretton otherwise Burton, Barnsley, Worsbrough, Tankersley, Hoyland, Wentworth, Chapelton, Ecclesfield, Hadfield House, and Brightside Bierlow, and from, through, or into the several Parishes of Wakefield, Sandal Magna, Royston, Silkstone, Darfield, Tankersley, Wath-upon-Deane, Ecclesfield, and Sheffield, all in the said County of York.*

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the West Riding of the County of York, together with *Robert Affleck Clerk, Gilbert Affleck, Thomas Alder, George Alletson, George Allott Clerk, Samuel Bailey, Thomas Bailey, Thomas Newman Bardwell, Thomas Barff, John Barff, Edward Barker, Giles D* Trustees.  
*Barker, Jonathan Barthorp, John Bayldon, William Bayldon, Thomas Bayldon, John Staniforth Beckett, Thomas Billam, John Baron Billam, William Bingley, John Birks, Robert Brownell, Charles Brownell, Isaac Burkill, John Butcher, Robert Carr, Samuel Robinson Carver, Thomas Chambers, Thomas Chambers, Matthew Chambers, John Dodgson Charlesworth, Joseph Charlesworth, Joseph Clarke, John Clarke, Henry Clarke, William Clarke, Charles Theophilus Clarke, Thomas Bailey Clarkson Clerk, William Clarkson Clerk, John Henry Coates, Henry Bowen Cooke Clerk, Henry Pennant Cooke, Henry Cooke Clerk, Samuel Cooper, Vincent Corbett, John Cordeux, Richard Crookes, Caleb Crowther Doctor of Medicine, Morgan Davis, Samuel Dawson, John Day, Richard Day, John Denton, George Denton, Joshua Denton, Thomas Dewsnap, Benjamin Dixon, Sir Edward Dodsworth Baronet, William Dodsworth, James Dow Doctor of Medicine, James Drake Clerk, R Drake, George A Drake Clerk, Thomas Dunn, Francis Offley Edmunds, Henry Elgie, Michael Ellison, Thomas Ellison, Robert Elmhirst, William Elmhirst, Thomas Elmhirst, Richard Elmhirst, William Farrer Doctor of Medicine, José Luis Fernandez, William Fisher, the Honourable William Wentworth Fitzwilliam, Thomas Fletcher, John Fletcher Clerk, John Fletcher the younger, Clerk, Henry Carr Fletcher, Thomas Foljambe, Thomas Foljambe the younger, James Furness, John Garland, Benjamin Gaskell, Daniel Gaskell, Gilby Doctor of Medicine, Jeremiah Glover, Robert Goodenough, George Bustard Greaves, Joseph Green, Edward Hall, Joseph Hall, Joseph Hall the younger, George Hammond, John Hardy, John Hardy Barrister at Law, John Hardy the younger, Joseph Hargrave, John Harrison, Samuel Tozard Harrison, Robert Harrison, John Hatfield, Twisleton Haxby, John Pemberton Heywood, Peter Heywood, Oliver Heywood, John Heywood, George Helliley, Lawrence Hitchon, Peter Hitchon, Bartholomew Hodgetts, Robert Hodgson, Henry Holdsworth, Joseph Holdsworth, Thomas Beard Holy, Elias Holt, William Holt, John Hopwood, George Jarratt Horsefall, George Horsington, Bartholomew Hounsfeld, George Hounsfeld, William Howard, John Hoyland, Robert Hoyland, Edward Jackson, Thomas Jackson, Henry Jackson, Henry Jackson the younger, John Jeffcock, Thomas Johnson, Joseph Johnson, Joseph Johnson the younger, John Jubb, George Keir, John Kemp, Francis Kendray, George Francis Kendray, Thomas Kilby Clerk, Arnold James Knight Doctor of Medicine, William Leatham, Thomas Lee, Tottenham Lee, John Lee the*

the younger, *John Sheppard Littlewood, Henry Longden, Samuel Lucas, Henry Lumb, Timothy John Manley, Jonathan Marshall, William Bennett Martin, George Bohun Martin, Henry Burgess Martin, Francis Offley Martin, Joseph Martin, Francis Maude, Francis Maude the younger, Clerk, Daniel Maude, William Cookes Mence, John Micklethwaite, John Micklethwaite, John Micklethwaite the younger, Benjamin Micklethwaite, Richard Greaves Moor, John Moore, Edward Nanson, Martin Joseph Naylor Doctor in Divinity, John Naylor, John Naylor the younger, John Todd Naylor, William Naylor, Jeremiah Naylor, Samuel Newbould, Henry Newbould, William Newman, Edward Newman, Thomas Newton, Richard Nichols, Hall Overend, Luke Palfreyman, Thomas Pearson, John Eyre Pearson, Andrew Peterson, Henry Peterson the younger, Richard Pickering Doctor of Medicine, Thomas Pierson, Sir William Pilkington Baronet, George Pitt the younger, John Porter, James Porter, Lawrence Potts, Joseph Rayner, William Rayner, Richard Raywood the younger, Joseph Read, John Read, Robert Richardson, George Ridsdale, George Ridsdale the younger, Henry Ridsdale, John Ridsdale, Samuel Roberts, Robert Rodgers, Benjamin Rose, Henry Rimington, William Pigott Saile, John Sanderson Clerk, Benjamin Sayle, Robert Sayle, James Schofield, William Scholefield, John Scholefield, John Scholey, Joseph Scott, Samuel Sharp Clerk, John Sharp, William Sharp, George Shaw, William Shaw, Isaac Shaw Doctor of Medicine, William Shepherd, Offley Shore, Thomas Shore, Christopher Sidebottom, James Lawson Sisson Doctor in Divinity, Sir George Sitwell Baronet, Mark Skelton, Francis Smallpage, William Smith, William Smith the younger, Edward Smith, Albert Smith, Joshua Smithson, William Smithson, James Sorby, John Sorby, Thomas Sorby, Peter Spurr, Charles Spencer Stanhope Clerk, Hugh Spencer Stanhope, Philip Spencer Stanhope, William Staniforth, Thomas Stirling, Samuel Stocks, the Honourable Henry Charles Howard commonly called Earl of Surrey, John Sykes, Thomas Taylor, Robert Taylor, John Taylor, Thomas Taylor, James Teale, Henry Teale, Thomas Theakston Clerk, William Thomas Doctor of Medicine, John Thornley, Richard Thorpe, John Tillotson, Samuel Tinker, John Tootal, William Vickers, Bernard John Wake, Henry Walker, Pearson Walton, John Watson, Thomas Watson, William Watson, Godfrey Wentworth Wentworth, Godfrey Wentworth, John Wentworth, George Waterman, Westmoreland Clerk, Henry Wheat, Robert Meadows White, John White, Thomas White, John Whitworth, James Wilson, Joseph Wilson, Thomas Wilson, Thomas Winsmoor Wilson, Joseph Wood, Samuel Wood, the Honourable Charles Wortley, the Honourable James Wortley, William Younge, Charles Younge, Samuel Younge, Samuel Younge the younger, William Younge Doctor of Medicine, and their Successors, being duly qualified according to the Provisions and Directions contained in the several Acts for maintaining Turnpike Roads in *England*, shall be and they are hereby appointed the Trustees for repairing the said Road and for carrying this Act into execution.*

Power to appoint additional Trustees.

IV. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, at any Meeting from Time to Time to be held for that Purpose, of which Meeting

Meeting and of the Purpose thereof Fourteen Days Notice shall be given, to elect and appoint any Number of Persons, not exceeding Three in the whole, to be Trustees for executing this Act, in addition to the Trustees herein named and appointed; and such additional Trustees, so elected and appointed, being duly qualified as aforesaid, shall be and they are hereby invested with the same Powers and Authorities for executing this Act as if they had been herein named.

V. And be it further enacted, That the Trustees acting in the Execution of this Act shall meet together at the *White Bear Inn* in *Barnsley*, or at some other convenient Place upon or near to the said Road, on *Monday* the Fourth Day of *October* 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 Times, and at such Places upon or near to the said Road, as they shall think proper. Meetings of Trustees.

VI. And be it further enacted, That from and after the Thirtieth Day of *September* next after the passing of this Act it shall and may be lawful to and for the said Trustees, or for any Person under their Authority, to demand and take the following Tolls at every Turnpike, Toll Gate, Side Bar, or Chain to be continued, erected, or placed by virtue of this Act in, upon, across, or on the Sides of the said Road; (that is to say,) Power to take Tolls.

For every Horse, Mule, or Ass drawing any Coach, Sociable, Berlin, Landau, Barouche, Chariot, Vis-a-vis, Chaise, Chaise Marine, Calash, Landauet, Phaeton, Curricule, Chair, Gig, Whiskey, Hearse, Litter, Stage Coach, Diligence, Caravan, Van, or other Carriage of the like Description, the Sum of Seven-pence Halfpenny: Tolls.

For every Horse, Mule, Ass, or other Beast drawing any Waggon, Tug, Wain, Cart, Dray, Tumbrel, or other Carriage of the like Description, having the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards at the Bottom or Soles thereof, the Sum of Sixpence; and having the Fellies of the Wheels thereof of less Breadth than Six Inches and not less than Four Inches and a Half at the Bottom or Soles thereof, the Sum of Seven-pence Halfpenny; and having the Fellies of the Wheels thereof of less Breadth than Four Inches and a Half at the Bottom or Soles thereof, the Sum of Nine-pence:

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

For every Score of Oxen, Cows, or Neat Cattle, the Sum of Ten-pence, and so in proportion for any greater or less Number:

And for every Score of Calves, Sheep, Lambs, or Swine, the Sum of Five-pence, and so in proportion for any greater or less Number:

Which said respective Tolls or Sums of Money shall be demanded and taken as aforesaid before any Horse, Mule, Ass, or other Beast or Cattle shall be permitted to pass through any such Toll Gate or Turnpike, or Side Gate 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.

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Tolls to be paid but once a Day.

VII. Provided always, and be it further enacted, That if any Person shall have paid the Tolls hereby authorized to be taken for the passing of any Horse, Cattle, Beast, or Carriage through any one of such Toll Gates or Turnpikes or Side Bars, such Horse, Cattle, Beast, or Carriage shall, upon a Ticket denoting the Payment thereof on that Day being produced, be permitted to pass and repass Toll-free through the same Toll Gate, Turnpike, or Side Gate, and also through such other Gate or Gates (if any) as the Ticket for such Payment shall free, at any Time during the same Day (such Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night); any thing herein contained to the contrary thereof in anywise notwithstanding.

Limiting the Number of Tolls on the whole Line of Road.

VIII. Provided also, and be it further enacted, That no more than Four full Tolls shall be demanded or taken of or from any Person or Persons for or in respect of the same Horse or Horses or other Beasts or Cattle or Carriages, in any One Day, (to be computed in manner herein-before mentioned,) for passing or repassing through all or any of the said Toll Gates or Toll Bars erected or to be erected on the whole Line of the said Road.

A Half Toll to be paid in certain Cases.

IX. Provided also, and be it further enacted, That for every Horse or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage laden, which shall have passed on any Day through any Turnpike or Toll Gate to be continued or erected upon the said Road, and which shall again pass through any such Turnpike or Toll Gate on the same Day with a fresh Load, One Half Toll shall be paid for every such subsequent Passage, as often as the Case shall happen.

One-Horse Carts may be weighed.

X. And whereas it frequently happens that Carts drawn by One Horse passing along the said Road carry a greater Weight than is by Law allowed for Carts drawn by Two or more Horses; be it therefore enacted, That all Carts passing along the said Road drawn by One Horse only shall and may be weighed at any Weighing Machine now erected or to be erected on the said Road, and the like additional Toll demanded, received, and recovered for the Overweight thereof as is 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.

Horses, &c. drawing different Waggons, &c. to pay each Time of passing.

XI. Provided always, and be it further enacted, That the said Tolls shall be payable at each and every Turnpike, Toll Gate, and Side Gate erected on the said Road, in respect of Horses, Asses, or other Beasts of Draught drawing any Waggon, Wain, Cart, or other such like Carriage, for each Time during the same Day that any such Horse, Ass, or other Beast of Draught shall pass through any of the said Turnpikes, Toll Gates, or Side Gates, drawing any other Waggon, Wain, Cart, or such like Carriage than that which such Horse, Ass, or other Beast of Draught was employed in drawing at  
any

any former Time during the same Day, and at which Toll shall have been paid.

XII. Provided always, and be it further enacted, That for and in respect of all Horses or other Beasts of Draught drawing any Stage Coach, or any Stage Waggon, Van, Caravan, Cart, or other Stage carrying Passengers or Goods for Payment, Hire, or Reward, for which Toll has been paid, and which shall return on the same Day through the same Turnpike, Toll Gate, or Side Gate, the Tolls hereby made payable shall be paid for each Time of passing and repassing through such Turnpike, Toll Gate, or Side Gate, in like Manner as if no Toll had been before paid thereat: Provided nevertheless, that no further or additional Toll shall be payable in respect of Stage Coaches on account only of the Horses drawing the same having been changed.

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

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

Post Chaises, &c. on every new Hiring.

XIV. And be it further enacted, That no Toll shall be demanded or taken at any of the Turnpikes or Toll Gates erected or to be erected on the said Road for any Horse or other Beast drawing any Waggon, Wain, Cart, or other Carriage loaded, or going empty to be loaded, or returning empty from having been loaded, with any Mould, Dung, Lime, Lime Ashes, Marl, Compost, or other Manure to be solely used for improving or manuring Land; and if any Person shall claim or take the Benefit of such Exemption, not being legally entitled to the same, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, one Half to be paid to the Informer, and the other Half to the Treasurer of the said Road, and in all Cases the Proof of Exemption shall lie upon the Person claiming the same: Provided always, that no Person shall have or be entitled to the said Exemption from Toll for or in respect of any Waggon, Wain, Cart, or other Carriage having Wheels of less Breadth than Four Inches and a Half on the Sole or Bottom of the Fellies thereof.

Lime, &c. for Manure exempted from Toll.

XV. And be it further enacted, That out of the Money already received or borrowed by virtue of the said former Acts hereby repealed, or out of the first Money which shall or may arise or be received from the Tolls by this Act granted, the said Trustees shall, in the first place, pay and discharge all the Costs and Expences incident to and attending the obtaining and passing of this Act; and the Remainder of all such Monies (after Payment of the necessary Expences of erecting or repairing Toll Gates, Toll Houses, Milestones, or Posts and Fences, and for Books, Advertisements, Salaries of Officers, and other such Expences incidental to the Execution of this Act,) shall be applied in keeping down the Interest of the Principal Monies advanced or borrowed on the Credit of the Tolls collected or arising from or payable on account of the said Road, and which

Application of Tolls and Money borrowed.

which may hereafter be borrowed on the Credit of this Act or of the Tolls to arise from or to be collected on or to be paid in respect of the said Road, and in erecting Turnpikes or Toll Houses on the said Road, and in amending, altering, turning, widening, improving, and keeping in repair the said Road, and otherwise in carrying this Act into execution, and in repaying the Principal Monies already borrowed on the Credit of the Tolls collected on or arising from or payable in respect of the said Road, and the Principal Monies which may hereafter be borrowed by virtue of this Act.

No Money to be expended in repairing Streets.

XVI. 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 *Barnsley*, *Sheffield*, and *Wakefield*, or any of them, nor shall any Toll be collected there, any thing herein contained to the contrary notwithstanding.

Public Act.

XVII. 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.

Term of Act.

XVIII. And be it further enacted, That this Act shall commence and take effect from and after the Thirtieth Day of *September* next after the passing hereof, and shall continue and be in force for and during the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

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