



ANNO DECIMO QUINTO

VICTORIÆ REGINÆ.

Cap. cxv.

An Act for repairing the Road from *Leek* in the County of *Stafford* to *Monyash*, and from *Middlehills* to the *Macclesfield* Turnpike Road near *Buxton* in the County of *Derby*, and thence to *Otterhole*, and certain Branches of Road communicating therewith. [17th June 1852.]

WHEREAS the Act of the Fifth Year of the Reign of *George* the Third, Chapter Eighty-four (Local), was passed for repairing and widening the Road from *Newcastle-under-Line* to *Hassop*, and from *Middlehills* to the *Macclesfield* Turnpike Road near *Buxton*, and also the Road branching out of the said first-mentioned Road at *Cobridge* to *Burslem*, and to the *Uttoxeter* Turnpike at *Shelton* in the County of *Stafford*, and was continued by the Act of the Thirteenth Year of the Reign of *George* the Third, Chapter One hundred (Local), and the Terms and Powers of the said Two Acts of Parliament were further continued by the Act of the Thirty-third Year of the Reign of *George* the Third, Chapter One hundred and forty-one (Local), and the Term and Powers of the said Three Acts of Parliament were further continued and enlarged by the Act of the Fifty-fourth Year of the Reign of *George* the
[Local.] 19 H Third,

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Third, Chapter One hundred and twenty-five (Local), so far as such Acts related to the Second District of the said Roads: And whereas by the secondly-recited Act the said Roads were divided into Two Districts, to be called respectively the "First District" and the "Second District," and the said Second District of Roads comprised the Road from the *Cock Inn* in the Town of *Leek* to *Hassop*, and from *Middlehills* to the *Macclesfield* Turnpike Road near *Buxton*, and also the several Roads branching out of the said Road between *Middlehills* and *Buxton*, viz., from *Ladmanslow* to the *Ashbourne* Turnpike Road at or near *Brierly Foot* to *Thatch Marsh* and *Raven-slow* Coal Pits, from *Flash Toll Bar* and *Axedge* to *Sonxedge*, and from thence to *Knotbury* and *Black Clough* Coal Pits, and from *Axedge* aforesaid to *Hirkillow Frith* and *Highedge* Limekilns, and also the Road branching out of the said Road between *Middlehills* and *Hassop*, from *Isaac Billinge's* House (now the *Royal Cottage Inn*) to *Goldsitch* Coal Pits, and from thence to *Quarnford*: And whereas a Branch Road from the said Road between *Middlehills* and *Buxton* at *Ladmanslow* Bar to a Place called *Otter Hole* has been made by the Trustees of the said Four firstly-recited Acts, in pursuance of the Powers of such Acts, and now also forms Part of the said Second District: And whereas by the Annual Turnpike Acts Continuance Act, 1851, viz., of the Fourteenth and Fifteenth Years of the Reign of Her present Majesty, Chapter Thirty-seven, the Acts mentioned in the Schedule thereto were continued in force until the First Day of *November* One thousand eight hundred and fifty-two, and no longer, unless Parliament should in the meantime continue the same respectively, and the said fourthly-recited Act was mentioned in that Schedule: And whereas considerable Sums of Money have been borrowed on the Credit of the Tolls of the said Second District of Roads, and the Principal Sum so borrowed and now remaining due is Ten thousand three hundred and fifty-four Pounds, with a very large Arrear of Interest thereon: And whereas it is expedient that the said Four firstly-recited Acts should be repealed with reference to the Roads comprised in the said Second District, and that further and more effectual Powers should be granted in lieu thereof, and that the Powers and Provisions thereof, so far as they are now necessary and applicable, should be included in One Act of Parliament for amending and keeping in repair the said Roads comprised in the said Second District, except as herein-after provided; but the same cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen'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, as follows; (that is to say,)

I. That

The Leek, Buxton, and Monyash Turnpike Road Act, 1852.

I. That in citing this Act for any Purpose it shall be sufficient to use the Expression "The *Leek, Buxton, and Monyash* Turnpike Road Act, 1852." Short Title.

II. That in this Act the Expression "the Trustees" shall mean the Trustees for the Time being acting in the Execution of this Act, and the Expression "the Roads" shall mean the Roads comprised in Section 9, being the Roads with reference to which this Act is to be put into execution. Interpre-
tation of
Terms.

III. That from and after the First Day of *November* One thousand eight hundred and fifty-two the said Four firstly-recited Acts shall be and the same are hereby repealed, so far as the said Acts relate to the said Second District of the said Roads, and that instead thereof this Act shall then commence and take effect and be put in execution for the Term of Twenty-one Years from the said First Day of *November* One thousand eight hundred and fifty-two, and from thence to the End of the Session of Parliament which shall then next follow. Recited Acts
repealed, and
this Act to be
executed in
lieu thereof.

IV. That this Act, and the Term and Tolls hereby granted, shall be and they are hereby made liable to the Payment of all Debts and Engagements, and all Monies which are now due on the Credit of the Tolls authorized to be taken by the said recited Acts hereby repealed, or any of them, upon the said Roads, and of all Interest due or to grow due thereon, except such as are hereby extinguished, as effectually to all Intents as if such Monies, Debts, and Engagements had become due on the Credit of this Act; and all Contracts and Securities entered into with the Trustees acting under any or either of the Acts hereby repealed shall, so far as relates to the said Roads, remain in full Force and Effect, for the Benefit of the Roads, until the same are fully satisfied and performed; and all Lettings or Leases of Tolls, Orders and Contracts, duly made by the Trustees acting under any or either of the Acts hereby repealed, shall, so far as the same are not altered or avoided by this Act, and as relates to the said Roads, remain in full Force and Effect, and be observed and kept by the Trustees for executing this Act, according to the Terms and Stipulations thereof respectively. Tolls granted
by this Act
subject to
Payment of
Monies bor-
rowed under
recited Act.

V. That from and after the passing of this Act the Debt due and owing on the said Roads shall be taken at the Sum of Ten thousand three hundred and fifty-four Pounds; and all Arrears of Interest thereon, amounting to the Sum of Fifteen thousand seven hundred and eighty-nine Pounds Seventeen Shillings, shall be absolutely extinguished. Amount of
Debt due and
owing to be
taken at
10,354*l.*

VI. That

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Property
vested in new
Trustees.

VI. That all Monies due to, and all Property and all Choses in Action vested in, the Trustees acting under any or either of the Acts hereby repealed, by virtue of those Acts or any or either of them, with respect or in relation to the said Roads, shall immediately on the Commencement of this Act be vested in the Trustees for executing this Act, and such last-mentioned Trustees may sue for and recover the same and act in respect thereof as effectually as if the same had been vested in them under the said recited Acts or any or either of them.

Trustees ap-
pointed.

VII. That Her Majesty's acting Justices of the Peace for the said several Counties of *Stafford* and *Derby* for the Time being, together with *Robert Arkwright*, *John Barker* (Attorney), *John Cruso*, *John Daintry* (Clerk), *Michael Daintry*, *Charles Flint*, *John Gaunt*, *Arthur Godwin*, *Charles Heaton* of *Endon*, *Thomas Lomas* junior, *George Mounsey* (Clerk), *Thomas Howe Parker*, *William Phillips*, *John Scott*, *Clement Sneyd*, *Matthew Weston*, *Robert Bagshaw*, *Peter Holme*, *Joshua Knowles*, *John Sneyd* (Clerk), *Benjamin Wolfe*, *Richard Beatniff Manclarke*, *William Buckwell* (Clerk), *Thomas Birch*, *Matthew Gaunt*, *Josiah Gaunt*, *William Critchlow*, *Thomas Carr*, *Thomas Henry Heathcote* (Clerk), *Sampson Gould*, *John Heathcote Hacker*, *Benjamin Fanshaw Heywood*, *Richard Sleigh*, *George Young*, *Andrew Jukes Worthington*, *Robert Sterling*, *William Johnson*, *Thomas Smith*, *John Davenport*, *William Brocklehurst*, *George Yeldham Wilkinson*, *Isaac Gilman*, *Samuel Young*, *Samuel Johnson*, *William Parker*, *John Millward* senior, *Thomas Powys*, *John William Sneyd*, *John Challenor*, *John Russell*, *James Alsop*, *Joshua Brough*, *Edwin Heaton*, *Hugh Sleigh*, *Thomas Heaton*, *William Smith*, *Charles Finney*, *Joseph Gould*, and *Francis Cruso*, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be and are hereby appointed Trustees for putting this Act into execution.

Meetings of
Trustees.

VIII. That the Trustees shall hold their First Meeting on the First Day of *November* One thousand eight hundred and fifty-two at Twelve of the Clock at Noon at the "*Red Lion Inn*," *Leek*, or at some other convenient Place in the Town of *Leek*, and shall then and from Time to Time thereafter adjourn to and meet at such Times and at such Places in the Town of *Leek* as they shall think proper.

Roads to
which this
Act is appli-
cable.

IX. That this Act shall be put in execution for the Purpose of more effectually improving, maintaining, and keeping in repair the Turnpike Road from the Market Place in the Town of *Leek* to *Monyash* in the County of *Derby*, and from *Middlehills* to the *Macclesfield* Turnpike Road near *Buxton*, and thence to *Otter Hole*; and also the several Roads branching out of the said Road between
Middlehills

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Middlehills and Buxton; videlicet, from Ladmanslow to the Ashbourn Turnpike Road at or near Brierley Foot, and from the Terret to One hundred Yards beyond Axedge Gate.

X. That upon and after the said First Day of *November* One thousand eight hundred and fifty-two, the Trustees may demand and take, at the several and respective Toll Gates or Toll Bars which shall be upon or on the Sides of the said Roads, such Tolls as the said Trustees at any of their Meetings shall direct, not exceeding the Sums following; (that is to say,) Tolls.

For every Horse, Mule, or other Beast drawing any Carriage whatsoever, the Fellies of the Wheels whereof shall be of the Breadth of Nine Inches, not deviating at most above One Inch from a flat Surface, at the Bottom or Sole thereof, the Sum of Fourpence; of the Breadth of Six Inches and under Nine Inches, and not deviating more than One Inch as aforesaid, the Sum of Fivepence; and of less Breadth than Six Inches, the Sum of Sixpence:

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

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of One Shilling and Eightpence *per* Score, and so on in proportion for any greater or less Number:

And for every Drove of Sheep, Lambs, Calves, Goats, Hogs, or Swine, the Sum of Tenpence *per* Score, and so in proportion for any greater or less Number:

For every Dog drawing a Vehicle of any Description, the Sum of One Penny:

For every Carriage propelled by Steam or any other than Animal Power, the Sum of Two Shillings and Sixpence:

Which said Tolls shall be taken before any Horse, Mule, Ass, Beast, or other Cattle, or Carriage whatsoever, shall be permitted to pass through any Toll Gate or Bar which shall be upon or across the said Roads, or on the Sides thereof.

XI. That in all Cases in which there shall be a fractional Part of a Halfpenny in the Amount of the Tolls by this Act authorized to be collected the Sum of One Halfpenny shall be payable in lieu of such fractional Part. As to the Fraction of a Halfpenny in Tolls.

XII. That if any Person shall have paid the Tolls hereby authorized to be taken for the passing of any Horse, Cattle, Beast, Animal, or Carriage through any One of the Toll Gates to be continued or erected by virtue of this Act, such Horse, Cattle, Beast, Animal, or Carriage shall, upon a Ticket denoting such Payment being produced, be permitted to pass Toll-free through the same Toll Gate, Persons having paid Toll to return free, except as after mentioned.

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and

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and also through such other Toll Gate or Toll Gates (if any) as the Ticket for such Payment shall free, at any Time or Times during the same Day, except as herein-after provided.

Tolls to be payable for Carriages with a fresh Load.

XIII. That if any Horse or other Beast drawing any laden Van, Caravan, Waggon, Stage Waggon, Wain, Cart, Dray, or other such like Carriage shall have passed on any Day through any Toll Gate to be continued or erected upon the said Roads, and shall again pass through any such 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 same shall happen.

Stage Coaches to pay each Time of passing.

Postchaises on every new Hiring.

XIV. That the Tolls hereby made payable shall be paid for and in respect of all Horses or other Beasts drawing any Omnibus, Stage Coach, Van, Caravan, Stage Waggon, or other Stage Carriage conveying Passengers or Goods for Pay or Reward, every Time of passing or repassing along the said Roads; and that the Tolls hereby made payable shall be paid for in respect of all Horses or other Beasts let out to Hire, either for riding, or drawing any Postchaise or other Carriage whatsoever, every Time of passing along the said Roads upon a new Hiring thereof.

Respecting Toll Gates.

XV. That subject to the Provision herein-after contained the several Toll Gates, Bars, Chains, Toll Houses, and Buildings now standing or being on the said Roads or on the Sides thereof shall be continued until removed by any Order of the Trustees; and it shall be lawful for the said Trustees to order or cause to be set up upon or across the said Roads or the Sides thereof any Toll Gate, Toll House, Bar, or Chain, and to remove any present or future Toll Gates, Toll Houses, Bars, or Chains: Provided always, that no Toll Gate shall be removed, erected, or set up upon or across the said Roads or on the Sides thereof except the same shall be ordered to be removed, erected, or set up at a Special Meeting of the Trustees holden for that Purpose in conformity with and after such Notices as are required to be given by the Act of Ninth *George Fourth*, Chapter Seventy-seven.

Limiting the Number of Tolls.

XVI. That no more than Three Tolls shall be taken for the same Horse or other Beast, drawing or not drawing, or for the same Ox, Cow, Neat Cattle, Calf, Goat, Sheep, Lamb, Hog, or Swine, passing on the same Day between the Town of *Leek* and the Town of *Buxton*, or between the Town of *Leek* and *Brierly Bar*, nor more than Four Tolls for the same Horse or other Beasts, drawing or not drawing, or for the same Ox, Cow, Neat Cattle, Calf, Goat, Sheep, Lamb, Hog, or Swine, passing on the same Day between the said Town of *Leek* and *Monyash*.

XVII. That

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XVII. That all the Monies which after the said First Day of *Application of Tolls.* *November* One thousand eight hundred and fifty-two shall remain in the Hands of the Trustees under the said Four firstly-recited Acts, with respect or in relation to the said Roads, or shall be received by the Trustees by virtue of this Act upon or in respect of the Roads, shall be applied as follows; that is to say,

Firstly, in paying and discharging the Expenses of obtaining and passing this Act, and carrying the same into effect, or incident thereto:

Secondly, in paying not exceeding Eighty-five Pounds a Year for the Salaries from Time to Time of the Clerks, Surveyor, and other Officers of the Trustees, including Law Charges (except Actions and Indictments), and also in paying the Expense of maintaining and keeping the Gates and Toll Houses on the said Roads in repair, and other such incidental Expenses:

Thirdly, in paying the Interest, after the Rate of One Pound and Ten Shillings *per Centum per Annum*, upon the Sum of Ten thousand three hundred and fifty-four Pounds, the Amount due on the said Roads:

Fourthly, in paying the Expense of maintaining, improving, and keeping in repair the said Roads, not exceeding the Sum of Eighty Pounds *per Annum*:

Fifthly, in reducing, paying off, and discharging, according to the Provisions of this Act, the said Debt or Sum of Ten thousand three hundred and fifty-four Pounds, or such Part or Parts thereof as shall from Time to Time be due and owing upon the Securities aforesaid.

XVIII. That when and so often as the Sum applicable to the Discharge of the Principal Monies for the Time being due on the Credit of the said Tolls shall amount to the Sum of One hundred Pounds the Trustees shall, at any general annual or other Meeting, apply such Sum in the Payment of a proportionate Part of the said Principal Monies to the Persons entitled thereto, and shall, Twenty-eight Days at least before such general annual or other Meeting, cause Notice to be given of such Meeting and of the Object or the Purpose thereof, so far as the same shall relate to the Application of such Sum, by Letter to each Creditor, or in some Newspaper published in the Counties of *Stafford* and *Derby*, and at such Meeting the Trustees shall apply such Sum, or a Portion thereof, (as the Case may require,) in or towards the Discharge of Monies owing on the Security of the said Tolls to the Creditor who shall by Proposal in Writing, transmitted to the Clerks of the Trustees before such Meeting, have offered to accept the lowest Composition in respect of such Monies, and after Payment to such Creditors as aforesaid shall apply the Surplus (if any) of such Sum, or a Portion thereof, (as the Case may

As to Mode of discharging Debt.

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may require,) in or towards the Payment of other Monies owing on the Security of the said Tolls, to the Creditor who by Proposal as aforesaid shall have offered to accept the next lowest Composition in respect of the Principal Monies due to him, and so in like Manner until the Sum applicable to such Payment shall be exhausted; and if and whenever Two or more Creditors by such Proposals as aforesaid shall have offered to accept an equal Rate of Composition, it shall be lawful for the Trustees to determine by Lot the Preference between or amongst such Creditors, or to pay such Composition rateably between or amongst such Creditors, as the Trustees shall think fit; and if there be no such Proposal as aforesaid, and if there be any Surplus applicable to such Payments, after applying the same, so far as may be necessary, in or towards the Discharge of the Monies to which such Proposals as aforesaid relate, the Trustees may apply the Sum applicable to such Payments, or the Surplus thereof, (as the Case may be,) rateably amongst the Creditors on the said Tolls.

Mortgagees
not to take
possession
but for
Arrears of
Interest.

XIX. That whenever and so long as the Interest upon the said Sum of Ten thousand three hundred and fifty-four Pounds shall be duly paid, at the Rate herein-before mentioned, within One Calendar Month next after the same shall become due, no Person entitled to such Sum, or to any Part thereof, shall be entitled to enter into possession of the Toll Gates, Bars, Chains, Toll Houses, or Buildings upon the said Roads, or into the Receipt of the Tolls arising therefrom, or of the Rent payable upon any Letting of such Tolls; and every Person entering into possession of such Toll Gates, Bars, Chains, Toll Houses, or Buildings, or into the Receipt of such Tolls or Rent, shall pay the Interest from Time to Time becoming due at the Rate herein-before mentioned upon the said Sum of Ten thousand three hundred and fifty-four Pounds, without any Priority or Preference, after reimbursing himself any Costs to which he may be entitled; and every such Person so being in possession or receipt as aforesaid shall, within Twenty-one Days next after he shall be required so to do by Notice in Writing from the Clerk of the Trustees for the Time being, render to such Clerk a full and true Account of his Receipts and Expenditure while so in possession or receipt as aforesaid, with proper Vouchers for the same; and if it shall appear by any such Account that the Interest due at the Rate herein-before mentioned on such Sum up to the last half-yearly or other Day of Payment, and all such Costs as aforesaid, have been fully paid and satisfied, then such Person shall, when thereunto required by the said Trustees, pay over to their Treasurer the Balance (if any) remaining in his Hands, and deliver up Possession of the said Toll Gates, Bars, Chains, Toll Houses, and Buildings, and the Receipt of the said Tolls and of any such Rents as aforesaid, to the said Trustees, or any Person appointed by them to receive the same.

XX. Whereas

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XX. Whereas the Trustees acting in the Execution of an Act of Parliament, intituled *An Act to amend and extend the Provisions of the Macclesfield and Buxton Road Act, to create a Term of Twenty-one Years, and for other Purposes*, are empowered and directed to pay to the said Trustees a Sum of Twenty Pounds *per Annum* for all the Tolls that they would be entitled to receive at *Ladmanslow Bar* from all Persons, Cattle, and Carriages, of what Nature or Kind soever, travelling on the *Congleton* and *Macclesfield* Roads, and coming upon the Roads authorized by this Act to be maintained at *Axe Edge*: Be it therefore enacted, That the said Trustees shall lease to the Trustees of the said first-named Act, for the Term created by this Act, the Tolls that they would be entitled to receive at *Ladmanslow Bar* from all Persons, Cattle, and Carriages, of what Nature or Kind soever, travelling on the *Congleton* and *Macclesfield* Roads, and coming upon the Roads authorized by this Act to be maintained at *Axe Edge*, for the Sum of Twenty Pounds *per Annum*; that the said Trustees shall keep in proper Repair so much of the Road authorized by this Act to be maintained as lies between the said Toll Bar called *Ladmanslow Bar* and a Place called *Otter Hole*, belonging to his Grace the Duke of *Devonshire*.

Power to lease Tolls at *Ladmanslow Gate* to *Macclesfield Road Trustees*.

XXI. That no Toll shall be taken or demanded by virtue of this Act for any Horse, Cattle, Beast, or Carriage, of any Nature or Kind whatsoever, passing along such Parts of the said Roads, and also along such Parts of certain Roads called the *Macclesfield* and *Buxton* Roads, as respectively lie between *Buxton* aforesaid and a certain Point called *Axe Edge*, being the Junction of the said Roads with the said *Macclesfield* and *Buxton* Road, except at a certain Toll Gate on the said Roads called the *Ladmanslow* Toll Bar, and also except at any Side Bars or Gates on the North-east Side of the said *Macclesfield* and *Buxton* Road lying between the Junction at *Axe Edge* aforesaid and the Bridge across the Watercourse at or near a certain Place called *Otter Hole* near *Buxton* aforesaid.

Provision as to Tolls between *Buxton* and *Axe Edge*.

XXII. That the Trustees shall, within Six Months after the passing of this Act, publish a Notice in Writing in some Newspaper published in *London*, and also in some Newspaper published in the County of *Stafford*, that all Bonds or Mortgages of the said Trust on which no Interest shall have been actually paid since the Year One thousand eight hundred and twenty-six will, within Twelve Months from the Date of such Advertisement, be absolutely extinguished, unless the Parties entitled thereto shall make claim to the same Bonds or Mortgages within such Period of Twelve Months; and such Notice shall contain the Description of such Bonds and Mortgages, and of the Owners thereof, as the same shall be then standing in the Books of the said Trustees; and unless such Claim shall be made within the

Notice to be given of unclaimed Debt, and for Extinguishment of same.

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Time limited as aforesaid, and according to such Advertisement, such Debts or Mortgages shall absolutely cease and determine at the Expiration of Twelve Months from the Day of the Insertion of such Advertisement.

Respecting
Tolls for
Lime, &c.
having
passed or
about to pass
over the
Congleton
Road.

XXIII. That no Horse or other Beast drawing any Cart or other Carriage employed in carrying any Lime, or Coals for burning Lime, to or from any of the Limekilns now erected or to be erected upon or near *Grin Pasture* in the Parish of *Hartington* in the said County of *Derby*, or within Two Miles of the Place where the *Ladmanslow* Toll Gate is now standing on the said Road between *Leek* and *Buxton*, or going or returning empty for such Purpose, which shall have passed down or be going to pass up the Hill or Road called the *Terret*, and along any Part of the Road leading between *Buxton* and *Congleton*, commonly called the *Congleton* Road, shall be charged with any greater Toll than the Sum of One Penny for passing through any Turnpike or Turnpikes erected or to be erected between the present Bar at or near *Flash* in the County of *Stafford* and the Junction of the said *Congleton* Road, or the respective Terminations of the said Roads at or near *Brierly* Bar and *Buxton* aforesaid; and that no Horse or other Beast drawing any Cart or other Carriage employed in carrying Coals only towards *Ladmanslow*, for any other Purpose than for burning of Lime at any of the said Limekilns erected or to be erected as aforesaid, or going empty for such Coal, and having passed down or being about to pass up the *Terret* aforesaid, and along any Part of the said *Congleton* Road, shall be charged with any greater Toll than the Sum of One Penny Halfpenny for passing through any Turnpike or Turnpikes erected or to be erected as last aforesaid; and that no Horse or other Beast not drawing, but employed in carrying only Coals or Lime to or from any of the said Limekilns, which shall have passed down or be going to pass up the *Terret* aforesaid, and along any Part of the said *Congleton* Road, shall be charged with any greater Toll than the Sum of One Farthing for passing through any such Turnpike or Turnpikes erected or to be erected as aforesaid.

Respecting
Tolls on
Lime, &c.
having
passed or
about to pass
over the
Macclesfield
Road.

XXIV. That no Horse or other Beast drawing any Cart or other Carriage employed in carrying only Lime, or Coals for burning Lime, to or from any of the Limekilns now erected or to be erected upon or near *Grin Pasture* in the Parish of *Hartington* in the said County of *Derby*, or within Two Miles of the Place where the *Ladmanslow* Toll Gate is now standing on the said Road between *Leek* and *Buxton*, or going or returning empty for such Purpose, which shall have passed or be going to pass along any Part of the Road leading between *Buxton* and *Macclesfield*, and commonly called the *Macclesfield* Road, shall be charged with any greater Toll than the Sum of One Penny Halfpenny for passing through any Turnpike or Turnpikes erected or

to

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to be erected between the present Bar at or near *Flash* in the County of *Stafford* and the Junction of the *Macclesfield* Road, or the said respective Terminations of the said Roads at or near *Brierly* Bar and *Buxton* aforesaid; and that no Horse or other Beast not drawing, but employed in carrying only Coals or Lime to or from any of the said Limekilns, which shall have passed or be going to pass upon the said *Macclesfield* Road, shall be charged with any greater Toll than the Sum of One Farthing for passing through any such Turnpike or Turnpikes erected or to be erected as aforesaid.

XXV. That no more Toll shall be taken at any Gate erected or to be erected upon any Part of the said Roads between the present Situation of the Bar near *Leek* called *Leek Edge* Bar and the respective Terminations of the said Roads at *Brierly* and *Buxton* aforesaid, than the Sum of Fourpence for any Horse or other Beast drawing any Cart or other such Carriage going empty for the Purpose of carrying or being laden with Lime only for manuring of Land, or returning empty having been so laden, or more than the Sum of One Penny for any Horse or other Beast not drawing, but employed in carrying Lime as aforesaid; and that only Two such Tolls shall be taken in the whole on the same Day at any Gate or Gates so erected or to be erected between *Leek Edge* Bar and the respective Terminations aforesaid.

Limitation of
Tolls on
Lime for
manuring
Land.

XXVI. That it shall be lawful for the Trustees to sell and dispose of, in accordance with the Provisions of the General Turnpike Acts, any Toll Houses, Toll Gates, Toll Bars, and their Appurtenances, situate and being upon any Roads comprised in the said Second District of Roads, and which are given up or abandoned by the said Trustees under the Provisions of this Act, and to apply the Purchase Monies to arise therefrom to the Construction of new Toll Gates, Toll Bars, or Toll Houses which may be required for the Purposes of this Act: Provided always, that the Trustees shall not be authorized to sell and convey the Land upon which such Toll Houses now stand, unless the same shall have been originally purchased by the said Trustees.

Trustees may
sell useless
Toll Gates.

XXVII. That it shall not be lawful for the Trustees to borrow any further Sum or Sums of Money on the Credit of the Tolls by this Act authorized to be taken.

No more
Money to be
borrowed on
the Credit of
the Tolls.

XXVIII. That this Act or anything therein contained shall not exempt the Roads from the Provisions of any General Act relating to the Consolidation or other improved Management of Turnpike Roads which may pass during the present or any future Session of Parliament.

Roads not
exempt from
Provisions of
future Gene-
ral Acts.

XXIX. That

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Expenses of
Act.

XXIX. That the Expenses of obtaining and passing this Act or incident thereto shall be paid out of the Monies whatsoever applicable to the Purposes of the said recited Acts with respect or in relation to the said Roads, and this Act or either of them, now in or which shall hereafter come to the Hands of the Trustees, and in preference to all other Charges whatsoever.

LONDON:

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