



ANNO SECUNDO & TERTIO

VICTORIÆ REGINÆ.

Cap. xlviii.

An Act for building a Bridge over the River *Leven* in the County of *Fife*, and otherwise improving the Road from *Boreland Loan* to *Sconie Bridge*.
[1st July 1839.]

WHEREAS an Act was passed in the Thirtieth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for making and repairing the Road from Newmiln Bridge, by Foodies Mill, Inverkeithing, Aberdour, Kirkaldy, Galatown, and Cameron Bridge, to Crail, and other Roads in the County of Fife*: And whereas another Act was passed in the Thirty-seventh Year of the Reign of His said late Majesty, intituled *An Act for enlarging the Terms and Powers of an Act passed in the Thirtieth Year of His present Majesty, intituled 'An Act for making and repairing the Road from Newmiln Bridge, by Foodies Mill, Inverkeithing, Aberdour, Kirkaldy, Galatown, and Cameron Bridge, to Crail, and other Roads in the County of Fife;'* and for making and repairing the other Roads in the said County: And whereas another Act was passed in the Forty-seventh Year of the Reign of His said late Majesty, intituled *An Act for continuing the Term and altering and enlarging the Powers of Two Acts, passed in the Thirtieth and Thirty-seventh Years of His present Majesty, for making and repairing certain Roads in the County of Fife, and for making and keeping in repair, and for making and repairing, other Roads in the said County*: And whereas another Act was passed in the Tenth Year of the Reign of His late Majesty King

30 G. 3. c. 93.
37 G. 3. c. 180.
47 G. 3. c. 11.

[Local.] 12 T

10 G. 4. c. 84. King George the Fourth, intituled *An Act for repairing and keeping in repair the Turnpike Roads in the County of Fife, for rendering Turnpike certain Statute Labour and Parish Roads, and for making and repairing certain new Roads in the said County*: And whereas another Act was passed in the First and Second Years of the Reign of His late Majesty King William the Fourth, intituled *An Act for amending and making more effectual the Laws concerning Turnpikes in Scotland*: And whereas the Trustees acting under the said first Four recited Acts were authorized to repair, alter, and keep in repair, amongst other Roads, the Road from the Turnpike Road at the Foot of the *Boreland Loan* above *Dysart*, by *East Wemyss Mooredge*, and the *Sawmill Ford*, or thereby, till it joins the Turnpike Road near to *Scoonie Bridge* leading through or into the Parishes of *Dysart, Wemyss, Markinch, and Scoonie*; but in consequence of there being no Bridge on the same across the River *Leven*, the Utility and Convenience of the said Road is greatly impaired, and it would be highly advantageous to the Public and to the Inhabitants of the said County if a suitable Bridge were built over the said River, and further Powers were granted for improving the said Road; but as the same cannot be effected without the Aid and Authority of Parliament, May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in Parliament assembled, and by the Authority of the same, That so much of the said recited Act of the Tenth Year of the Reign of His late Majesty King George the Fourth, in so far as it relates to the said Road from the Turnpike Road at the Foot of the *Boreland Loan* above *Dysart*, by *East Wemyss Mooredge* and the *Sawmill Ford*, or thereby, till it joins the Turnpike Road near to *Scoonie Bridge*, shall be and the same is hereby repealed, save and except so much thereof as repeals any other Act or Acts of Parliament relating to the said Road; and instead of the said Act of the Tenth Year of the Reign of His said late Majesty this Act shall commence and take effect and be put into execution for and during the Term herein-after mentioned.

Part of
10 G. 4. c. 84.
in part re-
pealed.

Powers of
1 & 2 W. 4.
c. 43. ap-
plied to this
Act.

II. And be it enacted, That the said recited Act of the First and Second Years of the Reign of His late Majesty King William the Fourth, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, (save and except such Parts thereof as are hereby expressly varied, altered, or repealed,) shall be applied to this Act, and to the said Bridge and Road hereby authorized to be made and maintained, and shall be good, valid, and effectual, for the taking of Land and other Heritages, for acquiring and shutting up Ferries, Fords, and Passages for the Purposes thereof, and for levying the Tolls and Duties on the said Bridge and Road, and carrying all the other Purposes of this Act into execution, as if the same had been herein repeated and re-enacted.

Trustees
appointed.

III. And be it enacted, That *James Erskine Wemyss* of *Torry* and *Wemyss*, Captain in Her Majesty's Royal Navy; *Charles Maitland Christie* of *Durie* in the said County; *John Peter junior*,

junior, of *Kirkland Works*; *John Balfour* of *Leven Mills*; *James Anderson* of *Durie Foundry*; and *John Haig* of *Cameron Distillery*, all in the said County, and Three Persons to be named, elected, and appointed as after mentioned, and their Successors, to be elected or appointed in manner herein-after mentioned, shall be and they are hereby nominated and appointed Trustees for putting into execution all the Powers in and by this Act given and granted: Provided always, that no Person in this Act named shall be capable of acting, nor shall any Person hereafter be capable of being elected or appointed by Authority of this Act, or if so elected or appointed be capable of acting as a Trustee for the Purposes of this Act, unless he shall be of Twenty-one Years of Age or upwards, and shall be possessed of Real or Personal Estate, separately or together, of the clear Value of Five hundred Pounds, after Payment of his Debts.

Qualification
of Trustees.

IV. And be it enacted, That it shall and may be lawful for the said Trustees, or any Three or more of them, and they are hereby authorized and required, at one or other of the Three First General Meetings to be holden in pursuance of this Act, to elect any Number of Persons, not exceeding Three in the whole, to be Trustees for the Purposes of this Act, together with the said Trustees hereby appointed; and every Person who shall be so elected shall have the same Power and Authority to act as a Trustee in the Execution of the Powers and Authorities hereby granted as if he had been named a Trustee by this Act.

Power to
appoint ad-
ditional
Trustees.

V. And be it enacted, That whenever any Trustee named in or hereafter to be appointed under or by virtue of this Act shall die, resign, or refuse to act, it shall be lawful for the surviving or continuing Trustees, and they are hereby authorized and required, from Time to Time, at any Meeting to be held in pursuance of this Act after the Decease, Resignation, or Refusal to act of any such Trustee, to elect some fit and proper Person to be a Trustee in the Room of every Trustee so dying, resigning, or refusing to act; and every Person who shall be so elected a Trustee, if duly qualified, shall and may act with the surviving or continuing Trustees in the same Manner and with the same Powers as if he had been originally named a Trustee in this Act.

Election of
Trustees on
Vacancy.

VI. And be it enacted, That the said Trustees shall hold their First General Meeting by virtue of this Act at the *New Inn, Leven*, or at any other convenient Place within Ten Miles thereof, on the Fourth *Tuesday* after the passing of this Act, or as soon thereafter as conveniently may be, and shall proceed to the Execution of this Act, of which General Meeting Notice shall be given by Advertisement to be published twice at least in One or more of the Newspapers of the said County, or if no Newspaper shall be published in the said County then in One or more of the *Edinburgh* Newspapers usually circulated in the said County Ten Days at least before the Day of Meeting; and the said Trustees shall in each and every Year thereafter during the Continuance of this Act hold Two General Meetings, to be called by Advertisement in the Manner provided

First and
subsequent
Meetings of
Trustees.

vided for as to the said First General Meeting, the First General Meeting to be held at *Leven* on the First *Tuesday* of *March*, and the Second to be held at *Kirkaldy* on the First *Saturday* of *August* in each such Years; and at all General Meetings of Trustees under this Act the Majority of Trustees assembled, the Number present being not less than Three, shall and they are hereby authorized to do, order, and perform all Acts, Matters, and Things which the Trustees appointed by this Act are authorized to do, order, and perform; and all such Acts, Matters, and Things so done, ordered, and performed shall be as good, valid, and effectual as if the same were done by the whole of the said Trustees.

Power to
make Bridge
and Road.

VII. And be it enacted, That it shall be lawful for the said Trustees and they are hereby empowered to build or cause to be built a Bridge over the said River *Leven*, at a suitable Point between the Ford on the said River known by the Name of the *Saw Mill Ford* and the present Chain Foot Bridge, with proper Approaches thereto; and to make, alter, amend, widen, repair, and improve, or cause to be made, altered, amended, widened, repaired, and improved, the said Road from the Turnpike Road at the Foot of *Boreland Loan* above *Dysart*, by *East Wemyss Mooredge* and the *Saw Mill Ford*, or thereby, according to a Map or Plan, with Sections thereto, of the said Bridge and Road, deposited with the principal Sheriff Clerk of the said County of *Fife*, or as near thereto as may be; and to cut and make such Drains and other Outlets for Water through any Grounds adjoining or lying contiguous thereto, to make such Embankments, Foundations, Footpaths, and Fences, to erect, repair, and maintain Abutments, Piers, Bridges, Arches, Culverts, Weighing Machines, Repositories for storing Materials for making and repairing the said Bridge and Road, and for other Uses and other Works connected with the said Bridge and Road, as they shall think expedient, and for these Purposes to take and use any Lands, Tenements, or other Heritages, making or tendering Compensation to the Owners thereof and Persons interested therein for the same, or for the Damage they may sustain by the Execution of this Act, in the Manner provided for by the herein-before recited Act of the First and Second Year of the Reign of His late Majesty King *William* the Fourth.

Trustees
under
47 G.3. c.12.
may con-
tribute to
building the
Bridge.

VIII. And whereas by an Act passed in the Forty-seventh Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for further regulating and converting the Statute Labour in the County of Fife, and for more effectually making and repairing the Highways, Bridges, and Ferries within the said County*, the Trustees acting under and by virtue of the same are authorized and empowered, at the First General Meeting of the said Trustees assembled, or at any Annual General Meeting in *May* at which they shall be assembled under the Authority of the said Act, to appropriate and set apart, from the general Funds of the said County arising from the Conversion of Statute Labour from the Ploughgates of Lands leviable within the same, a Sum not exceeding Two Shillings and Sixpence Sterling on each Ploughgate of Land within the said County, to be paid from the Ploughgates of the respective Districts of the said County, according to the Number of Ploughgates within
the

the said respective Districts, out of the Produce of the Ploughgates leviable therein, to be applied in building and repairing such Bridges within the said County as the said General Meeting shall deem expedient to be built or repaired, and the Expence of which shall exceed the Sum of Three hundred Pounds Sterling: And whereas Doubts might arise whether, under the Provisions of the said last-recited Act, the Trustees thereof would be authorized to appropriate and set apart as aforesaid any of the said Funds towards building the Bridge hereby authorized to be built, and it is expedient that such Doubts should be removed; be it enacted, That it shall be lawful for the Trustees acting under the said last-recited Act, at any General Meeting to be held after the passing of this Act, to appropriate, set apart, and pay over, from and out of the said general Funds of the said County, to the Trustees appointed or to be appointed under this Act, such Sums or Sum of Money as to the said Trustees acting under the said last-recited Act may appear just and proper: Provided always, that such Sums or Sum so to be appropriated, set apart, and paid over as aforesaid shall be applied towards building the Bridge hereby authorized to be built, or to repaying the Monies borrowed on account thereof, and to no other Use or Purpose whatsoever.

IX. And be it enacted, That it shall be lawful for the said Trustees and they are hereby empowered to erect, at, near, upon, or across the said Bridge hereby authorized to be built, or upon or across the said Approaches, or any or either of them, or any Part thereof, or upon the Sides of such Approaches or either of them, or of any Part thereof respectively, and also upon any Part of the said Road hereby authorized to be made and maintained, or on the Sides thereof, when and where and as they shall judge necessary, such Number of Toll Gates or Toll Bars and Toll Houses, and other Houses, Outhouses, and Conveniences for the Toll Gatherers to be appointed thereto, and from Time to Time to alter or take down and rebuild, or to discontinue and remove the same or any of them, as they the said Trustees shall think proper.

Power to erect Toll Gates.

X. And be it enacted, That it shall be lawful for the said Trustees, or any Person authorized by them for that Purpose, to demand and take, or cause to be demanded and taken, at some one of the Toll Gates or Toll Bars to be erected at, near, upon, or across the said Bridge, or upon or across the said Approaches, or any or either of them, or of any Part thereof, or upon the Sides of such Approaches, or either of them, or any Part thereof as aforesaid, before any Person, Horse, Beast, or other Cattle, or any Carriage, shall be permitted to pass through the same or over the said Bridge, any Tolls not exceeding the Tolls herein-after mentioned; (that is to say,)

Tolls to be taken on the Bridge.

For every Person on Foot or otherwise, with Liberty to repass the same Day free of Toll, One Halfpenny:

For every Horse or other Beast of Draught whatsoever, drawing any Coach, Barouche, Berlin, Chariot, Landau, Chaise, Curricule, Calash, Chair, Hearse, or other such Carriage, or any Stage

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Coach,

- Coach, Long Coach, or Diligence, or Carriage of the like Description, each Time of passing, Three-pence :
- For every Horse or other Beast of Draught whatsoever, drawing any Taxed Cart, each Time of passing, Two-pence :
- For every Horse, or other Beast of Draught whatsoever, drawing any Waggon, Wain, or Cart, or other such like Carriage, each Time of passing, Two-pence :
- For every Horse or other Beast of Burden whatsoever, laden or unladen, and not drawing, each Time of passing, One Penny :
- For every Horse, or other Beast whatsoever whereon any Person shall ride, or which shall be led, each Time of passing, One Penny :
- For every Score of Oxen or Neat Cattle, and so on in proportion for any greater or lesser Number, each Time of passing, Ten-pence :
- For every Score of Calves, Hogs, Sheep, Lambs, or Goats, and so on in proportion for a greater or less Number, each Time of passing, Five-pence :
- For every Carriage moving or propelled by Steam or Machinery, or by any other Power than Animal Power, Two Shillings.

Tolls to be
taken on the
Road.

XI. And be it enacted, That it shall also be lawful for the said Trustees, or any such Person authorized by them as aforesaid, to demand or take, or cause to be demanded and taken, at some One of the Toll Gates or Toll Bars to be erected on the said Road or Sides thereof as aforesaid, before any Carriage, Horse, Beast, or other Cattle shall be permitted to pass through the same, any Tolls not exceeding the Tolls herein-after mentioned; (that is to say,)

For every Horse or Beast of Draught drawing any Coach, Barouche, Berlin, Chariot, Landau, Chaise, Curricule, Calash, Chair, Hearse, or other such Carriage, or any Stage Coach, Long Coach or Diligence, or Carriage of the like Kind, where only One is drawing any such Carriage, Nine-pence :

And where more than One is employed in drawing any such Carriage, One Shilling for each Horse or Beast not exceeding Six :

And for One Horse or Beast of Draught drawing a Taxed Cart, Six-pence :

For every Horse or Beast of Draught drawing any Waggon, Wain, or Cart, or other such like Carriage, where One only is drawing, and where any such Carriage and the Loading thereof taken together shall not exceed Twenty-five Hundred Weight, Four-pence :

And where such Carriage and Loading shall exceed Twenty-five Hundred Weight and shall not exceed Thirty Hundred Weight, Sixpence :

And where such Carriage and Loading shall exceed Thirty Hundred Weight and shall not exceed Thirty-five Hundred Weight, Eight-pence :

And where any such Carriage and Loading shall exceed Thirty-five Hundred Weight and shall not exceed Forty Hundred Weight, Ten-pence :

And in addition, for every Hundred Weight which such Carriage and Loading shall weigh above Forty Hundred Weight and not exceeding Forty-five Hundred Weight, Two-pence :

And

And for every Hundred Weight which such Carriage and Loading shall weigh above Forty-five Hundred Weight, Sixpence *per* Hundred Weight :

And for every Horse or other Beast of Draught that shall be employed in drawing any such Waggon, Wain, Cart, or other like Carriage, when more than One, for each such additional Horse or Beast of Draught, Two-pence :

For every Horse, Mule, or Ass Beast, whereon any Person shall ride, Three-pence :

For every Horse or Mule unladen and not drawing, Two-pence Halfpenny :

For every Score of Oxen or Neat Cattle One Shilling and Eight-pence, and so in proportion for any greater or lesser Number :

For every Score of Calves, Hogs, Sheep, Lambs, or Goats, Ten-pence, and so in proportion for any greater or less Number :

For every Carriage moving or propelled by Steam or Machinery, or by any other Power than Animal Power, Two Shillings.

XII. And be it enacted, That every Waggon, Wain, Cart, or such other like Carriage as aforesaid, having the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards, and being cylindrical, that is to say, of the same Diameter on the Inside next to the Carriage and on the Outside, and in every intermediate Part between the Inside and Outside, so that when rolling on a flat Surface the whole Breadth of such Fellies shall bear so equally on such flat Surface that the opposite Ends of the Axletrees of such Carriages, as far as the same shall be inserted in the Naves of the Wheels, shall not form an Angle with each other, but shall be in the Continuance of one straight Line, so that in each Pair of Wheels belonging to such Carriages the lower Parts which shall rest on the Ground shall be at the same Distance from each other as the upper Part of the said Pair of Wheels, and, further, having the Nails sunk level with the Rings on the Wheels, shall be chargeable with only One Half of the Toll herein-before granted upon Waggons, Wains, Carts, or other such like Carriages, or upon each Horse or Beast of Draught drawing the same ; and every Waggon, Wain, Cart, or such like Carriage with Four Wheels, having the Fellies thereof of the Breadth of Six Inches or upwards, and being cylindrical, and the Nails sunk level with the Ring as particularly before specified, or Horse or Horses, or Beast or Beasts of Draught, drawing the same, shall be chargeable with only Two Fifth Parts of the Toll herein-before granted upon Waggons, Wains, Carts, or other such like Carriages : Provided also, that every Person claiming the Privilege hereby granted to broad-wheeled Carriages shall permit the same to be examined and measured by any Person concerned in the Collection of the said Tolls.

Broad-wheeled Waggons of a certain Description to pay Two Fifths only of the Toll payable by other Waggons.

XIII. And be it enacted, That where the Wheels of any Carriage shall run otherwise than on a flat Surface upon the Road, every Horse or Beast of Draught drawing such Carriage shall be subject to the Payment of Double Toll ; and every such Carriage moving or propelled by Steam or Machinery, or by any other Power than Animal Power, shall also be subject to the Payment of Double Toll.

Double Toll for Wheels not having a flat Surface.

XIV. And

Penalty for drawing Timber except on Carriages.

XIV. And be it enacted, That it shall not be lawful for any Person or Persons to carry on the said Bridge or Road any Wood or Timber exceeding Thirty Feet in Length, save and except such Wood or Timber so exceeding Thirty Feet in Length shall be drawn upon a Cart or Carriage or Carriages having Four Wheels, and placed parallel with the Shafts of the Carriage or Cart; and every Person offending in manner aforesaid shall for each and every such Offence forfeit and pay any Sum not exceeding Forty Shillings over and above the Damages thereby occasioned.

Fractional Part of a Halfpenny in Toll.

XV. And be it enacted, That in all Cases where there shall be a fractional Part of a Halfpenny in the Calculation of the Tolls hereby granted and authorized to be taken, or any of them, the Sum of One Halfpenny shall be taken in lieu of such fractional Part.

Ferries and Fords to be discontinued.

XVI. And whereas, in order to render productive the Tolls herein-before authorized to be collected for the Purposes of this Act, it is expedient that the Ferries and Fords herein-after described should be shut up, stopped, and discontinued; be it therefore enacted, That so soon as the whole of the legal Ferries between the Mouth of the said River *Leven* and the Ford known by the Name of the *Kirkland Ford*, including the said *Kirkland Ford*, shall have been purchased and acquired by the said Trustees in the Manner herein-after mentioned, and the said Bridge shall have been erected and made passable, all such legal Ferries and Fords between the Mouth of the said River and the said *Kirkland Ford*, including the said *Kirkland Ford*, shall be thenceforth discontinued, shut up, and stopped in such Way or Manner as may appear to the said Trustees most effectual, and it shall not thereafter be lawful for any Person to pass the said River, or to cause or allow any Carriage, Horse, Cattle, or Sheep, Lime or Coal, or other Mineral, or any Goods, Wares, or Merchandize, Farm Produce, or other Commodities, to pass or be carried through, across, or over the said River, or to carry for Hire any Person, or any Animal, Coal or other Mineral, Lime, Goods, Wares, and Merchandize, Farm Produce, or other Commodities, across the said River, at any Place between the said Mouth and Ford, including the said Ford, except along the Bridge hereby authorized to be built; and if any Person shall after the Time aforesaid pass, or ride, lead, or drive any Carriage, Horse, Cattle, or Sheep, or cause any Horse, Cattle, or Sheep, or any Animal, Coal or other Mineral, Lime, Goods, Wares, Merchandize, Farm Produce, or other Commodities, to be ridden, driven, led, or carried through, across, or over the said River, or carry for Hire any Person, or any Animal, Coal or other Mineral, Lime, Goods, Wares, Merchandize, Farm Produce, or other Commodities, across the said River, contrary to the Directions herein-before contained, whereby the Payment of any of the said Tolls or any Part thereof shall be avoided, or if any Person shall pull down, destroy, or fill up any Ditch, or any Wall, Rail, or other Erection for preventing such Passage, every Person so offending in any of the Cases aforesaid shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

XVII. Pro-

XVII. Provided always, and be it enacted, That nothing in this Act contained shall prevent or hinder any Person who shall be the Lessee or Occupier of any Farm on both Sides of the said River, and intersected by the same, or the Families or Person in the Employ of any such Person, or any Horse or other Beast of Draught, or Carriage, belonging to any such Person, employed only in the proper Business of such Farm, or in carrying or conveying any Ploughs, Harrows, or Implements of Husbandry, or any Hay, Straw, Manure, Dung, Fodder for Cattle, or Corn in the Straw, produced on any such Farm, or Seaweed, or Machines for draining, collected and used on such Farm, or other Produce of the same, or any other Horse or Beast of Draught, or Sheep or Cattle, belonging to any such Person, from passing over or through the said River from one Part of such Farm to another; and it shall not be lawful for the said Trustees to ask for, take, or levy any of the Tolls herein-before granted, nor shall any such Person be liable in any Penalty for any such Passage, any thing herein contained to the contrary notwithstanding.

Exemption
of Occupiers
of Farms on
both Sides of
the River.

XVIII. And be it enacted, That if at any Time the Passage over the said Bridge shall become impassable or unsafe for Carriages, Horses, Cattle, and Passengers, the said Trustees shall and they are hereby empowered to cause the same to be forthwith repaired and rebuilt, and made safe and commodious for the Passage of Carriages, Horses, Cattle, and Passengers, and in the meantime, until the said Bridge shall be repaired or rebuilt, and made safe and commodious, it shall be lawful for the said Trustees, during such Time as the said Bridge shall be impassable and unsafe as aforesaid, and as shall be necessary for repairing or rebuilding the said Bridge or any Part thereof, to erect, construct, or provide a temporary Bridge, or to provide such proper and convenient Ferry, and Ferry Boats and Barges, for the Passage of Carriages, Horses, Cattle, and Passengers over the said River, as they shall think proper; and it shall be lawful for the said Trustees, or such Person or Persons as they may appoint for that Purpose, to ask for, demand, and take, for the Passage of such Carriages, Horses, Cattle, and Passengers, such Tolls as are herein-before authorized to be demanded and taken at the said Bridge and Approaches thereto: Provided always, that such Ferry shall continue for such Time only as shall be necessary for repairing or rebuilding the said Bridge.

Ferry Boats
to be pro-
vided in
case of
Accident to
the Bridge.

XIX. And be it enacted, That it shall not be lawful for the said Trustees to commence building the said Bridge until Compensation for all and any legal Ferries to be discontinued and shut up in virtue of this Act shall have been made to the Proprietors thereof and others interested therein; and in case the Parties shall not agree with respect to such Compensation with the said Trustees, the same shall be settled and ascertained by the Verdict of a Jury in the Manner provided for by the said recited Act of the First and Second of *William* the Fourth in respect of the Compensation to be made for Lands and other Heritage necessary to be obtained for Turnpike Roads.

Bridge not
to be built
until Ferries
purchased.

XX. And whereas a Foot Bridge has been placed across or over the said River at or near the said *Kirkland Ford*, for the Use of the

Use of Kirk-
land and
Sawmill

[Local.]

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Lessees

Ford Foot Bridge continued to Occupiers of Kirkland Works and Leven Mills respectively.

Lessees and Occupiers of the *Kirkland* Works and their Families, and the Persons in their Employ, and another Foot Bridge across or over the said River at or near the said *Sawmill Ford* for the Use of the Lessees and Occupiers of the *Leven* Mills and their Families, and the Persons in their Employ; be it enacted, That nothing in this Act contained shall authorize the said Trustees to shut up or remove the said Foot Bridges, or to prevent the said Lessees and Occupiers, or their Families, or Persons in their Employ, from passing or using the said Foot Bridges, or to ask for, take, or levy any of the Tolls herein-before granted of or from the said Lessees and Occupiers, or their Families, or Persons in their Employ, respectively passing or using the said Foot Bridges: Provided always, that the South Approaches to the said Foot Bridges be absolutely within the Premises belonging to the Occupiers of the *Kirkland* Works and *Leven* Mills respectively.

Annual Accounts to be transmitted to Sheriff Clerk.

XXI. And be it enacted, That on or before the First Day of *January* in each and every Year the said Trustees shall and they are hereby required to prepare or cause to be prepared an abstract Account, showing under distinct and separate Heads the total Receipts and Expenditure of all Funds levied under this Act during the Year ending on the Eleventh Day of *November* immediately preceding such First Day of *January*, with a Statement of the Balance of the same; which Abstract shall be duly certified by not less than Three of the said Trustees; and on or before the said First Day of *January* the said Trustees shall transmit or cause to be transmitted, free of Charge, a Copy of the said Abstract to the principal Sheriff Clerk of the said County of *Fife*, which shall be open at all reasonable Hours to the Inspection of the Public on Payment by each Person to the said Sheriff Clerk of a Fee of One Shilling for each such Person for every Inspection, and the further Sum of One Shilling for every Hour during which such Inspection shall continue after the first Hour; and if the said Trustees shall fail to prepare or send in the said Abstract in manner herein-before provided, such Trustees shall forfeit a Sum not exceeding Forty Shillings for each Day after the said First Day of *January* during which they shall so fail, to be recovered by and paid to any Person who shall sue for the same, to be levied by summary Process.

Tolls on the Bridge to cease when Debts paid.

XXII. And be it enacted, That when and so soon as the whole Monies which may have been borrowed on the Credit of the Tolls granted by this Act, and Interest thereon, and all Debts incurred in carrying this Act into execution, shall have been paid and discharged, as the same shall be certified by the said herein-before mentioned Abstract, the Tolls and Duties hereby authorized to be levied for passing or using the said Bridge shall cease and determine, and be no longer paid or payable.

If Land not contracted for within Three Years, Power to take Pro-

XXIII. And be it enacted, That unless the said Trustees shall within the Space of Three Years, to be computed from the Day of the passing of this Act, agree for, and cause to be valued and paid for, the Lands, legal Ferries, and other Heritage which they are by this Act empowered to take or use, or otherwise so much thereof
as

as shall be by them deemed necessary and proper for the Purposes of this Act, then and from thenceforth the Powers which are granted to them for the compulsory taking of such Lands, legal Ferries, and other Heritage shall cease and be utterly void, save in so far as the same shall have been previously exercised.

perty on
Compulsion
to cease.

XXIV. And be it enacted, That the said Trustees shall and they are hereby authorized and directed to apply the Monies to be raised or received under the Authority of this Act, and also all Tolls hereby granted, in the Order and Manner following; (that is to say,) in the first place, in paying and defraying the Costs, Charges, and Expences incident to and attending the applying for and obtaining the passing of this Act, and in making or obtaining of Surveys, Plans, Sections, and Estimates for the said Bridge and Approaches, and the said Road and Works connected therewith; in the second place, in paying the Costs, Charges, and Expences incident to and attending the erecting and building the said Bridge and in making the Approaches thereto, and in making the said Road and all other Works and Things necessary and requisite for completing and maintaining the said Bridge and Approaches and the said Road; and in the third place, after the said Bridge and Approaches and the said Road shall be completed and open to the Public, all and singular the Tolls hereby granted, and Sums of Money collected and arising therefrom, shall be applied by the said Trustees in the Payment and Discharge of the Costs, Charges, and Expences attending the Maintenance and Repair of the said Bridge and Approaches and the said Road, and all Salaries of Officers and other incidental Expences in any ways relating to the due Execution of this Act; and in the fourth place, in Payment to every Person who shall have advanced, by way of Loan or otherwise, any Money or Security for the Purposes of this Act on Interest, after such Rate *per Annum* as shall have been or may be agreed upon, the several Sums so by them advanced or lent respectively; and after such Payment thereof, in the fifth place, in providing a Sinking Fund of such an Amount, and investing it in such a Way, as the said Trustees shall think proper, and which Sinking Fund shall and is hereby directed to be applied towards the gradual Extinction and Liquidation of the Debts which may be at any Time incurred under the Authority of this Act.

Application
of Monies
raised.

XXV. And be it enacted, That the Powers granted by this Act shall commence from and after the passing thereof, and shall continue and be in force during the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

Term of
Act.

XXVI. And be it 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.

Public Act.

