



ANNO PRIMO & SECUNDO

GULIELMI IV. REGIS.

Cap. lxxii.

An Act for more effectually repairing the Road from *North Shields* in the County of *Northumberland* to the Town of *Newcastle upon Tyne*, and certain Branches communicating therewith; and also for making and repairing additional Branches of Road. [6th September 1831.]

WHEREAS an Act was passed in the Twenty-second Year of the Reign of His late Majesty King *George* the Second, intituled *An Act for repairing the Road from North Shields in the County of Northumberland to the Town of Newcastle upon Tyne*: And, whereas another Act was passed in the Fourteenth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to enlarge the Term and Powers of an Act passed in the Twenty-second Year of His late Majesty King George the Second, for repairing the Road from North Shields in the County of Northumberland to the Town of Newcastle upon Tyne*: And whereas another Act was passed in the Thirty-sixth Year of the Reign of His said late Majesty King *George* the Third, intituled *An Act for continuing the Term of certain Acts for repairing the Road from North Shields in the County of Northumberland to the Town of Newcastle upon Tyne*:
22G.2. c.9.
14G.3. c.115.
36G.3. c.130.

[Local.]

Tyne:

50 G. 3. c. 49. Tyne: And whereas another Act was passed in the Fiftieth Year of the Reign of His said late Majesty King George the Third, intituled *An Act to continue and amend Three Acts, passed in the Twenty-second Year of His late Majesty and the Fourteenth and Thirty-sixth Years of His present Majesty, for repairing the Road from North Shields in the County of Northumberland to the Town of Newcastle upon Tyne, and to make and repair certain additional Branches of Road communicating therewith*: And whereas another Act was passed in the First Year of the Reign of His late Majesty King George 1 G. 4. c. 64. the Fourth, intituled *An Act for continuing and amending Four Acts of Their late Majesties King George the Second and King George the Third, for repairing the Road from North Shields in the County of Northumberland to the Town of Newcastle upon Tyne, and certain Branches communicating therewith*: And whereas several considerable Sums of Money have been borrowed on the Security of the Tolls authorized to be collected by the said recited Acts or some of them, a great Part of which Money still remains due: And whereas the Communication between the Towns of *North Shields* and *Newcastle upon Tyne* would be rendered easier and more convenient if a new Branch Road were made, commencing at or near to a Place called the *Red Barns*, on the Western Branch of the present Road, and carried across the *Ouseburn* by means of a Bridge of sufficient Height and Dimensions, and continued till it terminated at and communicated with the present Road at or near to a Place called *Byker Bar*, which proposed new Branch would pass through or into and be within such Part of the Parish or Parochial Chapelry of *All Saints* as is situate in the County of the Town of *Newcastle upon Tyne* and the Township of *Byker* in such Part of the same Parish or Parochial Chapelry as is situate in the County of *Northumberland*; and also if another new Branch Road were made, commencing at or near to a Place called *Percy Main High Row*, on the present Road, and continued in a South-easterly Direction till it, by means of Two Terminations, communicated with or terminated at, as well the West End of a Street called *Union Street*, in *North Shields*, as also a public Street near the new Quay in *North Shields*, which last-mentioned proposed new Branch would pass through or into and be within the Townships of *Chirton* and *North Shields*, or One of them, in the Parish of *Tynemouth* in the County of *Northumberland*: And whereas the Money which still so remains due upon the Security of the said Tolls as aforesaid cannot be paid off, nor can the present Road and Branches be kept in repair, nor the said proposed Branches made, unless the Tolls authorized by the said recited Acts to be collected be increased, and new Tolls be granted, and unless the Term of the said recited Acts be enlarged, and the Powers and Provisions thereof varied and extended, and new and additional Powers and Provisions granted and made: And whereas it would be convenient for the Purposes aforesaid if the said recited Acts were repealed, and the Powers and Provisions herein-after contained granted and made instead thereof; but 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 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 upon the First Day of *October* next after the passing of this Act the said recited Acts passed in the Twenty-second Year of the Reign of His Majesty King *George* the Second, in the Fourteenth, Thirty-sixth, and Fiftieth Years of the Reign of His Majesty King *George* the Third, and in the First Year of the Reign of His late Majesty King *George* the Fourth, shall be and the same are hereby severally declared to be repealed.

Recited Acts repealed.

II. And be it further enacted, That this Act shall be put in execution for and during the Term herein-after mentioned, as well for the Purpose of more effectually repairing, widening, diverting, altering, and from Time to Time improving and keeping in repair the said present Road leading from *North Shields* to *Newcastle upon Tyne* aforesaid, and the several Branches of Road communicating therewith, as also for making and maintaining, and from Time to Time improving and keeping in repair, the said proposed Two new Branches of Road.

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

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the County of *Northumberland*, together with Sir *Matthew White Ridley* Baronet, *Matthew White Ridley*, *Matthew Bell*, *Dixon Dixon*, *William Brown Clark*, *John Buddle*, *Hugh Taylor*, *Thomas Taylor*, *Robert Bell*, *Matthew Plummer*, *Robert Plummer*, *Henry Cramlington*, *George Forster*, *George Shadforth*, *John Walker*, *Thomas Smith junior*, *Michael Robson*, *John Collingwood*, *John Tinley*, *Robert Spence*, *George Rippon*, *Henry Metcalfe*, *Thomas Fenwick*, *John Fenwick of Preston Villa*, *Joseph Laing*, *Alexander Crichton*, *Alexander Bartleman*, the Reverend *Christopher Reed*, *Edward Greenhow*, *Nicholas Fenwick*, *John Dale*, *Charles Garthorn Burrell*, *John Fenwick of Camp Ville*, *William Taylor*, *George Weatherby*, *Stephen Wright*, *Thomas Wright*, *John Wright*, *John Bowes Wright*, and *William Laws*, and their Successors, being duly qualified according to the Provisions and Directions of the several Acts for repairing Turnpike Roads in *England*, shall and they are hereby appointed Trustees for putting this Act into execution.

Trustees appointed.

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 to be held for that Purpose, 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 hereby appointed; and such Persons to be elected and appointed, and being duly qualified as aforesaid, shall be Trustees for the Purposes of this Act; and they are hereby invested with the same Powers and Authorities for executing this Act as if they had been named and appointed Trustees in and by this Act.

Power to appoint additional Trustees.

V. And

Meetings of
the Trustees.

V. And be it further enacted, That the said Trustees shall meet at the Guildhall in *Newcastle upon Tyne* aforesaid, or at some other convenient Place in *Newcastle upon Tyne*, or in the said County of *Northumberland*, on the Second *Saturday* in the Month of *October* next after the passing of this Act, or as soon as conveniently may be, between the Hours of Eleven in the Morning and Two in the Afternoon, and shall then and there proceed to put this Act into execution, and shall and may then and from Time to Time afterwards adjourn to and meet at such Times and at such Places upon or near to some Part of the said Road as they shall think proper.

Entrances to
Fields, &c.
to be made
with hard
Materials.

VI. And be it further enacted, That in all Places throughout the said present Road and its Branches, where any Entrance shall be therefrom to any Field, Garden, Yard, or other Land or Ground, or to any Buildings, such Entrance shall be properly covered with Stone, Gravel, or other hard Materials, and a proper Culvert or Drain made, by or at the Expence of the Proprietor or Occupier of such Field, Garden, Yard, Land, Ground, or Building, so that such Road and Branches may not be injured by the Stoppage or running of Water, or by Carriages or Horses passing to or from the same by such Entrance; and in case such Proprietor or Occupier shall neglect to cover with proper Materials such Entrance, or to make such Culvert or Drain, or to put and keep the same respectively in proper Order, for the Space of One Calendar Month after Notice in Writing given to such Proprietor or Occupier, or left for him or her at his or her usual or last usual Place of Residence, by the Surveyor or Surveyors to the said Trustees, or other Person or Persons appointed by them, requiring such Proprietor or Occupier so to make or repair the same, then it shall be lawful for the said Trustees, or their Surveyor or Surveyors, or any other Person or Persons acting by or under their Authority, to cover such Entrance with Stone, Gravel, or other hard Materials, and to make such Culvert or Drain, or to repair the same respectively, as the Case may be, and the Expences thereof shall be reimbursed and paid to the said Trustees by such Proprietor or Occupier, as the Case may be; and in case of Nonpayment of such Expences within Fourteen Days after the same shall have been demanded by or on the Behalf of the said Trustees, then such Expences shall and may be recovered, together with the Costs and Charges attending the recovering the same, by Distress and Sale of the Goods and Chattels of such Proprietor or Occupier, by Warrant under the Hand and Seal or Hands and Seals of any Justice or Justices of the Peace for the County, Borough, or separate Jurisdiction within which such Default in Payment shall be made, or for the County, Borough, or separate Jurisdiction within which the Goods and Chattels of such Proprietor or Occupier shall be situate; and such Warrant of Distress any such Justice or Justices is or are hereby authorized and empowered to grant, on Proof made before him or them, on Oath, of such Expence having been incurred, and of such Notice having been given as aforesaid; and any Overplus shall be returned, on Demand, to the Person or
Persons

Persons whose Goods and Chattels shall have been so distrained and sold.

VII. And be it further enacted, That it shall be lawful for the said Trustees to make and open out a Branch Turnpike Road, commencing at or near to a Place called the *Red Barns*, on the Western Branch of the present Road, to be carried across the *Ouseburn* by means of a Bridge, and continued till it terminates at and communicates with the present Road at or near to a Place called *Byker Bar*; and also to make and open out another Branch Turnpike Road, commencing at or near to a Place called *Percy Main High Row*, on the present Road, and to be continued in a South-easterly Direction till by means of Two Lines, the one diverging from the other, it communicates with and terminates at, as well the West End of a Street called *Union Street*, in *North Shields*, as also a public Street near the new Quay in *North Shields*.

Power to make new Branches.

VIII. And whereas a Map or Plan describing the Lines of the said intended Branch Roads, and the Lands through which the same are to be carried, together with a Book of Reference containing Lists of the Names of the Owners or reputed Owners and Occupiers of such Lands, have been deposited with the respective Clerks of the Peace for the County of *Northumberland* and the Town and County of the Town of *Newcastle upon Tyne*; be it therefore further enacted, That the said Map or Plan and Book of Reference shall remain in the Custody of the Clerks of the Peace for the said County and Town and County respectively, to the end that all Persons may at all reasonable Hours of the Day have Liberty to inspect and peruse the same, and to have Copies or Extracts therefrom, at their Will and Pleasure, paying such Clerks of the Peace respectively the Sum of One Shilling for every such Inspection, and at the Rate of Sixpence for every One hundred Words of such Copies of the said Map or Plan and Book of Reference; and that the said Trustees in making the said Roads shall not deviate more than One hundred Yards from the Line described in the said Map or Plan, without the Consent and Approbation in Writing of the Person or Persons, Body Politic, Corporate, or Collegiate, through whose Lands or Grounds such Deviation shall be made.

Maps, &c. deposited with Clerks of the Peace to remain there, and be open to Inspection.

Limiting Deviations from Plan.

IX. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to make the proposed new Branches or Lines of Road into, through, across, and over the Lands and other Hereditaments described in the said Map or Plan, although the Name or Names of the Owners or Occupiers thereof may happen to be omitted or mistaken in the said Book of Reference, provided it shall appear to any Two or more Justices of the Peace for the County or Place wherein such Lands or other Hereditaments shall be situated, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake, or that the Owners or Occupiers of such Lands or other Hereditaments

Misnomers not to prevent Execution of the Act.

ments had Notice that the same would be wanted for the Purpose of this Act.

Power to
take down
Buildings,
&c. in Sche-
dule.

X. And be it further enacted, That it shall be lawful for the said Trustees and they are hereby empowered and authorized to enter upon, take possession of, and use all and every or any of the Houses, Buildings, Yards, inclosed Grounds, Hereditaments, and Premises comprised and mentioned in the Schedule to this Act annexed, for the Purposes of this Act, at such Time or Times within the Space of Five Years, to be computed from the passing of this Act, as they may think proper, tendering or making Satisfaction to the Owners thereof and Persons interested therein for the Loss or Damage they may thereby sustain: Provided always, that if the said Trustees shall not within the Space of Three Years after the passing of this Act agree for or cause to be valued and paid for the several Houses or other Buildings, Lands, Hereditaments, and Premises comprised in the said Schedule, and which they are by this Act empowered to purchase, take, and use, or so much thereof as they shall respectively deem necessary or proper for the Purposes of this Act, then and from thenceforth the Powers hereby given them for such Purpose shall cease, determine, and be utterly void, except with the Consent of the Owners or Occupiers thereof respectively.

Bridge over
Ouseburn
not to be
a County
Bridge.

XI. Provided always, and be it further enacted, That the said Bridge so to be erected over the *Ouseburn* as aforesaid shall not be adjudged, deemed, or taken to be a Bridge liable to be repaired or rebuilt by or at the Expence of the County of *Northumberland*, or of the Mayor and Burgesses of the Town of *Newcastle upon Tyne* in the County of the Town of *Newcastle upon Tyne*.

Penalty for
hanging out
Clothes, &c.

XII. And be it further enacted, That if any Person or Persons shall hang or put or place out any Linen or other Clothes on any Line, Bank, Rail, or Fence adjoining the said Roads and Branches, or any Part thereof, or shall hang or put or place any Hook or Hooks, or other Thing or Things, to, from, or in any House, Shop, or Place adjoining or being near to the said Roads and Branches or any Part thereof, so as to project into the same, or to be an Annoyance to any Persons or Cattle passing thereon, or prevent the free and safe Use of the whole Breadth of the said Roads and Branches, every Person offending in any of the Cases aforesaid shall pay a Sum not exceeding Forty Shillings for every Offence; and such Penalty shall be levied and recovered (together with the necessary Costs and Charges of levying the same) by the same Ways and Means as any Penalty or Forfeiture for any Nuisance committed in or upon any Turnpike Road may by Law be levied or recovered; and one Moiety of such Penalty shall be paid to the Informer, and the other Moiety thereof shall be paid to the Treasurer to the said Trustees, and be applied and disposed of for the Purposes of this Act.

XIII. And

XIII. And be it further enacted, That it shall be lawful for the said Trustees to demand and take the several and respective Tolls herein-after mentioned ; (that is to say,)

	Tolls upon the old Road.			Tolls upon the Branches.		
	£	s.	d.	£	s.	d.
For every Horse or other Beast drawing any Coach, Chariot, Landau, Berlin, Chaise, Curricule, Chair, Calash, Hearse, Waggon, Wain, Cart, Dray, or other Carriage of any Description, the Sum of - - - - -	0	0	6	0	0	3
For every Horse or Mule, laden or unladen, and not drawing, the Sum of - - - - -	0	0	2	0	0	1½
For every Ass, laden or unladen, and not drawing, the Sum of - - - - -	0	0	1½	0	0	1
For every Drove of Oxen, Cows, or Neat Cattle, the Sum of One Shilling <i>per</i> Score, and so in proportion for a greater or less Number - - - - -	0	1	0	0	0	6
For every Drove of Calves, Hogs, Sheep, or Lambs, the Sum of Sixpence <i>per</i> Score, and so in proportion for a greater or less Number - - - - -	0	0	6	0	0	3
For every Horse or other Beast of Draught drawing any Waggon, Wain, Cart, or any such Carriage having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Six Inches and upwards - - - - -	0	0	4	0	0	2
For every Person passing along the said Bridge to be erected by virtue of this Act over the <i>Ouseburn</i> , on Foot, and without any Horse, Cattle, or Beasts subject to the foregoing Tolls, the Sum of One Penny :						

Which said respective Tolls or Sums of Money shall be and are hereby vested in the said Trustees, and shall be applied in manner herein-after directed.

XIV. Provided always, and be it further enacted, That from and after Two Calendar Months from the passing of this Act all Waggon, Carts, or other such Carriages which shall travel on the said Road and Branches, having at the Time of the using thereof Wheels which shall deviate more than One Quarter of an Inch from a flat Surface, or shall not have the Nails thereof countersunk so as to form a level Surface, shall be deemed liable and subject to the Payment of the same Toll as Carriages with Wheels of less than Six Inches in Breadth on the Soles thereof.

An additional Toll to be paid in respect of Wheels deviating from a flat Surface.

XV. Provided always, and be it further enacted, That no more than Two full Tolls shall be demanded or taken for or in respect of the same Horses, Cattle, or Beasts, for passing the whole Length of the said Road, and only One full Toll for passing on each Branch thereof, or passing along or across the said Bridge authorized to be made over the *Ouseburn*; and such full Tolls shall not be demanded or taken more than once on the same Day for or in respect of the same

Limitation of Number of Tolls to be taken.

Proviso as to
Foot Pas-
sengers.

same Horses, Cattle, or Beasts passing Twice through all the Toll Gates or Turnpikes now erected and to be erected upon the said Road, and the present and the intended Branches and Bridge; but if the same Horses, Cattle, or Beasts shall on the same Day pass more than Twice through such Toll Gates or Turnpikes, such full Tolls may be demanded and taken on the Third Time of passing, and again on the Fifth and every other alternate Time after the Third: Provided nevertheless, that every Person passing along the said Bridge over the *Ouseburn*, on Foot as aforesaid, shall pay the said Toll of One Penny every Time he or she shall so pass along the said Bridge.

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

XVI. Provided also, and be it further enacted, That the several Tolls hereby made payable shall be paid for or in respect of all Horses or other Beasts drawing any Stage Coach, or any Stage Waggon, Van, Caravan, or other Stage Carriage carrying or conveying Passengers or Goods for Payment, Hire, or Reward, for every Time of passing or repassing along the said Roads: Provided nevertheless, that no further or additional Toll shall be payable in respect of Horses drawing Stage Coaches on account only of the Horses drawing the same having been changed.

Post Chaises
on every new
Hiring.

XVII. Provided also, and be it further enacted, That the said 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 or repassing along the said Roads whenever a new Hiring thereof shall have taken place.

No Money
received un-
der this Act
to be laid out
in repairing
the Streets,
&c.;

XVIII. Provided always, and be it further enacted, That no Part of the Money to be received by virtue of the said former Acts hereby repealed, or of this Act, shall be laid out in paving, repairing, or cleansing any Street, Road, or Highway within the Liberties of the Town of *Newcastle upon Tyne*, or any other Town or Place through which the said Road and Branches may pass, and which Street, Road, or Highway now hath or hereafter shall have Houses or other Buildings abutting upon or ranging along both Sides thereof, nor shall it be lawful for the said Trustees to collect any Toll in any such Street, Road, or Highway; any thing herein contained to the contrary notwithstanding.

nor on cer-
tain Parts of
the Road and
Branch.

XIX. Provided always, and be it further enacted, That no Part of the Money to be received by virtue of the said former Acts hereby repealed, or of this Act, shall be laid out in repairing or cleansing any Part of the said Road extending from the Keelmen's Hospital in *Newcastle* on the West to the Boundary Stone of the Town of *Newcastle*, nearly adjoining the said Road at the *Ballast Hills*, on the East, or in repairing or cleansing any Part of the Branch Road extending from *Pilgrim Street* in *Newcastle* on the West to a Point on the East distant One hundred and five Yards Westward from the Highway crossing the said Road, and leading from the *Shield Field* to *Pandon Bank*; nor shall it be lawful for the said Trustees

to collect any Toll on so much and such Part of the said Road and Branch as is herein-before specified; any thing herein contained to the contrary thereof notwithstanding.

XX. And be it further enacted, That out of any Monies already received by virtue of the said recited Acts, or out of the first Monies which shall be raised or received by virtue of this Act, the said Trustees shall in the first place pay and discharge all the Expences and Costs relative to the applying for, procuring, and passing of this Act; in the second place, pay the Interest of the Money borrowed or now owing by virtue of the said several recited Acts, or to be borrowed in pursuance of the Powers contained in this Act, exclusive of the Subscriptions mentioned in the said recited Act of the First Year of the Reign of His late Majesty King *George* the Fourth; and the Remainder of such Monies shall from Time to Time be employed in defraying the Expences of erecting and providing Turnpikes, Toll Houses, and other Buildings, and of making, forming, repairing, widening, and altering the said Roads, and purchasing Lands for those Purposes, and of erecting and maintaining necessary and convenient Bridges and Culverts on the said Roads, and of executing the several other Powers and Purposes of this Act; and then in reducing and paying off and discharging the Principal Sums of Money for the Time being due or to become due on such Mortgages or Securities as aforesaid; and lastly, without Prejudice to any of the aforesaid Payments and Purposes, in Payment of the said Subscriptions as in the said last-mentioned Act mentioned, but without any Interest until the whole of such Subscriptions shall be discharged; and the said Trustees shall determine by Ballot or by Lot which of the said Subscriptions shall be so paid.

Application
of Tolls
and other
Monies.

XXI. And be it further enacted, That the said Trustees shall and they are hereby required to continue or erect upon each of the said Branch Roads One or more Toll Gate or Toll Gates, Toll Bar or Toll Bars, Turnpike or Turnpikes, and to demand and take thereat the Tolls by this Act granted, subject to the Provisions of this Act: Provided always, that no Money arising from any of the Tolls hereby authorized to be collected and taken shall be applied in or towards the Repairs of any Branch Road upon which there shall not be a Toll Gate or Bar continued under the Authority of the Trustees for carrying this Act into execution: Provided also, that no more of the Monies arising by virtue of the said recited Acts, or any of them, or this Act, shall be laid out or expended on the said intended Branch Roads by this Act authorized to be made, or in the Payment of any Principal Money borrowed on the Credit of the Tolls arising or payable upon such intended Branch Roads, or the Interest thereof, than shall be actually raised or received upon or in respect of such Branch Road; any thing in this Act contained to the contrary thereof notwithstanding.

Toll Gates
to be erected
on Branch
Roads.

XXII. Provided always, and be it further enacted, That all Tolls to be collected for or in respect of the said Bridge over the *Ouseburn*

[*Local.*]

18 N

shall

As to Toll of
Bridge over
the Ouse-
burn.

shall not be formed into a separate Fund, but shall for all the Purposes of this Act be considered as Part of the Tolls of the Branch on the Line of which the said Bridge shall be situate.

No Priority
amongst
Mortgagees.

XXIII. And be it further enacted, That all Principal Sums of Money now secured, exclusive of such Subscriptions as aforesaid, and all such Principal Sums as shall be secured by virtue of the said recited Acts and this Act, upon the Tolls of the said Road and its present Branches, shall be considered for all Purposes as secured and charged upon such Tolls, without any Preference or Priority whatsoever; so also all Principal Sums of Money which shall from Time to Time be secured as aforesaid upon the Tolls of each of the said intended new Branches shall be considered for all Purposes as secured and charged upon such Tolls, without any Preference or Priority whatsoever.

Saving the
Tolls of the
Corporation
of New-
castle upon
Tyne.

XXIV. Provided always, and be it further enacted and declared, That nothing in this Act contained shall extend or be construed to extend to prejudice, diminish, alter, or take away the Tolls or Duties payable to the Mayor and Burgesses of the Town of *Newcastle upon Tyne* in the County of the Town of *Newcastle upon Tyne*, commonly called Thorough Toll, otherwise the Great Toll; and that it shall and may be lawful for the said Mayor and Burgesses, their Successors and Assigns, to ask, demand, and receive, for and in respect of all Cattle, Goods, Wares, and Merchandizes which shall be brought within or carried out of the Liberties of the Town and County of *Newcastle upon Tyne* by the said Road and Branches or any of them, or by any Lane, Avenue, or Passage communicating therewith, at the Place where such Cattle, Goods, Wares, and Merchandizes shall pass the Limits or Bounds of the said Liberties or elsewhere, the same Tolls and Duties which they the said Mayor and Burgesses or their Lessees now receive in respect of Cattle, Goods, Wares, and Merchandizes brought into or carried out of the said Town of *Newcastle upon Tyne* by the existing Avenues thereto, other than *Tyne Bridge*.

Saving of the
Rights of
Coalowners
using Wag-
gon Ways.

XXV. Provided nevertheless, and it is hereby enacted and declared, That nothing in this Act contained shall extend or be construed to extend to prevent the Owners or Occupiers of any Colliery or Collieries from laying a Waggon Way or Ways along or across any Part of the said Road, or from using the same or any Waggon Way or Ways already laid along or across the same; but that such Owners and Occupiers of such Collieries as aforesaid shall and may have the same Liberty to make, repair, and use such Waggon Way and Waggon Ways, in, along, or across the said Roads, as they or any of them could or might have had in case this Act had not been passed: Provided also, that the Ledge or Flanch of such Waggon Way and Waggon Ways, to be laid along or across any Part of the said Road for the Purposes of guiding the Wheels of the Carriages, shall not exceed Three Quarters of an Inch in Height above the Level of such Road.

XXVI. And

XXVI. And be it further enacted, That this Act shall be deemed Public Act. 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.

XXVII. And be it further enacted, That this Act shall commence Continuance of this Act. upon the Day the same shall receive the Royal Assent, and shall continue in force for the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

The SCHEDULE to which this Act refers.

Counties.	Parishes.	Description of Property.	Owners.	Occupiers.
Northumberland.	All Saints	Garden - -	Sir Matthew White Ridley Baronet.	Thomas Mackford, sublet to John Youl, who sub- lets to Archibald Balfour.
		Ditto - -	Ditto - -	Thomas Mackford, sublet to Robert Handyside.
		Ditto - -	Ditto - -	Thomas Mackford, sublet to John Youl.
		Ditto - -	Ditto - -	Thomas Mackford, sublet to John Cawthorn.
		Ditto - -	Ditto - -	Thomas Mackford, sublet to William Collins.
		Ditto - -	Ditto - -	Thomas Mackford.
		Ditto - -	Ditto - -	Ditto, sublet to Tobias Child.
		Brickyard and Road Garden - -	Ditto - - Ditto - -	Thomas Mackford. Ditto, sublet to George Errington.
		Ditto - -	Ditto - -	Thomas Mackford, sublet to Thomas Setree.
		Ditto - -	Sir Henry Lawson, Baronet.	James Davison, sublet to Nicholas Kirkley.
		Dwelling House, Yard, and Pig- sties.	Ditto - -	James Davison, sublet to James Cummins and Ni- cholas Kirkley.
		Pottery and Yard -	Ditto - -	John Dalton, sublet to James Coxon, Robert Wilson, and Richard Davis.
		Dwelling House and Yard.	Edward Pletts and Abraham Dawson.	Elizabeth Grantham, Wil- liam Richardson, James Ord, John Watson, Ed- ward White, James Stephenson, Walter Ri- chardson, Thomas Scott, Robert Ferguson, and John Dobson.
		Mill Race - -	Robert Reay, Thomas Thompson, John Harrison, and the Executors of James Richardson de- ceased, viz. Joseph Bainbridge and Robert Reay.	Alexander Anderson.
Flint Mill, and Con- veniences apper- taining thereto.	Ditto - -	Robert Reay, Thomas Thompson, John Har- rison, and the Executors of James Richardson de- ceased, viz. Joseph Bain- bridge and Robert Reay.		

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Counties.	Parishes.	Description of Property.	Owners.	Occupiers.	
Northumberland.	All Saints	Dwelling House -	Sir Henry Lawson Baronet.	Ephraim Palmer, sublet to George Frazer, William Gibson, Elizabeth Broadbent, and Isaac Stewart.	
		Garden - -	Ditto - -	The Free Porters Company, viz. Joseph English, John Featherstone, John Gallon, John Thompson, Robert Emery, Edward Almond, Robert Wardle, Matthew Wilson, Robert Winter, Robert Tinn, Margaret Richardson, Ann Turner, Sarah Smith, Matthias William Dunn, Margaret Nimmo, Mary Sharp, and sublet to Robert Winship.	
		Ditto - -	Ditto - -	Ditto, sublet to Samuel Sharp, who relets it to Thomas Evans.	
		Cowlyer - -	Ditto - -	Robert Winship, sublet to Joseph Gibson.	
	Tynemouth	Small Gardens		His Grace the Duke of Northumberland.	Lessees of Percy Main Colliery, viz. Humble Lamb, John Walker, John Waldie, Jacob Maude, and Joseph Hetherington.
			Dwelling House, Shop, Yard, and Garden.	Ditto - -	Thomas Dodds, one Room sublet to Mark Sutherland.
		Garden Ground -	Mansfeldt de Cardonnel Lawson.	Robert Hall.	
		Ditto - -	Ditto - -	David Jemison.	
		Grass Field and Waggon Way.	John Collingwood -	Lessees of Burdon Main Colliery, viz. Matthew Bell, Henry Bell, Robert Bell, Michael Robson, Cuthbert Liddell, John Carr, George Carr, John Grey, and Joseph Bainbridge.	
		Depôt for Manure	Mansfeldt de Cardonnel Lawson.	The Commissioners of North Shields Improvement Act.	
		Garden, Raff-Yard, and Private Road.	Ann Rudyard - -	Thomas Alexander,	
		Garden - -	Ditto - -	Charles Turner, sublet to William Wardle.	
		Ditto - -	Ditto - -	Charles Turner, sublet to Mrs. Fairbairn, who relets it to George Storey and James Storey.	
		Ditto - -	Ditto - -	Charles Turner, sublet to Mrs. Fairbairn, who relets it to Matthew Bainbridge.	
Ropery and Appurtenances thereunto belonging.	Ditto - -	William Linskill and William Chapman.			

Counties.	Parishes.	Description of Property.	Owners.	Occupiers.
Northumberland.	Tynemouth	Dwelling House and Shop.	Ann Rudyard - -	William Linskill and William Chapman, sublet to John Stephenson.
		Dwelling House -	Ditto - -	William Linskill and William Chapman, sublet to Francis Laidman.
		Ditto - -	Ditto - -	William Linskill and William Chapman, sublet to John Cockburn.
		Unproductive Ground.	Ditto - -	Unoccupied.
		Ditto - -	His Grace the Duke of Northumberland.	Ditto.

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