



ANNO TERTIO

GULIELMI IV. REGIS.

Cap. liv.

An Act for more effectually repairing the Road from *Tunstall* in the County of *Stafford* to *Bosley* in the County of *Chester*, and from *Great Chell* to *Shelton* in the said County of *Stafford*, and for making a new Line and Diversion of Road to communicate therewith. [17th *May* 1833.]

WHEREAS an Act was passed in the Tenth Year of the Reign of His Majesty King George the Third, intituled *An Act for repairing and widening the Road from Tunstall in the County of Stafford to Bosley in the County of Chester, and from Great Chell to Shelton in the said County of Stafford*: And whereas an Act was passed in the Thirtieth Year of the Reign of His said Majesty King George the Third, intituled *An Act for enlarging the Term and Powers of an Act passed in the Tenth Year of the Reign of His present Majesty, for repairing and widening the Road from Tunstall in the County of Stafford to Bosley in the County of Chester, and from Great Chell to Shelton in the said County of Stafford*: And whereas an Act was passed in the Fifty-second Year of the Reign of His said Majesty King George the Third, intituled *An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing several Roads to and from Tunstall in the County of Stafford*: And whereas by the first of the said recited Acts the said Road was divided into Two Divisions or Districts, the Road from *Tunstall* in the said County of *Stafford* to *Bosley* in the said County of *Chester* comprising one Division, and being called the First District, and the Road from *Great Chell* to *Shelton* in the said County of *Stafford* forming the other Division, and being called the Second District, and separate Trustees

[Local.]

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tees

tees were appointed for the Care and Management of the Road within the said Districts respectively: And whereas the Trustees of each of the said Two Districts of Road have proceeded in the Execution of the said recited Acts, and have made great Progress in repairing and widening the said Two Districts of Road, for which Purpose they have borrowed several considerable Sums of Money upon the Credit of the respective Tolls by the said recited Acts granted and continued, which Money still remains due and owing, and cannot be paid off or the Interest thereof discharged, nor can the said Road be effectually amended, widened, improved, and kept in repair, unless the Term granted and continued by the said recited Acts be further continued; and it would be more convenient to the said Trustees, and the said Road might be better and more effectually amended, widened, improved, and kept in repair, if the said recited Acts were repealed, and if further, better, and more effectual Powers were granted instead thereof: And whereas the making and maintaining a Diversion of Road from and out of the said Road called or known by the Name of the Second District, at or near a certain Earthenware Manufactory in *High Street* in *Hanley* in the Parish of *Stoke-upon-Trent* in the said County of *Stafford*, now in the Occupation of *William Ratcliffe*, to or near the *Sneyd Green* Toll Gate in the Parish of *Burslem* in the said County of *Stafford*, and also a new Line of Road from and out of the said Road within the said District, at or near the *Albion Inn* in *Shelton* in the said Parish of *Stoke-upon-Trent*, to or near a certain Manufactory at *Fenton Culvert* in the Occupation of Messieurs *Mason* in the said Parish of *Stoke-upon-Trent*, would be of great Advantage and Convenience, not only to the several Owners and Occupiers of Estates, Lands, and Grounds on the Line and in the Neighbourhood of such Diversion and new Line of Road, but the same would also be of great public Utility; but the Purposes aforesaid 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 at and from the Hour of Twelve of the Clock at Noon upon the Fourth *Monday* next after the passing of this Act the said several recited Acts passed in the Tenth, Thirtieth, and Fifty-second Years of the Reign of His Majesty King *George* the Third shall be and the same are hereby declared to be repealed.

Recited Acts
repealed.

Separate
Districts of
Road con-
tinued.

II. And be it further enacted, That the said Road shall be and continue divided into separate Districts as heretofore; (that is to say,) the Road from *Tunstall* in the said County of *Stafford* to *Bosley* in the said County of *Chester*, comprising one District, and to be called the First District, and the Road from *Great Chell* to *Shelton* in the said County of *Stafford*, together with the aforesaid Diversion and new Line, comprising the other District, and to be called the Second District.

Trustees of
the First
District.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the County of *Chester* and the County of *Stafford*, or for either of them, together with Sir *Edward Antrobus* Baronet, *Gibbs Crawford Antrobus* Esquire, *William Adams*, *William Broadhurst*, *John Bateman*, *James Bateman*, *Jonathan Broadhurst*,
James

James Brierley, James Broadhurst, John Challenor, Thomas Chaddock, William Chaddock, Joseph Clulow, Thomas Dickin, Thomas Garside, William Henry Holt Clerk, John Hales, Charles Ford, Frederick Ford Clerk, Isaac Faulkner, Charles Bishop Hodges Clerk, Philip Hall, Thomas Hall, John Johnson, Joseph Johnson, Thomas Kinnersley, Richard Keymer, William Lowndes of West Lane, Congleton, William Lowndes of Lawton Street, Congleton, Charles Bourne Lawton, Charles Low, Thomas Myott, James Myott, Samuel Myott, George Norbury, John Norbury, Samuel Pearson, John Pointon, William Pointon, James Pearson, Thomas Perkin, George Reade, William Smith Reade, John Fielder Reade, William Sleigh, William Stonier, John Stonier, John Skerratt, James Twemlaw, William Tellwright, William Tellwright the younger, William Vaudrey, Charles Vaudrey, Robert Williamson, Hugh Henshall Williamson, Thomas Hugh Williamson, James Washington, John Wood, George Burgess Wildig Clerk, Edward Wilson, John Washington, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in England, shall be and they are hereby appointed Trustees of the said First District of Road, comprising the Road from Tunstall to Bosley aforesaid.

IV. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the County of *Chester* and the County of *Stafford*, or for either of them, together with *John Adams, William Adams, John Bourne, Daniel Bird Baddeley, William Baker, James Bateman, John Bateman, Joseph Brindley, George Robins Booth, James Stamford Caldwell, Baddeley Child, Sir George Chetwynd Baronet, Roylance Child, John Davenport, Henry Davenport, William Davenport, Thomas Fenton, Robert Fenton, John Glass, Richard Edensor Heathcote, Richard Hicks, John Hales, James Keeling, Thomas Kinnersley, Matthew Mare, Joseph Mayer, Thomas Minton, Herbert Minton, Job Meigh, Charles Meigh, William Parker, John Ridgway, William Ridgway, William Sneyd, Ralph Stevenson, Andrew Stevenson, Benjamin Stubbs, Joseph Stubbs, John Tomlinson, Robert Williamson, Hugh Henshall Williamson, Peter Walthall, Samuel Wright, Josiah Wedgwood, Josiah Wedgwood the younger, Henry Allen Wedgwood, Francis Wedgwood, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in England, shall be and they are hereby appointed Trustees of the said Second District of Road, comprising the Road from *Great Chell* to *Shelton* aforesaid, with the Diversion and new Line aforesaid.*

Trustees of
the Second
District.

V. And be it further enacted, That it shall be lawful for the said respective Trustees, and they are hereby authorized and empowered, at their First or Second Meeting to be holden in pursuance of this Act, to elect, nominate, and appoint any Number of fit and proper Persons duly qualified to act as Trustees of Turnpike Roads in *England*, not exceeding Three in the whole as far as regards the said First District of Road, and not exceeding Three in the whole as far as relates to the Second District of Road, to be Trustees for the Purposes of this Act, in addition to the Trustees hereby nominated and appointed; and such Trustees when so nominated and appointed shall be and they are hereby invested with the same Powers and Authorities for executing this Act as if they had been hereby respectively nominated and appointed.

Power to
appoint ad-
ditional
Trustees.

VI. And be it further enacted, That the Trustees for executing this Act as to the said First District of Road shall hold their First Meeting at

First Meet-
ing of the
Trustees of
each District.

at the Church House in *Biddulph* in the said County of *Stafford*, or at some other convenient Place on the Line of or near to the said Road, on the Fourth *Friday* next after the passing of this Act, or as soon after as conveniently may be; and the Trustees for the said Second District of Road shall hold their First Meeting at the *Swan* Inn in *Hanley* in the said County of *Stafford*, or at some other convenient Place on the Line of or near to the said Road, on the said Fourth *Friday* next after the passing of this Act, or as soon afterwards as conveniently may be; and the said respective Trustees shall and may then and from Time to Time afterwards respectively adjourn to and meet at such Times and at such Place or Places in the Neighbourhood of the said Roads respectively as they shall respectively think proper.

Tolls to be taken.

VII. And be it further enacted, That the Tolls following shall and may be demanded and taken by the respective Trustees of the said Districts of Road, or by any Person or Persons by them respectively authorized, at each and every of the Turnpikes or Toll Gates to be continued or erected by virtue of this Act upon, across, or at the Sides of the said several Districts of Road, before any Horse, Beast, Cattle, or Carriage upon which any Toll is by this Act imposed shall be permitted to pass through the same; (that is to say,)

Tolls.

For every Horse or other Beast drawing any Chaise Marine, Curricule, Coach, Landau, Berlin, Barouche, Phaeton, Sociable, Chariot, Calash, Hearse, Break, Chaise, Curricule, Gig, Chair, Taxed Cart or Market Cart, or such like Carriage, the Sum of Sixpence Halfpenny:

For every Horse or other Beast drawing any Waggon, Wain, Cart, or such like Carriage having the Soles of the Fellies of the Wheels of the Breadth or Gauge of Six Inches or upwards, the Sum of Fourpence Halfpenny:

For every Horse or other Beast drawing any Waggon, Wain, Cart, or such like Carriage having the Soles of the Fellies of the Wheels of less Breadth or Gauge than Six Inches, the Sum of Sixpence Halfpenny:

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

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

For every Drove of Calves, Swine, Sheep, or Lambs, the Sum of Five-pence *per* Score, and so in proportion for any less Number:

Which said respective Sums of Money shall be demanded and taken in the Name of or as a Toll, and shall be applied or disposed of in manner herein-after mentioned.

Fractional Part of a Halfpenny in Tolls.

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

Exemption from Toll.

IX. Provided always, and be it further enacted, That no Toll shall be demanded or taken by virtue of this Act for any Horse, Beast, Cattle, or Carriage employed in carrying or conveying, or going empty to fetch, carry,

carry, or convey, any Lime for improving Lands, it being intended that such Lime shall be exempted from Toll in the same Manner as Dung, Soil, Compost, or other Manure for the Improvement of Land is exempted by any Act now in force relating to Turnpike Roads: Provided also, that for the Prevention of Frauds the Owner or Driver of every empty Waggon, Wain, Cart, or Carriage going for Lime, and claiming to be exempt from Toll by virtue of this Act, shall pay the Toll before passing through any Turnpike or Toll Gate, and shall receive a Ticket from the Collector to be marked "Lime for Manure," which Toll shall be repaid on the Return of the Carriage so laden, in the same Manner and under the same Penalty as are provided by any Act now in force in respect to Carriages claiming Exemption from Toll, or going to carry Manure or Road Materials.

X. Provided also, and be it further enacted, That in case the Tolls hereby authorized to be taken shall have been paid in any One Day (except as is herein-after mentioned) for the passing of any Horses, Beasts, Cattle, or Carriages through any One Turnpike or Toll Gate on the said several Districts of Road, such Horses, Beasts, Cattle, or Carriages shall, on a Note or Ticket denoting such Payment being produced (which Note or Ticket the Collector of the Tolls is hereby required to give on Payment of the Toll), be permitted to pass and repass through the same Turnpike or Toll Gate, and also through the next Turnpike or Toll Gate to be continued or erected by virtue of this Act in the same District, Toll-free on the same Day.

Toll not to be paid more than once on the same Day, except as herein-after mentioned.

XI. And be it further enacted, That any Horse or other Beast returning on the same Day through the same Toll Gates, Turnpikes, Side Gates, Side Bars, or Chains, or any of them, and drawing any other or different Waggon, Wain, Cart, or other Carriage from that which they were employed in drawing when such Payment as last herein-before mentioned was made, shall be again liable to Toll in respect of being employed in drawing such different Waggon, Wain, Cart, or other Carriage, and the Tolls herein-before made payable shall be paid for every Time both of passing and repassing through every such Toll Gate, Side Gate, Side Bar, and Chain, in like Manner as if no Toll had been paid thereat.

Horses drawing different Carriages to pay each Time of passing.

XII. And be it further enacted, That no more than Two full Tolls in the whole shall be demanded or taken for or in respect of any Horse, Beast, Cattle, or Carriage (except as herein-after otherwise mentioned) for passing the same Day through all the Toll Gates or Turnpikes to be continued or erected on the said First District of Road.

No more than Two full Tolls to be paid on the First District.

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

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

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Post Chaises
to pay
on every new
Hiring.

XIV. Provided also, and be it further enacted, That the Tolls hereby made payable for and in respect of all Horses or Beasts which shall be let out for Hire, and all Horses or other Beasts drawing any Post Chaise or other Carriage which shall be let out for Hire, shall be payable and paid every Time of passing or repassing along the said respective Roads as often as a new Hiring thereof shall be made.

Application
of Tolls.

XV. And be it further enacted, That all the Monies which before the Day of the Commencement of this Act shall have been respectively raised and produced by virtue of the said recited Acts hereby repealed on the said respective Districts of Road, and which shall be remaining unappropriated or undisposed of, and also all the Monies which shall arise and be produced by or from the Tolls by this Act granted and made payable, together with the Monies which shall be borrowed on the Credit thereof, and all other Monies which shall arise and be produced by virtue thereof, and not otherwise appropriated or directed to be applied, shall be applied by the respective Trustees of each of the said Districts of Road to and for the several Uses, Intents, and Purposes, and in the Order and Manner following; (that is to say,) in the first place, in Payment of all Costs, Charges, and Expences which shall have been incurred in or about applying for, preparing, obtaining, and passing this Act, and otherwise relating thereto; secondly, in paying and discharging the Interest which shall from Time to Time be due to any Mortgagee or Mortgagees of the Tolls payable on the said respective Roads; thirdly, in defraying the Expences of amending, widening, diverting, improving, repairing, and preserving the Roads by this Act directed to be amended, widened, diverted, improved, repaired, and preserved, and the several Branches therefrom, and of making and completing and also of repairing the said new Line and Diversion of Road, and for other the Purposes of this Act; and lastly, in reducing, paying off, and discharging the several Principal Sums of Money which shall have been borrowed or secured by virtue of the said recited Acts hereby repealed for the Maintenance and Repair of the said Roads or any of them, and also the several Principal Sums of Money which may be hereafter borrowed and secured by virtue of this Act, and to or for no other Use or Purpose whatsoever: Provided always nevertheless, that the Tolls or Duties arising within one of the said Districts shall not be applied nor be liable or subject to the Payment of any Interest, Money, or Debt owing or to be incurred within or in respect of the other District, or in or towards the Repair of any of the Roads in the said other District, but each District shall support itself.

Tolls arising
within One
District not
to be liable to
the Debts of
the other.

Tolls on par-
ticular Roads
may be re-
duced or
taken off when
Debt is paid.

XVI. And be it further enacted, That when and so often as the said respective Trustees shall have paid off and discharged the several Sum or Sums of Money borrowed and secured upon the Credit of the Tolls granted and made payable by virtue of the said recited Acts hereby repealed or any of them, or hereafter to be borrowed and secured upon the Credit of the Tolls hereby granted and made payable on the said Roads comprised in the same Acts respectively, or on any now intended or other Diversion or varied Line thereof respectively, or on the said intended new Line or Diversion of Road, or on any or either of them, the said Tolls upon the Credit of which such Sum or Sums of Money so paid off and discharged shall have been borrowed and secured as aforesaid, or such Part or Parts thereof

thereof respectively as they the said Trustees shall order and direct, shall respectively cease and determine, and be no longer paid or payable.

XVII. Provided always, and be it further enacted, That no Money arising from any of the Tolls mentioned in this Act shall be applied in or towards the Repair of the said new Line and Diversion of Road by this Act authorized to be made, unless some Toll Gate, Turnpike, Side Gate, Side Bar; or Chain shall be erected and continued upon such new Line or Diversion of Road or on the Sides thereof, nor unless the said Tolls shall be demanded and taken thereat, pursuant to the Powers and Provisions of this Act: Provided also, that no more Money shall be expended by the said Trustees of the said Second District in or towards the Repair of the said new Line and Diversion of Road than shall be collected thereat, or borrowed on the Credit of the Tolls collected thereon, or received as Compensation for Statute Duty.

No more Money to be expended on new Line of Road than is collected thereon.

XVIII. And be it further enacted, That it shall be lawful for the said Trustees of the said Second District to make and maintain the said new Line and Diversion of Road herein-before mentioned and described of such Width as they shall think proper, not exceeding Forty Feet, together with such Footpaths, Causeways, Bridges, Mounds, Culverts, Fences, Ditches, Drains, and other Works as they shall think expedient, and for the Purposes aforesaid to pull down or take and use any Buildings, Lands, Tenements, or Hereditaments, making or tendering Satisfaction to the Owners thereof and Persons interested therein for the same, and for the Damage they may sustain by the Execution of the Powers of this Act; and it shall be lawful for the said Trustees and for their Surveyors and Workmen from Time to Time to enter upon any Lands, Tenements, or Hereditaments upon, in, over, or through which such several Roads, Footpaths, Causeways, Bridges, Mounds, Culverts, Fences, Ditches, Drains, and other Works are intended to pass or be made, and also upon, in, over, or through any adjoining Lands, and to stake out the same in such Manner as the said Trustees shall think proper, without being deemed Trespassers, and without being subject to any Penalty or Punishment for entering or continuing upon such Lands, Tenements, or Hereditaments for any of the Purposes of this Act; and if any Person shall pull up, remove, or destroy any of the Stakes or other Marks used for the Purposes aforesaid, such Person shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

Power to make new Line and Diversions of Road.

XIX. And whereas a Map or Plan describing the Direction of the said new Line and Diversion of Road so proposed to be made, and the Messuages or Tenements, Lands and Hereditaments, through and over which the same are to be made and carried, together with a Book of Reference containing Lists of the Names of the Owners or reputed Owners and Occupiers of such Messuages or Tenements, Lands and Hereditaments, have been deposited in the Office of the Clerk of the Peace for the said County of *Stafford*; be it therefore further enacted, That the said Map or Plan and Book of Reference shall remain in the Custody of the said Clerk of the Peace, to the end that all Persons may at all reasonable Times have Liberty to inspect and peruse the same, and to take Copies and Extracts therefrom at their Will and Pleasure, paying to such Clerk of the Peace the Sum of One Shilling for every such Inspection, and

Plan of the New Line and Diversion of Road lodged with the Clerk of the Peace to remain there, and be open to Inspection

Limiting
Deviation
from Plan.

and at the Rate of Sixpence for every One hundred Words of such Copies or Extracts of the said Map or Plan and Book of Reference; and the said Trustees of the said Second District, in making the said new Line and Diversion of Road, shall not deviate more than One hundred Yards from the respective Lines thereof described in the said Map or Plan respectively without the Consent in Writing of the Owners and Occupiers of the Messuages or Tenements, Lands and Hereditaments, through which such Deviation or Deviations shall be made.

Misnomers
not to pre-
vent the Exe-
cution of
this Act.

XX. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to make the said new Line and Diversion through, across, or over the several Messuages or Tenements, Lands and Hereditaments, of any Person or Persons who is or are or may be Owner or Owners of the Messuages or Tenements, Lands or Hereditaments, over which the same or any of them are or is set out and described in the said Map or Plan aforesaid, although the Name or Names of such Person or Persons may happen to be omitted or mis-stated in the said Book of Reference, in case it shall appear to any Two or more Justices of the Peace for the County, Town, Borough, or Liberties within which the Premises shall be situated, and be certified in Writing under their Hands, that such Error or Omission proceeded from Mistake.

Houses, &c.
not to be
taken without
Consent,
except those
specified in
Schedule.

XXI. Provided also, and be it further enacted, That nothing herein contained shall authorize the said Trustees of the said Second District, or any other Person on their Behalf, to take, injure, or damage, for the Purposes of this Act, any House or other Building which was erected or built on or before the Thirtieth Day of *November* One thousand eight hundred and thirty-two, or any Ground which was then set apart and used as and for a Garden, Orchard, Yard, Park, Paddock, Plantation, planted Walk, or Avenue to a House, or any inclosed Ground planted and set apart as a Nursery for Trees, without the Consent in Writing of the Owner and Occupier thereof and other Persons interested therein respectively (other than and except such as are specified in the Schedule to this Act annexed).

Limiting the
Period of
purchasing
Property.

XXII. And be it further enacted, That if the said Trustees of the said Second District shall not within the Space of Three Years next after the passing of this Act agree for, or cause to be valued and paid for, the Messuages or Tenements, Lands or Hereditaments, required for the Purposes of this Act, or so much thereof respectively as they shall deem necessary or proper, then and from thenceforth the Powers by this Act granted for purchasing, taking, and using the same shall cease and be utterly void (save and except with the Consent in Writing of the Owners and Occupiers thereof, and Persons interested therein respectively).

Trustees of
Second Dis-
trict authori-
zed to build
a Bridge over
the Caldon
Branch of
Canal.

XXIII. And whereas the said new Line of Road is intended to be carried over the *Caldon* Branch of the *Trent* and *Mersey* Canal by means of a Bridge, and it is expedient to provide against Obstructions being thereby occasioned to the free Navigation of the said Canal; be it therefore further enacted, That it shall be lawful for the said Trustees of the said Second District, and they are hereby authorized and empowered, at their own Expence, to erect, build, and for ever after maintain in perfect Repair,
under

under the Inspection and to the Satisfaction of the Engineer for the Time being of the Company of Proprietors of the Navigation from the *Trent* to the *Mersey*, a good, firm, and substantial Bridge of Brick, Stone, or Iron over the said *Caldon* Branch of Canal and the Towing Path thereof, with proper Approaches thereto, upon which Bridge the said new Line of Road shall be made; and the said Bridge shall be so constructed as to leave within the Abutments of the Arch thereof a free, open, and uninterrupted navigable Waterway Ten Feet in Width, together with a Towing Path of Six Feet in Width, and the Abutments of the said Bridge shall be carried up perpendicularly to the Height of Five Feet above the Surface of the Water of the said Branch of Canal at the Place of crossing, and the Arch shall not rise less than Three Feet Six Inches from its Springing to the Underside of the Keystone of the said Arch.

XXIV. And be it further enacted, That the said Trustees of the said Second District shall and they are hereby required, during the Progress of constructing such intended Bridge, or the necessary Repairs thereof, or the Erection of any future Bridge in lieu thereof, from Time to Time and at all Times to leave a free, open, and uninterrupted navigable Waterway in the said Canal of not less than Nine Feet in Width and Seven Feet Six Inches in Height under the Centering to be used for constructing, repairing, or rebuilding of the said Bridge.

An open navigable Waterway to be left in the Canal during the Construction of the Bridge.

XXV. And whereas the said new Line of Road is intended to cross or run along the Railway belonging to the said Company of Proprietors in front of the aforesaid Manufactory at *Fenton Culvert*, in the Occupation of Messrs. *Mason*, for a Distance of One hundred Yards or thereabouts; be it therefore further enacted, That it shall be lawful for the said Trustees of the said Second District, and they are hereby authorized and required, at their own Expence, to pave and for ever after to maintain in perfect Repair the said Railway for the aforesaid Distance with good hard Stone of an even Surface, and to be fixed Nine Inches deep in the Ground, and also to construct the said new Line of Road for the same Distance on the present Level of the Railway.

So much of Railway as is crossed by new Line of Road to be kept in repair by Trustees.

XXVI. And be it further enacted, That in all Places throughout the said Roads hereby directed to be repaired, and throughout the said Diversion and new Line of Road where there shall be any Entrance from the same 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 and at the Expence of the Proprietor or Occupier of such Field, Garden, Yard, Land, Ground, or Buildings, so that such Roads may not be injured 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 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 Place of Residence, by the Surveyor to the said respective Trustees, or other Persons appointed by them, requiring such Proprietor or Occupier so to make or repair the same, then it shall be lawful for the said respective Trustees or their Surveyor, or any other Person acting by or under their Authority, to cover such Entrance

Entrance to Fields to be made with hard Materials.

[*Local.*]

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with

with Stone, Gravel, or other hard Materials, and to make such Culvert or Drain, and to repair the same respectively (as the Case may be), and the Expences thereof shall be reimbursed and paid to the said respective 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 behalf of the said respective Trustees, then such Expences shall and may be recovered, together with the Costs and Charges attending 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 of the said Counties of *Chester* or *Stafford* (as the Case may be), and which 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 Expences having been incurred, which Expences such Justice or Justices is or are hereby empowered to determine, and of such Notice having been given as aforesaid; and the Overplus, if any, shall be returned, on Demand, to the Person or Persons whose Goods and Chattels have been distrained and sold.

Public Act. XXVII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others.

Term of Act. XXVIII. And be it further enacted, That this Act shall commence and take effect at and from the Hour of Twelve of the Clock at Noon upon the said Fourth *Monday* next after the passing thereof, and shall continue and be 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 the foregoing Act refers.

Owners.	Occupiers.	Description of Property.	Contents.		
			A.	R.	P.
Assignees of the late E. I. Birch	John Broadhurst	Land	0	1	4
Mrs. Empson	William Meigh	Ditto	0	1	39
Mrs. Shuttleworth	Samuel Bate	Ditto	0	0	22
Josiah Wedgwood Esq.	Ditto	Ditto	0	0	33½
Benjamin Stubbs	John Broadhurst	Ditto	0	0	19
John Broadhurst	William Frost	Ditto	0	1	26
Ditto	William Rider	Ditto			
John Yates	In hand	Ditto	0	2	12
Fletcher and Armstead Esqrs.	Thomas Hand	Ditto	0	1	34
Thomas Tait	In hand	Ditto	0	0	14
P. B. Broad Esq.	Ralph Smith	Ditto	1	0	7
Ditto	Ditto	Ditto			
Ditto	Ditto	Ditto			
Ditto	Ditto	Ditto			
Thomas Tait	In hand	Ditto	0	1	26
Ditto	Ditto	Ditto			
George Whieldon and Company, Trustees.	John Astbury	Ditto	0	1	8
P. B. Broad Esq.	Ralph Smith	Ditto	0	1	32
Ditto	Ditto	Ditto	0	0	13
Ditto	John Hemings	Garden	0	0	4
Ditto	James Bailey	Ditto	0	0	10
Ditto	Maria Holistone	Ditto	0	0	8
George Whieldon and Company, Trustees.	John Astbury	Land	0	1	4
P. B. Broad Esq.	Broadfield Colliery Company.	Ditto	0	1	21
George Whieldon and Company, Trustees.	John Astbury	Ditto	0	2	23
Ditto	Ditto	Ditto			
P. B. Broad Esq.	Broadfield Colliery Company.	Ditto	0	1	21
Navigation Company	In hand	Railroad	0	0	17
George Mason Esq.	Ditto	Land and Water Pit.	0	0	22
Ralph Sneyd Esq.	Stephen Godwin	Land	2	0	32
Ditto	Nathan Heath	Ditto			
Mrs. Empson	James Yates	Ditto	0	0	8
Executors of the late William Adams Esq.	Mary Wright	Ditto	0	2	8
Ditto	Ditto	Ditto			
Ditto	Ditto	Ditto			
Ditto	Ditto	Ditto			
Ditto Hugh Booth Esq.	William Ratcliffe	Ditto	0	2	7
Ditto	Ditto	Ditto & Buildings			