



ANNO TERTIO

GULIELMI IV. REGIS.

Cap. xcvii.

An Act for more effectually repairing and improving the Road from *Butterton Moor End* to the Turnpike Road leading from *Buxton* to *Ashborne*, and other Roads therein mentioned, in the Counties of *Stafford* and *Derby*, and for making several Divisions or new Lines of Road to communicate therewith. [18th June 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, widening, turning, and altering the Roads from Butterton Moor End near Oncott in the County of Stafford to the Three Mile Stone in the Turnpike Road leading from Buxton to Ashborne in the County of Derby, and from Blackton Moor in the County of Stafford to the Turnpike Road leading from Buxton to Ashborne near Newhaven in the County of Derby, and from Warslow to Ecton Mine in the County of Stafford*: And whereas an Act was passed in the Thirty-first Year of the Reign of His said Majesty King *George* the Third, intituled *An Act for continuing the Term and altering and enlarging the Powers of an Act passed in the Tenth Year of the Reign of His present Majesty, for repairing, widening, turning, and altering the Roads from Butterton Moor End near Oncott in the County of Stafford to the Three Mile Stone in the Turnpike Road leading from Buxton to Ashborne in the County of Derby, and from Blacton Moor in the County of Stafford to the Turnpike Road leading from Buxton to Ashborne near Newhaven in the County of Derby, and from*

10G.3.c.113

31G.3.c.127.

[Local.]

23 F

Warslow

Warslow to Ecton Mine in the 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 repairing the Roads from Butterton Moor End to the Turnpike Road from Buxton to Ashborne, from Blacton Moor to the same Turnpike Road near Newhaven, and from Warslow to Ecton Mine, in the Counties of Stafford and Derby* : And whereas the Trustees acting under and by virtue of the said Acts have proceeded to put the same into execution, and have made great Progress in repairing, widening, turning, and altering the said Roads, for which Purpose they have borrowed several considerable Sums of Money upon the Credit of the Tolls thereby granted and continued, which Money still remains due and owing, and cannot be paid off, or the Interest thereof discharged, nor can the said Roads be effectually repaired, widened, turned, and altered, 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 beneficial to the said Roads if the said Acts were repealed, and if further, better, and more effectual Powers were granted instead thereof: And whereas the making and maintaining the several Diversions or new Lines of Road hereinafter mentioned and described, (that is to say,) a Diversion or new Line of Road from the said Road, to commence at or near the Toll Bar near *Warslow* Mill, and to terminate at or near *Warslow* Church; also a Diversion or new Line of Road, to commence on the Eastwardly Side of the present Turnpike Road between the Village of *Warslow* and *Warslow Hall*, extending in an Eastwardly Direction, and to terminate at the present Turnpike Road at or near the crossing of the same over the River *Manifold*; also a Diversion or new Line of Road, to commence at or near a certain Highway leading out of the said Turnpike Road to *Middleton* and *Youlgreave*, and extending in a Westwardly Direction, and to terminate at the present Turnpike Road near certain Lands in the Occupation of *Richard Shaw*; and also a Diversion or new Line of Road, to commence at or near the Bridge over the *Dove* near *Hartington* Mill on the present Turnpike Road, extending in a Westwardly Direction, and to terminate at the present Turnpike Road at or near certain Lands in the Occupation of *William Salt*, 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 several Diversions or new Lines 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 from and after the Third *Tuesday* next after the passing of this Act the said recited Acts shall be and the same are hereby respectively declared to be repealed.

Recited Acts repealed.

This Act to take effect instead thereof.

II. And be it further enacted, That this Act shall from thenceforth commence and take effect and be put into execution for and during the Term herein-after mentioned, for the Purpose of more effectually repairing, amending, widening, altering, from Time to Time improving and keeping in repair the Roads from *Butterton Moor End* near *Oncott* in the County of *Stafford* to the Three Mile Stone in the Turnpike Road leading from *Buxton* to *Ashborne* in the County of *Derby*, and from *Blacton Moor* in the County of *Stafford* to the Turnpike Road leading from *Buxton* to *Ashborne* near

near *Newhaven* in the County of *Derby*, and from *Warslow* to *Ecton Mine* in the County of *Stafford*.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the respective Counties of *Stafford* and *Derby*, together with *William Brittlebank*, *Andrew Brittlebank*, *John Brittlebank*, *George Banks*, *Buckwell Clerk*, *Daniel Cantrell*, *John Blackwall Cantrell*, *William Chappell*, *Toft Chorley*, *John Harpur Crewe*, *Henry Robert Crewe Clerk*, *Edmund Lewis Crewe*, *Charles Hugh Crewe*, *Francis Critchlow*, *John Cruso the younger*, *John Davenport*, *William Finney*, *Charles Finney of Broad Meadow*, *Charles Finney of Harley*, *John Finney of Harley*, *Charles Flint*, *Thomas Fogg*, *Joseph Fogg*, *Benjamin Frear*, *Richard Gaunt*, *Josiah Gaunt*, *Matthew Gaunt*, *John Gillman*, *John Gould*, *William Gould of Anson Grange*, *Joseph Gould of Pilsbury*, *James Gould*, *William Grindon*, *Thomas Hartshorne*, *George Gayton Harvey Clerk*, *Philip Heacock*, *Thomas Henry Heathcote Clerk*, *Benjamin Fanshaw Heywood*, *John Goodwin Johnson*, *Samuel Johnson*, *Thomas Lomas*, *Richard Beatniffe Manclarke*, *William Meakam*, *William Mellor of Alstonefield*, *Samuel Nadin*, *William Needham*, *William Oliver*, *Samuel Phillips*, *William Phillips*, *Richard Burton Pidcocke Clerk*, *Bernard Port Clerk*, *John Prince*, *William Redfern*, *John Rogers*, *Michael Saxalby*, *William Saxalby*, *John Shaw*, *Roger Sheldon*, *John Shirley*, *James Blythe Simpson*, *John Simpson Clerk*, *John Sleigh*, *Thomas Smith*, *John Tunncliffe of Hollingclough*, *Anthony Ward*, *Walter Ward Clerk*, *Thomas Wardle*, *James Wardle*, *Philip Warrington*, *George Wood*, *Benjamin Woolfe*, *Samuel Young*, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for putting this Act into execution. Trustees.

IV. And be it further enacted, That it shall be lawful for the said Trustees from Time to Time at any Meeting to be held for that Purpose to elect, nominate, and appoint any Number of Persons, duly qualified to act as Trustees of Turnpike Roads in *England* (not exceeding Five in the whole), to be Trustees for the Purposes of this Act, in addition to those hereby nominated and appointed; and such Trustees to be from Time to Time so elected, 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 herein named and appointed. Power to appoint additional Trustees.

V. And be it further enacted, That the said Trustees shall meet at the *Crewe and Harpur Arms Inn* at *Longnor* in the County of *Stafford*, or at some other convenient Place in the same Town, on the Third *Tuesday* after the passing of this Act, or as soon after as conveniently may be, and then and there proceed to put this Act into execution, and shall and may then and at all subsequent Meetings to be held for the Purposes of this Act from Time to Time adjourn to and meet at such Times respectively, and at such Places in the Neighbourhood of the said Roads, as they shall think proper. First Meeting of Trustees.

VI. And be it further enacted, That it shall be lawful for the said Trustees, or any Person, being a Lessee or Farmer, or appointed or continued to be appointed Collector of the Tolls to be taken by virtue of this Act, to demand and take every Day (such Day to be computed from Twelve Power to take Tolls.

Twelve of the Clock at Night to Twelve of the Clock on the next succeeding Night) the several and respective Tolls or Sums of Money following at the several and respective Toll Gates and Turnpikes, Toll Houses, or Side Gates or Side Bars, or Chains, now set up or erected, or which shall hereafter be set up or erected, in, upon, across, or on the Side or Sides of the said Roads, or any Part or Parts thereof, before any Horse, Cattle, Beast, or Carriage shall be permitted to pass through the same, the several Tolls following ; (that is to say,)

Tolls.

For every Horse or other Beast drawing any Coach, Landau, Barouche, Chariot, Curricule, Berlin, Phaeton, Chaise, Chaise Marine, Calash, Car, Cabriolet, Chair, Taxed Cart, Gig, Whiskey, Hearse, Litter, or other such like Carriage, any Sum not exceeding the Sum of Sixpence :

For every Horse or other Beast drawing any Waggon, Wain, Dray, Cart, or Caravan, or other such like Carriage, having the Fellies of the Wheels of the Breadth of Six Inches or more, any Sum not exceeding the Sum of Four-pence ; and in case the Fellies of the Wheels thereof be of less Breadth than Six Inches, any Sum not exceeding the Sum of Sixpence :

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage laden with Millstone or Millstones, or Blocks of Stone, or a single Piece of Timber, the Sum of Sixpence :

For every Horse or other Beast drawing any Van, Caravan, or other such like Four-wheeled Carriage, used for the Conveyance of Goods for Hire, Pay, or Reward, and built and constructed with Springs, the Sum of Sixpence :

For every Horse, Mule, Ass, 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 on in proportion for any less Number :

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

Limiting the Number of Tolls to be taken.

VII. And be it further enacted, That no more than the Number of full Tolls herein-after mentioned (except as is herein-after provided to the contrary) shall be demanded or taken on the same Day for or in respect of the same Horses, Beasts, or Cattle for passing and repassing through all or any of the Turnpikes or Toll Gates erected or to be erected across or upon the Sides of the said Roads ; (that is to say,) between the Commencement of the said Road at *Butterton Moor End* to the Three Mile Stone in the Turnpike Road leading from *Buxton* to *Ashborne* in the County of *Derby*, Two full Tolls ; between *Blacton Moor* to the Turnpike Road leading from *Buxton* to *Ashborne* aforesaid, Two full Tolls ; and from *Warslow* to *Ecton Mine* in the County of *Stafford*, One full Toll.

No Toll to be paid for repassing.

VIII. And be it further enacted, That in case Toll shall have been paid for the passing of any Horse, Beast, or Cattle through any of the Toll Gates, Turnpikes, Side Gates, Side Bars, or Chains now erected, and which shall be continued, or which shall or may be hereafter erected, upon, across, or on the Sides of the said Roads by this Act to be made, maintained, repaired, widened, improved, altered, and kept in repair, no Toll shall be demanded or taken for or in respect of such Horse, Beast, or Cattle for returning, passing, or repassing through the same

same Toll Gate, Turnpike, Side Gate, Side Bar, or Chain before Twelve of the Clock at Night of the same Day; but on a Note or Ticket being produced denoting the Payment of such Toll, such Horse, Beast, or Cattle shall (except in Cases herein-after mentioned) be permitted to pass Toll-free through such Toll Gate, Turnpike, Side Gate, Side Bar, or Chain, and also through every such other Toll Gate, Turnpike, Side Gate, Side Bar, or Chain, if any, as such Ticket shall free, at any Time during the same Day before the said Hour of Twelve of the Clock at Night; which Note or Ticket (naming and specifying the Gate or respective Gates freed by such Payment) the several Collectors of the said Tolls are hereby respectively required to give *gratis* on the Receipt of the Toll.

IX. Provided always, and be it further enacted, That in case any Horse or Horses or other Beast or Beasts 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 was made, any such Horse or other Beast 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, Turnpike, 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.

X. Provided also, and be it further enacted, That for and in respect of all Horses and other Beasts of Draught whatsoever drawing any Stage Coach, Stage Waggon, Van, Caravan, Cart, or other Carriage carrying Passengers or Goods for Payment, Hire, or Reward, for which Toll shall have been paid at any such Toll Gate, Turnpike, Side Gate, Side Bar, or Chain as aforesaid, and which shall return through the same on the same Day, the respective Tolls herein-before mentioned and made payable shall be paid for every Time both of passing and repassing through every such Toll Gate, Turnpike, Side Gate, Side Bar, and Chain, in like Manner as if no Toll had before been paid thereat: Provided always, that no further or additional Toll shall be payable in respect of the Horses or other Beasts drawing any such Stage Coach, Stage Waggon, Van, Caravan, Cart, or other Carriage, on account only of the Horses or other Beasts drawing the same having been changed.

Stage Coaches to pay every Time of passing;

XI. And be it further enacted, That the respective Tolls herein-before mentioned and made payable for or in respect of all Horses and other Beasts of Draught which shall be let out to Hire, and of all Horses and other Beasts of Draught drawing any Post Chaise or other Carriage which shall be let out to Hire, shall be payable and paid for every Time of passing and repassing along the said Roads as often as a fresh Hiring thereof shall take place.

Post Chaises on every new Hiring.

XII. And whereas it frequently happens that Carts drawn by One Horse or by Two Oxen along the said Roads carry a greater Weight than by Law is allowed for Carts drawn by Two or more Horses; be it therefore further enacted, That all Carts passing along the said Roads drawn by One Horse or by Two Oxen only shall be allowed to carry Thirty Hundred Weight in Summer and Twenty-five Hundred Weight in Winter, including in each Case the Weight of such Carts, and no more; and all such Carts passing along the said Roads shall and may be weighed at any

One-horse Carts may be weighed.

Weighing Machine now erected or hereafter to be erected on the said Roads, and the like additional Tolls be demanded, received, and recovered for the Overweight thereof as are by Law payable in respect of the Overweight of Carts drawn by Two or more Horses; and all the Powers, Regulations, and Penalties now in force relating to the weighing of Waggon, Carts, and other Carriages drawn by more than One Horse shall be applicable to Carts passing on the said Roads drawn by One Horse only, and to the Drivers, Masters, and Owners thereof.

Fractional Part of a Halfpenny in Tolls.

XIII. 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.

Tolls on Waggon, &c. having the Nails projecting more than a Quarter of an Inch above the Tire, in lieu of Penalty in 4 G. 4. c. 95.

XIV. And be it further enacted, That the Toll to be taken by virtue of this Act for every Waggon, Wain, Cart, and other such like Carriages having at the Time of using thereof the Nails of the Tire of the Wheels projecting more than One Quarter of an Inch above the Surface of such Tire, shall be the Sum of Ten Shillings, such Sum to be in lieu of any Penalty to which by virtue of an Act passed in the Fourth Year of the Reign of His late Majesty King George the Fourth, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the General Laws now in being for regulating Turnpike Roads in that Part of Great Britain called England*, the Owner or Driver of any such Waggon, Wain, Cart, or other Carriage would be subject or liable to by reason or on account of the Nails of the Tire of the Wheels thereof projecting beyond One Quarter of an Inch above the Surface of such Tire.

Wheels deviating from a flat Surface.

XV. Provided always, and be it further enacted, That from and after the First Day of *January* which will be in the Year of our Lord One thousand eight hundred and thirty-five all Waggon, Carts, or other such Carriages having at the Time of the using thereof Wheels which 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 Three Inches in Breadth on the Soles thereof.

Abatement of Tolls for cylindrical Wheels.

3 G. 4. c. 126.

XVI. And be it further enacted, That all Horses, Beasts, and other Cattle drawing any Waggon, Wain, Cart, or other Carriage having the Wheels cylindrical and of not less Breadth than Four Inches and a Half on the Soles thereof, and with the Axletrees fixed as mentioned and described in and by an Act passed in the Third Year of the Reign of His said late Majesty King George the Fourth, intituled *An Act to amend the General Laws now in being for regulating Turnpike Roads in that Part of Great Britain called England*, shall be allowed an Abatement of One Third Part of the Tolls by this Act granted, except any fractional Parts less than a Halfpenny.

Application of Tolls and other Monies.

XVII. And be it further enacted, That all the Monies which before the Day of the Commencement of this Act shall have been raised and produced by virtue of the said recited Acts hereby repealed, and which on the Day of the Commencement of this Act shall be remaining undisposed

posed of, and also the Monies which shall arise and be produced by and from the Tolls by this Act granted and made payable, together with the Monies which shall be borrowed upon the Credit of such Tolls, and all other Monies which shall arise or be produced by virtue of this Act, shall be applied 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 the Costs, Charges, and Expences which shall have been incurred in preparing, obtaining, and passing this Act, or otherwise incidental or relating thereto respectively, with Interest for the same from the Time of advancing or disbursing the same; secondly, in paying and discharging all the Interest which shall from Time to Time be owing to any Mortgagee or Mortgagees of the Tolls or Duties payable on the said Roads by this Act directed to be made, maintained, repaired, widened, improved, altered, and kept in repair; thirdly, in defraying the Expences of making, maintaining, repairing, widening, improving, and altering the same Roads, and of erecting, altering, and repairing Toll Gates, Turnpikes, and Toll Houses, with suitable Outbuildings, upon, across, and on the Sides of such Roads, and otherwise in executing the Purposes of this Act; and lastly, in reducing, paying off, and discharging the several Principal Sums which have or shall have been borrowed and secured in pursuance of and for the Purposes of the said recited Acts hereby repealed, and also the several Principal Sums of Money which shall or may be hereafter borrowed and secured by virtue or for the Purposes of this Act.

XVIII. And be it further enacted, That none of the Tolls authorized to be taken by virtue of this Act, or any of the Money to be borrowed on the Credit thereof, shall be laid out or expended in the repairing, amending, widening, altering, improving, or keeping in repair either of the said Roads directed to be repaired, amended, widened, altered, improved, and kept in repair by virtue of this Act, if there be no Toll Gate continued or erected thereupon respectively, and Tolls taken thereat, nor shall any greater Sum of Money be expended in the repairing, amending, widening, altering, improving, and keeping in repair either of the said Roads than shall be collected at the Toll Gates continued or to be erected thereupon, or borrowed on the Credit of the Tolls thereof, or received as a Composition for Statute Duty thereon respectively.

No more Money to be expended in Repair of Roads than is collected thereon.

XIX. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, to make and complete such several Diversions or new Lines of Road as are herein-before mentioned and described of such Width as they may think proper, not exceeding Sixty 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 Lands, Tenements, and Hereditaments whatsoever, tendering or making Satisfaction to the Owners thereof and other Persons interested therein for the Damage which they may respectively 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 Diversions or new Lines of Road, Footpaths, Causeways, Bridges, Mounds, Culverts, Fences, Ditches, Drains, and other Works are intended to pass or be made, and also upon,

Power to make Diversions or new Lines of Road.

in,

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.

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

Trustees not to deviate more than 100 Yards from Plan.

Misnomers not to prevent the Execution of the Act.

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

XX. And whereas Maps or Plans describing the Lands through or over which the said Diversions or new Lines of Road are intended to be carried, and also Books of Reference containing Lists of the Names of the several Owners and Occupiers of such Lands, have been deposited at the Offices of the Clerks of the Peace of the said Counties of *Derby* and *Stafford*; be it therefore further enacted, That the said Maps or Plans and Books of Reference shall remain in the Custody of the said Clerks of the Peace, to the end that all Persons may at all seasonable Times have Liberty to inspect and peruse the same, and take Copies or Extracts therefrom, at their Will and Pleasure, paying to the said Clerks of the Peace for the Time being the Sum of One Shilling for every such Inspection, and at or after the Rate of Sixpence for every One hundred Words of such Copies or Extracts; and the said Trustees, in making such Diversions or new Lines of Road, shall not deviate more than One hundred Yards from the Lines described in the said Maps or Plans, without the Consent and Approbation in Writing of the Owners and Occupiers through whose Lands, Tenements, or Hereditaments such Deviation shall be made.

XXI. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to make the said Diversions or new Lines of Road into, through, over, or across the several Lands, Tenements, and Hereditaments of any Person who is or may be the Owner of the Lands, Tenements, or Hereditaments over which the same are set out and described in such Maps or Plans as aforesaid, although the Name of such Person may happen to be omitted or mis-stated in the said Books of Reference, in case it shall appear to any Two or more Justices of the Peace for the said County of *Stafford* or *Derby* (as the Case may be), and be certified by Writing under their respective Hands, that such Error or Omission proceeded from Mistake.

XXII. Provided also, and be it further enacted, That nothing herein contained shall authorize or empower the said Trustees, or any Person or Persons acting by or under their Authority, to take, use, injure, or damage, for the Purpose of the said Diversions or new Lines of Road, any Dwelling House or other Building, or to take in or enter upon or make use of any Curtilage, Orchard, Garden, Yard, Park, Paddock, Lawn, Shrubbery, planted Walk, or Avenue to a House, or any inclosed Ground planted and set apart as a Nursery for Trees, or any Part thereof respectively, without the Consent in Writing of the Owner and Occupier of the same, or other Person or Persons interested therein, first had and obtained (save and except such as are mentioned in the Schedule hereunto annexed).

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XXIII. Provided also, and be it further enacted, That in case the said Trustees shall not purchase such of the said Lands, Tenements, and Hereditaments as they may have Occasion for and as shall be requisite to enable them to make and complete the proposed Diversions or new Lines of Road, within the Space of Three Years from the passing of this Act, all the Powers granted by this Act for purchasing, taking, or using the same Lands, Tenements, and Hereditaments, or such of them as shall not then have been purchased, shall cease and determine (save and except with the Consent in Writing of the Owners and Occupiers of such Lands, Tenements, and Hereditaments respectively for the Time being first had and obtained).

Limiting the Period of purchasing Property.

XXIV. And be it further enacted, That when and so soon as the said proposed Diversions or new Lines of Road of or from the said Roads, or any of them, shall be made, completed, and rendered fit for the Passage of Horses, Cattle, and Carriages, then and in every such Case so much and such Part of the said old Line of Road as shall lie between the Two Points from and to which any such Diversion or new Line of Road shall be so made and completed shall cease to be repaired by the said Trustees: Provided always, that all Orders and Resolutions of the said Trustees by which it shall be ordered and determined that any of the said Roads shall cease to be repaired by them as aforesaid shall be subject to an Appeal to His Majesty's Justices of the Peace at the next or second General or Quarter Sessions of the Peace for the County or Place wherein the said Roads or any of them shall be situated.

Old Road to be discontinued after the new Road is completed.

XXV. 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.

Public Act.

XXVI. And be it further enacted, That this Act shall commence and take effect from the Third *Tuesday* 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.

Term of Act.

The SCHEDULE to which the foregoing Act refers.

No. on Plan.	Owners or reputed Owners.	Occupiers.	Description of Property.
24	Sir George Crewe Bart.	Rev. R. B. Pidcock	Green Croft.
25	Ditto - -	George Hope - -	Croft.
27	Ditto - -	Thomas Bousall - -	Over Croft.
28	Ditto - -	Samuel Milward - -	Garden.
29	Ditto - -	John Kidd - -	Old Lane.
30	Ditto - -	Ditto - -	Over Garden.
31	Ditto - -	John Barker - -	Bowling Green.
32	Ditto - -	Ditto - -	Plantation.
33	Ditto - -	Ditto - -	Garden.
34	Ditto - -	John Grindon - -	Buildings and Croft.
59	Duke of Devonshire	William Mellor - -	Yard, Garden, &c.

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