



ANNO DECIMO

# GEORGII IV. REGIS.

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## Cap. lxxviii.

An Act for more effectually repairing the Road from *James Deeping Stone Bridge* to *Peter's Gate* in *Stamford* in the County of *Lincoln*, and from thence to the South End of the Town of *Morcott* in the County of *Rutland*. [22d May 1829.]

WHEREAS an Act was passed in the Second Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for repairing and widening the Roads from a certain Bridge called James Deeping Stone Bridge to Peter's Gate in Stamford in the County of Lincoln, and from thence to the South End of the Town of Morcott in the County of Rutland*: And whereas another Act was passed in the Twenty-sixth Year of the Reign of His said late Majesty, intituled *An Act for reviving, continuing, and enlarging the Term and Powers of an Act passed in the Second Year of the Reign of His present Majesty, for repairing and widening the Roads from a certain Bridge called James Deeping Stone Bridge to Peter's Gate in Stamford in the County of Lincoln, and from thence to the South End of the Town of Morcott in the County of Rutland*: And whereas another Act was passed in the Forty-sixth Year of the Reign of His said late Majesty, intituled *An Act for continuing the Term and altering and enlarging the Powers of Two Acts passed in the Second and Twenty-sixth Years of His present Majesty, for repairing the Roads from a certain Bridge called James Deeping Stone Bridge to Peter's Gate in Stamford in the County of Lincoln, and from thence*

[Local.]

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to

Recited Acts  
repealed, and  
this Act to  
take Effect.

to the South End of the Town of Morcott in the County of Rutland : And whereas the Trustees acting under and by virtue of the said recited Acts have proceeded in the Execution thereof, and several considerable Sums of Money have been borrowed on the Credit of the Tolls thereby authorized to be taken, which Money still remains due and owing, and cannot be paid off, nor can the Roads comprised in the said Acts be effectually amended, widened, and kept in repair, unless further Provisions are made for those Purposes : And whereas it would facilitate the Execution of the Purposes aforesaid if the said recited Acts were repealed, and other Tolls, Powers, and Provisions were granted and made instead thereof : May it therefore please Your Majesty that it may be enacted ; and be it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 Third *Thursday* next after the passing of this Act the said recited Acts passed in the Second, Twenty-sixth, and Forty-sixth Years of the Reign of His late Majesty King *George* the Third shall be and the same are hereby respectively declared to be repealed ; and instead thereof this Act shall be put in execution, for and during the Term herein-after mentioned, for the Purpose of more effectually repairing, amending, widening, improving, and keeping in repair the Roads herein-after mentioned ; (that is to say,) the present Turnpike Road leading from *James Deeping Stone Bridge* to *Peter's Gate* in *Stamford* in the County of *Lincoln*, and from thence to the South End of the Town of *Morcott* in the County of *Rutland*.

Former  
Debts, &c.  
vested in new  
Trustees.

II. And be it further enacted, That all Arrears of Tolls or Rents, or other Monies due to, and Property Real or Personal, and all Choses in and Rights of Action, either at Law or in Equity, vested in the said Trustees under the said recited Acts hereby repealed, or any of them, shall immediately on the Commencement of this Act be vested in the Trustees for executing this Act, who shall be and they are hereby empowered to sue for and recover the same ; and for that Purpose to cause to be commenced and prosecuted all Actions and Suits at Law or in Equity, and to act in respect thereof as effectually as if the same had become due to or had been vested in them under or by virtue of this Act.

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace acting for the Parts of *Kesteven* in the County of *Lincoln* and for the County of *Rutland* respectively, together with the Reverend *Richard Atlay*, *Thomas Graham Arnold* M.D., the Reverend *Henry Atlay*, the Reverend *Charles Arnold*, the Reverend *Martin Amphlett*, the Reverend *Charles Atlay*, *Myhill Addy*, *Myhill Addy* the younger, *William Addy*, *William Ades*, *William Broughton*, *Edward Brown*, *Edward Butt*, the Reverend *William Belgrave*, the Honourable *Montague Bertie*, the Reverend *John Butt*, *Samuel Barker*, the Reverend *Thomas Kaye Bonney*, the Reverend *Robert Boon*, the Reverend *Charles Bush*, the Reverend *Gregory Bateman*, the Reverend *Edward Brown*, *Samuel Coddington*, the Reverend *John Cheales*, the Reverend *Christopher Cookson*, *Benjamin Cooper*, *John Chapman*, the Reverend *Richard Carey*, the Honourable *Thomas Cecil* commonly

commonly called: Lord *Thomas Cecil*, *Edward Caley*, *George Richards Denshire*, *George Denshire*, *John Dixon*, *Thomas Dove*, the Reverend *John Robert Deverill*, *John Davis*, the Reverend *J. G. Dymoke*, the Reverend *Robert Decker*, *John Eagleton*, *Stephen Eaton*, *Sir Samuel Fludyer* Baronet, *George Fludyer*, *Samuel Richard Fydell*, *Joseph Fairchild*, the Reverend *William Forster*, *William Goodall*, *William Goodall* the younger, *Jonathan Gibbons*, *Charles Grantham*, *Horatio Thomas Gilchrist*, *Robert Hunt*, the Reverend *William Hildyard*, *Thomas Hotchkin*, *Cheselden Henson*, *James Hurst*, *William Hopkinson*, *William Landen Hopkinson* M. D., *Everson Harrison*, the Reverend *William Hardyman*, the Reverend *John Hopkinson*, *William Hunt*, *Sir Gilbert Heathcote* Baronet, *Gilbert John Heathcote* M. P., the Reverend *Thomas Toller Hurst*, *Robert Heathcote*, the Reverend *Samuel Edmund Hopkinson*, *William Holland*, *Hugh Jackson*, the Reverend *Robert Henry Johnson*, *William Augustus Johnson*, *Thomas Hipplesley Jackson*, *Charles Lowe*, *William Laxton*, the Reverend *Brownlow Villiers Layard*, the Reverend *Richard Lucas*, *Joseph Mawby*, *John Molescey*, *John Mills*, the Reverend *Thomas Mills*, *John Kitchen Miller*, *Thomas Mills*, the Reverend *Hugh Monckden*, *James Mann*, *Joseph Beecroft Mawby*, *Sir Gerard Noel Noel* Baronet, *Richard Newcombe* the younger, the Reverend *Henry Nevill*, *Charles Noel*, *Edward Orme*, *Stafford O'Brien*, *Michael Pierrepont*, *Jonathan Pilkington*, *Charles Pierrepont*, *John Pawlett*, the Reverend *Peter William Pugus*, *William Pilkinton*, the Reverend *George Pochin*, *John Pawlett* the younger, the Reverend *Thomas Roberts*, *Thomas Birch Reynardson*, *Charles Reynardson*, *Matthew Rose*, *William Stevenson*, the Reverend *Charles Swan*, *John Shearer*, *Samuel Sharpe*, *Seth Smith*, *Nicholson Clarke Stevenson*, *Thomas Smith*, *Thomas Sharpe*, *Francis Simpson*, the Reverend *John Jackson*, *Sir Serrocole*, the Reverend *Henry Shield*, *John Crutchfield Sharpe*, *Leonard Stevenson*, *James Torkington*, *Charles Trollope*, *Thomas Tryon*, *John Twigge*, *Cotton Thompson*, *John Thorpe* the younger, *Sir John Trollope* Baronet, *William Thompson*, the Reverend *Richard Twopenny*, *James Torkington* the younger, *Thomas Torkington*, *John Thorpe*, *William Thorpe*, *John Ullette*, *John Ullette* the younger, *John Wingfield*, *Thomas Woodroffe*, the Reverend *William Wing*, *Bentley Warren*, *John Willis* M. D., *Francis Willis* M. D., *John Muxloe Wingfield*, *Thomas Whichcote*, and the Reverend *Thomas Wingfield*, and their Successors, being duly qualified, shall be and they are hereby appointed Trustees for putting this Act into execution.

IV. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered, to elect and appoint any Number of fit and proper Persons (not exceeding Five in the whole), in addition to the Trustees herein named and appointed, to be Trustees for the Purposes of this Act; and such Persons so elected and appointed, and being duly qualified, shall be Trustees for the Purposes of this Act, and are hereby invested with the same Powers and Authorities for executing this Act as if they had been herein named.

Power to appoint additional Trustees.

V. And

Meetings of  
Trustees.

V. And be it further enacted, That the said Trustees shall meet on the Third *Thursday* next after the passing of this Act, or as soon after as conveniently may be, between the Hours of Ten of the Clock in the Forenoon and Two of the Clock in the Afternoon, at the *George and Angel Inn* in *Stamford*, or at some other convenient Place in the Town of *Stamford* aforesaid, and shall then and there proceed to carry 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 Place or Places on or near to the said Roads, as the said Trustees or the major Part of them at any such Meetings shall think proper and appoint.

Power to  
take Tolls.

VI. And be it further enacted, That it shall and may be lawful for the said Trustees, and their Lessees, Collectors, and other Persons duly authorized, to demand and take at each and every of the Turnpikes, Toll Gates, Bars, or Chains, which by virtue of this Act shall be continued or erected in, upon, across, or on the Side or Sides of the said Roads or any Part thereof, and on every Day, such Day to be computed from Twelve of the Clock at Night to Twelve of the Clock on the next succeeding Night, the several Tolls following; (that is to say,)

Tolls.

For every Horse, Mule, or other Beast drawing any Coach, Stage Coach, Diligence, Van, Caravan, Sociable, Landau, Berlin, Chariot, Cartee, Vis-a-Vis, Barouche, Phaeton, Chaise Marine, Calash, Curricule, Chair, Gig, Tax Cart, Whiskey, Hearse, Litter, Break, Chaise, or other such like Carriage, the Sum of Sixpence :

For every Horse or other Beast of Draught drawing any Waggon, Wain, Cart, or other Carriage of the like kind, having the Wheels of the Breadth of Six or more Inches, the Sum of Three-pence :

For every Horse or other Beast of Draught drawing any Waggon, Wain, Cart, or other Carriage of the like kind, having the Wheels thereof of a less Breadth than Six Inches, the Sum of Four-pence Halfpenny :

For every Four-wheeled Carriage in any Manner fixed to any Waggon, Wain, Cart, or other Carriage, if empty, Sixpence; but if in any Manner laden, or having any Person therein, One Shilling :

For every Two-wheeled Carriage having any Person therein, or being laden in any Manner, fixed to any Waggon, Wain, Cart, or other Carriage, the Sum of Sixpence; and unladen or empty, the Sum of Three-pence .

For every Pair of Millstones, or Block or Blocks of Timber, drawn by Five or more Horses or other Beasts of Draught, the Sum of Two Shillings and Sixpence :

For every Horse, Mule, or Ass, laden or unladen, and not drawing, the Sum of Three Halfpence :

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

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

Which

Which said respective Tolls or Sums of Money shall be demanded and taken as aforesaid before any Horse, Mule, Ass, or other Beast, or Cattle or Carriage, upon which any Toll is by this Act imposed, shall be permitted to pass through any such Turnpike, Toll Gate, Bar, or Chain; and such respective Tolls or Sums of Money shall be and they are hereby vested in the said Trustees, and shall be applied in manner herein-after directed.

VII. And be it further enacted, That if the Toll hereby authorized to be taken shall have been paid for the passing of any Horse, Cattle, Beast, or Carriage through any one of the Toll Gates to be continued or erected by virtue of this Act, such Horse, Cattle, Beast, or Carriage shall, upon a Ticket being produced denoting the Payment of such Toll for that Day, (which Ticket the Collector or Collectors of such Tolls is and are hereby required to deliver *gratis* to the Person paying the same, and whereon shall be named and specified the Gate at which the same shall have been paid, and also the Gate or Gates, if any, freed by the Payment of such Toll,) be permitted to pass Toll-free through the same Toll Gate, and also through such other Gate or Gates as the Ticket for such Payment shall free, at any Time or Times during the same Day, to be computed as aforesaid, except as herein-after provided.

Tolls to be paid but Once a Day at same Gate.

VIII. And be it further enacted, That the said Trustees, at any Meeting to be holden for that Purpose, (whereof at least Twenty-one Days Notice shall be given in Writing, to be affixed on all the Toll Gates erected and to be erected upon and across the said Roads, and inserted in some one Newspaper published or circulated in the Counties of *Lincoln* and *Rutland*,) may and they are hereby authorized and empowered from Time to Time, in case it shall appear requisite or expedient so to do, to lessen and reduce and again to raise and advance the Tolls hereby authorized to be taken, or any of them, so that the respective Tolls so raised and advanced never exceed the Tolls by this Act authorized to be taken.

Power to vary the Tolls.

IX. Provided always, and be it further enacted, That no more than One full Toll shall be demanded or taken on the same Day, for or in respect of the same Horse or Horses or other Beast or Cattle, or Carriage or Carriages, for passing and repassing through all the Toll Gates, Bars, or Chains to be continued or erected upon that Part of the said Road which leads from *James Deeping Stone Bridge* to *Peter's Gate* in *Stamford* aforesaid; and no more than One full Toll shall be demanded or taken on the same Day, for or in respect of the same Horse or Horses or other Beasts or Cattle, or Carriage or Carriages, for passing and repassing through all or any of the Toll Gates, Bars, or Chains to be continued or erected upon that Part of the said Road which leads from *Peter's Gate* in *Stamford* to the South End of the Town of *Morcott* aforesaid, except as next herein-after provided.

Limiting the Number of Tolls.

X. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of all Horses or other Beasts drawing any Stage Coach, Van, Caravan, or Stage Waggon,  
 [Local.] 22 N or Payment of Tolls by Stage Coaches and Post Chaises.

or other Stage Carriage conveying Passengers or Goods for Pay or Reward; for every Time of passing or repassing along the said Roads; and also for and in respect of all Horses or other Beasts drawing any Post Chaise or other Carriage travelling for Hire, every Time of passing or repassing along the said Roads, whenever a new Hiring thereof shall have taken place.

Application  
of the Tolls.

XI. And be it further enacted, That all Monies now in the Hands of the said Trustees, or which shall or may be collected or received under the Powers or Authority of this Act, shall be applied, in the first place, in defraying the Costs, Charges, and Expences attending the applying for and obtaining and passing of this Act; in the next place, in paying off and discharging all Arrears of Interest in respect of the Money now due and owing on the Credit of the Tolls granted and made payable by the said recited Acts hereby repealed; in the next place, in paying off and discharging the Interest on any Sums of Money which shall hereafter be borrowed or taken up at Interest on Security of the Tolls hereby granted; and in the next place, in defraying the Expence of continuing, providing, erecting, and keeping in repair the Turnpikes, Toll Houses, and other Buildings, and in amending, widening, improving, and keeping in repair the said Roads; and the Residue of the Monies so to be collected and received shall be applied in paying all Principal Monies due and owing on the Credit of the said recited Acts and this Act, and in defraying all other necessary Costs, Charges, and Expences attending the same, in such Manner as the said Trustees shall from Time to Time appoint.

No Money to  
be expended  
in repairing  
Streets.

XII. And be it further enacted, That it shall not be lawful for the said Trustees to apply, expend, or appropriate any of the Tolls hereby granted, or any of the Monies raised by virtue of the said recited Acts or any of them, or to be raised by virtue of this Act, in or towards the repairing, lighting, or improving any of the Streets, Highways, or Places within the said Town of *Stamford*, or any other Town through or into which the said Road passes.

Penalty for  
hanging  
out Clothes,  
&c. by the  
Sides of the  
Roads.

XIII. 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 Road, 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 Road, so as to project into the said Road, or be an Annoyance to any Persons or Cattle passing thereon, or prevent the free and safe Use of the whole Breadth of the said Road, 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.

XIV. And

XIV. 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.

XV. And be it further enacted, That this Act shall commence on Commence-  
ment and  
Continuation  
of this Act. the Third *Thursday* 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.

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THE UNIVERSITY OF CHICAGO  
DIVISION OF THE PHYSICAL SCIENCES  
DEPARTMENT OF CHEMISTRY  
5708 SOUTH CAMPUS DRIVE  
CHICAGO, ILLINOIS 60637