

ANNO DECIMO

GEORGII IV. REGIS.

Cap.lxxxvii.

An Act for making and maintaining a Road from Sheepscar, through Woodhouse Carr, to Meanwoodside in the Parish of Leeds in the West Riding of the County of York. [22d May 1829.]

HEREAS the making and maintaining a Turnpike Road from Sheepscar to Meanwoodside, both in the County of York, to pass through or into the several Townships or Places of Sheepscar, Woodhouse Carr, Potter Newton, Chapel Allerton, and Meanwoodside, all in the Parish of Leeds in the West Riding of the County of York, will be of great Utility and Advantage not only to the Inhabitants and Occupiers of Lands, Tenements, and Hereditaments in the several Places and Townships aforesaid, but also to the Public at large, by opening a more convenient Communication between the Town of Leeds and the several Places before mentioned; 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 all His Trustees Majesty's Justices of the Peace for the Time being acting for the appointed. West Riding of the County of York, together with William Aldam, John Benjamin Ansley, George Banks, Christopher Beckett, Thomas $\lceil Local. \rceil$ 23 N Beckett,

Beckett, William Beckett, Thomas Benyon, Thomas Blayds, Christopher Bolland, John Bramley, John Brooke, John Edward Brooke, Charles Brown, James Brown, William Williams Brown, John Burton, Joshua Burton, F. S. Bridges, William Cadman, Robert Capper, Newman Cash, Thomas Clapham, Henry Dixon, Lepton Dobson, Edward Ellerton, James Entwistle, William Gatliffe, Benjamin Gott, John Gott, John Goodman, Henry Hall, John Hardy, John Hayward, George Hayward, John Hebblethwaite, William Hey, Benjamin Holroyd, Thomas Ikin, Thomas George Jacques, Edward Jowitt, Thomas Jowitt, Jonathan Lupton, Ralph Markland, John Marshall the elder, John Marshall the younger, William Marshall, James Martin, James Maude, Joseph Medley, Stephen Nicholson, William Nicholson Nicholson, George Oates, Joseph Henry Oates, William Frankland Paley, Thomas Benson Pease, Nenian Procter, Abram Rhodes, John William Rhodes, James Richardson, Benjamin Sadler, Henry Skelton, Edwin Smith, Thomas Tennant, John Wilson, Griffith Wright, James Brook, John Clapham, Samuel Clapham, John Peel Clapham, Edward Baines, Charles Brown junior, Abraham Hobson, George Rawson, Jonatham Taylor, George Walker, James Martin, James Dickinson, Abraham Parkinson, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in England, shall be and are hereby appointed Trustees for making, amending, widening, improving, and maintaining in repair a Road from Sheepscar to Meanwoodside, both in the County of York, to pass through or into the several Townships or Places of Sheepscar, Woodhouse Carr, Potter Newton, Chapel Allerton, and Meanwoodside, all in the Parish of Leeds in the West Riding of the County of York, and for otherwise putting this Act into execution; and the said Road shall be called "The Leeds, Woodhouse Carr, and Meanwoodside Road."

Power to appoint additional Trustees.

II. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, at any of their Meetings to be holden in pursuance of this Act, to appoint any Number of Persons (not exceeding Three in the whole) to be Trustees for the Purposes of this Act; in addition to the Trustees herein named and appointed; and such Trustees so appointed shall be and they are hereby invested with the same Powers and Authorities as if they had been hereby nominated and appointed.

First Meeting of Trustees. III. And be it further enacted, That the said Trustees shall hold their First Meeting at the Court House in the Town of Leeds, or at some other convenient Place in the Neighbourhood of the said Road, on the Third Wednesday next after the passing of this Act, or as soon after as conveniently may be; and the said Trustees shall and may then and from Time to Time after adjourn to and meet at such Times and at such Place or Places in the Neighbourhood of the said Road as they shall think proper.

Trustees to make and set out Road.

IV. And be it further enacted, That it shall be lawful for the said Trustees, or for such Person or Persons as they shall employ for that Purpose, and they are hereby fully authorized and empowered, to enter into and upon the Lands, Grounds, Hereditaments, and Premises of any Person or Persons into or through which the said Road is intended

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intended to pass, to set out, form, make, and complete the same, and to cut and make such Ditches, Drains, Gutters, and Tunnels in and upon the Lands and Grounds adjoining and near the said Road, as shall be by them the said Trustees thought necessary for draining the Water from such Road, doing as little Damage as may be in the Execution of the Powers to them hereby granted.

V. And whereas Maps or Plans describing the Line of the said Plans depointended Road, and the Lands, Hereditaments, and Premises through or over which the same is to be made or carried, and also Books of the Peace to Reference containing Lists of the Names of the Owners and Occu- remain there, piers or reputed Owners and Occupiers of such Lands, Hereditaments, and Premises, have been deposited at the Offices of the respective Clerks of the Peace of the said West Riding of the County of York without and of the Borough of Leeds aforesaid; be it therefore further Consent. enacted, That the said Maps or Plans and Books of Reference shall remain in the Custody of the said respective Clerks of the Peace for the said West Riding and Borough, to the end that all Pesons may at all reasonable Times have Liberty to inspect and peruse the same, and to take Copies of or Extracts therefrom, at their Will and Pleasure, paying to the Clerk of the Peace One Shilling for every such Inspection, and at the Rate of Sixpence for every One hundred Words of such Copies or Extracts of the said Maps or Plans and Books of Reference respectively; and the said Trustees in making the said Road shall not deviate more than One hundred Yards from the Line described in the said Maps or Plans respectively, without the Consent and Approbation in Writing of the Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, through whose Lands or Premises such Deviation or Deviations shall be made, except as herein-after mentioned.

sited with the Clerks of and Roads not to deviate therefrom

VI. Provided always, and be it further enacted, That the said Road not to new Road shall not be opened to the Public or become a public be opened Road or Highway until Two Justices of the Peace acting for the until certified by Jus-West Riding of the County of York, legally assembled at a Special tices. Sessions, shall have certified that the said Road, and the Bridges, Culverts, Embankments, and other Works thereon respectively, are completely made and, fit to be travelled upon throughout the whole Length of such new Road.

VII. Provided always, and be it further enacted, That if any of Omissions the Lands, Grounds, Buildings, and other Premises to be taken or or Misnoused for the Purposes of this Act shall happen not to be described mersin Books in the said Maps or Plans, or any of the Owners or Occupiers of not to prethe same, or any of the Lands, Grounds, Buildings, or other Premises vent the described in the said Maps or Plans, or any Part thereof, shall happen Execution of to be omitted, mis-named, or inaccurately described in the said Books this Act. of Reference, such Omission, Misnomer, or inaccurate Description shall not prevent or retard the Execution of this Act, but the several Lands, Grounds, Buildings, and other Premises, and every Part thereof, shall and may be taken and used for the Purposes of this Act as fully and effectually as if the same had been accurately described in the said Maps or Plans and Books of Reference respectively,

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respectively, and as if the Owners and Occupiers of the same had not been omitted or were properly or accurately named, provided that it shall appear to Two or more Justices of the Peace of the said West Riding or of the said Borough of Leeds, and be certified by Writing under their Hands, that such Omission, Misnomer, or inaccurate Description proceeded from Mistake, or that the real or reputed Owners or Occupiers of such Lands, Grounds, Buildings, or other Premises had Notice that the same would be wanted for the Purposes thereof.

not to be injured without Consent of Owners, except those named in the Schedule.

Houses, &c. VIII. And be it further enacted, That the Powers and Authorities hereby given shall not extend or be construed to extend to empower or authorize the said Trustees to take or pull down any Dwelling House or other Building, or to take in 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 or Proprietor thereof or other Person interested therein first had and obtained, except such as are mentioned in the Schedule to this Act annexed.

Limitation of Time for purchasing Lands.

IX. And be it further enacted, That in case the said Trustees shall not purchase the Lands, Buildings, Tenements, and Hereditaments mentioned in the Schedule to this Act annexed, within the Space of Five Years from the passing of this Act, all the Powers granted by this Act for purchasing, taking, or using the same, or such of them as shall not then have been purchased, shall cease and determine, save and except with the Consent of the Owners or Proprietors thereof for the Time being respectively.

Power to take Tolls.

X. And be it further enacted, That it shall be lawful for the said Trustees, or any Person or Persons to be appointed Collector or Collectors of the Tolls to be taken by virtue of this Act, to demand and take the several Tolls following at the several and respective Toll Gates, Turnpikes, Side Gates, and Chains which shall be erected by virtue of this Act, before any Horse, Cattle, Beast, or any Carriage whatsoever shall be permitted to pass through any such Toll Gate, Turnpike, Side Gate, or Chain; (that is to say,)

For every Horse or Beast of Draught drawing any Coach, Chariot, Landau, Berlin, Curricle, Chaise, Gig, Car, Calash, Hearse, Litter, or other such like Carriage, drawn by Two or more Horses or Beasts of Draught, the Sum of Sixpence; and drawn by only One Horse or Beast of Draught, the Sum of Nine-pence:

For every Horse or Beast of Draught drawing any Waggon, Wain, Cart, Van, Caravan, or other such like Carriage, having the Fellies of the Wheels of the Breadth of Six Inches or more, the Sum of Eight-pence; and having the Fellies of the Wheels of the Breadth of Four Inches and a Half, and less than Six Inches, the Sum of Ten-pence; and having the Fellies of the Wheels of less Breadth than Four Inches and a Half, the Sum of One Shilling:

For every Horse, Mule, or Ass, laden or unladen, and not drawing, the Sum of Two-pence:

For

For every Drove of Cattle, the Sum of One Shilling per Score, and so in proportion for a less Number:

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

For every Four-wheeled or Three-wheeled Carriage propelled by Machinery or otherwise, and not drawn by any Horse or other Beast of Draught, the Sum of Three Shillings:

And for every Two-wheeled Carriage propelled by Machinery or otherwise, and not drawn by any Horse or other Beast of Draught, the Sum of Two Shillings.

XI. Provided always, and be it further enacted, That no more Tolls to be than One full Toll in any One Day, such Day to be computed from paid but Twelve of the Clock in one Night to Twelve of the Clock in the for passing next succeeding Night, shall be demanded or taken for or in respect and repassof the same Horse, Beast, Cattle, or Carriage for passing and re-ing. passing through all or any of the Gates along the Line of the said Road, except as herein-after mentioned.

XII. And be it further enacted, That the Tolls hereby made Tollson Stage payable for and in respect of Horses or Beasts drawing any Stage Coaches and Coach, Diligence, Van, Caravan, or other Stage Carriage conveying Post Chaises. Passengers or Goods for Pay or Reward, or any Stage Coach, Diligence, Van, Caravan, or other Stage Carriage propelled by Machinery used for the same Purpose, shall be payable and paid every Time of passing or repassing along the said Road; and the Tolls hereby made payable for or in respect of Horses or Beasts let out to Hire, and drawing any Post Chaise or other Carriage, or any Post Chaise or other Carriage propelled by Machinery let out to Hire, shall be payable and paid every Time of passing along the said Road, whenever any new Hiring thereof shall take place.

XIII. And whereas various Articles used as Manure are made and Exemption produced in large Quantities in the Manufactories in the Town of in 3 G. 4. Leeds, as well as Manure of an ordinary Character, and may be c. 126. carried and conveyed along the said Road in Waggons and Carts Manure, not with Wheels of less Breadth than Four Inches and an Half, and allowed. thereby considerable Injury and Damage will be done to the said Road: And whereas an Act was passed in the Third Year of the Reign of His present 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, whereby it was enacted that no Toll should be demanded or taken on any Turnpike Road for any Horse, Beast, or other Cattle or Carriage employed in carrying or conveying, having been employed only in carrying or conveying, on the same Day, any Dung, Soil, Compost, or Manure (save and except Lime) for improving Lands; be it therefore further enacted, That so much of the same Act as enacts that no Toll shall be demanded or taken on any Turnpike Road for any Horse, Beast, or other Cattle or Carriage employed in carrying or conveying, having been employed only in carrying or conveying, on the same Day, any Dung, Soil, Compost, or Manure (save and except Lime) for improving Lands, shall be and the same is hereby repealed so [Local.] 23 O

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far as the same can affect or have reference to the Tolls to be collected by virtue of this Act.

Except in Carriages with Wheels of the Breadth of Four Inches and a Half.

XIV. And be it further enacted, That no Toll shall be demanded or taken by virtue of this Act for any Horse, Beast, or other Cattle or Carriage employed in carrying or conveying, having been employed only in carrying or conveying, on the same Day, any Dung, Soil, Compost, or Manure for improving Lands, or any Lime for tilling or manuring Land, provided the Waggon, Wain, Van, Caravan, Cart, or other Carriage containing such Dung, Soil, Compost, Manure, or Lime shall have the Fellies of the Wheels of the Breadth of Four Inches and an Half at the least.

XV. And whereas an Act was passed in the Twenty-fifth Year of 25 G.2. c. 58. the Reign of His Majesty King George the Second, intituled An Act for repairing the Roads from the Town of Leeds, through Harewood, to the South-west Corner of the Inclosures of Harrowgate, and from thence in Two Branches, one through Ripley over Burage Green, and the other through Knaresborough and Borough Bridge, to Ripon, and from thence to the first Rill of Water on Watercourse on Hutton Moor in the County of York, and for repairing the Sloughs or Rutts on the said Moor: And whereas another Act was passed in the Twenty-ninth Year of the Reign of His said Majesty King George the Second, 29 G.2. c.71. intituled An Act to explain and amend an Act passed in the Twenty-

fifth Year of the Reign of His present Majesty, intituled 'An Act for repairing the Roads from the Town of Leeds, through Harewood, to the South-west Corner of the Inclosures of Harrowgate, and from

thence in Two Branches, one through Ripley over Burage Green, and the other through Knaresborough and Borough Bridge, to Ripon,

And from thence to the first Rill of Water or Watercourse on Hutton Moor in the County of York, and for repairing the Sloughs or Ruts on the said Moor: And whereas another Act was passed in the Seventeenth Year of the Reign of His late Majesty King George the

17G.3. c. 80. Third, intituled An Act for enlarging the Terms and Powers of Two Acts of Parliament, one passed in the Twenty-fifth Year of the Reign of His late Majesty King George the Second, intituled 'An Act for repairing the Roads from the Town of Leeds, through Harewood, to

repairing the Roads from the Lown of Leeds, through Harewood, to the South-west Corner of the Inclosures of Harrowgate, and from thence in Two Branches (one through Ripley over Burage Green, and

the other through Knaresborough and Borough Bridge,) to Ripon, and from thence to the first Rill of Water or Watercourse on Hutton

Moor in the County of York, and for repairing the Sloughs or Ruts on the said Moor,' and the other passed in the Twenty-ninth Year of His said Majesty's Reign, to explain and amend the said first-mentioned Act, with respect to those Parts of the said Roads from Harrowgate, through Ripley and Ripon, to the North-east Corner of Hutton Moor, and from the East End of Kirkby Hill Moor to the Town of Ripon aforesaid: 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 and altering and

sixth Year of the Reign of His said late Majesty King George the 36G.3.c.138. Third, intituled An Act for continuing the Term and altering and enlarging the Powers of Three several Acts passed in the Twenty-fifth and Twenty-ninth Years of the Reign of His late Majesty King George the Second, and the Seventeenth Year of His present Majesty, for repairing

pairing certain Roads therein mentioned, so far as the same Acts relate to the Road from the Town of Leeds, through Harewood, to the Southwest Corner of the Inclosures of Harrowgate in the West Riding of the County of York: And whereas another Act was passed in the Fiftyninth Year of the Reign of His said late Majesty King George the Third, intituled An Act for enlarging the Term and Powers of several 59 G. 3. c. 92. Acts relating to the Road from the Town of Leeds, through Harewood, to the South-west Corner of the Inclosures of Harrowgate in the West Riding of the County of York: And whereas at or near to the Point where the said Road to be maintained by virtue of this Act commences, called Sheepscar Bar, there is already erected by virtue of the said recited Acts a Turnpike or Toll Gate, and also a Weighing House and Weighing Engine: And whereas it might be more convenient to the Trustees acting in the Execution of this Act if they were authorized to make use of such Turnpike or Toll Gate and Weighing Engine, or any other Turnpike or Toll Gate and Weighing Engine to be erected near thereto, and if the Collectors of the Tolls appointed by virtue of the said recited Acts, or any of them, relating to the said Road from Leeds through Harewood, were to be authorized to receive and collect the Tolls authorized to be taken by virtue of this Act; be it further enacted, That it shall be lawful for the Trustees acting in the Trustees Execution of this Act to contract and agree with the Trustees for putting the said recited Acts in execution for the Use of the existing or any future Turnpike or Toll Gate and Weighing Engine, or either of them; and on such Contract or Agreement being made it shall be lawful for the Trustees acting in the Execution of this Act to receive and collect at such Toll Gate the Tolls to be raised and collected by virtue of this Act; and all Persons passing through the said existing the Leeds and or any future Gate, in the Event of any such Contract or Agreement, Harrowgate shall pay the Tolls authorized to be demanded and taken by virtue of Road. this Act, and all Carriages passing through the same shall be subject and liable to be weighed at such Weighing Engine, as if the said Gate and Weighing Engine had been erected and built by virtue of this Act for the Purposes thereof; and the Toll Collector or Collectors at the said Turnpike or Toll Gate shall and may and is and are hereby authorized and empowered to use and exercise all and every the same Powers and Authorities whatsoever as he or they would have been entitled to use and exercise, and shall be liable to the same Duties, Pains, Penalties, and Forfeitures for Misconduct, as he or they would have been subject and liable to by virtue of this Act, so as nevertheless that it shall not be competent for the said Trustees appointed by virtue of this Act, or any Person or Persons for them or by their Authority, to discharge or expel any Toll Collector or Collectors from the said existing or any future Toll Gate, or the House thereto belonging, or to prevent him or them from continuing to act and be employed for the Trustees acting in the Execution of the said recited Acts.

under this Act may contract for and make use of the Gate and Weighing Engine belonging to

XVI. Provided always, and be it further enacted, That it shall be lawful for the said Trustees acting in the Execution of this Act to make such Compensation to the Trustees acting in the Execution of to the Trusthe said recited Acts, relating to the Road from Leeds to Harewood, as shall be mutually agreed upon between such respective Trustees, Harrowgate

Trustees to allow a Part of their Tolls tees of the Leeds and as Road.

as a Satisfaction for the Use of the said existing or any future Toll Bar and Weighing Engine, and of the Road from Leeds to the Entrance of the Road hereby directed to be made; and for permitting the said Collector or Collectors of the Trustees acting in the Execution of the same recited Acts to collect such Tolls, such Satisfaction and Compensation not exceeding One Fifth Part of the clear Tolls which shall be collected or received for or in respect of the said Road hereby intended or directed to be made, (after deducting therefrom the necessary Expences of or Allowances for receiving the said Tolls,) such Part or Proportion of the said Tolls to be paid within Twenty-one Days after the same shall be from Time to Time received by the said Trustees under this Act, or their Treasurer; and in default of such Payment the same shall and may be recovered from the said Trustees appointed by or in pursuance of this Act by Action of Debt or on the Case in any of His Majesty's Courts of Record at Westminster, in the Name of the Treasurer of the said Road leading from Leeds through *Harewood*: Provided also, that the Treasurer of the said Road leading from Leeds through Harewood shall and may, at all reasonable Times, inspect the Accounts and Books relating to the Tolls taken for or in respect of the Road hereby intended or directed to be made, so as to ascertain and satisfy himself of the Sum due and payable for and as such One Fifth Part and Proportion of the said Tolls intended to be taken by virtue of this Act as aforesaid.

Application of Tolls and Money to be borrowed.

XVII. And be it further enacted, That out of the Monies already subscribed or to be subscribed or advanced for the Purpose of making the said Road, or which shall be borrowed on the Security of the Tolls hereby granted, or out of the Money which shall arise or be received from the same Tolls, the said Trustees shall in the first place pay and discharge all the Costs, Charges, and Expences incident to or in anywise relating to the obtaining and passing of this Act, with lawful Interest for the same; and then apply the same in defraying the Expences of making the said Road, and in purchasing Lands and Hereditaments, and in purchasing and procuring Materials for that Purpose, and of erecting, making, or providing Toll Gates, Turnpikes, Bars, Gates, Chains, Weighing Machines, and Toll Houses, with Outhouses and Conveniences thereto, and of making, erecting, or providing Footpaths, Causeways, Bridges, Ditches, Walls, Fences, Boards, Lamps, Books, and other Matters and Things requisite for carrying this Act into execution; and after Payment of all such Expences, the Remainder of such Monies shall from Time to Time be applied in keeping down, in the first place, the Interest of the Monies subscribed or advanced or to be subscribed or advanced for the Purposes of this Act, or which may be borrowed on the Credit of the Tolls hereby granted, in amending, improving, benefiting, and keeping in repair the said Road, and the Footpaths, Causeways, Bridges, Ditches, Walls, Fences, Boards, Lamps, and other Matters and Things thereon, or for benefiting and improving the Funds of the said Road, in such Manner and by such Ways and Means as to the said Trustees shall seem meet; and lastly, in repaying the Principal Money subscribed or advanced for the Purposes of this Act, or which shall be borrowed for the Purposes of this Act, or on the Credit of the Tolls hereby granted.

XVIII. And

XVIII. 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.

XIX. And be it further enacted, That this Act shall commence Term of Act. and take effect from and immediately after the passing thereof, and shall continue and be in force for and during the Term of Thirty-one Years, and from thence to the End of the then next Session of

The SCHEDULE to which the foregoing Act refers.

Parish of Leeds.

Owners or reputed Owners.	Occupiers.		Description of Property.
James Richardson and others	Eli Whiteley	سائل با الاستان المائل المائل 	Part of Garden.
Joseph Henry Oates	William Tayl Duffield	lor and John	1
William Gatliff -	John Leadbea	ater - $-$	Stable Yard, Joiner's Shop, Pigstye, and Garden.
Sarah Nicholson	Mary Deniso	n and others {	Part Coalhouse, Cinder-house, and Part Cot-tage.
William Gatliff -	William Wir	ın{	Part Coalshed and Back Kitchen, Garden and Pigstye.
Sarah Nicholson	Mary Deniso		
William Gatliff	William Win	•	Garden.
Lords of the Manor of Leeds	Benjamin Rh		Part Garden.
Timothy Bell	Joseph Wigg		1 1 4 1
, v	William Bell		l
	Benjamin Rh	•	Part of Homestead Land.
Ditto	William Har		Part of Cottage.
	Benjamin No		Coalshed and Pigstye.
Ditto	Ditto and oth		Privy and Brewhouse.
	Joseph Win Coates, and.	n, Mary	Part of Three Cottages, and Part Shed.
James Kitson	George Dearl	-	Part of Two Gardens.
	John Hinchli		Part of Butcher's Shop.
7 1 CTU 1 1	Himself		Shed.
Abram Rhodes, Esquire		adwick, Wil-	
Thomas Furbank -	William Tho		Part of Garden.
William Scott	1	nes	Part of Garden.
Ditto	Ditto -		Land Part of Homestead.

Description of Property within One hundred Yards of the proposed Line.

Owners or reputed Owners.		Occupiers. ·		Description of Property.	
Messieurs Booth and Furness Thomas Furbank John Thackrah Ditto -		John Kaye John Kaye Himself - Ditto -			Part Garden, Cottage, and Outbuildings. Part Garden and Shed. Garden and Shed. Shed.