



ANNO QUINTO

GEORGIIV. REGIS.

Cap. lxxxiv.

An Act for repairing, widening, and keeping in repair the Road from the Town of *Carmarthen*, through *Velindre Shinkin*, to the Town of *Newcastle Emlyn*, and several other Roads in the County of *Carmarthen*. [28th May 1824.]

WHEREAS an Act was passed in the Forty-third Year of the Reign of His late Majesty King *George the Third*, intituled *An Act for making, amending, altering, widening, improving, and keeping in Repair the Road leading from the North or North-west End of a certain Street called Lower Water Street, in the Town of Carmarthen, through the Village of Conwill Elvet in the Parish of Conwill Elvet, and through the Village of Velindre Shinkin in the Parish of Penboir, to the Town of Newcastle Emlyn in the Parish of Cenarth, and several other Roads in the County of Carmarthen*: And whereas an Act was passed in the Third Year of the Reign of His present Majesty, intituled *An Act to amend the general Laws now in being for regulating Turnpike Roads in that Part of Great Britain called England*: And whereas another Act was passed in the Fourth Year of the Reign of His said present Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of*

43 G. 3. c. 31.
3 G. 4. c. 126.
4 G. 4. c. 95.

[Local.] 22 L the

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: And whereas the Trustees appointed in or by virtue of the said first recited Act have proceeded in the Execution of the same, and have made great Progress in making, repairing, and improving the several Roads within the said District, and have for that Purpose borrowed several considerable Sums of Money on the Credit of the Tolls authorized to be taken on the said Roads, which Money still remains due and owing and cannot be paid off, unless the Term granted and mentioned by the said first recited Act be further continued, and additional Powers granted, and the Tolls varied and increased: And whereas it is expedient that the said first recited Act should be repealed, and that the Powers and Provisions thereof, and such additional Powers and Provisions as are found necessary and expedient, should be consolidated in one Act; but the beneficial 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 the said first recited Act shall be and the same is hereby repealed, and that this Act shall commence and take effect, and shall be and continue in full Force and be executed for and during the Term hereinafter mentioned, for the Purpose of more effectually amending, widening, altering, improving, and keeping in Repair the aforesaid Turnpike Roads.

Recited Act
of 43 G. 3.
c. 31. re-
pealed, and
this Act to
take effect.

Trustees.

II. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the County of *Carmarthen*, and for the County of the Borough of *Carmarthen* respectively, together with *Thomas Beynon, Augustus Brigstocke, John Brigstocke, Robert Brigstocke, John Beynon, George Bevan, John Howell Bevan junior, Thomas Beynon, John Bagnell, Frederick Lewis Brown, John Bowen, Thomas Bowen, Colby, George Campbell, Frederick John Vaughan Campbell, David Charles, David Davies, William Davies, John Davies, Evan Davies, Richard Davies, John Davies, David John Edwardes junior, Maurice Evans, William Evans, John Evans, Lewis Evans of Pantykendy, Lewis Evans of Cardigan, John Griffiths, Henry Lewes Edwardes Gwynne, William Bevan Gwynne, Thomas Gwynne, James Gwynne, Sackville Frederick Gwynne, John Hughes, John Edward Hughes, Charles Hughes, James Hughes, William Hughes, Thomas Harries, John Harries, Morris Howell, Herbert Philipps Howell, William Howell, Walter Horton, Thomas Howell, Henry Williams Howell, Morgan Jones of Cilwendeg, Morgan Jones of Llwynbedw, William Jones, Richard Edward Jones, John Jones, Thomas Jones, John Jenkins, David William Jones, David Jeremy, John Lewes, Pryce Lewes, James Lewis, David Lewis, David Lewis Clerk, David Lewis Doctor of Medicine, Benjamin Lewis, Thomas Lewis, Leyson Orton Lewis, John Llewellyn, Thomas Lloyd of Coedmor, Thomas Lloyd of Kilrhiwe, James Lloyd, Henry Lawrence Doctor of Medicine, William Henry Lewis, Thomas Lewis, David James Lewis, Charles Morgan of Quay Street, Robert Morgan, Thomas Morris, Thomas Charles Morris, William Morris, David Morris, Thomas Morris junior, William Morgan, David Morley, John Morris,*
William

*William Maddox, George Nott, William Nott, David Nash, Grismond Philipps, John George Philipps junior, Griffith Grismond Philipps, William Philipps, John Philipps, John Phillips, Daniel Prytherch, David Parry, Thomas Parry, Rees Prytherch, John Lloyd Price, Walter Owen Price, Richard Richards, David Rees, Thomas Rees, Francis David Saunders, William Saunders, Thomas Taylor, John Taylor, James Thomas, William Howell Thomas, Thomas Rees Thomas, Thomas Thomas, Edward Vaughan, Daniel Williams, Edward Williams, Thomas Williams, Richard Bowen Williams, John Williams, Abel Walters, John Walters, Augustus Aldborough Williams, Edward Lloyd Williams, and their Successors, being qualified according to the Provisions and Directions of the said recited Acts, made in the Third and Fourth Years of the Reign of His present Majesty, shall be and they are hereby appointed Trustees for carrying this Act into Execution, and for the Purpose of more effectually making, amending, altering, widening, improving, and keeping in repair the several Roads mentioned in the first recited Act, passed in the Forty-third Year of His late Majesty's Reign; that is to say, the Road leading from the North or North-west End of a certain Street called *Lower Water Street*, in the Town of *Carmarthen* in the County of the Borough of *Carmarthen*, to the Village of *Conwil Elvet* in the Parish of *Conwil Elvet*, and from thence through the Village of *Velindre Shinkin* in the Parish of *Penboir*, and also by or over *Bwlch Dommen* in the Town of *Newcastle Emlyn* in the Parish of *Cenarth* in the County of *Carmarthen*; and also the Road leading from the said Village of *Conwil Elvet* to a certain Bridge called *Twelly Bridge* in the Parish of *Llangeler*; and also the Road leading from the said Village of *Velindre Shinkin* by *Henllan Bridge* to the said Town of *Newcastle Emlyn*; and also the Road leading from *Henllan Bridge* aforesaid to *Twelly Bridge* aforesaid; and also the Roads leading from the said Town of *Newcastle Emlyn* to *Cenarth Bridge* in the Parish of *Cenarth*; and also the Road leading from the said Town of *Newcastle Emlyn* to *Pontarselly Bridge* in the said Parish of *Cenarth*; and also the Road leading from the said Town of *Newcastle Emlyn* to *Cych Bridge* in the said Parish of *Cenarth*; which said several Roads, some or one of them, lead through the Parish of *Saint Peter* in the County of the Borough of *Carmarthen*, and the several Parishes of *Newchurch, Merthyr, Conwil Elvet, Abernant, Cilrbedin, Cenarth, Llangeler, and Penboir*, in the said County of *Carmarthen*.*

III. And be it further enacted, That the said recited Act passed in the Third Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, (save and except such Parts thereof as are expressly varied, altered, or repealed by the said recited Act of the Fourth Year of the Reign of His present Majesty, or varied, altered, or otherwise provided for by this Act), and also the said recited Act passed in the Fourth Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein respectively contained, (save and except such Parts thereof as are expressly varied, altered, or otherwise provided for by this Act), shall respectively be as good, valid, and effectual for carrying this Act into Execution as if this

Powers of recited Acts of 3 & 4 G. 4. extended to this Act.

the same had respectively been repeated and re-enacted in the Body of this Act.

Power to appoint additional Trustees.

IV. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered from Time to Time, at any of their Meetings to be holden in pursuance of this Act, to elect and appoint any Number of Persons, qualified in Manner directed by the said recited Acts made in the Third and Fourth Years of the Reign of His present Majesty, (not exceeding Five in the whole, in addition to the Number of Trustees herein named and appointed), to be Trustees for the Purposes of this Act.

New Terms and Tolls liable to former Debts.

V. And be it further enacted, That this Act, and the Terms and Tolls hereby granted, shall be and they are hereby made subject and liable to the Payment of all Monies which have been borrowed and are now due and owing on the Credit of the Tolls authorized by the said recited Act of the Forty-third Year of the Reign of His late Majesty King *George* the Third, or any of them, to be taken at the several Turnpikes, Toll Gates, and Side Gates erected upon, across, or by the Sides of any Part of the said Roads, and of all Interest due and to grow due thereon, as fully and effectually to all Intents and Purposes as if such Monies had been borrowed or become due and owing on the Credit or Security of the Tolls, granted by this Act; and all and every Person or Persons who may owe, or be subject or liable to the Payment of any Sum or Sums of Money to the Trustees for carrying the said recited Act hereby repealed into Execution, shall be liable to the Payment thereof to the Trustees for executing this Act; and that all Bonds, Covenants, and Agreements, Contracts and Securities, entered into by any Person or Persons to or with the Trustees for carrying the said recited Act hereby repealed into Execution, or to or with their Clerk or Treasurer, or any other Person or Persons on behalf of the said Trustees, according to the Provisions of the said recited Act, shall remain in full Force and Effect, and be and continue available in all Courts of Law and Equity, until the same are fully satisfied and performed on account of the Trust created by this Act; and all Contracts or Agreements duly made or entered into by the said Trustees, or their Clerk or Treasurer, or other Person or Persons on their Behalf as aforesaid, shall, so far as the same are not altered or avoided by this Act, remain in full Force and Effect, and be observed and kept by the Trustees for executing this Act, according to the Terms or Stipulations thereof respectively, notwithstanding the Repeal of the said recited Act, or any Law to the contrary notwithstanding.

Meetings and Adjournments of Trustees.

VI. And be it further enacted, That the Trustees for executing this Act, or any Three or more of them, shall meet together on the Third *Saturday* next after the Day of passing this Act, or as soon after as conveniently may be, at the *Boar's Head Inn* in *Lamas Street*, or at some other convenient Place in the Town of *Carmarthen* aforesaid, and shall and may then and from Time to Time thereafter adjourn to and meet at such Times, and at such Place or Places in the Neighbourhood of the said Roads, as they shall think proper; and in case a sufficient Number of Trustees to act in the Execution of this Act shall not appear at any Time

Time and Place appointed for a Meeting, then the Trustees or Trustee appearing at such Time and Place, or if no Trustee shall appear, then the Clerk shall adjourn the Meeting to the Place where the same was appointed to have been held, and to such Time as they or he shall think fit, not being more than Twenty-eight Days nor sooner than Seven Days from the Day of such last intended Meeting; and in case at any Time no Adjournment of any Meeting or intended Meeting shall be made as aforesaid, then it shall and may be lawful for the Clerk to the said Trustees, or for any Three or more of such Trustees, although not assembled at a Meeting, to call a Meeting of the Trustees, by Notice to be inserted in some public Newspaper usually circulated in the County of *Carmarthen*, and affixed on all the Turnpike Gates on the said Roads, appointing the Trustees to meet at such Time and Place in the Neighbourhood of the said Roads as the said Clerk or the said Trustees respectively giving such Notice shall think proper, not exceeding Twenty Days nor sooner than Six Days from the Date of advertising such Meeting; and all the Powers and Authorities by this Act or the said last recited Act given to, and all the Matters and Things by this Act or the said last recited Act directed or authorized to be done by the said Trustees, shall and may be executed and done by or before the Majority of the Trustees assembled at any Meeting to be held in pursuance of this Act, the whole Number present not being less than Three, and the same shall be of as full Force and Effect as if executed or done by or before all the Trustees for executing this Act (except in such Cases where any such Power, Authority, Matter, or Thing is by this Act or the said last recited Act particularly directed or authorized to be executed or done by any other Number of Trustees, or in any other Manner); and at all Meetings to be held in pursuance of this Act a Chairman shall or may be appointed, and in all Cases where there shall be an Equality of Votes upon any Question (including the Vote of the Chairman), such Chairman shall have the decisive or casting Vote; and all Orders made by the said Trustees may be revoked or altered if Occasion shall require, provided that no such Order shall be revoked or altered, except at some Meeting where not less than Ten Trustees shall be present, nor unless the Majority of the Trustees so present shall concur in such Revocation or Alteration, nor unless Three or more Trustees, although not assembled at a Meeting, shall give Notice in Writing to the Clerk under their Hands, and also cause Notice to be inserted in some public Newspaper usually circulated in the said County of *Carmarthen*, and also affixed on all the Turnpike Gates on the said Roads, specifying that such Revocation or Alteration is intended to be moved for Ten Days at least previous to any Meeting to be holden for that Purpose.

No Order to be revoked unless Ten Trustees present, and major Part concur.

VII. And be it further enacted, That if after any Adjournment of any Meeting of the said Trustees it shall at any Time be thought necessary for the better Execution of this Act, that the said Trustees should meet on an earlier Day than the Day to which such Meeting shall be adjourned, it shall and may be lawful to and for the Clerk to the Trustees, by or under an Order in Writing signed by Three or more Trustees, or for any Three or more Trustees (although not assembled at a Meeting) to call a Meeting of the Trustees, to be held at such Time and at such Place in the

Meetings on Emergencies.

Neighbourhood of the said Roads as they shall think proper, by Notice, mentioning the Time and Place and Purpose of such Meeting, to be inserted in some public Newspaper circulated in the said County of *Car-marthen*, and affixed on all the Turnpike Gates then standing on the said Roads, (such Time being not less than Seven Days after Publication of such Notice); and all Proceedings of the Trustees at such Meetings shall be as valid and effectual as they would have been in case the Trustees had met in pursuance of an Adjournment: Provided always, that no other Business than what shall be specified in such Notice shall be transacted at any such Meeting.

Books of Proceedings under former Act to be Evidence, and together with all Books of Accounts shall be open to Inspection.

VIII. And be it further enacted, That all Books of Proceedings of the Trustees in the Execution of the said first recited Act, kept according to the Directions or Provisions thereof, and made Evidence thereby, shall be admitted in Evidence in all Courts, and by all Judges, Justices, and others; and all such Books, and also all Books of Accounts of Receipts and Disbursements made under the said first recited Act, and all Books for registering Mortgages or Assignments made in pursuance thereof, shall be preserved and kept by the Clerk for the Time being to the said Trustees, and shall at all seasonable Times be open to the Inspection of the said Trustees, and any Creditor or Creditors of the Tolls, without Fee or Reward, and the said Trustees and Creditors, or any of them, shall and may take Copies of or Extracts from the said Books, or any Part or Parts thereof respectively, without paying any thing for the same; and in case the said Clerk shall refuse to permit or shall not permit the said Trustees or such Creditors, or any of them, to inspect the said Books, or to take such Copies or Extracts as aforesaid, such Clerk shall forfeit and pay any Sum of Money not exceeding Twenty Pounds.

Appointment of Officers.

IX. And be it further enacted, That the said Trustees at any of their Meetings shall and may from Time to Time appoint a Treasurer or Treasurers, a Clerk or Clerks, a Collector or Collectors of the Tolls, a Surveyor or Surveyors of the said Roads, and such other Officers as they the said Trustees shall think necessary, and from Time to Time remove any such Officer or Officers, and on the Death or Removal of any such Officer or Officers may appoint another or others in his or their Stead; and every such Appointment and Removal shall be entered in the Book of the Proceedings of the Trustees; and the said Trustees shall and may and are hereby authorized and empowered, by and out of the Monies arising by virtue of this Act, to pay such Salaries, and make such Allowances to such Officers, and any other Persons employed or who shall assist in the Execution of this Act, for their Services in or about the carrying of this Act into Execution, as they the said Trustees shall think reasonable.

Old Officers to continue until new ones elected.

X. Provided always, and be it further enacted, That each and every Treasurer who shall have been appointed pursuant to the Directions of the said recited Act made in the Forty-third Year of the Reign of His late Majesty, and each and every Clerk, Collector, Surveyor, and other Officer appointed under and by virtue of the said first recited Act, shall hold and enjoy such their several and respective Offices and Employ-

ments until removed therefrom by the Trustees for executing this Act; and each and every such Clerk, Collector, Surveyor, and other Officer shall have the like Power and Authority for the Purposes of this Act, and for carrying the same into Execution, and shall be subject to the like Pains and Penalties, and to the like Power of Removal, and to the like Rules and Regulations, in all respects whatsoever, as if he had been appointed by virtue of this Act.

XI. Provided always, and be it further enacted, That it shall not be lawful for the said Trustees to continue or appoint the Person who hath been or may be appointed to act as their Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or any Person in the Service or Employ of any such Clerk, to be the Treasurer for the Purposes of this Act, or to continue or appoint the Person who hath been or who may be appointed Treasurer, or the Partner or the Clerk or other Person in the Service or Employ of any such Treasurer to be the Clerk to the said Trustees; and if any Person shall act in both Capacities of the Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk, or the Clerk or any Person in the Service or Employ of any such Clerk, shall act as Treasurer, or being the Partner or the Clerk or other Person in the Service or Employ of any such Treasurer, shall act as Clerk in the Execution of this Act, or if any such Treasurer shall hold any Place or Office of Profit or Trust under the said Trustees other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered with full Costs of Suit in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance shall be allowed.

Clerk not to act as Treasurer, and vice versa.

XII. And be it further enacted, That the said Trustees shall and they are hereby authorized, directed, and required to take sufficient Security from the Treasurer or Treasurers acting by virtue of this Act, for the due and faithful Execution of his or their Office, and also shall or may take such Security from any Clerk or Collector or Receiver of the Tolls, or any other Officer acting in the Execution of this Act.

Treasurer, &c. to give Security.

XIII. And be it further enacted, That it shall be lawful for the said Trustees, if they think proper, to continue all and every or any of the Toll Gates or Turnpikes and Toll Houses now standing and being in or upon or across the said Roads, or on the Sides thereof, and also to erect and set up or build, or cause to be erected, set up, and built, upon, in, or across the said Roads by this Act directed or authorized to be repaired and amended or made, or any Part thereof, or upon or across the Entrance to any public Road, Lane, or Way leading into the same, or any Part thereof, when, where, and as they shall judge necessary, any Toll Gate or Toll Gates, Turnpike or Turnpikes, Side Bar or Side Bars, Chain or Chains, and also One or more Toll House or Toll Houses, with
Outhouses

Power to erect Toll-Gates, Turnpikes, Side Bars, &c.

Outhouses and Conveniences suitable thereto, at or near each Toll Gate, Turnpike, Side Bar or Chain, and to take in and inclose, on the Sides of the said Roads, suitable Gardens for the same respectively, not exceeding One-eighth Part of a Statute Acre each, as they shall think necessary, and from Time to Time to take down and remove or to alter and discontinue the same, or any of them, as they the said Trustees shall think proper, and direct or appoint.

Power to
take Tolls.

XIV. And be it further enacted, That the several Tolls following shall be demanded and taken at each of the Gates, Bars, or Chains now erected or hereafter to be erected on the said Roads, by such Person or Persons as the said Trustees shall from Time to Time appoint for that Purpose, before any Horse, Cattle, or Carriage shall be permitted to pass through the same; (that is to say),

Tolls.

For every Horse or Beast of Draught drawing any Coach, Berlin, Landau, Barouche, Chariot, Chaise, Gig, Hearse, Taxed Cart, or other Cart or Carriage for the Conveyance of Persons or Passengers, the Sum of Sixpence:

For every Horse or Beast of Draught drawing any Waggon, Caravan, Wain, Cart, Dray, Sledge, or other such like Carriage, except as herein-after mentioned, the Sum of Three-pence:

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

For every Score of Oxen, Cows, or Neat Cattle, the Sum of Ten-pence, and so in proportion for any greater or lesser Number:

And for every Score of Sheep, Lambs, or Swine, the Sum of Five-pence, and so in proportion for any less Number.

Which said respective Tolls or Sums of Money shall be demanded and taken as aforesaid, before any Cattle or Carriage whatsoever shall be permitted to pass through any such Toll Gate or Turnpike, or Side Bar or Chain; and such several and respective Tolls or Sums of Money shall be and are hereby vested in the said Trustees, and shall be applied for the Purposes of this Act, in manner herein-after directed.

Tolls to be
paid only
Once a Day.

XV. Provided also, and be it further enacted, That no Person shall be liable to pay more than One full Toll for passing at any Time or Times, with the same Horses, Cattle, or Carriages, in the same Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock on the succeeding Night, through any one and the same Toll Gate, Turnpike, Side Bar or Chain, erected or to be erected or continued by virtue of this Act; but all and every such Person or Persons, after having paid such full Toll as aforesaid, shall, upon producing a Note or Ticker denoting such Payment, afterwards pass through the same Toll Gate, Turnpike, Side Bar or Chain, with such Horses, Cattle, Beasts, or Carriages, Toll-free during such Day, to be computed as aforesaid.

Limiting
Number of
Tolls.

XVI. Provided nevertheless, and be it enacted, That no more than Two full Tolls shall be demanded and taken for passing on the same Day through the whole Line of the said Road.

XVII. Pro-

XVII. Provided always, and be it further enacted, That every Horse or other Beast, Cart, or other Carriage, laden with Lime, Coal, Turf, or Peat only, or returning unladen, having delivered such Lime, Coal, Turf, or Peat, or going empty for Lime, Coal, Turf or Peat, shall be liable to One Half of the respective Tolls hereby granted, and no more, for passing or repassing at any Time or Times with the same Horses, Cattle, or Carriage, through all or any of the said Gates or Turnpikes erected or to be erected upon the said Roads, or on the Sides thereof, during the Months of *March, April, May, June, July, August, and September*, in every Year; and that no more than the said Half Toll shall be demanded or taken for any Horse, Beast, or Carriage going for or returning after having delivered one and the same Load of Lime, Coal, Turf or Peat, notwithstanding such Horse, Beast, or Carriage shall not go and return the same Day.

One Half Toll only to be taken in certain Cases.

XVIII. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of all Horses or Beasts of Draught drawing any Stage Coach, Diligence, Van, Caravan, or Stage Waggon, or other Stage Carriage conveying Passengers or Goods for Pay or Reward, every Time of passing or repassing along the said Roads, or any of them.

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

XIX. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of all Horses or Beasts of Draught let out to Hire, and drawing any Post Chaise or other Carriage, every Time of passing along the said Roads or any of them, whenever any new Hiring thereof shall take place, and a Ticket denoting such Hiring shall be produced.

Post Chaises, &c. on every new Hiring.

XX. Provided always, and be it further enacted and declared, That if it shall at any Time appear to the said Trustees, or to a Majority of them, at any Meeting to be held under or by virtue of this Act, such Majority not being less than Five, that the Roads included in this Act cannot be sufficiently repaired, widened, and altered, and the Interest of the Money borrowed on the Credit thereof be from Time to Time punctually paid, then it shall be lawful for the said Trustees, and they are hereby authorized, empowered, and required to raise and increase the said several Tolls, not exceeding One Half of the Tolls herein-before mentioned; and the Tolls so raised shall be from Time to Time collected, recovered, and applied in the same Manner as the Tolls by this Act granted are directed to be collected, recovered, and applied; but no such Increase of Toll shall be made until Twenty-one Days previous Notice in Writing, under the Hand of the Clerk to the said Trustees, of the Time and Place of Meeting for that Purpose, by Order of the said Trustees, affixed on all the Turnpike Gates then erected across or on the Sides of the said Roads, nor until the like Notice be advertised in One or more Newspaper or Newspapers circulated in the said County of *Carmarthen*.

Power to increase the Tolls One Half.

XXI. 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 Act hereby repealed, and which shall be remaining undisposed of on the Day of the Commencement of this

Application of Tolls and Money borrowed.

Act, and also all 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 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 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 the Payment of all the Costs, Charges, and Expences which shall have been incurred in applying for, preparing, obtaining, and passing this Act, and otherwise relative thereto respectively; secondly, in paying and discharging all the Interest which shall at the Commencement of this Act be owing to any Mortgagee or Mortgagees of the Tolls or Duties heretofore payable under the said recited Act hereby repealed; thirdly, in paying and discharging all Interest which shall hereafter accrue or become due upon or by virtue of any Mortgages or Securities which have been already made and granted of the Tolls or Duties heretofore payable on the said Roads, and of any Mortgages or Securities which shall hereafter be payable on the said Roads; fourthly, in defraying the Expences of diverting, altering, raising, widening, improving, repairing, and preserving the said Roads, and of erecting and providing, altering, and repairing Turnpikes, Toll Gates, and Toll Houses, with suitable Outbuildings, upon, across, and by the Sides of the said Roads, and otherwise in executing the other Purposes of this Act; and lastly, in reducing, paying off, and discharging the several Principal Sums of Money which 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 may be hereafter borrowed and secured by virtue of this Act, and all other Debts and Sums of Money now due and which may hereafter become due and owing by or on account of this Trust.

No Priority
of Mort-
gages.

XXII. And be it further enacted, That no Preference shall be given to any Person or Persons who hath or have heretofore advanced any Sum or Sums of Money on the Credit of the Tolls granted by the said recited Act hereby repealed, or who shall hereafter advance any Sum or Sums of Money on the Credit of the Tolls granted by this Act, or to his, her, or their Assignee or Assignees, in respect to the Priority of the Mortgage or Assignment, or Mortgages or Assignments, or other Security or Securities for the same, or of advancing such Sum or Sums of Money, but that as well all Persons to whom any such Mortgage or Assignment shall hereafter be made or given, his, her, or their Assignee or Assignees, as also all and every Person and Persons to whom any such Mortgage or Assignment hath or have heretofore been made or given, shall (in proportion to the Sum or Sums therein mentioned) be Creditors under this Act, and in equal Degree one with another, without any Preference or Priority.

Directing
Application
of the Pur-
chase Money
to 200%. and
upwards.

XXIII. And be it further enacted, That if any Money shall be contracted and agreed to be paid for any Lands, Tenements, or Hereditaments purchased by virtue of the Powers of this Act, for the Purposes thereof, which shall belong to any Body Politic, Corporate, Collegiate, Corporation Aggregate or Sole, Tenant for Life or in Tail, Trustees, Feme

Covert, Infant, Lunatic, or other Person or Persons under any Disability or Incapacity as aforesaid, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account *ex parte* the Trustees for executing this Act, pursuant to the Method prescribed by an Act made in the First Year of the Reign of His present Majesty, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the general Orders of the said Court, and without Fee or Reward, to the Intent that such Money may be applied, under the Direction and with the Approbation of the said Court (to be signified by an Order made upon a Petition to be preferred in a summary Way by the Party or Parties who would have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments), in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrance, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing and being settled therewith to the same or like Uses, Intents, and Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under and with the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, and Hereditaments, which shall be conveyed, settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, and Hereditaments purchased for the Purposes of this Act stood and were settled and limited; or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking effect; and in the meantime and until such Purchase shall be made, the said Money shall, by Order of the said Court upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Reduced Bank Annuities; and in the meantime and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividend and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Party or Parties who would for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

XXIV. Provided always, and be it further enacted, That if any Money so contracted and agreed to be paid for any Lands, Tenements, or Hereditaments, to be purchased for the Purposes of this Act, which shall belong to any Body Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, Tenant for Life or in Tail, Trustee, Feme Covert, Infant, Lunatic, or any other Person or Persons under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall,

Application
of Purchase
Money when
less than
200l. and
exceeding
20l.

shall, at the Option of the Party or Parties for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, or his or their Guardian or Guardians, Committee or Committees, in Cases of Infancy, Idiotcy, or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, and to be placed to his Account in manner aforesaid, in order to be applied in manner herein-before directed; or otherwise the same shall be paid, at the like Option, to Two or more of the said Trustees, to be named by the Party or Parties making such Option, (such Nomination and Approbation to be signified by Writing under the Hands of the nominating and approving Parties), in order that such Principal Money and the Dividends to arise thereon may be applied in manner herein-before directed, so far as the Case shall be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Exchequer.

Application
of Money
when not
exceeding
20*l*.

XXV. Provided also, and be it further enacted, That when such Money so contracted and agreed to be paid as aforesaid shall not exceed the Sum of Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Party or Parties who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, and Hereditaments so to be purchased for the Purposes of this Act; or in case of Infancy, Idiotcy, or Lunacy, then to the Guardian or Guardians, Committee or Committees of Infants, Idiots, or Lunatics entitled to such Rents and Profits, to and for the Use and Benefit of such Infants, Idiots, or Lunatics respectively.

In case of
not making
out a good
Title, the
Money to
be paid into
the Bank.

XXVI. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Houses, Buildings, Tenements, Hereditaments, and Premises, to be purchased, taken, or used under or by virtue of the Powers of this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Trustees, or in case the Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to any such Lands, Houses, Buildings, Hereditaments, and Premises be not known or discovered, then and in every such Case it shall be lawful for the said Trustees to order the said Sum or Sums of Money so awarded as aforesaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account there to the Credit of the Parties interested in the said Lands, Houses, Buildings, Tenements, Hereditaments, and Premises [describing them], subject to the Order, Controul, and Disposition of the said Court of Exchequer; which said Court, on the Application of any Person or Persons making claim to any such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the said Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, on Payment of the Dividends thereof, according
to

to the respective Estate or Estates, Title or Interest of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying therein for what and for whose Use the same is or are received, to such Person or Persons as shall pay any Sum or Sums of Money into the Bank of *England* as aforesaid.

XXVII. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Party or Parties to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements, or Hereditaments to be purchased for the Purposes aforesaid, or to any Bank Annuities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities, the Party or Parties who shall have been in Possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shown to the Satisfaction of such Court; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall appear to the said Court that such Possession was wrongful, and that some other Party or Parties was or were fully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

In case of questionable Title, Persons in Possession to be deemed lawfully entitled.

XXVIII. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Party or Parties entitled to any Lands, Tenements, or Hereditaments to be purchased under the Authority of this Act, or by reason of such Lands, Tenements, or Hereditaments being held upon or under or subject to Trusts then subsisting and undetermined, the Purchase Money for the same shall be required to be paid into the Bank of *England*, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, the said Court of Exchequer may order the Expences of making Contracts for and completing all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, to be paid by the said Trustees, or any Three or more of them, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Court may order Expences of Purchases to be paid by Trustees.

XXIX. 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, without being specially pleaded.

[Local.]

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XXX. And

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5° GEORGIIV. *Cap.* lxxxiv.

Term of the
Act.

XXX. And be it further enacted, That this Act shall commence upon the passing thereof, and shall continue and be in full Force and be executed for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

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