



ANNO TRICESIMO NONO & QUADRAGESIMO

GEORGI II. REGIS.

Cap. 64.

An Act to continue for Twenty-one Years and from thence to the End of the then next Session of Parliament, the Term and alter and enlarge the Powers of Two Acts, passed in the Thirty-third Year of the Reign of His late Majesty King *George* the Second, and in the Eighteenth Year of the Reign of His present Majesty, for repairing and widening the Road from the Bars at *Boughton*, within the Liberties of the City of *Chester*, to *Whitchurch*, and from thence to *Newport* in the County of *Salop*, and several other Roads therein mentioned, so far as the said Acts relate to the Road leading from *Newport* aforesaid to the Village or Place called *Welsh Harp*, in the Township of *Stonnall*, in the County of *Stafford*, being the Third District of the said Roads. [20th June 1800.]

[*Loc. & Per.*]

14 H

WHEREAS

Preamble.
33 Geo. II,
and

18 Geo. III,
recited.

Acts further
continued.

WHEREAS an Act was passed in the Thirty-third Year of the Reign of His late Majesty King George the Second, intituled, *An Act for repairing and widening the Road from The Bars at Boughton, in the Liberties of the City of Chester, to Whitchurch, and from thence to Newport in the County of Salop, to Ivetsey Bank in the County of Stafford, and from thence to Castle Bromwich and Stone Bridge, in the Parish of Hampton-on-Arden, in the County of Warwick, and from Castle Bromwich to Birmingham in the same County*; whereby the said Roads were divided into Four separate Districts, one of which, being the Road leading from *Newport* in the said County of *Salop*, to the Village or Place called *Welsh Harp*, in the Township of *Stonnall*, in the said County of *Stafford*, was called *The Third District*; and separate Trustees were appointed for each District: And whereas an Act was passed in the Eighteenth Year of the Reign of His present Majesty, to enlarge the Term and Powers of the said recited Act: And whereas the Trustees appointed in or by virtue of the said Acts, for the said Third District, have proceeded to put the same in Execution, and have for that Purpose borrowed several considerable Sums of Money on the Credit thereof, with respect to that District; which is still due and owing, and cannot be paid off, and the said District of Road effectually amended and kept in Repair, unless the Term and Powers of the said Acts, so far as the same relate thereto, are enlarged, and the Tolls increased: 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 recited Acts, and all and every the Powers, Authorities, Provisions, Regulations, Penalties, Forfeitures, Clauses, Matters, and Things therein contained (except such as relate to Exemptions from Stamp Duties) so far as the same relate to the said Third District of Road, shall be and continue in full Force, and be executed for and during the Term hereinafter mentioned, as fully and effectually, to all Intents and Purposes, as if the same were repeated and re-enacted in the Body of this Act; but subject nevertheless to the Amendments and Alterations herein contained, and which shall commence and take Effect upon the passing of this Act; and this Act, and the additional Term and Tolls hereby granted, shall be subject and liable to the Payment of all the Money now due on the Credit or on Account of the said former Acts or either of them, with respect to the said Third District of Road, or which shall be borrowed on the Credit of the said Acts and this Act, for the Use of the said Road, and the Interest due and to grow thereon.

Additional
Trustees.

II. And be it further enacted, That the Honourable *Orlando Bridgeman*, *John Bishton* the younger, *William Bishton*, *Thomas Cotes* Clerk, *Thomas Collier*, *Robert Crocket* Clerk, *John Crocket*, *Richard Crocket*, *John Corser*, *John Horatio Dickenson* Clerk, *Henry Dickenson*, *Samuel Sirius Dickenson*, *Charles Fairchild*, *Richard Gildart* the younger, *Cheshire Glover*, *William Hufsey*, *Harrison* of *Breewood*, Clerk, *Robert Hanbury*, *John Hanbury*, *Thomas Paddey*, *Moreton Aglionby Slaney*, *John Smith*,

Smith, Robert Smith Clerk, Henry Vernon the younger, Sir John Wrottesley Baronet, Moreton Walhouse, John Walhouse, James Walhouse Clerk, John Wood, and William Wood, shall be and are hereby added to and joined with the Trustees of the said Third District of Road; and that the said Trustees hereby appointed, and their Successors, being qualified according to the Directions of the said first-recited Act, together with the Trustees appointed by or in pursuance of the said former Acts for the said District, shall be and they are hereby authorized and empowered to put the said former Acts and this Act in Execution, with respect to the said District.

III. And whereas the Tolls now authorized to be taken on the said Third District have been found insufficient, be it therefore enacted, That the said Tolls shall, from and after the Twenty-fourth Day of *June* One thousand eight hundred, cease, determine, and be no longer paid; and that instead thereof the respective Tolls following shall be demanded and taken at the several and respective Gates or Turnpikes which have been or shall be erected in, upon, or on the Side of the said District; (that is to say),

Repealing former Tolls, and granting new Ones.

For every Horse, Mare, Gelding, Mule, or other Beast, drawing any Carriage whatever, the Sum of Sixpence: Tolls.

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

For every Drove of Oxen, Cows, or other Neat Cattle, the Sum of One Shilling and Three-pence *per* Score, and so in Proportion for any greater or less Number:

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

Which said several Tolls by this Act authorized to be taken, shall be and the same are hereby vested in the Trustees of the said District, and the same and every Part thereof shall be collected, recovered, levied, paid, applied, assigned, lessened, varied, and disposed of, in such and the same Manner, and by such and the same Ways and Means, and with such Remedies for Non-payment or Evasion thereof, and with such Powers, Provisions, Exemptions, and Restrictions, as are contained in the said former Acts, or either of them, respecting the Tolls thereby authorized to be taken on the same District.

IV. And whereas the Quorum of Five Trustees, appointed by the said last recited Act, is found to be too large with respect to the said Third District, it frequently happening that so great a Number cannot be assembled; be it therefore further enacted, That all Acts, Powers, Matters, and Things, which by the said Act are authorized, directed, and required to be done, executed, performed, and determined by Five or more Trustees, shall and may, with respect to the said Third District, from Time to Time be done, executed, performed, and determined by the said Trustees of the said District, or any Three or more of them; the

For lessening the Quorum of Trustees.

the said recited Acts or any Thing therein contained to the contrary thereof in anywise notwithstanding.

Application
of Compensation,
where
exceeding
200 l.

V. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchased, taken, or used by virtue of the Powers of the said first recited Act and this Act for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatick, or Person or Persons under any other Disability or Incapacity as in the said first recited Act particularly mentioned, such Money shall, in case the same shall amount to 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 High Court of Chancery, to be placed to his Account there *ex parte* the Trustees for executing the said Acts and this Act, to the Intent that such Money shall 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 Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, in the Purchase of the Land Tax, or 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 settled therewith, to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Messuages, Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Messuages, Lands, Tenements, and Hereditaments which shall be so purchased, taken, or used as aforesaid, stood settled or 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 mean Time and until such Purchase shall be made, the said Money shall, by Order of the Court of Chancery, upon Application thereto, be invested by the said Accountant General, in his Name, in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends 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 Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application
where the
Compensation
does not ex-
ceed 200 l.
nor less than
20 l.

VI. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability,

ability 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, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank, in the Name and with the Privity of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner herein-before directed, or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by Three or more of the said Trustees (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties) in order that such Principal Money and the Dividends arising thereon, may be applied in any Manner herein-before directed, so far as the Case be applicable, without obtaining, or being required to obtain, the Direction or Approbation of the Court of Chancery.

VII. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next before mentioned, shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Hereditaments so purchased, taken, or used for the Purposes of the said Acts and this Act, in such Manner as the said Trustees, or any Three or more of them, shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Application where the Money is less than 20 l.

VIII. And be it further enacted, That all Costs, Charges, and Expences, incident to and attending the obtaining and passing this Act, shall be paid and discharged by the Trustees for putting the said former Acts and this Act in Execution, with respect to the said Third District of Road, or any Three or more of them, out of any Money which hath arisen by virtue of the said former Acts, or out of the First Money which shall arise by virtue thereof and of this Act, on Account of the said District.

For paying the Expences of the Act.

IX. And be it further enacted, That this Act shall be deemed, adjudged, and taken to be a Publick Act, and shall be judicially taken Notice of as such, by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

Publick Act.

X. And be it further enacted, That the Term granted and continued by the said recited Acts shall, upon the passing hereof, cease and determine; and that the said Acts and this Act shall from thenceforth continue and be in Force, and be executed, for the Purpose of amending,
[Loc. & Per.]

Fixing the Term of the Act.

widening, and keeping in Repair the said Road leading from *Newport*, in the said County of *Salop*, to the Village or Place called *Welsh Harp*, in the Township of *Stonnall*, in the said County of *Stafford*, 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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