



ANNO TRICESIMO NONO & QUADRAGESIMO

# GEORGI II. REGIS.

\*\*\*\*\*

## Cap. 9.

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 the Powers of Two Acts, made in the Thirtieth Year of the Reign of His late Majesty, and the Fifth Year of the Reign of His present Majesty, for amending the Roads leading from the Village of *Milford* in the County of *Surrey*, through *Petworth* to the Top of *Dunckton-Hill*, and from *Petworth* to *Stopham Bridge* in the County of *Suffex*.

[25th March 1800.]

**W**HEREAS an Act was made in the Thirtieth Year of the Reign of His late Majesty, intituled *An Act for amending, widening, and keeping in Repair the Roads leading from the Village of Milford in the County of Surrey, through Petworth to the Top of Dunckton-Hill, and from Petworth to Stopham Bridge in the County of Suffex*: And whereas another Act was passed in the Fifth Year of the Reign of His present Majesty for continuing the Term and altering and enlarging the Powers of the said Act: And whereas the Trustees appointed to put the said Acts in Execution have borrowed a large Sum of Money on the Credit of the Tolls thereby granted, which still remains due, and cannot be repaid, and the said Roads amended and kept in Repair, unless the Terms of the said Acts are further continued, and some further Powers granted: And whereas the present Road leading from a Place called *Cross Lanes* in the Parish of *Petworth* over a Bridge called *Rotherbridge*, to a Place called *Heath End* in the said Parish, is narrow and incommodious for Travellers, and it would be a great Accommodation to all Persons travelling the

Preamble, Act 30 Geo. III.

Act 5 Geo. III.

said

Acts further  
continued.

faid Roads if a New Road was to be made from the faid Place called *Cross Lanes* to the faid Place called *Heath End*, by a Mill called *Coultershall Mill*, and if Power was given to pull down the faid Bridge, and erect another on the last-mentioned Road; 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 faid recited Acts, and all and every the Authorities, Powers, Privileges, Exemptions, Provisions, Penalties, and Clauses therein contained, (except such as relate to Exemption from Stamp-Duties, and except such as are hereby varied or repealed,) shall be and are hereby continued from the Expiration of the faid recited Acts for and during the Term hereinafter mentioned, as fully and effectually to all Intents and Purposes as if the same were herein particularly repeated and re-enacted in this Act; and that this Act, and the additional Term hereby granted, shall be and are hereby declared to be subject and liable to the Payment of all Monies now due and owing on the Credit of the faid Acts, or which may be borrowed and become due on the Credit of the faid Acts and this Act, and all Interest due and to become due for the same respectively.

Power to turn  
the Road.

II. And be it further enacted, That it shall and may be lawful to and for the Trustees appointed by or elected in pursuance of the faid recited Acts, or any Seven or more of them, to shut up and discontinue the faid first-mentioned Road leading from *Cross Lanes* to *Heath End*, and to pull down or cause to be pulled down the faid Bridge at present standing on the faid Road over the *Rother*; called *Rotherbridge*, and in lieu thereof to make or cause to be made a New Road from the faid Place called *Cross Lanes* to the faid Place called *Heath End*, by a Mill called *Coultershall Mill*, and to build or cause to be built a Bridge over the faid River *Rother* at some convenient Place on the faid Road, in such Manner as the faid Trustees or any Seven or more of them shall think proper; and that the Powers and Authorities contained in the faid recited Acts shall extend to and be executed as well for the Purposes of shutting up the faid present Road and pulling down the faid Bridge, as for making, amending, widening, and repairing the faid New Road and building and repairing the faid intended Bridge, as fully and effectually to all Intents and Purposes as if the faid Powers and Authorities were repeated and re-enacted in the Body of this Act; and that it shall and may be lawful to and for the faid Trustees or any Seven or more of them to sell and dispose of the Ground over which the faid Old Road was carried, and the Materials of the faid Bridge so to be pulled down, or convert the same to the Purpose of building the faid intended Bridge as they shall judge most expedient; and also to pull down the Turnpike and Toll-House now standing on the faid Road near *Rotherbridge*, and to apply the Materials thereof in erecting a New Turnpike and Toll-House on the faid intended Road.

Waggons,  
&c. with  
Broad  
or Narrow  
Wheels li-  
able to same  
Tolls.

III. And be it further enacted, That every Waggon, Wain, Cart, or other Carriage, passing through any of the Turnpikes erected or to be erected on the faid Roads, whether with Broad or Narrow Wheels, shall be liable to such and the like Tolls and Duties as Waggons, Wains, Carts, or other Carriages with Narrow Wheels are by the faid recited

recited Acts liable; any Thing in any Act or Acts contained to the contrary notwithstanding.

IV. And be it further enacted, That the Person or Persons who hath or have subscribed towards defraying the Expences of making the said intended Road shall and is and are hereby required to pay the Sum or Sums so subscribed within such Time or Times, and in such Proportions, as the said Trustees shall order and direct, and the same shall be paid to the Treasurer to the said Trustees; and if any such Subscriber shall neglect or refuse to pay such Money within the Time or Times and in Manner aforesaid, it shall be lawful for the said Trustees to sue for and recover the same in the Name of their Treasurer or Clerk, by Action of Debt or on the Case in any of His Majesty's Courts of Record.

Compelling  
Payment of  
Subscription  
Money.

V. And be it further enacted, That all the Charges and Expences attending the obtaining and passing this Act shall be paid out of any Money already collected or received by virtue of the said recited Acts, or out of the first Money to be received by virtue of the said former Acts and this Act in preference to any other Payment whatsoever.

Expences of  
the Act.

VI. And be it further enacted, That in case any Money or Recompence shall be to be paid for any Messuages, Buildings, Lands, or Hereditaments, which shall be purchased, taken, or used for the Purposes of the said recited Acts or this Act; to any Corporation, Feme Covert, Infant, Lunatic, or Person under any other Disability or Incapacity, such Money or Recompence shall, in case the same be not less than the Sum of One Hundred Pounds, with all convenient Speed be invested in the Purchase of other Messuages, Lands, Tenements, or Hereditaments, which shall be conveyed and settled upon and subject to the like Uses, Trusts, and Limitations as the said Messuages, Lands, Tenements, or Hereditaments belonging to such Corporation or other Person as aforesaid, so to be purchased, taken, or used, were settled, limited, or assured; and in the mean Time and until such Purchase can be made, such Money shall 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 recited Acts or this Act, pursuant to the Method prescribed by the Act of the Twelfth Year of King *George* the First, Chapter the Thirty-second, and the General Orders of the said Court, and without Fee or Reward, according to the Act of the Twelfth Year of King *George* the Second, Chapter the Twenty-fourth, and shall, when so paid in, be laid out in the Purchase of Navy or Victualling Bills, or Exchequer Bills; and the Interest arising from the Money laid out in such Bills, and the Money received for the same, as they shall be respectively paid off by Government, shall be laid out in the Name of the said Accountant-General, in the Purchase of other Navy or Victualling Bills, or Exchequer Bills; all which said Navy and Victualling Bills and Exchequer Bills shall be deposited in the Bank in the Name of the said Accountant-General, and shall there remain until a proper Purchase or Purchases shall be found and approved of by the said Trustees, or any Seven or more of them, and until the same shall, upon a Petition setting forth such Approbation, (to be preferred

For reinvest-  
ing Purchase  
Monies.

preferred to the Court of Chancery in a summary Way, by the Person or Persons who would be entitled to the Rents and Profits of any of the Lands, Tenements, or Hereditaments to be purchased therewith, if the same were purchased and settled,) be ordered to be sold by the said Accountant-General, for the completing such Purchase, in such Manner as the said Court shall think just and direct; and it shall and may be lawful for the said Court to make such Order or Orders, in a summary Way, touching the Payment or Application of the Monies so to be paid into the Bank, and touching such Navy, Victualling, or Exchequer Bills, and the Interest thereof, in pursuance of the Directions of this Act, as the said Court shall think fit; but in case any such Money shall be less than the Sum of One Hundred Pounds, and not less than the Sum of Twenty Pounds, then such Money shall be paid to such Person or Persons as the Party or Parties entitled thereto shall respectively nominate to receive the same, in Trust, with all convenient Speed, to be reinvested in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed, and settled to, upon, and subject to the like Uses, Trusts, Limitations, Remainders, and Contingencies, as the Lands, Tenements, Hereditaments, and Premises, which shall be purchased from them respectively by the said Trustees, were respectively settled, limited, or assured, to, upon, or subject to, at the Time of purchasing the same, or such of them as at the Time of making such Conveyances and Settlements shall be existing and capable of taking Effect; and in the mean Time and until such Purchase or Purchases shall be made, the said Money shall be placed out by such Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, or other Person or Persons as aforesaid, in some of the Public Funds, or on Government or Real Securities, in the Names of Two or more Persons, to be nominated by the Party or Parties interested therein, and to be approved of by the Trustees, or any Seven or more of them; and the Dividends or Interest arising or to be produced from such Funds or Securities shall be paid to such Person or Persons respectively as would for the Time being be entitled to the Rents and Profits of such Lands, Tenements, or Hereditaments so to be purchased, conveyed, and settled by virtue of the said recited Acts or this Act; and in case any such Money shall be less than the Sum of Twenty Pounds, then the same shall be paid to the Person or Persons, Party or Parties respectively entitled thereto.

Public Act.

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

Continuance  
of the Act.

VIII. And be it further enacted, That the Term of this Act shall commence from the Expiration of the Term of the said recited Acts, and continue and be in force for Twenty-one Years, and from thence to the End of the then next Session of Parliament.

---

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,  
Printers to the King's most Excellent Majesty. 1800.