



ANNO TRICESIMO NONO

GEORGII III. REGIS.

Cap. 29.

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, made in the Twenty-ninth Year of the Reign of His late Majesty, and in the Twenty-fifth Year of the Reign of His present Majesty, for repairing and widening the Roads from *Coleham Bridge*, in *Shrewsbury*, to the Market Place in *Church Stretton*, and to the Top of *Lytwood Hill*, and from *Pulley Common* to the Maypole in *Condover*; and from *Coleham Bridge* to *Longdon*, and from the Fifth Milestone near *Longdon*, to the Turnpike Gate at *Castle Pulverbatch*, in the County of *Salop*. [10th May 1799.]

[*Loc. & Per.*]

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WHEREAS

Preamble.
29 Geo. II,

12 Geo. III,
and

25 Geo. III,
recited.

Term of
former Acts
continued.

WHEREAS an Act was made and passed in the Twenty-ninth Year of the Reign of His late Majesty King *George* the Second, intituled, *An Act for repairing and widening the Roads from Coleham Bridge in Shrewsbury, to the Market Place in Church Stretton, and to the Top of Lythwood Hill, and from Pulley Common to the Maypole in Condover, and from Coleham Bridge to Longdon, in the County of Salop*; which Act, by another Act made and passed in the Twelfth Year of the Reign of His present Majesty, for repairing and widening the Stone Bridge in the Town of *Shrewsbury*, and for appropriating Part of the Tolls collected upon certain Roads leading to the said Bridge towards finishing the same, and for granting additional Terms to the several Acts for repairing the said Roads, was further continued from the Expiration thereof, for the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament: And whereas by a Clause in an Act, passed in the Twenty-fifth Year of His present Majesty's Reign, intituled, *An Act for continuing the Term, and altering and enlarging the Powers of an Act, made in the Eighth Year of His present Majesty, for amending and widening several Roads leading from the Town of Bishop's Castle, and from Montgomery to the Turnpike Road at Westbury, and from Brockton to the Turnpike Road at Minsterley, in the several Counties of Salop, Radnor, and Montgomery*, so much of the Roads directed to be repaired by the said last-mentioned Act as lies between the Fifth Mile Stone near *Longdon* aforesaid, and the Turnpike Gate at *Castle Pulverbatch*, leading to *Church Pulverbatch*, (being only about Three Miles in Length), was put under the Care and Management of the Trustees appointed by or in pursuance of the first herein recited Act made in the Twenty-ninth Year of the Reign of His said late Majesty: And whereas the Term granted by the said Act made in the Twenty-ninth Year of the Reign of His late Majesty, and continued by the said Act made in the Twelfth Year of the Reign of His present Majesty, is near expiring, and a considerable Sum of Money hath been borrowed, and is now due and owing on the Credit of the Tolls granted by the said first-recited Act: But, by reason of certain Exemptions contained in the said Act, and for Want of more effectual Provisions, the Money so borrowed cannot be repaid, nor the said Roads be effectually amended and kept in Repair, unless the Term of the said Act be further continued, and the Powers thereof extended, altered, and enlarged: 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 Act of the Twenty-ninth Year of His late Majesty's Reign, and the several Clauses and Powers therein contained, (except such as relate to Exemptions from Stamp Duties, and such as are hereby varied, altered, or repealed); and this Act, shall be, and continue in full Force and Effect, and be executed for and during the Term herein-after mentioned, as fully and effectually, to all Intents and Purposes, as if the same were herein particularly repeated and re-enacted, and shall be, and are hereby made subject and liable to the Payment of all Monies now due and owing, and hereafter to grow due or be borrowed on the Credit of the said recited Acts and this Act, but subject nevertheless to the Alterations, Additions, and Amendments herein contained, and which shall commence upon the

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First

First Day of *June* One thousand seven hundred and ninety-nine, and all Interest for the same respectively, as well for repairing and keeping in Repair the several Roads directed to be repaired by the said first-recited Act, as for repairing and keeping in Repair the Road by the said Act of the Twenty-fifth Year of His present Majesty, put under the Care and Management of the Trustees appointed by or in pursuance of the said recited Act of the Twenty-ninth Year of His late Majesty's Reign.

II. And whereas (among other Exemptions specified in the said recited Act of the Twenty-ninth Year of the Reign of His late Majesty) it is thereby provided, that no Person or Persons shall be charged with any of the Tolls or Duties thereby imposed, for passing through any Turnpike to be erected by virtue of the same Act, and carrying any Dung, Mould, or such like Compost, (Lime excepted), for manuring of Lands or Gardens, or for any Carts, Wains, or other Carriages carrying any Hay, Fodder, or Corn in the Straw, to be laid up in the Houses, Outhouses, Barns or Yards, of or belonging to the Inhabitants of the several Parishes, Townships, or Places in which the said Roads do lie; which Exemptions have been found inconvenient, and prejudicial to the Roads; be it therefore further enacted, That on the Day of the Commencement of this Act, the Exemptions above particularly mentioned only (and not any others) contained in the said recited Act, shall be, and the same are hereby repealed; and that in lieu and stead thereof, no Person or Persons shall, from and after such Commencement of this Act, be charged with any Toll or Duty for passing through any Gate or Turnpike erected or to be erected by virtue of the said Acts or of this present Act, and carrying any Dung, Mould, Marl, Compost, or other Manure, (Lime and Limestones excepted), along the said Roads, during the Months of *May, June, July, August, and September* only, for manuring of Lands or Gardens, in any Parish, Township, or Place, wherein any Part of the said Roads do lie, or in any adjoining Parish, (not more distant than Two Miles from any of the Parishes aforesaid), so that such Dung or Manure shall be actually carried and conveyed, during the said Months, into and upon such of the said Lands and Gardens in and upon which it is intended to be laid and spread; but shall not be laid down or unloaded upon any Part of the said Roads, or in any of the said Lands or Gardens, and reloaded and carried to any other Fields or Gardens in the same or in a mixed State, during any of the other Months in any Year, without being liable to the Payment of the Tolls provided or imposed by this or the said recited Act, although the same shall not when so reloaded pass through any Gate erected or to be erected by the Authority of this Act; and without being also liable to a Penalty, not less than Ten Shillings nor more than Forty Shillings for each Offence, at the Discretion of the Justice before whom any such Offender shall be convicted; nor shall such Person or Persons be charged as aforesaid for any Carts, Wains, or other Carriages, carrying any Hay, Fodder, Corn, or other Grain in the Straw, Peas, Beans, or Pulse, the Produce of the then present Year, from the Lands held and occupied by such Inhabitants or Occupiers respectively, and not sold or disposed of, but passing to be laid up in the Barns, Outhouses, or Yards of or belonging to the Inhabitants of the several Parishes, Townships, or Places in which the said Roads do lie, or to the Occupiers of Lands within the same, during the Months of *June, July, August, and September*, only;

Manure (Lime excepted) to be carried in the Months of *May, June, July, August, and September*, only.

Hay, Fodder, Corn, &c. to be carried in the Months of *June, July, August, and September*, only.

only; but the same shall not be carried along the said Roads at any other Time of the Year, for any Purpose whatsoever, without being liable to the Payment of the Tolls provided or imposed by this or the said recited Act, and to the Penalty as above mentioned, although not passing through any Gate as aforesaid.

Penalties on taking away Materials belonging to the Roads.

III. And be it further enacted, That if any Person whomsoever shall take away any Materials which shall have been dug, got, or gathered in any Lands, Fields, Grounds, Wastes or Commons, River or Brook, for the Purpose of making or amending the said Roads, or shall get or take away any Materials out of any Pit or Quarry which shall have been made, for the Purpose of procuring Materials for the said Roads, before the Surveyors or their Workmen shall have discontinued working therein for the Space of Twenty-eight Days, without the previous Consent of the Trustees assembled at some Meeting, (except the Owner or Occupier of any private Grounds, and Persons authorized by such Owner or Occupier to get Materials therein for his own private Use only, and not for Sale), every Person so offending shall forfeit, for every such Offence, any Sum not exceeding Three Pounds nor less than Twenty Shillings.

For disposing of Purchase Money.

IV. And be it further enacted, That in case any Money or Recompence to be paid for any Lands, Tenements, or Hereditaments, which shall be purchased, taken, or used, by virtue of the Powers of the said recited Acts or of this present Act, for the Purposes thereof, to any Corporation, Feme Covert, Infant, Lunatick, or Person under any other Disability or Incapacity, shall not be less than the Sum of One hundred Pounds, the same shall with all convenient Speed be invested in the Purchase of other Tenements or Hereditaments, which shall be conveyed and settled upon and subject to the like Uses, Trusts, and Limitations, as the said Lands, Tenements, or Hereditaments, belonging to such Corporation or other Person as aforesaid, so 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 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 Three or more of them, and until the same shall, upon a Petition setting forth such Approbation, (to be 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

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 Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, or other Person or Persons as aforesaid, in some of the Publick 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 Three 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 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.

V. And, for the more easy and speedy Conviction of Offenders against this and the said recited Acts, be it further enacted, That all and every the Justice and Justices of the Peace before whom any Person or Persons shall be convicted of any Offence against the said Acts, shall and may cause the Conviction to be drawn up in the following Form of Words, or in any other Form of Words to the same Effect, as the Cause shall happen; (*videlicet*),

For convicting
Offenders
against this
Act.

BE it remembered, That on the _____ Day of _____
in the Year of our Lord _____
_____ A. B. is convicted before me C. D. One of His Majesty's
Justices of the Peace for the County of Salop [*specifying the Offence,
Time, and Place, when and where the same was committed, as the Case
shall be*]. Given under my Hand and Seal, the Day and Year first
above mentioned.

Form of
Conviction.

VI. And be it further enacted, That all the Costs, Charges, and Expences incident to and attending the obtaining and passing of this Act, shall be paid by the said Trustees, or some of them, out of any Money raised or to be raised by virtue of the said former Acts or of this present Act, or either of them.

Expences of
the Act.

[*Loc. & Per.*]

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VII. And

Publick Act.

VII. 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.

Term of this Act.

VIII. And be it further enacted, That the Term granted and continued by the said recited Acts shall, upon the said First Day of *June* One thousand seven hundred and ninety-nine, cease and determine; and that this Act shall from thenceforth continue and be in force, and 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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