



ANNO QUADRAGESIMO PRIMO

# GEORGII III. REGIS.

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## Cap. 93.

An Act for continuing for Twenty-one Years, and from thence to the End of the then next Session of Parliament, the Term, and altering and enlarging the Powers of Two Acts, passed in the Thirty-second Year of the Reign of His late Majesty King George the Second, and in the Twentieth Year of the Reign of His present Majesty, for repairing and widening several Roads therein mentioned; so far as the said Acts relate to the Road leading from the Town of *Wrexham* to the Towns of *Ruthin* and *Denbigh*, in the County of *Denbigh*; and amending, widening, altering, improving, and keeping in Repair the Road leading from the said Town of *Ruthin* into the Turnpike Road from *Corwen* to *Llanrwst*, at or near a certain House called *Cernioge Mawr*, in the Parish of *Llanŷfydd*, in the said County. [20th June 1801.]

[Loc. & Per.]

18 S

WHEREAS



Preamble.

32 Geo. II, and

20 Geo. III,  
recited.New Branch  
of Road.Acts further  
continued.New Road  
added to and  
made Part of  
the Third  
Division.

WHEREAS an Act was passed in the Thirty-second Year of the Reign of His late Majesty King George the Second, intituled, *An Act for repairing and widening the Roads from the Town of Mold to the Town of Denbigh, and from thence to the Town of Ruthin, and from the Town of Ruthin to the Town of Denbigh, and the Town and Part of Denbigh in the County of Denbigh, Flint, and Carnarvon*; whereby the said Roads were divided into several Divisions; and One being the Road from the said Town of *Wrexham* through *Ruthin* to the joining of the Road in the First Division at *Whitchurch*, was called the Third Division of the said Roads: And whereas an Act was passed in the Twentieth Year of the Reign of His present Majesty King George the Third, for enlarging the Term and Powers of so much of the said Act as related to the said Third Division of the said Roads: And whereas the Trustees appointed in or by virtue of the said Acts for the said Third Division of Roads, have proceeded to put the same in Execution, and have for that Purpose borrowed several considerable Sums of Money on the Credit thereof; which are still due and owing, and cannot be paid off, nor can the said Division of Roads be effectually amended, improved, and kept in Repair, unless the Term and Powers of the said Acts so far as the same relate thereto, are continued, altered, amended, and enlarged, and the Tolls thereby granted increased: And whereas the Road leading from the said Town of *Ruthin* into the Turnpike Road leading from the Village of *Gornio* to the Town of *Llanrwst*, at or near a certain House called *Gornio Mawr*, in the Parish of *Llanfysydd*, in the said County of *Denbigh*, is very much out of Repair, narrow and incommodious, and the same cannot be sufficiently amended, widened, altered, improved, and kept in Repair by the ordinary Course of Law, and it would be a great Accommodation to all Persons living near, or having Occasion to pass along the said Road, if the same were made Turnpike, and made a Part of the said Third Division of Roads, and included under the Powers and Provisions of the said recited Acts and this Act, so far as the same relate to the said Third Division; 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 Authorities, Powers, Privileges, Exemptions, Provisions, Regulations, Penalties, Forfeitures, Remedies, Directions, Articles, Clauses, Matters, and Things therein contained so far as the same relate to the Roads comprised in the said Third Division of Roads (except such of them as relate to Exemption from Stamp Duties) shall be, and the same are hereby further continued, and shall be put in Execution for and during the Term herein-after mentioned, and for the Purpose of repairing, widening, altering, improving, and keeping in Repair the said Road from the said Town of *Wrexham* through *Ruthin* to the joining of the Road in the First Division at *Whitchurch*; and also the said additional Road from the said Town of *Ruthin* into the Turnpike Road leading from the Village of *Gornio* to the Town of *Llanrwst*, at or near a certain House called *Gornio Mawr*, in the Parish of *Llanfysydd*, in the said County of *Denbigh*, and which last-mentioned Road shall from henceforth be added to and made Part of the said Third Division of Roads, as fully and effectually, to all Intents and Purposes, as if the said recited Acts,



Acts, and the several Authorities, Powers, Provisoos, Regulations, Clauses, and Privileges therein contained, were herein particularly repeated and re-enacted, and as if the said additional Road had been originally included in and made Part of the said Third Division of Roads, but subject nevertheless to the Amendments, Variations, Alterations, and Additions herein contained, and which shall commence upon and take effect from the passing of this Act; and this Act, and the additional Term and the Tolls hereby granted, shall be and the same are hereby made subject and liable to the Payment of all the Monies now due and owing on the Credit or on Account of the said recited Acts, or either of them, or that may hereafter be borrowed on the Credit of the said recited Acts and this Act, with respect to the said Third Division, and all Interest due or to grow due thereon respectively.

II. And be it further enacted, That the Right Honourable *John Hamilton Fitzmaurice* commonly called Lord Viscount *Kirkwall*, the Honourable *William Beauclerk* commonly called Lord *William Beauclerk*, the Honourable *Frederick West*, Sir *Watkin Williams Wynn*, Sir *Thomas Mostyn*, Sir *Edward Pryce Lloyd*, and Sir *Robert Williams Vaughan*, Baronets, *Josiah Boydell* of *Rosset*, *Robert Burton* of *Minera*, *Roger Butler Clough* of *Eri- viatt* Clerk, *Thomas Hugh Clough* of *Plas Clough*, *Thomas Davies* of *Uchel- dref*, *John Davies* of *Llanbeder*, *Thomas Davies* of *Llandderfel*, Clerk, *William Lloyd Dolben* of *Rhiwaeog*, *Edward Edwards* of *Cerrigllwydion*, *Richard Edmunds* of *Pentremawr*, *William Ellis* of *Ruthin*, *Hope Wynne Eyton* Clerk, *John Edwards* of *Bryn y grôg*, *John Foulkes* of *Eri- viatt*, *John Powell Foulkes* of the same, *Henry Foulkes* of the same, Clerk, *John Foulkes* of *Mertin*, Clerk, *Richard Garnons* of *Clomendy*, *Simon Griffiths* of *Ruthin*, *Robert Harvey* of *Dunstal*, *Thomas Hughes* of *Bryn Gwyn*, Clerk, *David Hughes* of *Ruthin*, Clerk, *Gabriel Hughes* of *Llandyrnog*, *Hugh Hughes* of *Llainwen*, *John Hughes* of *Denbigh*, *John Spier Hughes* of *Ru- thin*, *Richard Hughes* of the same, *Hugh Humphreys* of *Pen y pylle*, *Tho- mas Jones* of *Carreg Hosa*, *Edward Jones* of *Ruthin*, Clerk, *Peter Jones* of *Derwen*, and *Thomas Jones* of the same, Clerks, *John Jones* of *Accre*, *Richard Jones* of *Llanhychan*, Clerk, *John Jones* of *Cilygroestwyd*, and *James Jones* of the same, Clerks, *John Jones* of *Plasyn-Llan* Clerk, *Robert Jones* of the same, Clerk, *Edward Jones* of the same, *Lewis Jones* of *Merllyn*, *Walter Jones*, *Thomas Jones* of *Llanfwrog*, *John Jones* of *Ru- thin*, Attorney at Law, *Thomas Jones* of *Nantclwyd Ruthin*, *Thomas Jones* of *Rhiwbeill*, *Price Jones* of *Dolgammedd*, *Richard Henry Kenrick* of *Nantclwyd*, *Richard Kyffin Kenrick* of the same, *Thomas Kenrick* of the same, *George Watkin Kenrick*, *Charles Gethin Kenrick*, *John Lloyd* of *Wyg- fair*, *John Lloyd* of *Berth*, *Edward Lloyd* of the same, *John Lloyd* the Younger of the same, *Thomas Lovett* of *Chirk*, *Richard Lovett* of the same, *Edward Lloyd* of *Maesmawr*, *John Lloyd* of *Glyn Nannau*, *William Lloyd* of *Hendreddwyfaen*, *Robert Myddelton* of *Gwaenynog*, Doctor in Divinity, *John Edward Madocks* of *Fron-Iw*, *William Alexander Madocks* of the same, *Robert Maurice* of *Llanelidan*, Clerk, *Arthur Bennett Me- sham* of *Denbigh*, *John Maysmor* of *Pant y Gynne*, *Humphrey Maysmor* of *Botegir*, *Thomas Trevor Mather* of *Pentrebobin*, *Robert Nicholls* of *Ruthin*, *Owen Owen* of *Ffynnogion*, Clerk, *Lewis Owen* of *Llanbeder*, and *Robert Owen* of the same, Clerks, *John Owen* of *Fachlwyd*, *John Owen* the Younger of the same, Clerk, *Richard Watkin Price* of *Rhiwlas*, *Jonathan Passingham* of *Hendwr*, *Robert Passingham* of *Tyfos*, *Charles Potts* of *Llanferres*,

Additional  
Trustees.



Llanferrer, Charles Potts the Younger, Henry Potts, John Conway Potter Clerk, Edward Parry of Llwynym, William Parry of Ruthin Clerk, Edward Parry of Mold, Clerk, John Phillips of Ruthin, Philip Parry of Tynnewydd, David Parry of Rhydylgwyn, Joseph Peers of Llanfwrdd, Robert Prichard of Llanfihangel, Clerk, John Rutter of Court, Robert Roberts of Llanrhaeadr, Clerk, John Roberts of Ruthin, Goodman Roberts of the same, Robert Jones Roberts of Chir, Thomas Roberts of Bachymbyd, William Rowlands of Corrig y Druidion, Clerk, Edward Williams Vaughan Salisbury of Ruge, John Lloyd Salisbury of Gallyfaenan, William Davies Shipley Clerk, Dean of St. Asaph, David Shuckforth of Plasnewydd, Edward Thelwall of Llanidloes, Clerk, Edward Thelwall the Younger of the same, Miles John Thelwall of the same, Bevis Thelwall of the same, William Trelawny of Cefncoch, Joseph Turner of Chester, Griffith ap Iolo-ell Vaughan of Hengwrt, Charles Watkin Williams Wynn of Winstay, Henry Watkin Williams Wynn of the same, Robert William Wynn of Garthcwin, John Wynn of Gwddoch, William Wynn of Mold, John Williams of Rhydylgwyn, John Williams the Younger of the same, William Williams of Phegward, Thomas Williams of Penysfordd-ador, Richard Williams of Fron, Clerk, William Williams of Ruthin, Clerk, Richard Willding of Llanrhaeadr Hall, and Edward Todd of Plas Madoc, (being qualified according to the Directions of the said first recited Act) shall be, and they are hereby appointed Trustees for the said Third Division of Roads, and shall be joined with the Trustees appointed by or in pursuance of the said recited Acts, or either of them, for putting the said Acts and this Act in Execution, with respect to the said Third Division of Roads, as fully and effectually to all Intents and Purposes as if they had been named and appointed Trustees for the said Division in and by the said recited Acts, or either of them.

Two Trustees  
may adj. urn  
Meetings.

III. And be it further enacted, That if at any Meeting of the said Trustees, to be held for the said Third Division, there shall not appear a sufficient Number of Trustees to act or to adjourn to another Day (Two Trustees being hereby declared to be sufficient for the Purpose of Adjournment only) or in case the said Trustees, at any Time assembled, shall omit or neglect to adjourn themselves, the Clerk or Clerks to the said Trustees shall from Time to Time, in either of such Cases, by Notice in Writing to be affixed on all the Turnpike Gates then erected on the said Division, at least Ten Days before the next Meeting, appoint the Trustees to meet at the Place where the last Meeting was held, or was appointed to have been held, on such Day as shall be specified in such Notice, not exceeding Three Calendar Months nor less than Three Weeks, after the Day on which such last-mentioned Meeting was held, or was to have been held, as aforesaid; and in case the Clerk or Clerks to the said Trustees shall refuse or neglect to give Notice, or shall by any Means be prevented from giving Notice as aforesaid, it shall be lawful for any Five or more of the said Trustees, although not assembled at a Meeting, at any Time or Times after the Space of Ten Days after such Refusal, Neglect, or Prevention of such Clerk or Clerks, by Notice in Writing under their Hands, to be affixed in Manner aforesaid, to appoint the Trustees to meet at some House near to the said Division of Roads, upon the Day Fortnight next after the Date of such last-mentioned Notice.

Meetings on  
Emergencies.

IV. And be it further enacted, That if after any Adjournment of the said Trustees of the said Division, it shall at any Time be thought necessary



cessary that an earlier Day of Meeting should be appointed than the Day appointed by such Adjournment, in that Case the Clerk or Clerks to the said Trustees, upon an Order in Writing signed by Three or more of the said Trustees, although not assembled at a Meeting, mentioning the Time, Place, and Purpose of such intended Meeting, shall forthwith give Notice thereof in the Manner last herein-before directed, and of the Time and Place which shall be mentioned in the Order of the said Trustees (such Time not being less than Ten Days after such Notice), and such earlier Meeting shall and may be held accordingly; and all the Proceedings of the said Trustees at every such Meeting shall be as valid and effectual as they would have been in case the same had been held in pursuance of Adjournment.

V. And be it further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, to erect and set up One or more Turnpike or Turnpikes at, upon, or across any Part of the additional Road directed by this Act to be amended, widened, altered, improved, and kept in Repair, or across any Lane or Way leading into the same, and to take the same or the like Tolls as are granted and made payable by the said recited Acts and this Act, or any of them, on the other Parts of the said Roads included in the said Acts and this Act; but that no Person paying the proper Tolls at any Two such Turnpikes shall be liable on the same Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next Night, to pay any further or additional Toll for the Passage of the same Horses, Cattle, or Beasts through any other Turnpike or Turnpikes erected or to be erected on the said additional Road, such Person or Persons producing a Note or Ticket denoting that the said Toll has been paid; which Ticket the Collectors of the said Tolls are hereby required to deliver *gratis* (if demanded) upon receiving the Toll.

Power to erect Turnpikes on the New Branch.

VI. And whereas the Tolls by the said first-recited Act granted are insufficient, be it therefore further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, assembled at a Meeting to be held for that Purpose (of which Meeting, and of the Purpose thereof, Fourteen Days Notice at least shall be given in some Newspaper or Newspapers circulated in the said County of *Denbigh*) to order and cause to be demanded and taken, at all and every of the Gates and Turnpikes already erected, or that may hereafter be erected upon the said Roads, under and by virtue of the said recited Acts and this Act, or either of them, on every *Sunday* throughout the Year, double the several and respective Tolls which are in and by the said first-recited Act granted and made payable.

Double Tolls on *Sunday* to be taken.

VII. Provided nevertheless, and be it further enacted, That no Preference shall be given to any Person or Persons advancing any Sum or Sums of Money upon the Credit of this Act, or who shall have already advanced any Sum or Sums of Money on the Credit of the said Acts, or either of them, in respect of the Priority of advancing or of having advanced any such Sum or Sums of Money; but that all Persons to whom such Mortgages or Assignments have been or shall be made as aforesaid, shall be, in Proportion to the Sum or Sums of Money therein mentioned,

No Priority of Mortgage.

[*Loc. & Res.*] 48, T. Creditors



Creditors on the said Tolls arising from the said Third Division of Roads, as the Case may be, in equal Degree one with another.

Gatekeepers  
to be compe-  
tent Witnesses.

VIII. And be it further enacted, That in case any Dispute, Suit, or Litigation shall arise touching or in anywise relating to the Tolls payable on the said Roads, the Person or Persons appointed to collect the same, or any other Person or Persons acting by or under the Authority of the said Trustees, shall be and are hereby declared to be competent to give Evidence in any such Dispute, Suit, or Litigation.

Exemption  
from Toll re-  
pealed.

IX. And whereas by a Clause in the said first-recited Act (among other Exemptions therein-mentioned) any Carriages carrying Lime, Dung, Mould, or Compost of any Kind whatsoever, to be employed in Husbandry or for manuring or stocking of Land in any of the Parishes or Places through which the said Roads lead, are exempted from any of the Tolls or Duties thereby made payable: And whereas some of the said Parishes being very extensive, the said Exemption is found to be too general, and therefore injurious to the Trust and the Creditors of the said Third Division of Roads, and it is expedient that the same should be altered; be it therefore enacted, That so much and such Part of the said Clause as relates to the aforesaid Exemption shall be and the same is hereby repealed: And, instead thereof, be it enacted, That no Toll shall be demanded or taken for any Horses, Cattle, or Carriages employed in carrying or conveying Lime, Dung, Mould, or Compost of any Kind whatsoever, to be employed in Husbandry or for manuring or stocking of Land in any of the Townships only through which the said Third Division of Roads lead: any Thing in the said recited Acts contained to the contrary notwithstanding.

Application of  
Compensation  
where exceed-  
ing 200*l*.

X. 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 recited Acts and this Act, for the Purposes thereof, with respect to the said Third Division of Roads which shall belong to any Corporation, Feme Covert, Infant, Lunatick, or Person or Persons under any 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 Privy of the Accountant General of the High Court of Chancery, to be placed to his Account *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 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 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,



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 fold 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.

XI. 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 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 their Bank, in the Name and with the Privy 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 Five 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.

Application where the Compensation does not exceed 200 £. nor less than 20 £.

XII. 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 Five 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 £.

XIII. And



For paying  
the Expences  
of the Act.

XIII. 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 and discharged by the Trustees for putting the said former Acts and this Act in Execution, with respect to the said Third Division of Roads, or any Five 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 Division of Roads, in Preference to all other Payments whatsoever.

Publick Act.

XIV. 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 the  
Act.

XV. 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 recited Acts and this Act shall from thenceforth continue and be in force and be executed, for the Purpose of repairing and widening the Road from the said Town of *Wrexham* through *Ruthin* to the Joining of the Road in the First Division at *Whitchurch*, and also for amending, widening, improving, and keeping in Repair the said additional Road herein-before particularly mentioned and described, 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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