



ANNO QUINQUAGESIMO SECUNDO

GEORGI III. REGIS.

Cap. 60.

An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for amending the Road from *Wellsbourn Mountfort*, to *Stratford-upon-Avon*, in the County of *Warwick*,

[20th April 1812.]

WHEREAS an Act was passed in the Tenth Year of the Reign of His present Majesty, intituled *An Act for amending the Road from Wellsbourn Mountfort, to Stratford-upon-Avon, in the County of Warwick*; And whereas another Act was passed in the Thirty-first Year of the Reign of His present Majesty, intituled *An Act to enlarge the Term of an Act passed in the Tenth Year of the Reign of His present Majesty, for amending the Road from Wellsbourn Mountfort to Stratford-upon-Avon, in the County of Warwick*: And whereas the Trustees appointed in or by virtue of the said Acts, have proceeded to put the same in Execution; for which Purpose they have borrowed considerable Sums of Money on the Credit of the Tolls thereby granted, which still remain due and cannot be repaid, nor can the said Road be properly amended, improved, and kept in Repair, unless the Term of the said Acts be continued, and some of the Powers and Provisions of the said Acts be 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

[*Loc. & Per.*]

14 I

Authority

Recited Acts
to continue in
Force except
altered by
this Act.

Authority of the same, That the said Acts passed in the Tenth and Thirty-first Years of His present Majesty, and all and every the Authorities, Powers, Privileges, Provisions, Penalties, and Clauses therein contained, (except such as relate to Exemption from Stamp Duties, and such as are hereby varied, altered, or repealed), shall be and continue in full Force, and be executed for and during the Term herein-after mentioned, as fully and effectually to all Intents and Purposes as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, but subject nevertheless to the Amendments, Variations, Alterations, and Additions, herein contained, and which shall commence and take Effect upon the passing of this Act; and this Act, and the additional Term hereby granted shall be subject and liable to the Payment of all Money now due and owing upon the Credit or on Account of the said former Acts, or which may hereafter be borrowed or become due and owing on the Credit of the said Acts and this Act, and of all Interest due and to grow due for the same respectively.

Trustees for
executing the
said Acts, to
execute this.

II. And be it further enacted, That the Trustees named in or appointed in pursuance of the said Acts, or either of them, and their Successors to be chosen and appointed in pursuance of the said Acts and this Act, shall be and they are hereby appointed Trustees for putting in Execution this Act, and shall continue to meet and adjourn from Time to Time pursuant to the Directions of the said Acts.

Trustees may
sue and be
sued in the
Name of their
Clerk or
Treasurer.

III. And be it further enacted, That the said Trustees may sue or be sued for or concerning any Thing to be done by virtue or in pursuance of the said recited Acts and this Act, either in the Name of the Trustees who may be Parties to any Deed or Instrument in Writing upon which any Action shall or may be brought, or in the Name of their Clerk or Treasurer for the Time being, and that no Action or Suit to be brought or commenced by the Direction of or against the said Trustees in their Names, or in the Name of their Clerk or Treasurer, shall abate or be discontinued by the Death, Incapacity, or Removal of any Trustee or Trustees, or Clerk or Treasurer, or by the Act of such Clerk or Treasurer, without the Consent of the said Trustees, or any Five or more of them; but that the Clerk or Treasurer for the Time being to the said Trustees, in case such Action shall be brought by or against or defended in the Name of such Clerk or Treasurer, shall be deemed to be Plaintiff or Defendant (as the Case may be) in every such Action or Suit: Provided always, that such Trustees, or Clerk or Treasurer, in whose Name or Names any Action or Suit shall be commenced, prosecuted, or defended in pursuance of the said recited Acts or this Act, shall be fully reimbursed and paid out of the Monies arising by virtue of the said recited Acts and this Act, all the Costs, Charges, Damages, and Expences, which by the Event or in consequence of any such Action or Proceeding he shall bear, pay, expend, or be put unto or become chargeable with, by reason of their or his being made Plaintiff or Defendant as aforesaid.

General Ex-
emptions
from Toll.

IV. And be it further enacted, That none of the Tolls authorized to be taken, shall be demanded, taken, or received at any of the Toll Gates erected or to be erected or continued upon the said Road, for any Horses, Cattle, or Carriages of whatsoever Description, employed or to be employed

employed in conveying the Mails of Letters and Expresses under the Au- Mail,
 thority of His Majesty's Postmaster General, either when employed in
 conveying, fetching, or guarding such Mails or Expresses, or in re-
 turning therefrom; nor for the Horses belonging to any Officers or Sol- Soldiers.
 diers on their March or on Duty, nor for any Horses, Cattle, or Car-
 riages, employed in carrying or conveying the Arms or Baggage of any
 such Officers or Soldiers, or in carrying any sick, wounded, or disabled
 Officers or Soldiers; nor for any Waggon, Wain, Cart, or other Carriage
 whatsoever, or the Horse or Horses drawing the same, which shall be em-
 ployed in conveying any Ordnance, Barrack or Commissariat, or other
 Public Stores of or or belonging to His Majesty, or for the Use of His
 Majesty's Forces; nor for any Rector, Vicar, or Curate, going to or re- Rectors, &c.
 turning from his own Parish Church or other Place of Divine Worship, or
 visiting his sick Parishioners; nor from any Person or Persons going to or Parishioners
 returning from his, her, or their Parochial Church, Chapel, or other usual attending
 Place of Religious Worship on *Sundays*, or on any other Day on which Di- Church.
 vine Worship is or shall be ordered by Authority to be celebrated, or attend-
 ing the Funeral of any Person or Persons who shall die and be buried in Funerals.
 any Parish, Hamlet, or Place through which any Part of the said Road
 lies, or any other Parish, Hamlet, or Place, in the said County of *War-
 wick*; nor for any Horses, Beasts, Cattle or Carriages, used or employed Elections.
 for the Purpose only of carrying or conveying Persons to or from any
 Election of a Knight or Knights of the Shire to serve in Parliament for the
 County of *Warwick*; or of carrying or conveying Vagrants sent by legal Vagrants.
 Passes; or of carrying or conveying Hay, Straw, or Corn in the Straw, Hay, &c.
 for the Use of the Owner, and not for Sale or purchased, or of carrying
 or conveying any Dung, Mould, Manure or Compost (other than Lime) Dung, &c.
 to be used only for manuring the Land, or going or returning empty in
 that Employment; nor for any Horses, Beasts or Cattle employed in car- Horses em-
 rying or conveying, or going to carry or convey, or returning from carry- ployed in
 ing or conveying, having been employed only in carrying or conveying Husbandry.
 any Plough, Harrow, or other Implement of Husbandry, unless the Car-
 riage bearing any such Plough, Harrow, or other Implement of Husbandry,
 be also laden with any other Thing not hereby intended to be exempted
 from Payment of Toll; nor for any Horse, Beast or Cattle, passing to or Horses going
 repassing from Water or Pasture not beyond the Distance of One Mile, to Water.
 and for either of those Purposes going or passing only from One Parish into
 the next adjoining Parish, and not travelling more than One Mile along the
 said Road; nor for any Horse, Beast or other Cattle, when going to or re- Horses going
 turning from being shod or farried; nor for any Horse, Beast or Cattle, used to be shod.
 or employed for the Purpose only of carrying or conveying Materials for Materials for
 the making or repairing any Highway or public Road within any such repairing
 Parish, Hamlet, or Place as aforesaid, or for rebuilding, building, or Roads, &c.
 repairing any present or future Bridge or Bridges on the said Road under
 this Trust; nor for any Horse, Beast, Cattle or Carriage, which shall cross Horses, &c.
 the said Road only, or shall not pass more than One hundred Yards not passing
 thereon; nor for any Horse, Mare, or Gelding, furnished by or for any 100 Yards.
 Person belonging to any Corps of Yeomanry or Volunteer Cavalry, and Volunteers.
 rode by him in going to or returning from any Place appointed for Ex-
 ercise, Inspection, or Review, provided that such Person is in the Uniform
 of his Corps, and has his Arms, Furniture, and Accoutrements according
 to the Regulations appointed for such Corps at the Time of claiming
 the

Penalty on
claiming
Benefit of
Exemption.

the Exemption; and if any Person shall claim and take the Benefit of any Exemption in this Act contained or provided for, not being entitled to the same, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, and in all Cases the Proof of Exemption shall lie upon the Person claiming the same.

Owners or
Drivers of
Waggons
conveying
Military
Stores, not
subject to
Penalties for
Overweight.

V. And be it further enacted, That no Person owning or driving, or causing to be driven, any Waggon, Wain, Cart, or other Carriage, provided for the Service of His Majesty's Forces, or conveying any Ordnance, Barrack, or Commissariat, or other public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, shall be subject to any Penalty or Forfeiture for Overweight; nor shall any such Waggon, Wain, Cart, or other Carriage, be stopped or detained by Reason of any Weight in any such Waggon, Wain, Cart, or other Carriage, or of being drawn by any Number of Horses or Oxen, but it shall be lawful for any Owner or Driver of any such Waggon, Wain, Cart, or other Carriage, to put any Number of Horses or Oxen to such Waggon, Wain, Cart, or other Carriage; any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in the said recited Acts or this Act contained to the contrary notwithstanding.

Application
of Compensation
Money,
if amounting
to 200l.

VI. 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, which shall belong to any Corporation, Feme Coverd, Infant, Lunatic, or Person or Persons under any Disability or Incapacity, 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 High Court of Chancery, to be placed to his Account pursuant to the Method prescribed by the Act of the Twelfth Year of King *George* the First, Chapter Thirty-second, and the General Orders of the said Court, without Fee or Reward, 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 Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting any other Lands, Tenements, or Hereditaments, standing settled therewith, to the same or the like Uses, Trusts, 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 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, or 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 the Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in the mean Time and until such Purchase

chafe shall be made, the said Money shall, by Order of the said 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.

VII. 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 any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or 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 Lands, Tenements, or 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 with the Privity and in the Name 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 Trustees for executing the said recited Acts and this Act, (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 said Court of Chancery.

Where less than 200l. and exceeding 20l.

VIII. Provided also, and be it further enacted, That when such Money so agreed or awarded to be paid as last-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 Lands, Tenements, or Hereditaments, so purchased, taken, or used, for the Purposes of 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 less than 20l.

IX. 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, Tenements, or Hereditaments, to be purchased by virtue

In case of not making out Titles, or if Persons can

[*Loc. & Per.*]

14 K

of

not be found,
Purchase
Money to be
paid into the
Bank;

subject to the
Order of the
Court of
Chancery on
Motion or
Petition.

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 any Five or more of them; or in case such 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 such Lands, Tenements, or Hereditaments, be not known or discovered, then and in every such Case it shall be lawful for the said Trustees or any Five or more of them, 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 said Court of Chancery, to be placed to his Account to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments [*describing them*], subject to the Order, Controul, and Disposition of the said Court of Chancery, which said Court, on the Application of any Person or Persons making Claim to 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 same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according 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 for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Respecting
disputed
Titles.

X. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the said Court of Chancery, in pursuance of this Act, for the Purchase of any Lands or Hereditaments, or of any Estate, Right, or Interest in any Lands or Hereditaments to be purchased in pursuance thereof, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands 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 or Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Chancery; 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 be made appear to the said Court, that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands or Hereditaments, or to some Estate or Interest therein.

The Court
may order
reasonable

XI. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or Corporation entitled

entitled to any Lands or Hereditaments to be purchased under the Authority of the said recited Acts, the Purchase Money for the same shall be required to be paid into the said Court, and to be applied in the Purchase of other Lands or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of the said recited Acts, or so much of such Expences as the Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Trustees, or any Five or more of them, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Expence of
Purchases to
be paid by
the Trustees.

XII. And be it further enacted, That so much of the said recited Acts as relate to the Performance of Statute Labour on the said Road, shall be and the same is hereby repealed; and that all Persons who by Law are or shall be liable to do Statute Work, or are or shall be chargeable towards repairing and amending the said Road, or any Part thereof, shall still remain liable thereto in like Manner as heretofore; and it shall be lawful for any Two or more Justices of the Peace for the County of *Warwick*, and they are hereby empowered and required, upon Application made to them by the said Trustees, or by their Clerk or Surveyor, or by their Order, yearly to adjudge and determine what Part or Proportion of Statute Work shall every Year be done upon the said Road by the Inhabitants of the respective Parishes, Hamlets, or Places in which the said Road lies, and also what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every such Parish, Hamlet, or Place, in lieu of or as a Composition for such Statute Work as aforesaid, shall be by him, her, or them paid to the said Trustees, or to their Treasurer or Treasurers; and in order thereunto it shall be lawful for such Justices from Time to Time to summon the Surveyor or Surveyors of the Highways for every such Parish, Hamlet, or Place, to bring in Lists before such Justices, at some Place to be expressed in such Summons (within Five Days after the serving of such Summons), of the Names of the several Persons who within such Parish, Hamlet, or Place, are by Law subject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Composition for such Statute Work, distinguishing the Nature of the Work to be done, whether with Teams or Draughts or otherwise, and also the Amount of the respective Sums to be paid, which Lists of Names shall be made in such Manner and under such Regulations and Restrictions as are or may be directed by any Law or Statute in Force and Effect for the Repair of the public Highways; and out of such Lists the said Justices shall and may allot, appoint, and order, such and so many of the Persons who shall appear to be subject and liable to Statute Work as aforesaid, to do such Number of Days Statute Work in every Year upon the said Road as the said Justices shall think reasonable, and the same shall be done on such Days and at such Times (not being Hay-time or Harvest), and in such Parts of the said Road, as the said Trustees or their Surveyor or Surveyors, shall from Time to Time order, direct, and appoint; and the said Justices shall and may also order and direct the Persons who by such Lists shall appear to be subject and

Statute
Work.

liable to the Payment of any Money in lieu of or as a Composition for Statute Work as aforesaid, to pay such Proportion thereof as the said Justices shall think proper, to the said Trustees or their Treasurer, at such Time or Times as the said Justices shall direct, and in Default of Payment thereof, the same shall and may be recovered by Distress and Sale of the Goods and Chattels of the respective Persons liable to the Payment thereof, in like Manner, as any Penalty is by the said recited Acts authorized or directed to be recovered; and each and every Person who shall neglect or refuse to do such Statute Work as aforesaid, after Notice in Writing given to or left for him, her, or them, at his, her, or their last or usual Place or Places of Abode for that Purpose, by any Surveyor of the said Trustees, shall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horse or Horses, Beast or Beasts to be provided by him, her, or them, be subject and liable to such Pains, Penalties, and Forfeitures, as such Person or Persons may be subject or liable to by any Law or Statute in Force or Effect for the Repair of the public Highways; and if any Person who shall come to work as a Labourer, or shall be sent with any Team or Draught to work on the said Road, shall be found idle or negligent by any Surveyor to the said Trustees, such Surveyor is hereby empowered to remove and discharge the Person who shall be found idle or negligent as aforesaid, and in that Case every such Person shall be subject and liable to the respective Forfeitures and Payments aforesaid, as if he had neglected or refused to come, or such Team or Draught had not been sent to work on any Part of the said Road; all which Forfeitures shall be paid to the Treasurer to the said Trustees, and applied towards amending the said Road; and if any Surveyor of the Highways for any of the said Parishes or Places, shall refuse or wilfully neglect to give in such Lists as aforesaid, or shall knowingly and wilfully give in false or imperfect Lists, every such Surveyor so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings.

Probates of
Wills and
Certificates of
Marriages to
be produced
to the Clerk
and entered.

XIII. And be it further enacted, That where any Person or Persons shall in Right or by virtue of his or her Marriage become entitled to any Sum or Sums of Money due on Mortgage or Security of the Tolls granted by the said recited Acts or this Act, an Affidavit containing a Copy of the Register of such Marriage shall be made before a Judge of One of His Majesty's Courts of Record at *Westminster*, or before a Master in Chancery in *England*, or Master Extraordinary in Chancery, or a Magistrate or Baillie of some Corporate Town, or One of His Majesty's Justices of the Peace, and shall be transmitted to the Clerk of the said Road, who shall make an Entry thereof in the Book or Books which shall be kept for entering Copies of such Mortgages and Transfers as aforesaid, and such Clerk shall upon the Application of the Person or Persons entitled to such Sum or Sums of Money due on Mortgage or Security of the Tolls hereby granted, give and deliver to him, her, or them, a Certificate of such Entry; and where any Person or Persons shall, as Executor or Executors, Administrator or Administrators of any Person deceased, become entitled to any such Sum or Sums of Money as last aforesaid, the Probate of the Will or Testamentary Instrument
or

or Letters of Administration under which such Person or Persons shall be so entitled shall be produced and shewn to the Clerk of the said Road, who shall enter the same, and grant a Certificate thereof in Manner aforesaid, for which Entry and Certificate respectively, the Sum of Two Shillings and Sixpence and no more shall be paid to the said Clerk:

XIV. And be it further enacted, That if any Person or Persons shall lay down any Dung, Ashes, Compost, Manure, Timber, Stones, Piles of Fagots, or any Heap or Heaps of any other Thing whatsoever (save only Materials for repairing the said Road) within Fifteen Feet from the Centre of the said Road; the Person or Persons laying down the same, or causing the same to be laid down, being duly convicted thereof before One Justice of the Peace for the County of *Warwick*, or upon his, her, or their own Confession, or upon the Oath of One credible Witness (which Oath such Justice is hereby empowered to administer), shall forfeit for every such Offence any Sum not exceeding Forty Shillings nor less than Ten Shillings, as such Justice in his Discretion shall determine and adjudge; to be recovered, levied, and applied, in such Manner as Fines, Penalties, and Forfeitures are recoverable and applicable by the said recited Acts.

Penalty on leaving Manure, &c. on the Side of the Road.

XV. And be it further enacted, That if any Person or Persons shall wilfully injure, destroy, break down, or otherwise damage, or shall ride on or lead any Horse or Horses, or shall drive any Waggon, Cart, or other Carriage, over or upon any Part of the Footpath or Causeway made or to be made on the Side or Sides of any Part of the said Road, or if any Person or Persons shall wilfully or maliciously break or damage any of the Posts or Stones which may be erected for the Security of the said Footpaths or Causeways, every such Person so offending, and being convicted thereof within Two Calendar Months after the Commission of any such Offence or Offences, shall forfeit and pay for the first Offence any Sum not exceeding Five Shillings, and for the Second and every other Offence any Sum not exceeding Ten Shillings; to be levied, recovered, and applied, in like Manner as any other Forfeiture, Penalty, or Fine, is authorized to be levied, recovered, and applied by the said recited Acts or this Act.

Penalty for riding, &c. on Footpaths

XVI. And be it further enacted, That the Charges and Expences incurred in and about the obtaining and passing of this Act, together with lawful Interest for the Money which shall be advanced from Time to Time for that Purpose, shall be paid out of any Money already raised by virtue of the said recited Acts, or out of the first Monies which shall be raised or borrowed upon the Credit of the said recited Acts and this Act, in preference to all other Payments whatsoever.

For paying the Expences of the Act.

XVII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

Public Act.

Commence-
ment and
Continuance
of this Act.

XVIII. And be it further enacted, That the said recited Acts (subject to the Alterations, Additions, and Amendments in this Act contained), and this Act, shall continue and be in Force and be executed for and during the Residue now to come of the Term granted by the said recited Acts, and from the Expiration thereof for and during the further Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

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