



ANNO QUINQUAGESIMO QUINTO

GEORGII III. REGIS.

Cap. lix.

An Act to repeal an Act of His present Majesty for repairing the Roads from the *Stones End*, in the Parish of *Saint Leonard Shoreditch*, to the Northern Road in the Parish of *Enfield*; and from the Place where the Watch House in *Edmonton* formerly stood to the Market Place in *Enfield*; and from *Newington Green* to *Bush Hill*; and for the several other Purposes therein mentioned; and to provide for more effectually repairing the said Roads, and for lighting, watching, and watering several Parts thereof. [25th May 1815.]

WHEREAS several Acts of Parliament were made in the Twelfth Year of the Reign of Queen *Anne*; the First and Seventh Years of the Reign of King *George* the First; the Second and Seventeenth Years of the Reign of King *George* the Second, and the Eighth Year of the Reign of His present Majesty, for repairing the Roads from the *Stones End* in the Parish of *Saint Leonard Shoreditch*, in the County of *Middlesex*, to the furthest Part of the Northern Road in the Parish of *Enfield*, in the same County, next to the Parish of *Chefbunt*, in the County of *Hertford*; and from the Watch House in *Edmonton* to the Market Place in *Enfield*; which said Acts were to continue in force for certain [Local.] 16 F Terms

Terms therein mentioned; and by an Act made in the Fourteenth Year of the Reign of His present Majesty, the Trustees for the Care of the said Roads were empowered to cause Part of the first mentioned Road to be lighted, watched, and watered: And whereas by an Act of Parliament made and passed in the Twenty-ninth Year of the Reign of His present Majesty King George the Third, intituled *An Act for more effectually repairing the Roads from the Stones End, in the Parish of Saint Leonard Shoreditch, to the furthestmost Part of the Northern Road, in the Parish of Enfield; and from the Place where the Watch House in Edmonton formerly stood, to the Market Place in Enfield, in the County of Middlesex; and for lighting, watching, and watering Part thereof; and for repealing certain Acts of Parliament relating to the said Roads; and for amending, widening, and keeping in Repair the Road from Newington Green to Bush Hill in the Parish of Edmonton, in the said County; the said recited Acts made in the Twelfth Year of the Reign of Queen Anne; the First and Seventh Years of the Reign of King George the First; the Second and Seventeenth Years of the Reign of King George the Second; and the Eighth and Fourteenth Years of the Reign of His present Majesty (except so much of the said Act of the Fourteenth Year of the Reign of His present Majesty, as related to the lighting, watching, and watering the Parish of Saint Mary Stoke Newington) were repealed, and other Powers and Provisions were thereby granted and made: And whereas the Trustees appointed in or by virtue of the said Act of the Twenty-ninth Year of the Reign of His present Majesty, have proceeded to carry the same into Execution; and have for that Purpose, borrowed a considerable Sum of Money on the Credit thereof, and of the Tolls, Rates, and Assessments thereby granted, and authorized to be collected upon the said Roads; Part whereof, amounting to Twelve thousand two hundred Pounds, still remains due and owing, and the same cannot be repaid, nor can the said Roads be properly and effectually repaired, widened, and maintained, unless the said Tolls be altered and increased: And whereas so much and such Part of the Road as leads from the *Drapers Alms Houses*, in the Parish of *Saint Leonard Shoreditch* aforesaid, to the Northernmost Part of the Parish of *Tottenbam High Cross*, in the said County of *Middlesex*, has been, under the Powers of the aforesaid Act of the Twenty-ninth Year of the Reign of His present Majesty, lighted, watched, and watered; and the lighting, watching, and watering several other Parts of the said Roads, as well as such Part as aforesaid, would be attended with great Benefit, Safety, and Convenience, to all Persons residing in the Neighbourhood of such several Parts of the said Roads, and to the Public having Occasion to make use of the same: And whereas it is reasonable, and would be expedient, that every Inhabitant of *Newington Green* aforesaid, (excepting of such Part thereof as is within the Parish of *Saint Mary Stoke Newington*, in the County of *Middlesex* aforesaid) should be liable to and pay Toll at the present Turnpike Gate, erected at or near *Paradise Row* by *Saint Mary Stoke Newington* aforesaid, or at any other Turnpike Gate erected or to be erected on the said Roads, or either of them, for the Passage of every Horse, Mare, Gelding, Mule, or Afs, and of every Coach, Berlin, Landau, Landaulet, Chariot, Chaise, or other Carriage of Pleasure, belonging to or hired or used by him or her, any thing in the aforesaid Acts of Parliament, or either of them, contained to the contrary thereof in anywise notwithstanding: And whereas the several Objects and Matters above mentioned, or set forth, cannot be properly and conveniently effected without the Aid of Parliament, and unless the*

faid Act of Parliament of the Twenty-ninth Year of the Reign of His present Majesty be repealed, (except so much of the said Act as relates to the repealing of the several Acts of Parliament thereby repealed) and further and other Powers or Provisions in lieu thereof, and for effecting the said several Objects and Matters, be given or made, and a new Term granted: 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 Parliament made in the Twenty-ninth Year of the Reign of His present Majesty, (except so much of the said Act as relates to the repealing of the several Acts of Parliament thereby repealed), shall be and is hereby repealed: Provided always, that nothing herein contained shall in any Manner repeal, vacate, defeat, lessen, abridge, or affect any of the Powers, Authorities, or Provisions contained in the said Act of the Fourteenth Year of the Reign of His present Majesty, so far as the same relate to the lighting, watching, or watering of the said Parish of *Saint Mary Stoke Newington*, and which by the said Act it is enacted shall be perpetual.

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repealed.

II. Provided always, and be it further enacted, That every Appointment of a Treasurer, Clerk, Surveyor, Assessors, Collectors, Patroles, Watchmen, and other Officers, and every Bond or other Security given to the Trustees appointed by virtue of the said Act of the Twenty-ninth Year of the Reign of His present Majesty for the Care of the said Roads, by or for or on account of any such Treasurer, Surveyor, Collector, or other Officer, and every Contract, Composition, or other Engagement made by or with the said Trustees, and every Bond or other Security given for the due Performance thereof, and which are now in force (except as hereafter excepted or provided for) shall remain and continue valid and in full Force and Effect; and every Sum of Money, Rate, or Assessment due and owing at the Time of passing this Act to the said Trustees appointed by virtue of the said recited Act of the Twenty-ninth Year of the Reign of His present Majesty, shall and may be received and recovered in like Manner as if the same had, under or by virtue of this Act, been made by or given, or was due and owing to the Trustees for carrying this Act into Execution: Provided always, that notwithstanding every such Appointment as aforesaid of a Treasurer, Clerk, Surveyor, Assessors, Collectors, Patroles, Watchmen, and other Officers so remaining and continuing valid and in full Force and Effect as aforesaid, every or any such Treasurer, Clerk, Surveyor, Assessor, Collector, Patrole, Watchman, or other Officer, shall be subject and liable to be removed and discharged by and at the Pleasure of the Trustees appointed or to be appointed under or by virtue of this Act, in the same Manner as if such Treasurer, Clerk, Surveyor, Assessor, Collector, Patrole, Watchman, or other Officer, had been appointed by such Trustees under the Powers of this Act.

Appoint-
ments of Of-
ficers and
their Securi-
ties and all
Contracts to
continue in
force.

III. And be it further enacted, That the Knights of the Shire for the Counties of *Middlesex* and *Hertsford*, and the Representatives in Parliament for the City of *London* for the Time being; the Rectors or Vicars of the several Parishes of *Hackney*, *Hornsey*, *Saint Mary Stoke Newington*, *Tottenham*, *Edmonton*, and *Enfeld*, for the Time being; and *Daniel Beale*,
Thomas

Trustees
appointed.

*Thomas Gabriel Bayliffe, Benjamin Bond, James Alexander Bannerman, John Burbidge, Sir William Curtis Baronet, William Curtis, John Crickitt, John Early Cook, Newell Connop, Richard Cooper, John Cock, John Craven, Charles Campbell, Isaac Currie, John Dickinson, Henry Dickinson, James William Freshfield, Daniel Goffet, Edward Gray, Walker Gray, Isaac Guillemard, Thomas Gudgeon, William Green, Richard Gardner, Thomas Gutterston, John Holt, William Hobson, William Hobson the younger, Edward Harman, Thomas Hammond, Richard James, Thomas King, Thomas Lewis, William Lewis, Francis Menit, William Mellish, Edward Rowe Mores, Richard Mountford, James Meyer, William Morgan, Ralph Nicholson, Charles Pratt, William Plumer, Solomon Peile, William Row, Abraham Watson Rutherford, Robert Ray, William Salte, John Schneider, David Samuda, William Cunliffe Shaw, Joseph Stonard, Henry Piper Sperling, Christopher Smith, Edward Smith, Samuel Smith, William Tash, John Vickeris Taylor, Thomas Taylor, the Reverend Thomas Therlwall, James George Tatem, Peter Taylor, Thomas Weston, Richard Williams, John Eardly Wilmot, William Wix, Charles Wright, Edward William Windus, and Thomas Wilkinson, and their Successors, (to be appointed as herein-after mentioned) shall be and are hereby appointed Trustees for repairing, widening, and maintaining the said Roads, leading from the *Stones End* in the Parish of *Saint Leonard Shoreditch*, to the Northernmost Part of *Enfield*, next to the Parish of *Chestnut* aforesaid, and from the Place where the said Watch House in *Edmonton* formerly stood to the Market Place in *Enfield*, (which shall be called *The Stamford Hill Roads*); and also the said Road from *Newington Green* through the Lanes or Highways called *The Green Lanes*, to join the said Road leading from *Edmonton* to the Market Place in *Enfield* at *Bush Hill* aforesaid, (and which shall be called *The Green Lanes Road*), and for lighting, watching, and watering such Part or Parts of the said *Stamford Hill Roads* as herein-after particularly described; and also such other Part or Parts of the said *Stamford Hill Roads* as herein-after mentioned; and for carrying this Act into Execution.*

Power to appoint Ten additional Trustees.

IV. Provided always, and be it hereby further enacted, That it shall and may be lawful for the said Trustees, at any one such General Meeting, and in such Manner as herein-after mentioned with respect to the Election and Appointment of new Trustees for carrying this Act into Execution, to elect and appoint any proper Person or Persons, an Inhabitant or Inhabitants in the County of *Middlesex*, or in the County of *Hertford*, or in the City of *London*, not exceeding Ten in Number, in addition to and over and above the Number of Trustees herein-before appointed for carrying this Act into Execution, also to be Trustees for carrying this Act into Execution; and such Person or Persons so elected and appointed is and are hereby empowered to act as a Trustee or Trustees in carrying this Act into Execution, in as full and ample a Manner to all Intents and Purposes as any of the said Trustees herein-before appointed are empowered to do.

Appointment of new Trustees.

V. And in order that there may be always a sufficient Number of Trustees for carrying this Act into Execution, be it further enacted, That a General Meeting of the said Trustees shall be yearly held on the last *Monday* of the Month of *June* at Eleven of the Clock in the Forenoon, at such Place in any of the Parishes wherein the said Roads lie, as shall
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at any preceding Meeting of the said Trustees be fixed or appointed for that Purpose; at which said General Meetings the said Trustees shall inquire what Vacancies have happened amongst the said Trustees by Death or otherwise; and shall and may elect, and by Writing under their Hands, appoint some proper Person, an Inhabitant in the County of *Middlesex* or in the County of *Hertford*, or in the City of *London*, to fill up every such Vacancy; and every Person so elected and appointed is hereby empowered to act as a Trustee in carrying this Act into Execution, in as full and ample a Manner to all Intents and Purposes, as any of the Trustees hereby appointed are empowered to do.

VI. Provided always, That no Person shall be capable of being elected as such Trustee, unless some one of the said Trustees shall, at one of their Meetings, to be held in the Months of *March*, *April*, and *May* next, before the General Meeting at which such Person shall be elected, nominate and recommend such Person as a fit and proper Person to be so elected and appointed, and a Minute of such Nomination and Recommendation, with the Name of the Trustee so nominating and recommending such Person, shall be made and entered in the Book of Orders or Minutes of the said Trustees; nor unless such Person shall be elected by at least Three Fourths of the Trustees present at such General Meeting, the same to be ascertained by Ballot.

No Trustee to be appointed, unless recommended at a former Meeting; and unless elected by Three-fourths of the Trustees present at the General Meeting.

VII. Provided also, That no Person shall be capable or qualified to act or vote as a Trustee in the Execution of this Act (except in administering the Oath herein-after mentioned), unless at the Time of his acting or voting he shall be seized or possessed of, either in his own Right or in the Right of his Wife, and be in the actual Possession and Enjoyment of the Rents and Profits of Lands, Tenements, or Hereditaments, of the annual Value of One Hundred Pounds, for his or their own Use, clear of all Taxes and other Outgoings, or shall be Heir Apparent of a Person or Persons possessed of such an Estate, or shall be possessed of a Personal Estate to the Amount or Value of Two thousand Pounds, nor until such Person shall have taken and subscribed an Oath to the Effect following (which Oath the said Trustees are hereby empowered to administer); that is to say,

Qualification of Trustees.

‘ I do swear, That I now am actually an Inhabitant in the County of *Middlesex*, (or in the County of *Hertford*, or in the City of *London*), and that I am in my own Right, or in Right of my Wife, seized or possessed of, and in the actual Possession and Enjoyment to my Use, of the Rents and Profits of Lands, Tenements, or Hereditaments, of the annual Value of One hundred Pounds, clear of all Taxes and other Outgoings, or am Heir Apparent of a Person or Persons possessed of such an Estate, or am possessed of, or entitled unto, a Personal Estate of the Value of Two thousand Pounds, after Payment of all my just Debts.’

The Oath.

And that no Person appointed or to be appointed a Trustee as aforesaid shall be deemed to be a Trustee for carrying this Act into Execution, after he shall have signified his Resignation, either personally or by Letter, to the Treasurer or Clerk for the Time being, or shall have discontinued to inhabit within the County of *Middlesex* or the County of *Hertford*, or the City of *London*, or after he shall have omitted to attend some One of the Meetings of the said Trustees for the Space of Two Years, or after he shall

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have

Penalty on
Persons act-
ing not being
qualified.

have become Bankrupt, or have taken the Benefit of any Act for the Relief of Insolvent Debtors, unless such Person shall be re-appointed a Trustee in Manner aforesaid; and if any Person hereby declared incapable, or not qualified to be or act as a Trustee in the Execution of this Act, shall nevertheless act or vote as such, every Person so acting or voting shall forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, by Action of Debt or on the Case, or by Bill, Suit, or Information, in any of His Majesty's Courts of Record at *Westminster*, in which Action, Bill, Suit, or Information, no Essoign, Protection, or Wager of Law, or more than one Imparance shall be allowed; and such Person, so sued or prosecuted, shall prove that he was, at the Time of acting or voting as such Trustee, duly qualified as aforesaid, or otherwise shall pay the said Penalty, without any other Proof or Evidence on the Part of the Plaintiff or Prosecutor, than that such Person had acted or voted as a Trustee in the Execution of this Act: Provided always, that every Act and Vote of any Person acting or voting as a Trustee in the Execution of this Act, though he shall have become incapable or not qualified as aforesaid previous to his being convicted of the Offence, shall, notwithstanding such Conviction, be as good, valid, and effectual, as if such Person had been capable or qualified to act as a Trustee according to the Powers or Directions of this Act.

No Trustee
to act if inter-
ested, or to
accept any
Place of Pro-
fit, &c.

VIII. Provided always, That no Trustee appointed or to be appointed by virtue of this Act, shall be capable of acting as such in the Execution of this Act, in any Case where he shall be concerned in Interest; nor shall any Trustee appointed or to be appointed as aforesaid, accept, take, hold, or act in any Place or Employment of Profit under the said Trustees; and that no Person shall be capable of being appointed a Trustee, or of acting as such, or of taking or holding or acting in the Execution of any Place of Trust or Profit under the said Trustees, during the Time he shall keep a Victualling House, or other House of public Entertainment, or who shall sell Wine, Cyder, Beer, or Ale, or Spirituous or other Strong Liquors, by Retail; but no such Person shall be precluded, debarred, or rendered incapable of or from renting the Tolls herein-after granted, provided he shall employ some other Person or Persons to collect such Tolls; Provided always, that the holding or being entitled to any Bills or Securities, given or to be given for any Money advanced or lent, or to be advanced or lent on the Credit of any of the said recited Acts or of this Act, shall not disqualify any Person from acting as a Trustee within the Intent of this Act.

Trustees or
Creditors
may act as
Justices.

IX. And be it further enacted, That any of the said Trustees, or of the Creditors upon the Security of the Tolls and Rates or Assessments by the said recited Acts or by this Act granted, who are or shall be in the Commission of the Peace for the County of *Middlesex*, may act as Justices of the Peace in the Execution of this Act, notwithstanding their being such Trustees or Creditors as aforesaid.

Meetings of
the Trustees.

X. And be it further enacted, That the said Trustees shall or may meet at the *Angel Inn*, in the Parish of *Edmonton*, at Eleven of the Clock in the Forenoon, within Ten Days after the Commencement of this Act, and shall proceed to the Execution of this Act, and shall then adjourn themselves to such Time and Place, and have full Power and Authority at all

Times to meet and adjourn at and to such Time and Place in the Vicinity of the said Roads as the said Trustees shall from Time to Time think needful and necessary: Provided always, that if Five of the said Trustees shall not meet within the said Time of Ten Days after the Commencement of this Act herein-before appointed for the First Meeting, or at the Time and Place to be appointed for any other Meeting of the said Trustees, the Clerk to the said Trustees is hereby directed and empowered to adjourn the said First Meeting to the then next *Monday*, to be holden at the *Angel Inn* at Eleven of the Clock in the Forenoon, and to give Notice of such Adjournment, by affixing such Notice to each of the Toll Houses or Gates continued or erected by virtue of this Act, and by Advertisement in one of the Daily Newspapers, and to adjourn every such other Meeting to the last *Monday* in the then next Month, to be holden at Eleven of the Clock in the Forenoon, at the same Place in which the said adjourned Meeting was intended to be held, without any such Notice or Advertisement as aforesaid; but if the Clerk to the said Trustees shall think it needful to adjourn the same to any other convenient Time and Place, it shall be lawful for him so to do, giving Notice thereof to all the Trustees who shall have attended at any Meeting of the said Trustees within Six Months then next preceding; and that if after any Adjournment of the said Trustees, it shall at any Time be thought necessary that an earlier Day of Meeting should be appointed than such Adjournment, then and in such Case the Treasurer, or any Five of the said Trustees, or the Clerk to the said Trustees, by Order in Writing from the Treasurer, or from any Five of the said Trustees, may give Notice to all such Trustees as aforesaid to meet on such earlier Day, mentioning in such Notice the Time, Place, and Purpose of such earlier Meeting, and such earlier Meeting may be held accordingly; and that all Orders and Determinations of the said Trustees, in the Execution of this Act, shall be made at Meetings to be held as aforesaid, and not otherwise; and all such Orders and Determinations shall be valid, if the Majority of the Trustees present at such Meeting respectively shall concur therein, the whole Number present not being less than Five in any Case; and in such Cases where a greater Number of Trustees than Five are by this Act directed or required to do any Act, or make any Order or Determination, the whole Number present shall not be less than the Number so directed or required to do such Act, or make such Order or Determination; and that in any Case where there shall be an equal Number of Votes at any Meeting of the said Trustees, including the Vote of the Chairman presiding at such Meeting, upon any Question in anywise touching or concerning the Execution of this Act, such Chairman shall and is hereby required to decide the same by an additional or casting Vote: Provided nevertheless, that no Order or Determination of the said Trustees shall be revoked, made void, or suspended, unless a greater Number of Trustees shall be present at the Meeting for the revoking, making void, or suspending such Order, than were present when the same was made.

Majority of Trustees to concur in Orders at their Meetings.

The Chairman to have the casting Vote.

XI. And be it further enacted, That all Orders, Determinations, Minutes, and Proceedings of the said Trustees at their several Meetings, shall be entered in a Book to be kept for that Purpose; and such Orders, Determinations, Minutes, and Proceedings so entered and signed by the Chairman presiding at each respective Meeting, or by the Clerk to the said Trustees by their Order, shall be deemed to be

Proceedings of the Trustees to be recorded.

Originals,

Originals, and which said Book shall be admitted as Evidence in all Courts whatsoever.

Trustees to
appoint Offi-
cers.

XII. And be it further enacted, That it shall be lawful for the said Trustees to continue the present Treasurer, Clerk, Surveyor, Assessors, Collectors of the Tolls and Rates or Assessments, Patroles, Watchmen, and other Officers, and from Time to Time to appoint any other Person or Persons to be Treasurer, Clerk, Surveyor, Collectors of the Tolls and Rates or Assessments by this Act granted, Patroles, Watchmen, or other Officers, when and as often as they shall think fit; and to remove and discharge any such Treasurer, Clerk, Surveyor, Assessor, Collector, Patrole, Watchman, or other Officer, at their Pleasure; and also to allow and pay to every such Treasurer, Clerk, Surveyor, Assessor, Collector, Patrole, Watchman, and other Officer, and to all Persons aiding and assisting them in their respective Offices, or otherwise employed in the Execution of this Act, such Salaries, Rewards, and Allowances for their respective Attendances and Services as to the said Trustees shall seem reasonable from Time to Time.

Officers to
account.

XIII. And be it further enacted, That every such Treasurer, Clerk, Surveyor, Collector, and other Officer as aforesaid, and also every other Person who shall collect any of the Rates or Assessments to be made by virtue of this Act, shall, from Time to Time, when thereunto required by the said Trustees, deliver to the said Trustees, or to such Person as they shall appoint, a true, fair, just, and perfect Account in Writing, under the Hand of such Officer or Person, of all Monies which shall have been received, had, taken, or collected by him, or by any Person or Persons employed by him, and of all Implements, Tools, or Materials, of or belonging to the said Trustees, purchased by, delivered, or entrusted to him or them, in his Custody or Power, and for what Purposes, and to whom and in what Manner the same have been paid, sold, or otherwise disposed of, and deliver up proper Receipts and Vouchers for the same; and shall pay or deliver the Balance of every such Account, and all such Implements, Tools, and Materials, as shall be in his Custody or Power, to such Person or Persons as the said Trustees shall appoint; and in case any such Treasurer, Clerk, Surveyor, Collector, or other Officer or Person, shall refuse to make and deliver such Account as aforesaid, or to pay the Balance thereof, or deliver up the said Implements, Tools, and Materials, in Manner aforesaid, it shall be lawful for any Justice of the Peace for the County of *Middlesex*, on the Complaint and at the Request of the said Trustees, or either of them, to issue his Warrant or Summons for apprehending and bringing, or summoning, such Officer or Person to be and appear before him, at a certain Time and Place to be therein named, to answer such Complaint; and on his appearing or refusing or neglecting to appear in pursuance of such Warrant or Summons (due Proof of the Service thereof being made), to proceed to hear and determine the said Complaint in a summary Way, and to examine and settle such Accounts if produced, in the same Manner as the said Trustees might have done; and if the said Accounts, when produced, shall not be satisfactory to such Justice, or in case no such Accounts shall have been then delivered, it shall be lawful for such Justice to proceed to hear the said Complaint, and to investigate or make out the said Account, either by Confession of the Party, or the Oath of any credible Witness (which Oath such Justice is hereby

Proceedings
on Refusal.

hereby empowered to administer); and if by such Account, on such Investigation as aforesaid, it shall appear to such Justice that there shall be any Balance of Monies, or any Implements, Tools, or other Materials, belonging to, or the Property and Right of the said Trustees, in the Custody or Power of such Officer or Person, by Warrant under his Hand and Seal, to cause such Monies, together with the Costs and Charges of such Investigation and Order, to be levied by Distress and Sale (together with the Costs and Charges of such Distress and Sale) on the Goods and Chattels of such Officer, and also to make Order for the recovering and delivering up to the said Trustees such Implements, Tools, or other Materials, and for levying by Distress and Sale the Costs and Charges of procuring the same to be so done; and if there shall be no Goods or Chattels of such Officer or Person to be found, whereon to levy such Balance, with the Costs and Charges of such Investigation, Distress and Sale, or such Implements, Tools, or other Materials cannot be found; or if there cannot be found sufficient Goods or Chattels of such Officer whereon to levy the Costs and Charges of such Investigation, Distress and Sale; or if such Officer or Person shall not appear before such Justice at the Time and Place to be by such Justice appointed for that Purpose as aforesaid, or appearing, and refusing or neglecting to give to such Justice a clear and satisfactory Account of the Receipts and Payments aforesaid, and such Implements, Tools, and Materials as aforesaid, or to produce to such Justice the Vouchers thereof; then and in any of the said Cases the said Justice is hereby empowered and required, by Warrant under his Hand and Seal, to commit such Officer or Person to one of the Common Gaols of the County of *Middlesex*, there to remain without Bail or Mainprize, until he shall have delivered in and settled his Accounts to the Satisfaction of such Justice, and shall have delivered up the Vouchers thereof, and paid and delivered to the said Trustees, or to such Person as they shall appoint to receive the same, all the Monies then remaining in his Hands, together with all the Costs and Charges of such Investigation, and of the several Proceedings thereof; and also the said Implements, Tools, and Materials, or the full Value thereof, or shall have compounded with the said Trustees for the same, and paid such Composition, or given Security to the Satisfaction of the said Trustees for the Payment of the same to the said Trustees, or to such Person as the said Trustees shall appoint, and which Composition or Security the said Trustees are hereby authorized and enabled to accept and take, if they shall think proper: Provided that no Person, who shall be committed by virtue of this Act on account of his not having sufficient Goods or Chattels, shall be detained in Prison for any longer Term than Twelve Months: Provided also, that if any Money shall remain due from such Officer or Person, Officers or Persons, the Commitment of him or them to Prison shall not be deemed a Discharge for the same, nor exonerate his or their Surety or Sureties; but such Officer or Officers or Persons, and his and their Surety or Sureties, shall remain liable to the Payment thereof, in the same Manner as if such Officer or Person had not been committed to Prison.

On Failure of Distress Offender to be committed.

XIV. Provided always, That every Treasurer to be appointed by the said Trustees shall and is hereby required, previous to his taking upon him the said Office, to enter into Bond to the said Trustees, in such a Penalty and with such Securities as the said Trustees shall think fit, for

Treasurer and other Officers to give Security, &c.

[Local.]

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the due accounting for and paying all Monies to be received by him in pursuance of this Act; and that the said Trustees shall and may, if they think proper, require such or the like Security of the Surveyors and other Officers to be appointed by the said Trustees; and that every such Bond shall be given to any Five of the said Trustees in trust for and to the Use of the said Trustees; and that the said Trustees shall and may, and they are hereby empowered to sue for the Penalty in every such Bond in the Name of the Trustees to whom such Security shall be given, or the Survivor of them, his Executors, Administrators, or Assigns; and that the Trustees, or the Survivor of them, his Executors, Administrators, or Assigns, shall not be enabled to release or discharge any such Bond, or discontinue, or become Nonsuit in any Action or Suit to be instituted or brought thereon, or for the Recovery of any Sum of Money to be thereby secured, but by the Order of a Meeting of the Trustees; nor shall such Action or Suit become abated by the Death of either of the said Trustees; and that no Trustee to whom any such Bond shall be made or given, or his Executors, Administrators, or Assigns, or his, her, or their Lands, Tenements, Goods, or Chattels, shall be personally or specially liable to the Costs of any such Action or Suit.

Application
of the Money.

XV. And be it further enacted, That out of the first Money or Monies arising by virtue of this Act, the said Trustees shall in the First Place pay and discharge all the Expences of the obtaining and passing of this Act, and after Payment thereof, all the Money and Monies which by virtue of this Act shall come to the Hands of the said Trustees or their Treasurer, or any Person or Persons acting under their or his Authority, shall from Time to Time be applied by the Order of the said Trustees in the Execution of this Act, and to or for no other Use or Purpose whatsoever.

Trustees to
cause the
Roads to be
improved.

XVI. And, for the effectual widening and improving the said Roads, be it further enacted, That it shall be lawful for any Person or Persons, by Order of the said Trustees, to alter, divert, direct, turn, enlarge, widen, or straighten and improve the said Roads, or any Part thereof; provided that the Line of Road be not altered or varied for any one Space exceeding One hundred Yards; and for that Purpose to take and lay into the said Roads, or any Part thereof, so much of the Land or Ground belonging to any Person or Persons, Bodies Politic or Corporate, lying contiguous or near to the said Roads, or any Part thereof, as the said Trustees shall deem needful and necessary (provided that no more of such Land or Ground as aforesaid shall be taken and laid into the said Roads, or any Part thereof, for the Purpose of widening the same, than shall be sufficient to make the same of the Width of Sixty Feet); and to take down, dig up, and remove any Buildings, Fences, or Trees, making Satisfaction to the Owner or Owners, Occupier or Occupiers thereof, for the Damage to be occasioned thereby, such Satisfaction to be settled and ascertained in Manner herein-after mentioned; and also to make, cover, enlarge, turn, or widen any Ditches, Drains, Banks, Bridges, Mounds, or Watercourses, in, through, or over any Waste Land, Common River or Brook, without paying any Consideration for the same; and to make, enlarge, turn, alter, widen, or cover over any Ditches, Drains, Banks, Bridges, Mounds, or Watercourses in, upon, over, or through, or belonging to any other Land or Ground, being private Property,

Land, &c.
being private
Property to
be paid for.

Property, not being a Yard or Garden, or an Orchard of the Growth of Seven Years since the same was planted, or a Park or Paddock for keeping Deer, Planted Walk, or Avenue to any House, or an inclosed Ground planted and set apart as a Nursery, except making any Drains, covering or enlarging any Common Sewer running into or through the same, making such Satisfaction for the Damage to be thereby occasioned to such Lands or Grounds as shall be agreed on between the said Trustees or their Surveyor, and the Owner, Occupier, or other Person interested in the said Lands or Grounds respectively; and in case they cannot agree, then such Satisfaction and Recompence shall be settled and ascertained by a Jury in the Manner herein-after mentioned.

XVII. And for the effectually repairing, amending, and maintaining the said Roads, be it further enacted, That it shall be lawful for the Surveyor to the said Trustees, or any Person or Persons by Order of the said Trustees, to repair and amend the said Roads, or any Part thereof; and for that Purpose, under the Restrictions of an Act passed in the Thirteenth Year of the Reign of His present Majesty, intituled *An Act to explain, amend, and reduce into One Act of Parliament the General Laws now in being, for regulating the Turnpike Roads in that Part of Great Britain called England, and for other Purposes*, to dig and search for, and gather, take, and carry away any Gravel, Stones, Sand, Bushes, Furze, or other Materials for repairing or amending the said Roads in, from, and over any Common, Waste Land, common River or Brook, in any Parish, Town, or Place in which any Part of the said Roads lie, or in any adjoining Parish, Town, or Place (filling up the Pits and levelling the Ground from which such Materials shall be taken, or railing or fencing off such Pits, so that the same shall not be dangerous to Passengers or Cattle), without paying any Consideration for the same; and also to dig, and search for, and gather, take, and carry away any Gravel, Stones, Sand, Bushes, Furze, or other Materials for repairing or amending the said Roads, in, from, and over any other Land or Ground, being private Property, not being a Yard or Garden, or an Orchard of the Growth of Seven Years since the same was planted, or a Park or Paddock for keeping Deer, planted Walk, or Avenue to any House, or an inclosed Ground planted and set apart as a Nursery, in any Parish, Town, or Place in which any Part of the said Roads lie, or in any adjoining Parish, Town, or Place (filling up the Pits and levelling the Ground from which such Materials shall be taken), and making such Satisfaction and Recompence for such Gravel, Stones, Sand, Bushes, Furze, or other Materials, and for the Damage to be occasioned to such Lands or Grounds by the digging and searching for, and gathering, taking, and carrying away the same, as shall be agreed on between the said Trustees or their Surveyor, and the Owner, Occupier, or other Person interested in such Lands or Grounds respectively; and in case they cannot agree, then such Satisfaction and Recompence shall be settled and ascertained by the Order or Adjudication of Two Justices of the Peace, at a Special Sessions to be holden in the County wherein such Lands or Grounds shall be: Provided always, that no Land or Ground, being private Property, shall be entered into or upon by any Person or Persons for the Purpose of digging or searching for, or gathering, taking, and carrying away any such Gravel, Stones, Sand, Bushes, Furze, or other Materials as aforesaid (unless the Owner, Occupier, or other Person interested in such Land or Ground, shall consent thereto), without
Ten

Ten Days Notice in Writing, under the Hand of the Surveyor to the said Trustees, shall have been given to or left at the usual Place of Abode of and for the Occupier of such Land or Ground, to appear by himself or herself, or his or her Agent, before any Two Justices of the Peace acting for the County or Limit wherein such Land or Ground shall be situated, to shew cause why such Materials shall not be had or taken out of or from the same; and in case such Occupier or his or her Agent, shall attend pursuant to such Notice, and shall not shew sufficient Cause to the contrary, such Justices, if they shall so think proper, shall or may authorize such Person or Persons to enter into or upon such Land or Ground, and to dig and search for, and gather, take, and carry away such Gravel, Stones, Sand, Bushes, Furze, or other Materials, at such Time or Times as to such Justices shall seem proper; and if such Occupier shall neglect or refuse to appear by himself or herself, or by his or her Agent, before such Justices as aforesaid, then and in such Case such Justices shall and may make such Order therein as they shall think fit, as fully and effectually to all Intents and Purposes as if such Occupier or his or her Agent had attended.

Power to purchase and hold Land for digging Gravel therefrom, and afterwards to sell the Land.

XVIII. Provided always, and be it hereby further enacted, That it shall and may be lawful for the said Trustees to contract and agree with any Person or Persons whomsoever for the Purchase from him, her, or them of and to hold any Land or Ground for the Purpose of digging Gravel and Materials therefrom for the Repairs or Use of the said Roads, or either of them, or any Part thereof respectively; and at any Time afterwards to sell the same Land or Ground by public Auction or Tender: Provided always nevertheless, the entering into any such Contract or Agreement as last aforesaid shall not be compulsory against any Person or Persons unwilling to enter into the same: Provided also, that the said Trustees shall not hold at any one Time or Period a greater Quantity of such Land or Ground in the Whole than Fifty Acres.

No Building, Garden, &c. to be taken without Consent of the Owner, except such as specified.

XIX. Provided always, That nothing herein contained shall extend to the taking down any Dwelling House or other Building, or to take or lay into any of the said Roads, any Garden, Orchard, Yard, Park, or Paddock for keeping Deer, planted Walk, or Avenue to a House, without the Consent of the Owner or Proprietor thereof, other than and except certain Houses and other Buildings, and certain Yards and Gardens herein-after particularly mentioned; that is to say, One Messuage or Tenement, situate at the South-east Corner of *Church Street, Edmonton*, belonging to *Roger Parker*, and in the Occupation of *Edmund Slaughter*, together with the Yards, Gardens, Outhouses, Stabling, and other Buildings, to the same appertaining, and also the Trees standing near the same, by the Side of the Road; Four Cottages or Tenements situate in *London Lane*, at the Entrance into *Enfield Town*, belonging to *Joseph Brown*, and now or late in the several Occupations of *John Ward*, *Jane Haydon*, *William Burges*, and *Joseph Scott*; One Cottage or Tenement thereto adjoining, also belonging to the said *Joseph Brown*, and in the Occupation of *George Burgoyne*, together with the Garden or Yard in front of and appertaining to the same; One Cottage or Tenement situate in *London Lane* aforesaid, opposite to the before mentioned Four Cottages or Tenements, also belonging to the said *Joseph Brown*, and in the Occupation of *Ann Dunkly*; and Four Cottages or Tenements thereto adjoining, belonging to

to *John Coste*, now or late, in the several Occupations of *William Bunyon*, *John Raynard*, *Jeremiah Plume*, and *Richard Hunt*; and that no House or other Building shall be taken down, or any Garden, Orchard, Yard, Park, or Paddock for Keeping of Deer, planted Walk, or Avenue to a House, or any Part thereof, be taken or laid into any of the said Roads by virtue of this Act, unless by Order of Seven at the least of the said Trustees, and unless Seven Days Notice at the least of the Meeting at which such Order shall be made, be given to or left at the usual Place of Abode of such of the said Trustees as shall have attended at any Meeting of the said Trustees within Twelve Calendar Months then last past, and such Order shall, at a subsequent Meeting of the said Trustees, be confirmed by Seven at the least of the said Trustees, nor until the Expiration of Three Calendar Months after Copies of such Order so confirmed, signed by Five of the said Trustees, or their Clerk, shall have been delivered to or left at the usual Place of Abode of the several Persons interested in such House or other Building, Garden, or other Ground, or their Trustees, Committees, Guardians, Attornies, or Agents, where the same can be found, and also delivered to the Occupier of such House or other Building, Garden, or other Ground; or (if the same shall be unoccupied) placed upon some conspicuous Part of such House or other Building, Garden, or other Ground; any thing herein-before contained to the contrary hereof notwithstanding.

Notice to be given.

XX. And be it further enacted, That the said Trustees shall and may and are hereby empowered to continue the several Mile Stones, Quarter Posts, Direction Posts, Stones, or Boards, already erected and placed by the Sides of the said Roads, and from Time to Time to keep the same in good Repair, and to erect and place others when and where necessary or expedient; and if any Person shall accidentally break down, damage, deface, or destroy any such Mile Stone, Quarter Post, Direction Post, Stone, or Board, or the Inscription thereon, such Person shall, for every such Offence, pay the Damage to be occasioned thereby; and if any Person shall wilfully or maliciously break down, pull up, damage, deface, or destroy any such Mile Stone, Quarter Post, Direction Post, Stone, or Board, or the Inscription thereon, the Person so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds, over and above the Damage to be occasioned thereby.

Mile Stones, Direction Posts, &c.

XXI. And be it further enacted, That it shall be lawful for the said Trustees, or their Surveyor or Workmen, to remove and prevent all Annoyances or Obstructions on the said Roads, or on or near the Sides thereof, or on the Foot Paths, or any of them, by the same, by Trees, Shrubs, Hedges, or Bushes, Filth, Dung, Ashes, Rubbish, Straw, Manure, Compost, Lime, Bricks, Mortar, Timber, Watering Troughs, Signs, Sign Posts, Stalls, Shew Boards, Rails, Watercourses, Sinks, Drains, Ditches, Banks, Mounds, Posts, or by any Goods, Wares, or Merchandize, or by any other Matter, Article, or Thing, or otherwise; and to cut, lop, trim, or prune right up from the Roots all Trees, Shrubs, Hedges, or Bushes, growing in or by or upon the said Roads, or any Part thereof, or the Foot Path on the Sides of the said Roads, or in the Hedges or Banks adjacent thereto; provided the same be not for Ornament or Shelter to any House, Building, or Court Yard of the Owner, or be not in any Garden, Orchard, Park, Paddock, Planted Walk, or Avenue to a House,

Surveyor may remove Annoyances, cut Trees, &c.

or in any inclosed Ground planted or set apart for a Nursery for Trees, so that no such Tree, Shrub, Hedge, or Bush, shall stand or grow in, nor any Bough or Branch be suffered to hang over, or prevent the free Access of the Air and Sun to the said Roads, in case the Owner or Occupier of the Premises shall neglect to cut, lop, trim, or prune such Tree, Shrubs, Hedges, or Bushes, in Manner as aforesaid, or to open, scour, or cleanse such Watercourses, Sinks, Drains, or Ditches, or remove such other Annoyances, for the Space of Fourteen Days next after Notice for that Purpose, under the Hand of such Surveyor, shall be given to or left at the usual Place of Abode of such Owner or Occupier, the Charges whereof (to be settled by the said Trustees) shall be reimbursed to such Surveyor by such Owner or Occupier; and if any Person shall lay, place, or set, or cause to be laid, placed, or set, any Filth, Dung, Ashes, Rubbish, Straw, Manure, Compost, Lime, Bricks, Mortar, Timber, Watering Troughs, Signs, Sign Posts, Stalls, Shew Boards, Rails, Posts, or any Goods, Wares, or Merchandize, or any other Matter, Article, or Thing whatsoever, on any of the said Roads, or within Fifteen Feet of the Sides thereof, or of any Part thereof, or on the Foot Paths, or any of them, by the same, or shall permit or suffer any Earth, Soil, or Bushes, Trees, Wood, or Timber, or the Lops, Shrouding, or Faggots thereof, by him put or placed upon any of the said Roads, or on the Sides thereof, or on the said Foot Paths or any of them, to remain thereon for the Space of Forty-eight Hours after Notice for the Removal thereof shall be given to or left at the Place of Abode of such Person by the Surveyor of the said Roads, every such Person shall forfeit and pay the Sum of Forty Shillings for every such Offence; and it shall be lawful for the Surveyor to the said Trustees, and the several Workmen appointed by him, to remove such Annoyance, and take the Materials thereof, to be used or disposed of for the Purposes of this Act; and every such Person shall pay to the said Surveyor the Costs and Charges of such Removal, to be settled by the said Trustees.

Gates to be made to open inwards from Roads.

XXII. And be it further enacted, That whenever any Gate or Gates by the Sides of the said Roads, or any Part thereof, of or belonging to any Field, Meadow, Park, Paddock, Yard, Garden, Orchard, Nursery Ground, or other inclosed Land or Ground, is or are or shall be so made, hung, or fixed, as to open outwards from the same Field, Meadow, Park, Paddock, Yard, Garden, Orchard, Nursery Ground, or other inclosed Land or Ground, and into and upon the said Roads, or any Part thereof, or on the Foot or raised Path by the same, then and in every such Case it shall and may be lawful for the said Trustees, or their Surveyor, by Notice in Writing under their or his Hands or Hand, to direct the Owner or Occupier of such Field, Meadow, Park, Paddock, Yard, Garden, Orchard, Nursery Ground, or other inclosed Land or Ground, to cause the same Gate or Gates to be so made, hung, fixed, or altered, as only to open inwards from the said Roads or Foot or raised Path, and into and upon the same Field, Meadow, Park, Paddock, Yard, Garden, Orchard, Nursery Ground, or other inclosed Land or Ground; and in case such Owner or Occupier shall refuse or neglect to cause the same Gate or Gates to be so made, hung, fixed, or altered, as directed by such Notice, within Fourteen Days after such Notice shall have been given to or left at the usual Place of Abode of such Owner or Occupier, then it shall and may be lawful for the said Trustees, or their Surveyor, forthwith to cause the same to be done, the Charges and Expences whereof shall be paid and borne

borne by such Owner or Occupier; which Charges and Expences are hereby declared to be charged upon such Field, Meadow, Park, Paddock, Yard, Garden, Orchard, Nursery Ground, or other inclosed Land or Ground; and the said Trustees shall and may ask, demand, sue for, recover, and receive the same of and from such Owner or Occupier, and may and are hereby vested with the same Powers and Authorities to recover the same by Distress and Sale on the Premises, as are by Law given for the Recovery of any Rent or Arrears of Rent.

XXIII. And be it further enacted, That if any Person shall erect or place any Sluice, Dam, Penstock, Floodgate, or other Obstruction, in any Brook or Watercourse, whereby or by means whereof the said Roads, or any Part thereof, shall be in anywise flooded, damaged, or injured, or rendered unsafe or inconvenient, or shall make, lay, or open any new Ditch, Drain, Pipe, or Watercourse, into the said Roads, or any of them, or shall deepen or widen any Ditch, Drain, or Watercourse already made into or on the Sides of the said Roads, or any of them, or shall enclose or take in any Ditch, Drain, Pipe, or Watercourse, lying on the Outside of his, her, or their Paling, Hedges, or other Fences, or take, remove, or carry away any Sand, Drift, or Scrapings, from off the said Roads, or either of them, or from off the Sides thereof, without Licence or Consent in Writing for that Purpose first had and obtained from the said Trustees, or any Five of them, then and in every such Case it shall be lawful for the Surveyor to the said Trustees, and the several Workmen to be employed by him, to take down and remove every such Sluice, Dam, Penstock, Floodgate, or other Obstruction, and to convert the Materials thereof for the Benefit of the said Roads; and also to stop, fill up, and destroy all and every such Ditches, Drains, Pipes, and Watercourses, and to pull down and remove the Buildings, Walls, Paling, or other Fences so enclosing such Ditches, Drains, Pipes, or Watercourses; and the Person erecting or placing such Sluice, Dam, Penstock, Floodgate, or other Obstruction, or making, opening, deepening, widening, or enclosing such Ditch, Drain, Pipe, or Watercourse, or taking, removing, or carrying away such Sand, Drift, or Scrapings, without such Licence or Consent as aforesaid, or causing or procuring the same so to be done, shall for every such Offence forfeit and pay to the said Trustees, any Sum not exceeding Five Pounds over and above the Costs and Charges of taking up and removing such Sluice, Dam, Penstock, Floodgate, or other Obstruction, or filling up such Ditch, Drain, Pipe, or Watercourse, or pulling down or removing such Buildings, Walls, or other Fences as aforesaid.

Obstructions
in the Water-
courses.

No Person to
take Sand,
Drift, or
Scrapings off
the Roads
without
Licence.

XXIV. Provided also, and be it hereby further enacted, That the said Trustees, or their Surveyor by their Order, may sell or dispose of to any Person or Persons, any Sand, Drift, or Scrapings from off the said Roads, or either of them, or the Sides thereof; the Money to arise by such Sale or Disposal, to be applied towards the Purposes of this Act.

Trustees may
sell Road
Sand.

XXV. And be it further enacted, That if any Person shall throw, cast, place, or empty, or cause or procure to be thrown, cast, placed, or emptied into the said Roads, or any of them, or the Sides thereof, any Ashes, Weeds, Suds, Gravel, Dung, Water, Bricks, Tiles, or Pieces of Bricks or Tiles, Lime or other Rubbish; or shall leave any

Penalty on
Ashes, &c.
being placed
on the Roads
or any Car-
riage being
left thereon.
Coach,

Coach, Cart, Waggon, Barrow, Truck, or Sledge, or other Carriage, on any of the said Roads, or the Sides thereof, he, she, or they, so offending, shall for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings.

Brick-makers
to make
Fences.

XXVI. And whereas there are several Fields or Pieces of Land lying by the Sides of the said Roads, Part whereof is dug out, and other Parts now digging for Brick or Tile Earth, and it is proper the same should be fenced off from the said Roads, to prevent Accidents to Passengers; be it therefore enacted, That it shall be lawful for the said Trustees, by Writing under their Hands, to direct the Owners and Occupiers of all such Lands, lying or being on the Sides of any Part of the said Roads, or the Footpaths thereto adjoining, as are already dug or cut out, or are now digging or cutting out for Bricks or Tile Earth, within One Calendar Month then next, to make a good, safe, and sufficient Fence for separating the same from the said Roads, or the Footpaths thereto adjoining, for the Safety of Passengers travelling thereon; and that no Person shall hereafter dig, or begin to dig, or cut out, for Brick or Tile Earth, any Field or Piece of Land or Ground on the Sides of any Part of the said Roads, or the Footpaths thereto adjoining, until he or she, so digging or cutting out such Land, or causing the same to be dug or cut out, shall have made or erected a good and sufficient Fence for separating the same from the said Roads, and the Footpaths thereto adjoining; and in case any such Owner or Occupier shall neglect or refuse to make such good and sufficient Fence for the Space of One Calendar Month after such Notice as aforesaid, or shall begin to dig and cut out such Land, without making such Fence as aforesaid, or shall, after any such Fence shall be erected, neglect to repair and amend any broken or insufficient Part thereof, for the Space of Fourteen Days after Notice thereof shall be given to or left at the usual Place of Abode of such Owner or Occupier, under the Hand of the Surveyor to the said Trustees, then and in either of the said Cases, it shall be lawful for the said Trustees, at the Expence of the said Owner or Occupier, to cause such Fence to be erected and set up on the said Land so dug or cut out, or begun to be dug or cut out, as the said Trustees shall think proper for the Purpose of separating such Lands from the said Roads, or the Footpath adjoining thereto, and the Safety of Passengers travelling thereon; and also at the Expence of such Owner or Occupier to cause such Repairs and Amendments, as the said Trustees shall think fit and proper to be made to such Fence as shall be so out of Repair and insufficient; and shall and may ask, demand, recover, and receive of such Owner or Occupier, the Costs and Charges of erecting, putting up, repairing, or amending such Fence; and that such Costs and Expences shall be, and are hereby made and declared to be, a Charge upon the Land so dug or cut out, or begun to be dug or cut out as aforesaid; and the said Trustees shall and may and are hereby vested with the same Powers and Authorities, for recovering the same by Distress and Sale on the said Premises, as are by Law given for the Recovery of any Rents or Arrears of Rents.

No Ground
within Three
Yards of the
Road to be
dug or under-
mined.

XXVII. Provided always, and be it hereby further enacted, That no Owner, Proprietor, or Tenant of any Land or Ground, or any other Person or Persons, shall dig or undermine any such Land or Ground within the Distance of Three Yards from the Sides of the said Roads, or any of them,
or

or within the Distance of One Yard from the Side of any Foot or raised Path for the Convenience of Foot Passengers along or by the Sides of any of the said Roads ; and that if any such Owner, Proprietor, or Tenant, or other Person or Persons as aforesaid, shall so offend against this Act, he, she, or they shall forfeit and pay to the Treasurer of the said Trustees for the Time being, any Sum or Sums not exceeding Five Pounds for each and every Square Foot of such Land or Ground so dug or undermined as aforesaid ; and that the Amount of such Penalty or Penalties, Sum or Sums, shall and may be recovered in the same Manner as any other Penalty or Sum of Money is by this Act directed or authorized to be recovered ; and that such Amount shall be applied by the Treasurer of the said Trustees for the Time being, for and towards the Purposes of this Act.

XXVIII. And be it further enacted, That if any Person shall ride upon the Foot or raised Path made for the Convenience of Foot Passengers along the Sides of the said Roads, or either of them, or shall wilfully drive, suffer or cause any Horse or other Cattle or Beast, or any Cart or other Carriage to be, or shall wheel or draw any Barrow, Truck, or Sledge, or any such Vehicle, for the Conveyance of any Goods or other Things on such Foot or raised Path, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings, to be recovered on the Oath of One credible Witness, or the Confession of the Party offending, before any Justice of the Peace for the said County ; and in case of Non-payment of such Penalty at such Time as such Justice shall order, it shall and may be lawful to and for such Justice to commit the Offender to the House of Correction, for any Time not exceeding the Space of Fourteen Days.

Penalty for riding or driving on Footpaths.

XXIX. And be it further enacted, 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 Roads, or any Part thereof, shall still remain liable thereto in like Manner as heretofore (except where the same is varied by this Act) ; and it shall be lawful for any Two or more Justices of the Peace for the said County of *Middlesex*, and they are hereby required and empowered (upon Application made to them for that Purpose by the said Trustees, or by their Clerk or Surveyor) by their Order yearly to adjudge and determine what Part or Proportion of the Statute Work shall every Year be done upon the said Roads by the Inhabitants of the respective Parishes or Places in which the said Roads lie ; and also what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every such Parish or Place, in lieu of or as a Composition for such Statute Work, shall be paid by him or them to the said Trustees or their Treasurer ; 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 or Place, to bring in Lists before such Justices at some Place to be expressed in such Summons (within Ten Days after the serving of such Summons) of the Names of the several Persons who within such Parish 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

Statute Works.

[*Local.*]

16 K

the

the respective Sums to be paid; which Lists of Names shall be made in such Manner and under such Regulations and Restrictions, as is, are, or may be directed by any Law or Statute in force or effect for the Repair of the Public Highways; and out of such Lists the said Justices shall or may allot, appoint, and order such and so many of the Persons who shall appear to be subject and liable to do Statute Work as aforesaid, to do such Number of Days Statute Work in every Year upon the said Roads, 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 on such Parts of the said Roads 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 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 or other Officer, at such Time or Times as the said Justices shall direct; and in Default of Payment thereof, the same shall or 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 this Act authorized 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 signed by the Surveyor or Surveyors to 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 Penalties, Pains, and Forfeitures as such Person or Persons may be subject and liable to by any Law or Statute in force and effect for the Repair of the Public Highways; and if any Person who shall come to work as a Labourer, or who shall be sent with any Team or Draught to work on the said Roads, 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 Penalties as 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 Roads; all which Forfeitures shall be paid to the Treasurer to the said Trustees, and applied towards amending the said Roads; and in case the said Surveyor or Surveyors 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 or wilfully give in false or imperfect Lists, every such Surveyor so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Composition
for Statute
Duty for the
Parishes of
Shoreditch,
Hornsey,
Newington,
Tottenham
High Cross,
and Edmon-
ton.

XXX. Provided always, and be it further enacted, That the several certain or other Sums or Compositions paid in pursuance or under the Powers of the said recited Act of the Twenty-ninth Year of the Reign of His present Majesty, in lieu of Statute Duty and the Statute Work for the several Parishes of *Saint Leonard Shoreditch, Hornsey, Saint Mary Stoke Newington, Tottenham High Cross, Edmonton, and Saint John Hackney*, and the Divisions or Quarters of the Parish of *Enfield*, called *Ponder's End, Green*

Green Street, and *Bull's Cross Quarters*, shall be discontinued and become void from and after the Year ending at *Michaelmas* One thousand eight hundred and fifteen.

XXXI. And be it further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, from Time to Time to compound or agree with any of the Parishes or Places in which the said Roads do lie, or with the respective Surveyors of the Highways within any such Parishes or Places, for such Sum or Sums of Money by the Year, from *Michaelmas* to *Michaelmas* or otherwise, as the said Trustees, or any Five or more of them, shall think reasonable, in lieu of the Statute Work to be done by such respective Parishes or Places as aforesaid; and such Surveyors of the Highways (having the Consent of the Inhabitants of their respective Parishes or Places, or the Majority of them at any Public Meeting to be held for that Purpose) are hereby respectively empowered to contract and agree with the said Trustees, or any Five or more of them, for any Sum or Sums of Money to be paid by such respective Parishes or Places for or in lieu of the Statute Work to be done and performed by all the Inhabitants of and Occupiers of Lands within such respective Parishes or Places, which Composition Money or Composition Monies shall be paid to the said Trustees, or any Five or more of them, or to their Treasurer, on or before the Twenty-fifth Day of *March* for the current Year, and shall be applied for the Purposes of this Act; and that every such Surveyor of the Highways who shall pay any such Composition Money or Composition Monies shall be reimbursed such Money, in like Manner as Surveyors of the Highways are, by the Laws in being, to be reimbursed the Money by them laid out and expended in buying Materials for the repairing of Highways.

Trustees may compound for Statute Work.

XXXII. Provided always, and be it further enacted, That in case any of the said respective Sums of Money, or Compositions in lieu of Statute Duty, or any Part of such Compositions, or Sums of Money respectively, shall be behind and unpaid, by the Space of Twenty-one Days after the Twenty-fifth Day of *March* in any Year; and after Demand shall be made thereof, by Notice under the Hand of the Treasurer or Clerk to the said Trustees, delivered to or left at the usual Place of Abode of One of the Surveyors of the Highways for the several Parishes or Places, or any or either of them, it shall be lawful for any Justice of the Peace for the County of *Middlesex* (Oath being first made before him of the Service of such Notice, and of the Money in Arrear, which said Oath he is hereby empowered and required to administer), by Warrant under his Hand and Seal, directed to the Constable or Headborough of such Parish or Place from which such Sum of Money, or Part thereof, shall be then unpaid, to cause the Arrear, and the Costs and Charges of such Warrant, and of the Execution thereof, to be levied by Distress and Sale of the Goods and Chattels of such Surveyor or Surveyors as aforesaid, of, from, or to whom such Demand as aforesaid shall have been so made, rendering the Overplus thereof, after Payment of the Expence of such Distress and Sale (if any), to the Person or Persons on whom such Distress or Distresses shall have been so made; and every such Surveyor who shall pay any of the said respective Sums, or the Arrears thereof, or on whom the same shall be so levied, shall and may deduct and retain to himself all such Money as he shall so pay, or shall be levied on him as aforesaid, out of any Monies collected on the Highway Account, or on Account of the Rate herein-after mentioned,

Composition Money in lieu of Statute Work may be levied by Distress.

Surveyors may reimburse themselves.

tioned, that shall then be in his Hands, or be thereafter collected by him.

Power to erect Lamps, &c. and to appoint Watchmen, &c.

XXXIII. And, in order for the lighting, watching, and watering such Part or Parts of the said *Stamford Hill* Roads as herein-after particularly described, and also such other Part or Parts of the said *Stamford Hill* Roads as herein-after mentioned; be it further enacted, That it shall be lawful for the said Trustees to continue the several Lamps, Lamp Posts, Lamp Irons, Stands, Watch Houses, and Watch Boxes already erected, and to erect such and so many other Lamps, Lamp Posts, Lamp Irons, Stands, Watch Houses, and Watch Boxes, as they shall from Time to Time think needful and necessary on the Sides of the said Roads leading from the said Drapers Alms Houses, in the Parish of *Saint Leonard Shoreditch*, to the Seven Mile Stone standing on the Road leading unto the Parish of *Chestnut*, and leading from the Place where the Watch House in *Edmonton* formerly stood unto the Church of the Parish of *Edmonton*, and also on the Sides of such other Part or Parts of the said *Stamford Hill* Roads as herein-after mentioned, and to fix the same to the Freehold of any Person or Persons whomsoever (making good or paying a Satisfaction for all Damages to be occasioned thereby), and from Time to Time to remove, alter, or take away the same; and also to appoint such Number of fit and able-bodied Men to patrole, watch, and guard the said described Parts of the said *Stamford Hill* Roads, and also such other Part or Parts of the said *Stamford Hill* Roads, as herein-after mentioned, from the respective Hours of every Day at which the additional or Night Toll is by this Act directed to commence, until One of the Clock in every succeeding Morning, from the Twenty-ninth Day of *September* in every Year to the Twenty-fifth Day of *March* in the next Year, both Days inclusive, and to be Supervisors of the Watch for superintending and managing such Watchmen as they the said Trustees shall from Time to Time think needful and necessary; and it shall also be lawful for the said Trustees, if they shall think fit, to appoint and set a Watchman or Watchmen at all or any of the Turnpikes to be continued or erected by virtue of this Act, for and at such Times as they shall think fit; and also from Time to Time to contract with any Person or Persons for lighting and supplying such Lamps with Oil during such Part of every Year as aforesaid, and for cleansing and repairing and maintaining such Lamps from Time to Time, and to make such Allowance to the said Watchmen and every such Person as shall be appointed a Supervisor of the said Watch for their Trouble and Attendance; and to make, form, and give or alter such Rules, Orders, and Directions concerning the same, and in what Manner such Watchmen and Supervisors shall be clothed, armed, and stationed upon the said Roads, and for the due and regular Performance of their respective Services, as they the said Trustees shall from Time to Time think fit and reasonable, and as the Nature of the said Services may require, and also from Time to Time to remove and discharge all or any of the said Watchmen and Supervisors, and appoint others in their Stead.

Power to contract for lighting.

Power to make Rules and Orders for regulating the Watchmen.

Power for the Trustees to contract for lighting with Gas.

XXXIV. Provided always, and be it further enacted, That it shall and may be lawful for the said Trustees to contract for lighting with Gas the said Lamps, or any of them, or such others as may be for the Purpose provided or substituted in lieu thereof, and for providing or substituting such other Lamps for the Purpose as aforesaid, and also for preparing or providing

providing fuch Conductors, or other Articles or Things, as may be requisite for the same Purpose, and for affixing or setting up fuch Lamps, Conductors, or other Articles or Things as aforesaid, or any of them, on or against any of the Walls of any of the Houses, Buildings, or Tenements, or on or against any other Walls, or any Palings, Railings, or other Fences, upon or by the Sides of or near to the said Roads, or in any other Manner as may be necessary or convenient for the Purpose aforesaid; and also for taking down, removing, altering, or replacing from Time to Time fuch Lamps, Conductors, or other Matters and Things as aforesaid, or any of them; and also for preparing or providing and laying down any Pipes, Reservoirs, or other Matters or Things, as may be requisite or necessary for the Purpose of lighting fuch Lamps with Gas as aforesaid, the said Trustees making fuch Satisfaction and Recompence for any Damage or Injury to be thereby occasioned to any Property (excepting any Waste Land or Common, for any fuch Damage or Injury to which no Recompence or Satisfaction shall be made), to every Person owning or being interested in fuch Property, as shall be agreed on between the said Trustees or their Surveyor, and fuch Person respectively; and in any Case where they cannot agree thereon, then fuch Satisfaction and Recompence shall be settled and ascertained by the Order or Adjudication of Two Justices of the Peace, at a Special Sessions, to be holden in the County wherein fuch Property shall be.

XXXV. And be it further enacted, That it shall and may be lawful to and for the said Trustees, to give fuch Rewards in Money to the Patroles and Watchmen respectively who shall be appointed as aforesaid, who may distinguish themselves by their Vigilance and Courage in the Apprehension of Offenders, or who may be disabled or wounded in the Execution of their Office, as they the said Trustees shall think reasonable.

For reward-
ing Watch-
men.

XXXVI. And be it further enacted, That the said Watchmen and Supervisors of the Watch, shall, during the Time they shall be stationed on the said Roads, and at all Times coming to and going from their Duty, use their best Endeavours to assist all and every Person and Persons passing along the said Roads or the Footpath adjoining, who shall be anyways assaulted, attacked, or ill-treated, and to prevent all Mischiefs by Fire, and all Murders, Burglaries, or Robberies, and all other Outrages, Disorders, and Misdemeanors, as well in the said Roads and the Footpaths adjoining as in all Houses and other Buildings or Grounds by the Sides of or near the said Roads, and for that Purpose it shall be lawful for the said Watchmen and Supervisors, or any of them, to apprehend and secure all Night-walkers, Malefactors, Rogues, Vagabonds, and other disorderly Persons who shall be found loitering, wandering, misbehaving themselves, or committing any Disorders or Offences on the said Roads so to be lighted, or refusing to give a good Account of themselves, or whom the said Watchmen or Supervisors shall have reason to suspect of any evil Intentions or Designs, and to search every fuch Person, or the Loading of any Horse, Ass, Mule, Cart, or other Carriage which they shall suspect to have any stolen Goods thereon or therein, and shall and may confine and secure every fuch Person, and fuch Horse, Ass, Mule, Cart, or other Carriage, until fuch Person, or fuch Horse, Ass, Mule, Cart, or other Carriage, can be safely and conveniently conveyed to and be delivered into the Custody of a Constable or other Peace Officer, who shall and

Power and
Duty of the
Watchmen.

[Local.]

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Penalty on
Neglect of
Duty, &c.

is hereby required to receive every such Person so apprehended, and also such Horse, Ass, Mule, Cart, or other Carriage into his Custody, and as soon as conveniently may be to convey such Person before any Justice of the Peace for the County of *Middlesex*, to be examined and dealt with according to Law; and all Persons are hereby required to aid and assist any such Watchman or Supervisor in securing any such Offender or Person as aforesaid; and in case any such Watchman or Supervisor shall neglect to keep Watch in Manner or during the Time which shall be so appointed by the said Trustees, or shall depart from or leave his Station, except for the Purpose aforesaid, or shall otherwise neglect his Duty, or wilfully misbehave himself, or shall at any other Time than when he shall be on actual Duty, wear or make use of, or at any Time lend or suffer to be worn or made use of (except to or by the Person who shall watch in his Stead) the Clothes, Arms, or Accoutrements intrusted to him as such Watchman or Supervisor, he shall for every such Offence forfeit and pay a Sum not exceeding Twenty Shillings; and if any such Watchman or Supervisor shall unnecessarily hurt, damage, spoil, or destroy, or negligently lose any of his Clothes, Arms, or Accoutrements, he shall pay to the Treasurer to the said Trustees all such Costs and Charges as shall be occasioned thereby.

Penalty on
Constables
for Neglect
of Duty.

XXXVII. And be it further enacted, That if any Constable or other Peace Officer shall refuse or neglect to receive into his Custody any Person who shall be apprehended, or any Horse, Ass, Mule, Cart, or other Carriage to be secured as aforesaid by any Watchman or Supervisor appointed by virtue of this Act, or shall permit or suffer any Person so apprehended to escape out of his Custody, or shall refuse or neglect to convey any such Person so apprehended before some Justice of the Peace for the County of *Middlesex*, or shall convey any such Person so apprehended before such Justice without giving such Notice to the Watchman or Supervisor who apprehended such Person, or shall refuse or neglect to give such Aid or Assistance as herein-before required and directed, every such Constable or other Peace Officer so offending shall for every such Offence forfeit and pay a Sum not exceeding Five Pounds.

Penalty on
Publicans
harbouring
Watchmen.

XXXVIII. And be it further enacted, That if any Victualler, Publican, or other Person selling or dealing in Spirituous or other Liquors, shall entertain or harbour in his or her House, or Habitation, or Shop, any Watchman to be appointed under this Act, or any Superintendant acting or being employed under the Powers of this Act, during any of the Hours or Times appointed for such Watchman or Superintendant to be on Duty by virtue or in pursuance of this Act, then every such Victualler, Publican, or other Person, shall forfeit and pay a Penalty not exceeding Five Pounds.

Power for
Trustees to
extend the
Times for
lighting and
watching.

XXXIX. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to order and direct that the Time for lighting and watching any Part or Parts of the said *Stamford Hill* Roads by this Act directed or empowered to be lighted and watched, and for receiving the additional or Night Toll herein-after granted, shall commence on such Day as they shall think fit, between the Thirty-first Day of *August* and the Twenty-ninth Day of *September*, instead of the Twenty-ninth Day of *September* in any Year; and also to order and direct that the

Hours at which the said watching and lighting shall commence, and the said additional or Night Toll be received from the Thirty-first Day of *August* to the Twenty-ninth Day of *September* in each Year; provided always, that no such Order shall be valid unless confirmed by a subsequent Meeting of the said Trustees; and that it shall be lawful for the said Trustees to contract with any Parish, Division, or District or Place lying on the Sides of the said Roads hereby directed or empowered to be lighted and watched, for the lighting and watching, or lighting or watching so much of the said Roads as may be within such Parish, Division, District, or Place for any further Hours or at any other Times than herein-before limited, for any Sum or Sums of Money to be paid by such Parish, Division, District, or Place, to the Treasurer to the said Trustees; and in such Case the several Provisions of this Act shall extend to the lighting and watching or lighting or watching so much of the said Roads as may be within such Parish, Division, District, or Place, for such further or other Hours or Times as aforesaid: Provided always, that no such Contract or Order for that Purpose shall be made good and valid unless confirmed by a subsequent Meeting of the Trustees; and provided also, that the Power hereby given for contracting with any Parish, Division, District, or Place as aforesaid, for the lighting or watching for any further Hours, or at any other Times than before limited as aforesaid, shall not be deemed to contain or imply any Power or Authority for receiving the additional or Night Toll, otherwise than by this Act expressly mentioned.

XL. And be it further enacted, That the said Trustees shall and may, when and as often as they shall think proper, order and cause to be watered so much of the said *Stamford Hill* Roads, from the *Stones End* in the said Parish of *Saint Leonard, Shoreditch*, to the Northernmost Parts of the Parish of *Enfield* aforesaid, and at such Time or Times as they shall think proper, and shall also have full Power and Authority to continue the present Pumps or Engines erected on the said Roads, and from Time to Time to erect such others as and when they may think proper, on the Sides of the said Roads, and to remove or alter the same or any of them at their Discretion, and also from Time to Time to purchase or cause to be made, such Machines, Carts, or Engines, and to purchase such Horses as shall be necessary, or to contract with any Person or Persons for watering so much of the said Roads as aforesaid, as the said Trustees shall or may think fit, and to cause any Water for the Purposes aforesaid, to be taken from any Common or Waste Ground lying near the said Roads, and to make any Way, Dam, Drain, or Watercourse to and from the same, and to erect any Pump or Machine for that Purpose; without paying any Consideration for such Water, (levelling the Ground or fencing off such Holes or Places as shall be made in searching for, getting at, or carrying away the said Water, so that the same may not be dangerous to Passengers or Cattle, and leaving sufficient Water for the Use of the Cattle in the Parish, Township, or Place wherein any such Common or Waste Ground shall be respectively), and if such a Quantity of Water as shall be needful for the Purpose aforesaid cannot be conveniently had in or upon such Common or Waste Ground, then it shall and may be lawful for the said Trustees, or any Five of them, to contract and agree with any Person or Persons, or Water Company or Companies, for the Supply of any Quantity of Water for the Purpose aforesaid, as and when and in what Manner they the said Trustees may think proper.

Power to
water the
Road.

XLI. And

Trustees to appoint Assessors for making Rates on Houses, &c. within 200 Yards of the Road to be lighted, watched, and watered.

XLI. And whereas it is reasonable that a Rate should be laid upon the Occupiers of Houses situate, adjoining, or near to such Part or Parts of the said *Stamford Hill* Roads as shall be so lighted, watched, and watered as aforesaid, towards defraying the Expences thereof; be it therefore enacted, That it shall be lawful for the said Trustees at their Meeting to be held on or nearest to the Twenty-ninth Day of *September* in every Year, by Warrant or Warrants under their Hands, to nominate and appoint Two or more substantial Inhabitants or Householders in each respective Parish, wherein there shall be any Building situate by the Side of any such Part or Parts of the said *Stamford Hill* Roads, as are hereby directed or empowered to be, and as shall be lighted, watched, and watered as aforesaid, or within Two hundred Yards thereof, to be Assessors for the Purposes herein-after mentioned; and the respective Persons so appointed shall, within Twenty-one Days next after being served with such Warrants or Appointments, by the same being delivered to or left for them at their respective Places of Abode, make, sign, and return to the said Trustees or their Clerk, such Rates or Assessments as are herein-after mentioned; that is to say, a Rate or Assessment of Sixpence in the Pound upon the several Inhabitants or Occupiers of Houses, Shops, Warehouses, Coach-houses, Stables, or other Buildings, Yards, or Gardens (not being Gardeners or Nursery Grounds, exceeding One Acre), situate in their respective Parishes, by the Side of such Part or Parts of the said Roads as aforesaid, or within Two hundred Yards thereof, of the yearly Rent or Value of Ten Pounds or upwards, according to the improved Rent or Value thereof; in which said Rates or Assessments there shall be specified and set down in different Columns the Names of the respective Inhabitants or Occupiers, the annual Rents or Value of their respective Premises, and the Amount of the Rate or Assessment charged on each of the said Inhabitants or Occupiers; and where the Premises shall be unoccupied, the annual Value of the said Premises to be let or sold; such Distance of Two hundred Yards to be measured and taken from the Centre of the usual Watercourse, at the Sides of the Road, allowing One Yard from the Centre thereof for the Width of the said Watercourse, which said Yard is to be considered as exclusive and as no Part of the said Two hundred Yards, and that where Part only of any such House, Shop, Warehouse, Coach-house, Stable, or other Building, shall be within the said Distance of Two hundred Yards, such House, Shop, Warehouse, Coach-house, Stable, or other Building, with the Yards and Gardens belonging to the same, shall be adjudged and taken to be and shall be rated as if the Whole thereof was situate within the said Distance of Two hundred Yards.

Assessors to give Notice of making the Rates.

XLII. And be it further enacted, That when any such Rates or Assessments shall be made as aforesaid, the said Assessors shall cause Notice thereof to be given in the Churches of the said respective Parishes at least Four Days before the said Rates or Assessments shall be returned to the said Trustees or their Clerk as aforesaid, to the End that all or any of the Persons concerned may, if they think proper, inspect the same, which Inspection the said Assessors are hereby required to permit and suffer *gratis* upon Application made to them for that Purpose, and in case the said Rates or Assessments shall not be appealed against within Twenty-one Days next after such Notice, the same shall be binding and conclusive upon all Parties; and in case the same shall be appealed against in One or more
Particular

Particular or Particulars, the same shall nevertheless be binding and conclusive in all other Particulars, and such Parts of the said Rates or Assessments which shall not be appealed against shall and may be collected as if no such Appeal was made, and the Proceedings on the said Rates or Assessments shall only be stayed on those Parts which shall be appealed against.

XLIII. And be it further enacted, That in case any Person so appointed Assessor shall refuse or neglect to take upon him the said Office of Assessor without sufficient Excuse (to be allowed by the said Trustees) or shall be negligent in the Execution of his Duty, he shall forfeit and pay for every such Offence the Sum of Five Pounds, and in case of such Neglect or Refusal, or if any Person so to be appointed Assessor as aforesaid shall shew to the said Trustees such Excuse as they shall judge sufficient for his Discharge from such Office of Assessor, or shall, after being so appointed, by Death or otherwise become incapable of executing such Office; then and in either of the said Cases it shall be lawful for the said Trustees at any subsequent Meeting, by Warrant under their Hands, to nominate and appoint a substantial Householder of the Parish, for which such Person so neglecting, refusing, becoming incapable, or being excused or discharged as aforesaid, was appointed Assessor, to be Assessor for such Parish in the Room, Place, and Stead of such Person so neglecting, refusing, becoming incapable, or being excused or discharged as aforesaid; and every Person so appointed shall immediately enter upon and execute the said Office of Assessor, and shall be subject and liable to the like Penalties, Orders, and Rules, in every respect, as if he had been originally appointed Assessor as aforesaid: Provided always, that no Person shall be liable or compelled against his Will or Consent to take upon himself the said Office of Assessor again, during the Term granted by and for the Continuance of this Act, after having once taken upon himself the said Office, or after having once fined or forfeited and paid the Sum of Five Pounds for refusing or neglecting to take upon himself the said Office, without sufficient Excuse as aforesaid; but it shall nevertheless be lawful for any Person to take upon himself such Office of Assessor as often as he may be nominated and appointed thereto by the said Trustees as aforesaid, if he be not unwilling, and if he consent to take upon himself the same.

XLIV. And be it further enacted, That the Churchwardens and Overseers of the Poor for the Time being, of the respective Parishes for which the said Rates or Assessments shall be made as aforesaid, shall be and are hereby appointed Collectors of, and shall collect the several Rates or Assessments hereby empowered and directed to be made and collected, and shall respectively make such Collection as to all Parts of the said Rates or Assessments which shall not be appealed against, immediately after the said Rates or Assessments shall become conclusive as aforesaid; and as to such Parts as shall be appealed against, such Collection shall be made of the Sum allowed on the hearing of such Appeal, immediately after such Appeal shall be heard, and the Amount of the Money received for the said Rates or Assessments not appealed against, shall be paid to the Treasurer to the said Trustees yearly, on the last *Monday* in the Month of *February*, or within Seven Days then next following; and as to such Part or Parts as shall be appealed against, the Sums allowed on such Appeal shall

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shall

Assessors refusing to act.

Churchwardens and Overseers of the several Parishes to be Collectors of the Rates.

shall be collected and paid to the said Treasurer within Ten Days after the hearing of every such Appeal; and in case any Part of the said Rates or Assessments cannot be collected within the Times aforesaid, the said Churchwardens and Overseers shall make a Return in Writing to the said Trustees, of the Sums so remaining unpaid, and of the Names of the Persons from whom the same are due and owing, and shall attend the Trustees from Time to Time at their Meetings, to be examined, if required, relating thereto; and in case any such Churchwarden or Overseer shall refuse or neglect to take upon himself the said Office of Collector of the said Rates or Assessments, or shall be negligent in the Execution of his Duty, he shall for every such Offence forfeit and pay the Sum of Five Pounds: Provided always, that the said Trustees shall and may, if they think fit and proper, by virtue of the Power in this Act contained, appoint any Collector or Collectors of the said Rates and Assessments, in the Room or Stead of such Churchwardens or Overseers.

Penalty on refusing to act.

How Premises unoccupied are to be rated.

XLV. And be it further enacted, That if any such House, Shop, Warehouse, Coach-house, Stable, Yard, or Garden, as aforesaid, which shall be unoccupied at the Time of making any such Rates or Assessments as aforesaid, and so returned therein, shall afterwards become occupied, it shall be lawful for the respective Collectors of the said Rates or Assessments, and they are hereby required, to ask, demand, receive, raise, levy, and collect, from the Occupier thereof, the several Rates or Assessments herein-after mentioned, to be assessed at and agreeable to the annual Value thereof, such annual Value to be ascertained by the said Assessments herein-before directed to be made, and to be as herein-before mentioned, expressed in such Rates or Assessments, (that is to say) on every Person who shall become the Occupier thereof before the Twenty-fifth Day of *December*, the Sum of Sixpence in the Pound, and on every Person who shall become the Occupier thereof upon or after the Twenty-fifth Day of *December*, and before the Twenty-fifth Day of *March* in the succeeding Year, the Sum of Three-pence in the Pound.

Power to collect Arrears of Rates under the Act of 29 G. 3. and Rates to be recovered by Distress and Sale.

XLVI. And be it further enacted, That the Collectors of the Rates or Assessments to be made by virtue of this Act, shall and may collect and levy the Arrears of any Rate or Assessment made or assessed by virtue of the said recited Act of the Twenty-ninth Year of the Reign of His present Majesty, towards lighting, watching, and watering such Part of the said *Stamford Hill Roads*, as is thereby directed or empowered to be lighted, watched, and watered; and that if any Person subject to the Payment of any such Arrears, or of any of the Rates or Assessments to be made by virtue of this Act, shall neglect or refuse to pay the same for the Space of Fourteen Days after the same shall be due, and Demand thereof made by Notice in Writing, under the Hand of any Collector of the said Rates or Assessments, to be delivered to or left at the Dwelling House or usual Place of Abode of such Person, then upon Proof thereof upon Oath before any Justice of the Peace for the County of *Middlesex*, the same shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the Person so neglecting or refusing, by Warrant under the Hand and Seal of such Justice, rendering the Overplus, if any, upon Demand, to the Owner of such Goods and Chattels, after deducting all Costs and Charges of such Distress and Sale.

XLVII. And

XLVII. And be it further enacted, That every Person, whether Landlord or Tenant, who shall let his or her House in separate Apartments, or ready-furnished, to a Lodger or Lodgers, shall, for the several Purposes of this Act, be deemed and taken to be the Occupier thereof, and may be rated or assessed accordingly, and shall be liable and subject to the Payment of the several Sums so rated or assessed: Provided always, that the Goods and Chattels of every Person renting or occupying any separate Apartment in any such House, or renting or occupying any ready-furnished House, shall be liable to be distrained and sold for the Payment of the said Rates or Assessments; and that every Person who shall pay any such Rates or Assessments, so charged on his or her Landlord, or upon whose Goods and Chattels the same shall be levied in pursuance of this Act, shall and may deduct the same from and out of the Rent due and payable from Time to Time to his or her Landlord, and the Receipt for such Payment shall be a sufficient Discharge to his or her Landlord for so much Money as he or she shall have so paid, or which shall have been levied on his or her Goods and Chattels in pursuance of this Act: Provided always, that the Goods or Chattels of any such Person so renting or occupying any separate Apartment in any such House, or renting or occupying any ready-furnished House as aforesaid, shall not be liable to be distrained or sold for the Payment of any such Rates or Assessments, further or to a greater Amount than the Rent or Proportion of Rent that shall at the Time of making such Distress or Sale be in Arrear, or due and owing from him or her to his or her Landlord, for and in respect of any such separate Apartment or ready-furnished House as aforesaid: Provided also, that no such Landlord shall be chargeable with, or liable to pay for any increased Rent, which he shall reserve or make payable to him for or on account of his paying the said Rates or Assessments.

Landlords of ready furnished Houses liable to the Rates.

Landlords not to be charged for Increase of Rent.

XLVIII. And, for the more effectual levying the said Rates or Assessments, be it further enacted, That the Goods and Chattels of any Person who shall be rated or assessed as aforesaid, neglecting or refusing to pay the Sum or Sums by him and her payable as aforesaid, shall and may be distrained and sold, not only in the Parish where such Rate or Assessment was made, but in any other Place in the same County; and if sufficient Distress cannot be found in the County of *Middlesex*, then upon Oath thereof made before any Justice of the Peace for any other County, City, Liberty, or Place (which Oath shall be certified under the Hand of the said Justice on the Warrant made for such Distress), the Goods and Chattels of the Person so refusing or neglecting to pay shall be subject and liable to such Distress and Sale in such other County, City, Liberty, or Place, where the same shall be found, and may by virtue of such Warrant and Certificate be distrained and sold in the same Manner as if the same had been found within the County of *Middlesex*.

Power to follow Defaulters.

XLIX. And be it further enacted, That if at any Time during the Continuance of this Act Two-thirds at least in value of the Inhabitants or Occupiers of Houses, Shops, Warehouses, Coach Houses, Stables, and other Buildings, Yards, and Gardens (not being Gardeners or Nursery Grounds exceeding the Quantity of One Acre) situate in any particular District, Part, or Place, by the Sides of the said *Stamford Hill* Roads, North of the Seven Mile Stone, standing on the Road leading unto the Parish

The Trustees empowered to light, watch, and water other Parts of the *Stamford Hill* Roads, upon Application of

Two-thirds
of the Inha-
bitants.

Parish of *Chestnut*, or beyond the Church of the Parish of *Edmonton* afore-
said, or within Two hundred Yards thereof, of the yearly Rent or Value
of Ten Pounds or upwards, according to the improved Rent or Value
thereof, shall, by Writing under their Hands, request the said Trustees
to light, watch, and water the Road through such particular District, Part,
or Place, and shall by such Writing consent and agree to pay any annual
Sum of Money (to be raised on such Inhabitants and Occupiers by a Rate
on such Houses, Shops, Warehouses, Coach Houses, Stables, and other
Buildings, Yards, and Gardens), to the said Trustees, as a Recompence
and Satisfaction for the Expences of such lighting, watching, and water-
ing; then it shall be lawful for the said Trustees, or any Nine of them
assembled at a Meeting, in pursuance of a Notice for that Purpose to be
given to or left at the usual Places of Abode of such Trustees, who shall
have attended any Meeting of the said Trustees within Two Years then
next preceding, if they shall so think fit, by Writing under the Hands of
such Trustees, to cause, order, and direct such particular District, Part,
or Place to be lighted, watched, and watered, and from thenceforth
(until such Order shall be revoked) the several Powers and Authorities
herein-before granted for or relating to the lighting, watching, and water-
ing any other Parts of the said Roads, and for the appointing Assessors, and
making such Rates or Assessments as aforesaid, and for collecting and
receiving the same, and in all other Respects, shall extend to the lighting,
watching, and watering of such particular District, Part, or Place, and to
the rating, raising, levying, and collecting the said Sum of Money so to
be agreed on as aforesaid.

Present Turn-
pikes, &c. to
be continued,
and others
erected.

L. And towards enabling the said Trustees to carry this Act into Ex-
ecution, be it further enacted, That it shall be lawful for the said Trustees
to continue the present Turnpikes, Toll House, Gates, Weighing Machines
or Engines, Storehouses, Out Houses, Posts, Paling, Rails, and Fences,
already erected on the said Roads, or either of them, and also to cause to
be erected such other Turnpikes, Toll Houses, Gates, Weighing Machines
or Engines, Buildings, Posts, Paling, Rails, and Fences upon or across
the said Roads, or at or near the Sides thereof, upon or across any Lanes
or Highways leading into the same, as they shall think proper; and also
to remove or take down, or alter from Time to Time, any such Turn-
pikes, Toll Houses, Gates, Weighing Machines or Engines, Buildings,
Posts, Paling, Rails, and Fences, as they shall think fit; and for the
Purposes aforesaid, to take in and inclose any Land or Ground they may
think proper, not exceeding in any one Case a greater Quantity in Extent
than Five hundred superficial Square Feet, the said Trustees making Satis-
faction in Manner herein-after mentioned, for so much of such Land or
Ground as shall be private Property; and the several Tolls following
shall be demanded and taken at every such Turnpike to be continued or
erected as aforesaid, for the Passage of Carriages or Cattle through the
same; that is to say,

Tolls to be
collected.

For every Coach, Berlin, Landau, Landaulet, Barouche, Hearse, Chaise
Marine, Chariot, Calash, Phaeton, Curricule, Chaise, or Chair, with Four
or Three Wheels, drawn by Six Horses or other Beasts, the Sum of Three
Shillings; and drawn by Three, Four, or Five Horses or other Beasts,
the Sum of Two Shillings; and drawn by Two Horses or other Beasts, or
by One Horse or other Beast, the Sum of One Shilling:

For

For every Curricie, Chaise, Chair, or other such like Carriage with Two Wheels, whether such Carriage be upon Springs or not, and drawn by Two or more Horses or other Beasts, the Sum of Eight-pence; and drawn by One Horse or other Beast, the Sum of Sixpence:

For every Waggon, Wain, or other Carriage with Four or Three Wheels, and having the Wheels of the Breadth of Six Inches or upwards, and under Sixteen Inches, and laden with Hay or Straw, bound up or fold or disposed, or going to be fold or disposed of, the Sum of Sixpence; and having the Wheels of the Breadth of Sixteen Inches with flat Surfaces, and laden with Hay or Straw, the Sum of Three-pence:

For every Waggon, Wain, or other Carriage, not laden with Hay or Straw, bound up or fold or disposed of, or going to be fold or disposed of, and having the Wheels of the Breadth of Nine Inches, and rolling a Surface of Sixteen Inches, for each Wheel the Sum of One Penny; and also for each Horse or other Beast drawing the same, the additional Sum of One Penny:

For every Waggon, Wain, or other Carriage, with Four or Three Wheels, and having the Wheels of the Breadth of Six Inches or upwards, and not laden with Hay or Straw, bound up or fold or disposed of, or going to be fold or disposed of, the Sum of One Shilling:

For every Waggon, Wain, or other Carriage with Four or Three Wheels, and having the Wheels of the Breadth of Four Inches or upwards, but of less Breadth than Six Inches, drawn by not more than Three Horses or other Beasts, the Sum of One Shilling and Three-pence; and also for each other Horse or Beast drawing the same, the additional Sum of Two-pence:

For every Waggon, Wain, or other Carriage, with Four or Three Wheels, and having the Wheels of less Breadth than Four Inches, drawn by not more than Three Horses or other Beasts, the Sum of One Shilling and Sixpence; and also for each Horse or Beast drawing the same, the additional Sum of Three-pence:

For every Cart or other Two Wheel Carriage, having the Wheels of the Breadth of Sixteen Inches with flat Surfaces, and laden with Hay or Straw, bound up or fold or disposed of, or going to be fold or disposed of, the Sum of Three-pence:

For every Cart or other Two Wheel Carriage, having the Wheels of the Breadth of Sixteen Inches with flat Surfaces, not laden with Hay or Straw, bound up or fold or disposed of, or going to be fold or disposed of, and drawn by Five Horses or other Beasts, the Sum of Sixpence; and drawn by Four or Three Horses or other Beasts, the Sum of Four-pence; and by Two Horses or other Beasts, or by One Horse or other Beast, the Sum of Three-pence:

For every Cart or other Two Wheel Carriage, having the Wheels of the Breadth of Six Inches or upwards, and laden with Hay or Straw, bound up or fold or disposed of, or going to be fold or disposed of, the Sum of Four-pence Halfpenny:

For every Cart or other Two Wheel Carriage, having the Wheels of the Breadth of Six Inches or upwards, not laden with Hay or Straw, bound up or fold or disposed of, or going to be fold or disposed of, and drawn by Five Horses or other Beasts, the Sum of Ninepence; and drawn by Four Horses or other Beasts, the Sum of Eight-pence; and drawn by Three Horses or other Beasts, the Sum of Sixpence; and drawn by Two Horses or other Beasts, or by One Horse or other Beast, the Sum of Four-pence Halfpenny.

[*Local.*]

16 N

For

For every Cart or other Two Wheel Carriage, having the Wheels of the Breadth of Four Inches or upwards, but of less Breadth than Six Inches, drawn by One Horse or other Beast, the Sum of Five-pence; and also for each other Horse or Beast drawing the same, the additional Sum of One Penny Halfpenny:

For every Cart or other Two Wheel Carriage, having the Wheels of less Breadth than Four Inches, drawn by One Horse or other Beast, the Sum of Sixpence; and also for each other Horse or Beast drawing the same, the additional Sum of Two-pence:

For every Horse, Mare, Gelding, Mule, or Ass, laden or unladen, and not drawing, the Sum of One Penny Halfpenny:

For every Drove of Oxen or other Neat Cattle, the Sum of Ten-pence *per* Score; and so in Proportion for any greater or less Number: And

For every Drove of Calves, Hogs, Sheep, or Lambs, the Sum of Five-pence *per* Score; and so in Proportion for any greater or less Number.

Tolls on Carriages, &c. passing into one of the said Roads from the other.

Provided always, that whenever any Carriage, Beasts, or Cattle, for which the said Tolls shall have been paid at any Turnpike upon or across any Part of the said *Stamford Hill* Roads, or at or near the Side thereof, shall afterwards, upon the same Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock in the succeeding Night, pass through any Turnpike to be continued or erected by virtue of this Act upon or across any Part of the said *Green Lanes* Roads, or at or near the Side thereof, such Carriage, Beasts, or Cattle shall, for passing through such last-mentioned Turnpike, be subject to the Payment of and charged with the several Tolls herein-after mentioned; (that is to say),

For every Coach, Berlin, Landau, Landalet, Barouche, Hearse, Chaise Marine, Chariot, Calash, Phaeton, Curricule, Chaise, or Chair, with Four or Three Wheels, drawn by Six Horses or other Beasts, the Sum of One Shilling and Sixpence; and drawn by Three, Four, or Five Horses or other Beasts, the Sum of One Shilling; and drawn by Two Horses or other Beasts, or by One Horse or other Beast, the Sum of Sixpence:

For every Curricule, Chaise, Chair, or other such like Carriage with Two Wheels, whether such Carriage be upon Springs or not, and drawn by Two or more Horses or other Beasts, the Sum of Four-pence; and drawn by One Horse or other Beast, the Sum of Three-pence:

For every Waggon, Wain, or other Carriage, with Four or Three Wheels, and having the Wheels of the Breadth of Six Inches or upwards, and under Sixteen Inches, and laden with Hay or Straw, bound up or fold or disposed of, or going to be fold or disposed of, the Sum of Three-pence; and having the Wheels of the Breadth of Sixteen Inches, with flat Surfaces, and laden with Hay or Straw, the Sum of One Penny Halfpenny:

For every Waggon, Wain, or other Carriage, not laden with Hay or Straw, bound up or fold or disposed of, or going to be fold or disposed of, and having the Wheels of the Breadth of Nine Inches, and rolling a Surface of Sixteen Inches for each Wheel, the Sum of One Halfpenny; and also for each Horse, or other Beast drawing the same, the additional Sum of One Halfpenny:

For every Waggon, Wain, or other Carriage, with Four or Three Wheels, and having the Wheels of the Breadth of Six Inches or upwards, and not laden with Hay or Straw, bound up or fold or disposed of, or going to be fold or disposed of, the Sum of Sixpence:

For

For every Waggon, Wain, or other Carriage, with Four or Three Wheels, and having the Wheels of the Breadth of Four Inches or upwards, but of less Breadth than Six Inches, drawn by not more than Three Horses or other Beasts, the Sum of Seven-pence Halfpenny; and also for each other Horse or Beast drawing the same, the additional Sum of One Penny:

For every Waggon, Wain, or other Carriage, with Four or Three Wheels, and having the Wheels of less Breadth than Four Inches, and drawn by not more than Three Horses or other Beasts, the Sum of Nine-pence; and also for each other Horse or Beast drawing the same, the additional Sum of One Penny Halfpenny:

For every Cart or other Two-wheel Carriage, having the Wheels of the Breadth of Sixteen Inches, with flat Surfaces, and laden with Hay or Straw, bound up or fold or disposed of, or going to be fold or disposed of, the Sum of One Penny Halfpenny:

For every Cart or other Two-wheel Carriage, having the Wheels of the Breadth of Sixteen Inches, with flat Surfaces, not laden with Hay or Straw, bound up or fold or disposed of, or going to be fold or disposed of, and drawn by Five Horses or other Beasts, the Sum of Three-pence; and drawn by Four or Three Horses or other Beasts, the Sum of Two-pence; and drawn by Two Horses or other Beasts, or by One Horse or other Beast, the Sum of One Penny Halfpenny:

For every Cart or other Two-wheel Carriage, having the Wheels of the Breadth of Six Inches or upwards, and laden with Hay or Straw, bound up or fold or disposed of, or going to be fold or disposed of, the Sum of Two-pence Halfpenny:

For every Cart or other Two-wheel Carriage, having the Wheels of the Breadth of Six Inches or upwards, not laden with Hay or Straw, bound up or fold or disposed of, or going to be fold or disposed of, and drawn by Five Horses or other Beasts, the Sum of Four-pence Halfpenny; and drawn by Four Horses or other Beasts, the Sum of Four-pence; and drawn by Three Horses or other Beasts, the Sum of Three-pence; and drawn by Two Horses or other Beasts, or by One Horse or other Beast, the Sum of Two-pence Halfpenny:

For every Cart or other Two-wheel Carriage, having the Wheels of the Breadth of Four Inches or upwards, but of less Breadth than Six Inches, drawn by One Horse or other Beast, the Sum of Two-pence Halfpenny; and also for each other Horse or Beast drawing the same, the additional Sum of One Penny:

For every Cart or other Two-wheel Carriage, having the Wheels of less Breadth than Four Inches, drawn by One Horse or other Beast, the Sum of Three-pence; and also for each other Horse or Beast drawing the same, the additional Sum of One Penny:

For every Horse, Mare, Gelding, Mule, or Ass, laden or unladen, and not drawing, the Sum of One Penny:

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

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

And so in like Manner whenever any Carriage, Beasts, or Cattle, for which the said Tolls shall have been paid at any Turnpike upon or across any Part of the said *Green Lanes* Road, or at or near the Side thereof,

thereof, shall afterwards on the same Day, to be computed as aforesaid, pass through any Turnpike to be continued or erected by virtue of this Act, upon or across any Part of the said *Stamford Hill* Roads, or at or near the Side thereof, such Carriage, Beasts, or Cattle, shall, for passing through such last-mentioned Turnpike, be subject to the Payment of the said several Tolls last-mentioned, the respective Persons attending or having the Care of such Carriage, Beasts, or Cattle, producing Tickets denoting such Payment, which Tickets the Collectors of the Tolls are hereby required to give *gratis* upon Receipt of the Tolls; any thing herein-before contained to the contrary notwithstanding.

Tolls payable
but once a
Day on the
same Road.

LI. Provided always, and be it further enacted, That no Person shall be subject or liable to the Payment of the respective Tolls by this Act granted more than once in any one Day, to be computed as aforesaid, (except as by this Act otherwise provided, directed, or mentioned) for passing and repassing any Time or Times with the same Carriage, Beasts, or Cattle through all or any of the Turnpikes, to be continued or erected by virtue of this Act upon or across the *Green Lanes* Road, or at or near the Sides thereof, nor more than once in any one Day, for passing and repassing any Time or Times with the same Carriage, Beasts, or Cattle, through all or any of the Turnpikes, to be continued or erected by virtue of this Act upon or across the said *Stamford Hill* Roads, or at or near the Sides thereof, the Person attending or having the Care of any such Carriage, Beasts, or Cattle, producing a Ticket denoting such Payment, which Ticket the Collectors of the Tolls are hereby required to give *gratis* upon Receipt of the Toll; and provided also, that nothing herein-before contained shall excuse or discharge any such Person from Payment of the Night Toll by this Act directed to be paid.

Waggons,
&c. loaded
with Bricks,
&c.

LII. Provided always, and be it further enacted, That Waggons, Carts, and other Carriages laden with Bricks, Tiles, Stone, Malt, Flour, Coals, Breeze, Soil, or Ashes, for making or burning Bricks or Tiles, or laden with Timber wrought or unwrought, shall only be permitted to pass and repass once on the same Day, through all or any of the Turnpikes to be continued or erected as aforesaid, upon or across the said *Stamford Hill* Roads, or at or near the Sides thereof, for One Toll, and shall only be permitted to pass and return Once on the same Day through all or any of the Turnpikes to be continued or erected as aforesaid upon or across the said *Green Lanes* Road, or at or near the Sides thereof, for One Toll; but that every such Carriage shall be subject to the Payment of Toll again for passing through any such Turnpike or Turnpikes after having so passed and returned upon the same Day, any thing herein-before contained to the contrary thereof notwithstanding.

Stage
Coaches, &c.

LIII. And be it further enacted, That all Stage Coaches shall be charged with and liable to One Toll for the First Time of passing and repassing, and to One other Toll for the Second Time of passing and repassing any Turnpike Gate on the same Road on the same Day (the Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the succeeding Night): Provided always, that no such Stage Coach shall be charged with or liable to Toll more than Twice for passing and repassing on the same Road on the same Day.

LIV. And be it further enacted, That all Stage Coaches which shall usually carry, or shall be licensed or so constructed as to carry more than Six Inside Passengers, shall be charged with and liable to One-half Toll additional on the same Road for each Time of passing and repassing any Turnpike Gate as aforesaid, not exceeding Twice passing and repassing on one and the same Road on the same Day as aforesaid.

Stage Coaches carrying more than Six Inside Passengers charged with an Additional Half Toll.

LV. And be it further enacted, That from and after the passing of this Act it shall and may be lawful to and for the said Trustees to demand and take, or cause to be demanded and taken, for each and every returning Post Chaise with any Person or Persons therein passing through any of the Turnpikes or Toll Gates erected or to be erected on the said Roads, or either of them, the Toll payable by virtue of this Act in respect of such Carriages, as well as on going, save and except a Ticket be produced, denoting the Toll to have been paid on that Day for or in respect of the Person or Persons then in or hiring such Post Chaise.

Returning Post Chaises.

LVI. And be it further enacted, That from and after the passing of this Act, it shall and may be lawful to and for the said Trustees to demand and take, or cause to be demanded and taken, for each and every Hackney Coach passing through any of the Turnpikes or Toll Gates erected or to be erected on the said Roads, or either of them, the Toll payable by virtue of this Act in respect of such Carriages, every Time such Hackney Coaches shall pass through any of the said Turnpikes or Toll Gates, save and except a Ticket be produced denoting the Toll to have been paid on that Day, for and in respect of the Person or Persons then in or hiring such Coach.

Hackney Coaches.

LVII. And whereas the lighting and watching such Part or Parts of the said *Stamford Hill* Roads as is or are by this Act empowered to be lighted and watched, will be of great Safety and Convenience to Persons travelling the same in the Night Time, and it is reasonable such Persons should be charged with an additional Toll towards defraying the Expences thereof; be it therefore enacted, That over and above the Tolls herein-before granted and made payable, the additional or Night Tolls following shall and may in every Year be demanded and taken at every Turnpike, to be continued or erected by virtue of this Act upon the said *Stamford Hill* Roads, or at or near the Sides thereof, for every Coach, Hearse, Chaise, Chair, and other Carriage of Pleasure, and all Horses, Mares, Geldings and Mules, passing through any such Turnpike after the Hour of Six of the Clock in every Evening, between the Twenty-ninth Day of *September* and the Thirty-first Day of *October* (both Days inclusive), and before Five of the Clock in every succeeding Morning; and after the Hour of Five of the Clock in every Evening within the Month of *November*, and before Six of the Clock in every succeeding Morning; and after the Hour of Four of the Clock in every Evening, between the First Day of *December* and the Fifteenth Day of *January* (both Days inclusive), and before Six of the Clock in every succeeding Morning; and after the Hour of Five of the Clock in every Evening, between the Sixteenth Day of *January* and the Fifteenth Day of *February* (both Days inclusive), and before Six of the Clock in every succeeding Morning; and after the Hour of Six of the Clock in every Evening, between the Sixteenth Day of *February* and the

Night Tolls.

[Local.]

16 O

Twenty.

Twenty-fourth Day of *March* (both Days inclusive), and before Five of the Clock in every succeeding Morning; (that is to say),

For every Coach, Berlin, Landau, Landalet, Barouche, Hearse, Chaise Marine, Chariot, Calash, Phaeton, Curricle, Chaise, Chair, and other Carriage of Pleasure, with Four or Three Wheels, and drawn by Six Horses or other Beasts, the Sum of Two Shillings; and drawn by Three, Four, or Five Horses, or other Beasts, the Sum of One Shilling and Four-pence; and drawn by Two Horses or other Beasts, or by One Horse or other Beast, the Sum of Eight-pence:

For every Curricle, Chaise, Chair, or other such like Carriage, with Two Wheels (whether such Carriage be upon Springs or not), and drawn by Two or more Horses or other Beasts, the Sum of Eight-pence; and drawn by One Horse or other Beast, the Sum of Sixpence:

For every Horse, Mare, Gelding, or Mule, laden or unladen, and not drawing, the Sum of One Penny Halfpenny.

Power to exempt from Part of the Tolls and the Penalties for Overweights Carriages with Wheels of a certain Description.

LVIII. Provided always, and be it further enacted, That it shall be lawful for the said Trustees, or any Nine or more of them, and they are hereby authorized, if they shall think fit, to exempt from Payment of One-fourth Part of the Tolls by this Act granted, and of all or any Part of the additional Tolls or Penalties for Overweights imposed and granted by an Act passed in the Fourteenth Year of the Reign of His present Majesty, intituled *An Act for explaining and altering an Act made in the Thirteenth Year of His present Majesty's Reign, intituled 'An Act to explain, amend, and reduce into one Act of Parliament, the General Laws now in being for regulating of Turnpike Roads in that Part of Great Britain called England, and for other Purposes,' so far as the same relates to the Payment of additional Tolls at Weighing Engines, and the Number of Horses to be used in Carriages drawn on Turnpike Roads; and for allowing certain Exemptions with respect to Weight and Payment of Tolls in particular Cases; every Waggon, Wain, Cart, or other such Carriage as aforesaid, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth of Six Inches, or of Nine Inches, or of Sixteen Inches or upwards, and being cylindrical, (that is to say), of the same Diameter on the Inside next the Carriage and on the Outside, so that when rolling on a flat Surface the whole Breadth thereof shall bear equally on such flat Surface, and that the opposite Ends of the Axletrees of such Carriages, so far as the same shall be inserted in the Naves of the Wheels, shall not form an Angle with each other, but shall be in the Continuance of one straight Line, so that in each Pair of Wheels belonging to such Carriages, the lower Parts which shall rest on the Ground shall be at the same Distance from each other as the upper Parts of such Pair of Wheels: Provided always, that no such Exemption from Tolls or additional Tolls or Penalties for Overweights shall be allowed for or in respect of any such Waggon, Wain, Cart, or other Carriage, having the Fellies of such Wheels of Six Inches and upwards in Breadth, and not being Nine Inches in Breadth, and the same being so placed, and the Axletrees so formed as aforesaid, in case such Overweight shall exceed Eight hundred Weight; nor shall any such Exemptions be allowed for any such Waggon, Wain, Cart, or other Carriage having the Fellies of such Wheels of Nine Inches and upwards in Breadth, and not being Sixteen Inches in Breadth, and the same being so placed, and having such Axletrees so formed as aforesaid, in case such*

Overweight shall exceed Fifteen hundred Weight; nor for any such Waggon, Wain, Cart, or other Carriage, having the Fellies of such Wheels of Sixteen Inches and upwards in Breadth, and the same being so placed, and having such Axletrees so formed as aforesaid, in case such Overweight shall exceed Thirty hundred Weight; nor shall any such Exemption be made to take Effect during the Continuance of the Term of any Lease which shall have been previously granted of the said Tolls hereby granted, or of the additional Tolls or Penalties for Overweights, without some Recompence or Satisfaction on account thereof being made by the said Trustees to the Lessees thereof for the Time being; such Recompence or Satisfaction to be settled and agreed upon by and between the said Trustees and Lessees, and an Agreement in Writing as to the same being entered into and signed by Five of the said Trustees and the said Lessees; nor shall any such Exemptions take Effect without One Calendar Month's Notice of such Exemption being to take Effect shall have been advertised once at the least in some daily Newspaper printed in *London*, and Copies of such Notice affixed on the several Weighing Engine Houses, or Weighing Engines, continued or erected by virtue of this Act.

LIX. Provided always, and be it hereby further enacted, That the Consent of Five-sixths in Value of the Creditors on the Tolls and Rates or Assessments by this Act granted or made payable, shall not be deemed requisite and necessary to or for any such Exemptions as above mentioned being made or taking Effect, any thing in this Act contained to the contrary thereof in anywise notwithstanding.

Consent of Five-sixths of Creditors not necessary for such Exemptions.

LX. And it is hereby further enacted, That it shall and may be lawful for the said Trustees, or any Five of them assembled at a Meeting, if they shall think fit and proper, and at their Discretion, to mitigate any of the additional Tolls or Penalties for Overweights, by Law authorized to be taken, or grant Relief to the Party or Parties paying the same, in any Case or Cases which, upon Representation being made to them by such Party or Parties, they the said Trustees may consider to be attended with any particular Hardship or Severity; and that if at any Time the additional Tolls or Penalties for Overweights authorized to be taken as aforesaid, or any of them, shall be let by Auction or Tender, in Manner herein-after mentioned, then there shall be inserted a Clause in the Lease or Demise thereof, that notwithstanding such Lease or Demise, the said Trustees shall have the same Power to mitigate any of the said Penalties, or grant Relief therein, in any such Case or Cases of Hardship or Severity as aforesaid, as is above provided and granted to them, and that without the Consent or Interference of the Lessee or Lessees thereof for the Time being.

Trustees may mitigate Penalties for Overweights in certain Cases.

LXI. And whereas by the said recited Act of Parliament of the Twentieth Year of the Reign of His present Majesty, it was provided, that in case the Trustees for carrying the said recited Act into Execution should cause a Turnpike to be erected at or between the South-west End of the Road leading from *Paradise Row* near *Newington* to *Newington Green*, no Toll should be demanded or taken at such Turnpike for the Passage of any Horse, Mare, Gelding, Mule, or Ass, or of any Coach, Berlin, Landau, Landalet, Chariot, Chaise, or other Carriage of Pleasure belonging to any of the Inhabitants of *Newington Green*, or hired by them for any Time

Inhabitants of Newington Green (except such Part within Stoke Newington Parish) to pay certain Tolls notwithstanding 29 G. 3.

not

not less than a whole Day, and used to and for his, her, or their own Use only: And whereas it is reasonable and would be expedient, that every Inhabitant of *Newington Green* aforesaid (excepting of such Part thereof as is within the said Parish of *Saint Mary Stoke Newington*) should be liable to such Toll as aforesaid; now therefore be it enacted, That every Inhabitant of *Newington Green* aforesaid (excepting of such Part thereof as is within the said Parish of *Saint Mary Stoke Newington*) shall be liable to and shall pay Toll at the present Turnpike Gate erected at or near *Paradise Row* by *Saint Mary Stoke Newington* aforesaid, or at any other Turnpike Gate erected or to be erected on the said Roads, or either of them, for the Passage of every Horse, Mare, Gelding, Mule, or Ass, and of every Coach, Berlin, Landau, Landalet, Chariot, Chaise, or other Carriage of Pleasure belonging to or hired or used by him or her, any thing in the said recited Act of Parliament of the Twenty-ninth Year of the Reign of His present Majesty, or in any or either of the aforesaid other recited Acts of Parliament contained to the contrary thereof in anywise notwithstanding.

Inhabitants
of Stoke
Newington
Parish not to
pay certain
Tolls.

LXII. Provided always, and be it further enacted, That no Tolls shall be demanded or taken at any Turnpike to be continued or erected by virtue of this Act, at or between the South-west End of the Road leading from *Paradise Row* by *Saint Mary Stoke Newington* to *Newington Green* aforesaid, for the Passage of any Horse, Mare, Gelding, Mule, or Ass, or of any Coach, Berlin, Landau, Landalet, Chariot, Chaise, or other Carriage of Pleasure, belonging to any of the Inhabitants of the said Parish of *Saint Mary Stoke Newington*, or hired by them for any Time not less than a whole Day, and used to and for his, her, or their own Use only.

Exemptions
from Toll.

LXIII. Provided also, That nothing in this Act shall extend to charge any Person with any of the Tolls hereby granted for or in respect of any of the Coaches or Carriages or Horses of Their Majesties, or any other of the Royal Family; or for or in respect of any of the Horses of any of His Majesty's Guards, or any of the Servants attending Their Majesties, or any of the Royal Family; or for or in respect of any Horse, Mare, Gelding, Mule, or Ass, which is used only to ride on by the Owner or Driver of any Waggon, Wain, Cart, or other Carriage, passing through any of the said Turnpikes, provided the said Horse, Mare, Gelding, Mule, or Ass pass at the same Time through such Turnpike with such Carriage; or any Horses belonging to the Officers or Soldiers on their March or upon Duty, or any Horses or other Beasts or Cattle employed in carrying or conveying the Arms or Baggage of any such Officers or Soldiers, or any sick, wounded, or disabled Officers or Soldiers; or for any Waggon, Cart, or Carriage whatsoever, or the Horse or Horses or other Cattle drawing the same, which shall be employed in conveying any Ordnance, or Barrack or Commissariat or other Public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, or returning from having been so employed; or for any Horse furnished by or for any Person belonging to any Corps of Yeomanry or Volunteer Cavalry or Infantry, and rode by him in going to or returning from any Place appointed for and on the Days of Exercise, Inspection, or Review, provided that such Person shall be dressed in the Uniform of his Corps, and shall have his Arms, Furniture, and Accoutrements, according to the Regulation of such Corps;

or

or of any Horses or Carriages travelling with Vagrants sent by legal Passes; or any Horses or Carriages of whatsoever Description, employed or to be employed in conveying the Mails of Letters and Expresses under the Authority of His Majesty's Postmaster General, either when employed in conveying, fetching, or guarding such Mails or Expresses; or in returning back from conveying the same; or any Coach, Chaise, or other Carriage, or any Passengers on Horseback, on the Day or Days on which there shall be an Election of a Knight or Knights of the Shire to serve in Parliament for the County of *Middlesex*, (except any Waggon, Wain, or Cart, loaded with or having therein Goods); or for or in respect of any Waggon, Cart, or other Carriage, employed only in the Carriage of any Dung, Soil, or Compost of any Kind, or any Ashes for Manure only, or in the Carriage of any Stones, Gravel, or other Materials, for the Repair of the said *Stamford Hill* and *Green Lanes* Roads, or either of them, or any Highway or Causeway in any of the Parishes in which the Roads hereby directed to be repaired are situate; or in the Carriage of any Implements of Husbandry, or other Things to be used in the ploughing, sowing, tilling, cultivating or stocking of any Land or Ground; or in the Carriage or Conveyance of any Hay or Straw not bound up, or Corn in the Straw not fold or disposed of; but passing to be laid up in the Houses, Out-houses, or Grounds of the Owner or Grower thereof; or for or in respect of any Horse, Mare, Gelding, Mule, or other Cattle or Beast, going through any such Turnpike as aforesaid to or from Water or Pasture, or to be or from being shod or farried, or in their Gears, or for the Purpose of cultivating or being worked upon Lands in the Parish in which such Turnpike shall be standing, or any adjoining Parish; or from any Clergyman going to visit or returning from visiting any sick Person, or on other his Parochial Duty.

LXIV. Provided always, and be it further enacted, That all Waggons, Carts, and other Carriages, loaded with Turnips, Potatoes, Cabbages, Carrots, Wash, or Dry Fodder, or loaded with Ashes, Breeze, or Sand, to be used for any other Purpose than for Manure, shall be subject and liable to the several Tolls granted by this Act.

Carriages loaded with Turnips, &c.

LXV. And be it further enacted, That no Person owning or driving, or causing to be driven, any Waggon, Cart, or other Carriage, provided for the Service of His Majesty's Forces, or conveying any Ordnance, Barrack or Commiffariat, or other Public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, shall be subject to any Toll or Penalty for Overweight; nor shall any Waggon, Cart or other Carriage, or the Horse or Horses drawing the same while so employed, be stopped or detained by reason of any Weight in any such Waggon, Cart, or other Carriage, or of being drawn by any Number of Horses or other Beasts; any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in this Act contained to the contrary notwithstanding.

Carriages conveying King's Stores, &c. exempt from Penalties for Overweight.

LXVI. And whereas the Payment of the said Tolls, or Part thereof, might be evaded by Persons claiming an Exemption from Toll for Carriages employed in carrying Ashes, Breeze, or Sand, for the making of Bricks or Tiles, and repairing and building of Houses, Walls, and other

Tickets to be delivered of Carriages with Ashes, &c. for Manure, to pre-

[Local.]

16 P

Erec-

vent unjust
Claim of Ex-
emption.

Erections, under Pretence that the same is intended to be used for Manure; for the preventing whereof, be it further enacted, That the Owner of every Waggon, Cart, or other Carriage, employed in the Carriage of Ashes, Breeze, or Sand, for the Purpose of Manure, or his Steward, Bailiff, or Agent, shall give to the Driver of every such Carriage a Note in Writing, under the Hand of such Owner, or his Steward, Bailiff, or Agent, setting forth the Owner's Name, the Day of the Month, and that the same is for the Purpose of Manure only; which Note the said Driver is hereby directed to leave with the Collector of the Tolls at the Turnpike where such Driver shall claim the Exemption from Toll for such Carriage; and in case no such Note shall be so given and delivered as aforesaid, such Loading shall not be deemed to be or considered as Manure.

Carriages
passing to or
from Dalston,
to be weighed
at Kingstand.

LXVII. And be it further enacted, That it shall be lawful for the said Trustees to order and cause every Waggon, Cart, and other Carriage, liable by Law to be weighed, passing through the Turnpike at *Kingstand* into or from the Highway leading to *Dalston*, to pass over the Machine or Engine for weighing of Carriages erected at or near the said Turnpike at *Kingstand*, and to be weighed thereby, and to take and receive the Toll for any Overweight thereof.

Penalty on
evading the
Tolls or af-
faulting Offi-
cers, &c.

LXVIII. And be it further enacted, That if any Person shall pass with or drive any Carriage, or any Horse or other Cattle, through any such Turnpike as aforesaid, refusing to pay or without paying the Toll which by virtue of this Act shall be payable for the same, or shall go or pass with, or ride or drive any Horse or other Beast, or ride in or drive any Carriage through or over any Land or Ground lying by the Side of or near to any of the said Roads; or if any Person owning or occupying any Land or Ground (the same not being a Highway) shall knowingly or willingly permit or suffer any Carriage, or any Horse or other Cattle or Beast not being his or her Property, or in his or her Employ, to pass through or over the same, or for the Purpose of avoiding, or with Intent to avoid the Payment of the Tolls hereby granted, or any of them, or any Part thereof; or if any Person shall drive any Carriage off any Weighing Machine or Engine, to be continued or erected as aforesaid, before the Collector of the said Tolls shall have weighed the same or measured the Wheels thereof, or shall drive away such Carriage without having paid the Tolls for the Overweight thereof (if any such shall be); or if any Person shall forge, counterfeit, or alter, or shall deliver to or receive of any Person any Note or Ticket, with Intent to avoid the Payment of any of the said Tolls, or any Part thereof; or shall unload, or cause to be unloaded, any Goods or Merchandize; or take off, or cause to be taken off, any Horse or other Beast from any Carriage before passing any of the said Turnpikes; or after having passed any such Turnpike, add or put any other Horse or other Beast to any Carriage for the Purpose of drawing therewith, or remove the Load from any Horse or other Beast, or any Carriage, into any other Carriage after the same shall have been weighed, with Intent to avoid the Payment of any of the Tolls payable for the same; or shall personate or describe himself or herself as an Inhabitant of the said Parish of *Saint Mary Stoke Newington*, for the Purpose of obtaining Exemption from the Payment of any of the said Tolls; or shall claim or take the Benefit of any Exemption whatever from the Pay-
ment

ment of any of the said Tolls not being entitled thereto; or shall do any other Act in order or with Intent to avoid or evade the Payment of any of the said Tolls, or whereby the Payment of any of the said Tolls shall be avoided or evaded; or shall assault, interrupt, hinder, resist, or make forcible Opposition against any Collector or Watchman, in the due Execution of this Act; every such Person so offending in any of the Cases aforesaid, shall, for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings.

LXIX. And be it further enacted, That the several Tolls herein-before granted, or directed to be demanded or taken, and also the several additional Tolls or Penalties by Law authorized to be taken on the said Roads, shall be and are hereby vested in the said Trustees; and it shall be lawful for the respective Persons, who shall by virtue of this Act be continued or appointed Collectors of the said Tolls, to demand, collect, and receive the same; and in case any Person liable to the Payment of any such Tolls shall refuse or neglect to pay the same or any Part thereof, upon Demand as aforesaid, then it shall be lawful for such Collector to seize and distrain for the same, any Horse or other Beast or Cattle, or the Loading or Gear thereof (except the Bridle) or any Carriage with its Loading, upon or in respect of which the said Tolls are charged or made payable, or any Part thereof, or any of the Goods and Chattels of the Person liable to the Payment of such Tolls, and to detain and keep the same, until such Tolls, with the reasonable Charges of keeping such Distress, shall be fully paid; and if such Tolls, together with the Costs and Charges of making and keeping such Distress, shall not be paid within Four Days after making or taking such Distress, it shall be lawful for any Surveyor of the said Roads to sell or cause to be sold the same, or so much thereof as he shall think needful, returning the Overplus of the Money arising by such Sale (if any), and what shall remain unsold, upon Demand, to the Owner thereof, after paying all the Expences of such Distress, and of the keeping and selling the same; and if any Dispute shall happen about the Quantity of the Tolls due, or the Charges of keeping or selling any Distress for the same, it shall be lawful for the Collector, or Persons so distraining or selling the same, to detain the same, or the Money arising by the Sale thereof, until the Quantity of the Tolls due, and the Charges of making such Distress and Sale, shall be settled, adjudged and determined by some Justice of the Peace for the County of *Middlesex*, residing near to the said Roads, or one of them; who, on Application made to him for that Purpose, shall examine the said Matter by the Oath of the Parties, or any other Witnesses, (which Oath such Justice is hereby empowered to administer), and to determine the Quantity of such Tolls due, and may award such Costs and Charges to either Party as to such Justice may seem right and proper; and in case such Costs and Charges shall not be forthwith paid, it shall and may be lawful to and for such Justice to raise and levy such Costs and Charges by Distress and Sale of the Goods and Chattels of the Person or Persons who are directed to pay the same, rendering the Overplus, if any, after Payment of such Tolls, Costs, and Charges, including the Costs and Charges of making such Distress and Sale, to the Person or Persons whose Goods and Chattels shall so have been distrained and sold.

Tolls vested
in the Trustees.

Disputes to
be settled by
a Justice.

LXX. And

Trustees may compound for Tolls.

LXX. And be it further enacted, That it shall be lawful for the said Trustees, or any Seven of them assembled at a Meeting, if they shall think fit, to compound or agree, by the Year or otherwise, with any Person or Persons travelling through all or any of the said Turnpikes for the Passage of his, her, or their Carriages, Beasts, and Cattle, for any Sum or Sums of Money to be paid Annually, Quarterly, or otherwise, to the Treasurer to the said Trustees, or to the Lessee or Lessees of the Tolls (if any) for the Time being, as the said Trustees shall from Time to Time think reasonable, for and in lieu of the Tolls payable for the same by virtue of this Act: Provided always, that such Compounding or Composition or Agreement be with the Consent of the Lessee or Lessees of the Tolls (if any) for the Time being: And provided also, that no such Compounding or Composition or Agreement shall extend to or affect, or be construed to extend to or affect the Tolls or Penalties for Overweight by Law granted or imposed and authorized or directed to be taken.

Any Lease of Tolls existing at the Commencement of this Act determined.

LXXI. Provided always, and be it further enacted, That if at the Time of the Commencement of this Act any Lease of the Tolls granted by the said recited Act of the Twenty-ninth Year of the Reign of His present Majesty shall be in Existence, any such Lease shall be, and the same is hereby declared to be determined at the Commencement of this Act, as if such Lease had expired by Effluxion of Time.

Satisfaction to be made Lessees for such Determination.

LXXII. Provided also, and be it further enacted, That the said Trustees shall pay or make to the said Lessees such a Consideration or Satisfaction as may be agreed upon between the said Trustees and the said Lessees, for the Determination of such Lease as aforesaid; and in case the said Trustees and Lessees cannot agree as to the Amount of such Consideration or Satisfaction, then a Consideration or Satisfaction for the Determination of such Lease as aforesaid shall or may be recovered by the said Lessees by Action at Law, in any of his Majesty's Courts of Record at *Westminster*.

Power to let the Tolls.

LXXIII. And be it further enacted, That it shall be lawful for the said Trustees, or any Seven or more of them, assembled at a Public Meeting from Time to Time, by Public Auction or by Sealed Tender, at such Meeting to let to farm all and every the Tolls by this Act granted, or any Part thereof (letting the Tolls or Penalties for Overweights either together with or separately from the other Tolls, or not letting them at all, at their Discretion), for the highest Rent or Rents they can get for the same, not being less than the like Tolls amounted to or produced in the preceding Year; and by Deed in Writing, under their Hands and Seals, to demise and let the same, with Liberty to collect and receive the same, for any Term not exceeding Three Years, at and under such Rent, payable to the Treasurer to the said Trustees, by even and equal Monthly or shorter Payments, at such Times and under such Covenants as the said Trustees, or any Seven or more of them, shall think fit, taking such Security from the Person or Persons to whom the same shall be let as they shall think advisable; and such Person or Persons shall execute a Counterpart of every such Lease or Demise, the said Trustees first causing Notice of the Time and Place of Meeting for letting such Tolls to be affixed on the Market Cross of *Enfield Town*; and if, on letting the

the Turnpike Tolls, to be affixed on every Turnpike House or Gate; and if on letting the Tolls or Penalties for Overweights, to be affixed on every Weighing Engine House or Weighing Engine continued or erected by virtue of this Act; and also to be given in some one of the Daily Newspapers printed and circulated within the Bills of Mortality, at least Fourteen Days before such Meeting, which Notice shall also specify the particular Tolls intended to be let, and the Amount the like Tolls were let at or produced in the preceding Year, clear of the Salary of the Collectors for receiving the same, and that they will be put up at such Amount; and it is hereby provided, that on letting such Tolls by Sealed Tender, such Sealed Tenders shall be delivered to the said Trustees assembled at such Meeting, on the Day of letting the same; and that the Person making or delivering the highest Tender, sealed up, at such Meeting, between the Hours which shall have been mentioned in such Notice as aforesaid, shall be the Farmer or Renter of the Tolls; and to prevent any undue Preference in the letting thereof by Auction, the Trustees are to provide a Glass with so much Sand therein as will run from one End thereof to the other in One Minute, which Glass at the Time of letting such Tolls as aforesaid is to be set upon a Table, and immediately after every Bidding the Glass is to be turned, and as soon as the Sand is run out it shall be turned again, and so for Three Times unless some Bidding intervenes; and if no Person shall bid until the Sand shall have run through the Glass for Three Times, the last Bidder shall be the Farmer or Renter of the Tolls, and the last Bidder or the Person making the highest Offer by Sealed Tender shall forthwith enter into a proper Agreement for the taking a Lease of such Tolls; and in case of no Bidding or sufficient Tender, the said Trustees may appoint a Collector or Collectors of such Tolls, or fix some future Day for the letting thereof at their Discretion, on giving such Notice thereof as aforesaid, and may in that Case put them up at such Sum as they shall think fit; and it is hereby also provided that, in order to protect the Trust against any Combination that may exist among the Bidders or Persons making Tenders on every such Letting of the Tolls as aforesaid, it shall be lawful for the Treasurer or Chairman for the Time being, or some Person authorized by such Treasurer or Chairman on the Part of the Trustees, to make or offer One Bidding or Tender, and that if such be the highest Bidding or Tender then made or offered, such Tolls shall be taken and considered as not to have been let.

LXXIV. Provided always, That the Person or Persons to whom any of the said Tolls shall be let as aforesaid shall pay to the Treasurer of the said Trustees One or Two Months Rent in Advance, at the Discretion of the said Trustees, their Intention thereof having been mentioned in such Notice to be given as aforesaid, which Payment shall be and is hereby declared to be a Deposit for and made liable to (and such Treasurer shall and may and is hereby empowered to deduct and retain thereout) every Penalty that shall or may be incurred or become payable by virtue of such Lease or Demise, in case of any Breach thereof; and in case any Default shall be made of or in Payment of any of the said Monthly or other Payments, or in case of any Non-performance of the Covenants to be contained in the said Lease or Demise, it shall be lawful for the said Trustees, or any Seven of them, to declare the said Lease or Demise void, and to enter into any Turnpike in the Possession of the Lessee

One or Two Months Rent to be paid in advance as a Deposit to answer Penalties.

[Local.]

16 Q

under

Penalty on
Collectors
taking false
Tolls.

under such Lease or Demise, and remove the Collector appointed by such Lessee therefrom, in the same Manner as by Law is directed for removing any other Collector or his or their Family therefrom; and if any Lessee of such Tolls, or the Person or Persons authorized to collect the same for him, shall take from any Person a greater or less, or any Toll other than authorized by this Act, such Lessee shall for every such Offence forfeit and pay the Sum of Five Pounds, and shall return such Toll (unless the same be a less Toll than authorized as aforesaid) to the Person from whom the same shall have been so taken, on his applying to him for the same; and shall also, if the said Trustees shall think fit, forfeit the Lease or Demise of such Tolls; and every other Collector of the said Tolls who shall take from any Person a greater or less, or any Toll other than authorized by this Act, shall for every such Offence forfeit and pay the Sum of Forty Shillings, and shall in like Manner return such Toll (unless the same be a less Toll as aforesaid) on such Application as aforesaid.

Trustees to
appoint Toll
Collectors.

LXXV. Provided always, and be it hereby further enacted, That the said Trustees, or any Five of them, shall and may, by Writing under their Hands, from Time to Time appoint such Collector or Collectors for the Purposes of demanding, collecting, and receiving the said Tolls hereby granted, or any of them, as they may think proper, whether such Tolls be under any existing Lease or Leases or not, and that the said Trustees may from Time to Time discharge, suspend, or remove any such Collector or Collectors so appointed as aforesaid, as they may think proper.

Lessees may
be appointed
Toll Col-
lectors.

LXXVI. And be it further enacted, That during such Time as the said Tolls or any of them shall be leased, demised, or in farm to any Person or Persons whomsoever, it shall be lawful for the Lessee or Lessees, Farmer or Farmers thereof, to be appointed Collectors of, and then to demand and take the said Tolls, and to use all such Means and Methods for the Recovery thereof in case of Non-payment or Evasion, as any other Collectors thereof, to be appointed as aforesaid, are authorized to use under or by virtue of this Act.

Toll Collec-
tors to have
their Names
painted and
hung up in
front of Toll
Houses, &c.

LXXVII. And be it further enacted, That from and after the passing of this Act all and every Person or Persons appointed to collect the Tolls granted by this Act at any Turnpike Gate or Gates erected or to be erected upon or across the said Roads, or either of them, shall cause his or their Christian and Surnames to be painted on a Board on a Black Ground in White Letters of not less than Three Inches in Length, and of a proportionable Breadth, and shall cause such Board to be hung up in some conspicuous Place in the Front of the Toll House or Toll Gate at which the said Collectors shall respectively attend to collect the said Tolls; and if any Person shall demand Payment of, or shall receive any such Toll without having such Board hung up as aforesaid, or shall refuse upon Demand to tell his or her real Name or Place of Abode, or shall in any Case use insolent or indecent Language, or in anywise misbehave or misconduct himself or herself, he or she shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, which shall be paid to the said Trustees

tees or their Treasurer for the Time being, and shall be applied to the Purposes of this Act.

LXXVIII. Provided always, and be it further enacted, That the Person whose Name shall be painted on the said Board, and hung up in Manner aforesaid, shall be deemed and taken to be the Toll Collector on Duty, and shall as such Toll Collector be answerable and accountable as far as respects all and every pecuniary Penalties and Fines imposed and to be levied for all Frauds, Impositions, and other Misconduct in the Collection of the said Tolls, during the Time his Name shall so be and remain painted on the said Board, and hung up as aforesaid.

Names hung up deemed Collectors on Duty.

LXXIX. Provided also, and be it further enacted, That in case any Dispute or Litigation shall arise, in anywise touching or relating to the said Tolls, or in case of any Suit, Prosecution, or Proceeding for obtaining any of the Penalties imposed by this Act, the Person or Persons appointed to collect the said Tolls, or any other Person or Persons acting by or under the Authority of the said Trustees, shall not be incompetent to give Evidence in any such Dispute, Litigation, Suit, Prosecution, or Proceedings, by reason of being so appointed, or acting under the Authority of the said Trustees.

Toll Collectors, &c. may be Witnesses.

LXXX. Provided always, and be it hereby enacted and declared, That the said Trustees, Lessee or Lessees, Farmer or Farmers, for the Time being, of the said Tolls hereby granted, or any of them, shall cause the Collector or Collectors of the same on their or his Behalf, on Payment of Toll by any Person at any of the Turnpikes or Toll Gates continued or erected on the said Roads, or either of them, to deliver or tender to every such Person a printed Ticket, on which shall be named and specified the several Turnpikes or Toll Gates on the said Roads cleared by such Payment of Toll as aforesaid; and for every Time that any such Person shall not, on Payment of Toll as aforesaid, have such a Ticket delivered or tendered to him or her, the said Collector or Collectors of such Tolls shall forfeit and pay any Sum not exceeding Five Pounds, which shall be paid to the said Trustees or their Treasurer for the Time being, and be applied to the Purposes of this Act.

Tickets to be delivered on Payment of Tolls, &c.

LXXXI. Provided always, and be it further enacted, That when the Principal Money due on the Credit of this Act shall not be more than the Sum of Two thousand Pounds, then it shall be lawful for the said Trustees, or any Nine of them assembled at a Meeting, from Time to Time, by and with the Consent of Five Sixths in Value of the Creditors on the Tolls and Rates or Assessments by this Act granted or made payable, to reduce the said Tolls by this Act granted, or any of them, in any Degree, and for such Time as they shall think fit, and afterwards from Time to Time to advance the Tolls so reduced, or any of them, in any Degree not exceeding the Tolls by this Act granted: Provided always, that no such Alteration in the said Tolls shall be made, unless Notice of the Intention to make such Alteration, and of the Time and Place of Meeting for that Purpose, shall have been advertised in One or more daily Newspapers, published in London, and Copies of such Notice affixed on the several Turnpikes or Toll Houses to be continued or erected by virtue of this Act, at least One Calendar Month before such Meeting; and unless a Copy of such

Power to alter Tolls.

such Notice under the Hand of the Clerk to the said Trustees shall have been given to the Lessees of the Tolls for the Time being (if any) at least One Calendar Month before such Meeting; in which Case it is hereby provided and enacted, that such Lessees shall be at Liberty to determine their existing Lease of the Tolls at the End of that same Calendar Month, on their having given Fourteen Days Notice in Writing under their Hands, to the Clerk to the said Trustees, of their Intention so to determine the same.

Power to
alter Tolls or
Penalties for
Overweights.

LXXXII. And be it further enacted, That at any Time or Times during the Continuance of this Act, it shall be lawful for the said Trustees, or any Nine of them assembled at a Meeting, at their Discretion from Time to Time, by and with the Consent of Five Sixths in Value of the Creditors on the Tolls and Rates or Assessments by this Act granted or made payable, to reduce the Tolls or Penalties for Overweights by Law authorized to be taken, or any of them, in any Degree, and for such Time as they shall think fit, and afterwards from Time to Time to advance the same, when so reduced, in any Degree not exceeding the said Tolls or Penalties as by Law authorized to be taken: Provided always, that no such Alteration shall be made unless Notice of the Intention thereof, and of the Time and Place of such Meeting, shall have been advertised once at least in some daily Newspaper printed in *London*, and Copies of such Notice affixed on the several Weighing Engine Houses or Weighing Engines to be continued or erected by virtue of this Act, at least One Calendar Month before such Meeting; and unless a Copy of such Notice, under the Hand of the Clerk to the said Trustees, shall have been given to the Lessees for the Time being (if any) of the said Tolls or Penalties for Overweight, at least One Calendar Month before such Meeting, in which Case it is hereby provided and enacted, that such Lessees shall be at Liberty to determine their existing Lease of the said Tolls or Penalties for Overweight at the End of that same One Calendar Month on their having given Fourteen Days Notice in Writing under their Hands to the Clerk to the said Trustees of their Intention so to determine the same.

The Roads,
Toll Gates,
&c. vested in
Trustees.

LXXXIII. And be it further enacted, That the said Roads called the *Stamford Hill* and *Green Lanes Roads*, and every Part and Parts of the same, and also all and singular the Turnpikes and Toll Houses, Gates, Weighing Machines or Engines, Storehouses, Outhouses, Watch Houses and Watch Boxes, and other Erections and Buildings, and all and singular the Pumps, Lamps, and the Posts, Irons, Stands, and Furniture of the Lamps, and all and singular the Posts, Paling, Rails, Fences, Mile Stones, Quarter Posts, and other Things to be continued, erected, or provided by virtue of this Act, shall be and are hereby vested in the said Trustees; and the said Trustees shall and may from Time to Time commence, prosecute, and maintain any Action, Suit, Indictment, or other legal Proceeding against any Person or Persons who shall in anywise damage, hurt, remove, take away, break, throw down, deface, destroy, or injure the same.

Land taken
to widen
Roads vested
in Trustees.

LXXXIV. Provided always, and be it hereby further enacted, That any Land or Ground which shall or may be taken in for the Purpose of widening

widening the said Roads, or either of them, by virtue or under the Powers of this Act, shall be thereupon, and upon Payment or Tender of the Purchase Money, or other Consideration or Satisfaction for the same, to the Person or Persons entitled thereto, or on paying or depositing the same at or in the Bank of *England* in the Manner by this Act directed, as the Case may be and require, vested in the said Trustees as forming Part of the said Roads.

LXXXV. And be it further enacted, That the New River Company, and all and every other Company and Companies for making of Water-works and Canals, and other public Companies or Persons, who shall or may break up, cross, or otherwise affect the said Roads, or either of them, or any of the Footpaths by the Sides thereof, in making, maintaining, altering, or repairing any Works or other Operations over, under, or along the said Roads and Footpaths, or any Part thereof, shall and will at their own Costs and Charges, and with all convenient Speed, and with the least possible Inconvenience to the Public, make good, reinstate, and fully repair, amend, and put into good and perfect Condition, all, so much and such Part or Parts of the said Roads and Footpaths, as they the said Companies or Persons, or their respective Engineers or Workmen, or others by or under their Authority, Command, or Direction, shall break up, disturb, or in anywise affect the said Roads and Footpaths, or any Part thereof, in the carrying any Tunnel, Head Way, Feeder, Pipes, or any other their Work or Works, through, over, or under or along any Part of the said Roads and Footpaths; and if at any Time or Times hereafter it shall become necessary to add to, or alter, or repair the Pipes, Drains, Feeders, or any other of the Works of or belonging to such Companies or Persons, on or under the said Roads and Footpaths, or if from Accident or otherwise, any Obstruction, Damage, or Injury shall be occasioned by the said Companies or Persons to the Roads or Footpaths aforesaid, by any Addition, Alteration or Repair of any of their said Works or otherwise, such Additions, Alterations, or Repairs shall be made and done, and such Obstructions removed, and such Damage or Injury made good, and such Part or Parts of the said Roads and Footpaths be put into good and perfect Condition, by and at the Costs and Charges of the said Companies and Persons respectively, and with the least possible Inconvenience to the Public, and that the said Companies and Persons shall and will, at their like Costs and Charges, erect and fix or set up proper temporary Guards or Fences, and in the Evening and Night-time proper Lamps or Lights round or about any Place where there shall be any such Obstruction or Injury occasioned as aforesaid, until the same shall be put into good and perfect Condition as aforesaid, for the Safety of Passengers travelling on the said Roads or Footpaths, and also defray, reimburse, and make good to the said Trustees of the said Roads, or to the Surveyor or Surveyors thereof, all Loss, Costs, Charges, Damages, and Expences which they the said Trustees or the said Surveyor or Surveyors, shall or may by any Means bear, pay, suffer, or be put unto for or by reason or Means of the said Companies or Persons, or the Engineers, Workmen or others, under the Authority of any Act or Acts empowering them in that Behalf, so breaking up, disturbing, or in anywise affecting the Roads and Footpaths aforesaid; and in Cases of Emergency or of Refusal or Neglect on the Part of the said Companies and Per-

Satisfaction to be made by the New River Company, &c.

[Local.]

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sons

sons to make good, reinstate, and amend and put into good and perfect Condition the Roads and Footpaths aforesaid, all such Repairs, Obstructions, Damages, and Injuries shall be done, removed, and made good by the Trustees or Surveyors of the said Roads, and all reasonable Charges and Expences attending the same, and also full Satisfaction for any such Damage as aforesaid, shall be paid and reimbursed and made by the said Companies or Persons aforesaid; and in case there shall be any Dispute or Disagreement as to the Amount of any such Charges and Expences, or of any Satisfaction for any such Damages as aforesaid, then the same shall be settled and ascertained by the Order or Adjudication of Two Justices of the Peace, at a Special Sessions to be holden in the County of *Middlesex*, and the Amount of any such Charges and Expences, or of any such Satisfaction for Damages as aforesaid, shall and may be levied by Distress and Sale of the Goods and Chattels or Effects of such Companies or Persons respectively, by a Warrant or Warrants under the Hands and Seals of such Justices as aforesaid, (which Warrant or Warrants such Justices are hereby empowered to grant) and the Overplus, after the Amount of such Costs and Charges, or of such Satisfaction for Damages as aforesaid, and also the Charges of such Distress and Sale are recovered and deducted, shall be returned into such Companies or Persons respectively.

Bridges on
the Roads.

LXXXVI. And be it further enacted, That no Bridge to be made, erected, or built, from or after the Commencement of this Act, on or over the said Roads or either of them, by the New River Company, or by any other Company or Companies for making of Water Works or Canals, or by any other Public Company or Companies, or Persons, or by the said Trustees, shall have a greater Ascent thereto on either Side, than One Foot in Thirteen Feet, more than the general Line or Surface of the Road; and that every such Bridge as shall be so made, erected, or built as aforesaid, shall have its Walls or Fences on the Sides thereof, of not less than Four Feet above the Surface of the Road over such Bridge.

Persons wil-
fully damag-
ing Turn-
pikes, &c. to
pay a Penalty
and make
good the
Damage.

LXXXVII. And be it further enacted, That if any Person shall remove, or wilfully break, destroy, throw down, deface, or otherwise damage, (unless by Order of the Trustees or their Surveyor) any of the Turnpikes, Toll Houses, Gates, Weighing Machines or Engines, Store Houses, Out-houses, Watch-houses, Watch-boxes, Posts, Paling, Rails, Fences, Pumps, Mile Stones, Quarter Posts, or Lamps, already or hereafter to be erected on the said Roads or either of them, or any of the Posts, Irons, Stands, or other Furniture of the said Lamps, or take away or throw any of the Oil from or out of the said Lamps, or extinguish any of the said Lamps when lighted, it shall be lawful for any Justice of the Peace for the County of *Middlesex*, and he is hereby required, upon Oath made before him of any such Offence, to issue a Warrant for the apprehending the Party accused; or it shall be lawful for any Person or Persons whomsoever, who shall see such Offence committed to apprehend, as also for any other Person or Persons to assist in apprehending the Party, and by the Authority of this Act and without any other Warrant, to convey or cause to be conveyed, such Party into the Custody of a Peace Officer, in order to be secured and conveyed before some Justice of the Peace for the said County of *Middlesex*, and upon such Party being brought before the
said

said Justice, or Oath being made before such Justice that the said Party cannot be found and apprehended, such Justice shall proceed to examine upon Oath, any Witness or Witnesses who shall appear or be produced to give Information touching such Offence; and if the Party accused shall be convicted of such Offence, either by his or her own Confession, or upon such Proof or Information as aforesaid, he or she so convicted shall for every such Offence forfeit any Sum not exceeding Ten Pounds, together with full Satisfaction to the said Trustees for the Damages by him or her done as aforesaid, to be settled and determined by the said Justice, together with the Costs and Charges of such Conviction, and such Allowances as the said Justice shall think reasonable for the Witnesses and Peace Officers attending thereon; and in case any such Offender shall not upon Conviction pay down such Forfeiture and make such Satisfaction as aforesaid, and also pay the Costs and Charges of such Conviction and Allowances as aforesaid, the Justice before whom such Offender shall be convicted, is hereby required to commit him or her to any House of Correction within or for the said County, there to be kept to hard Labour, for any Time not exceeding Two Calendar Months; and such Offender shall not be discharged before the Expiration of the Time for which he or she shall be committed, unless such Forfeiture, Satisfaction, Costs, and Charges shall be sooner paid, and One Moiety of every such Forfeiture shall be paid to the Informer or Informers, and the other Moiety to the Treasurer to the said Trustees; and if any Person shall negligently or accidentally break, destroy, throw down, deface, or otherwise damage any of the said Turnpikes, Toll Houses, Gates, Weighing Machines or Engines, Store-houses, Out-houses, Watch-houses, Watch-boxes, Posts, Paling, Rails, Fences, Pumps, Milestones, Quarter Posts, or Lamps, or any of the Posts, Irons, Stands, or other Furniture of the said Lamps; or if any such Turnpikes, Toll Houses, Gates, Weighing Machines or Engines, Store Houses, Out-houses, Watch-houses, Watch-boxes, Posts, Paling, Rails, Fences, Pumps, Milestones, Quarter Posts, Lamps, Posts, Irons, Stands, or other Furniture shall be broken, thrown down, or damaged by the Cart, Carriage, Horses, or other Cattle of any Person or Persons, and such Person or Persons shall not on Demand make Satisfaction to the said Trustees for such Damage, it shall be lawful for any Justice of the Peace for the said County, and he is hereby required, upon Information or Complaint to be made by the said Trustees or their Surveyor, or by any Person or Persons whomsoever, to summon the Party or Parties complained of, and upon his, her, or their appearing or making Default to appear, Oath being made before the said Justice, (which Oath he is hereby empowered and required to administer) that the Party or Parties complained of was or were served with such Summons, such Justice shall proceed to examine the Matter of the said Complaint; and upon Proof thereof, either by the Confession of the Party or Parties complained of, or by the Oath of any credible Witness, (which Oath the said Justice is hereby empowered and required to administer) to award and order such Satisfaction to be made by the Party or Parties complained of, for the Damage so done as aforesaid, and the Costs and Charges of procuring such Award or Order, including the Charge of the Attendance of the Witnesses, and of the detaining and keeping such Cart, Carriage, Horses, or Cattle as aforesaid, as to such Justice shall seem reasonable, and shall cause the Sum so awarded (in case the same be not forthwith paid upon the making such Award or Order)

Persons accidentally damaging Turnpikes, &c. to make good the Damage.

Order) to be recovered in the same Manner as any Penalty or Forfeiture is herein-after authorized or directed to be recovered.

Power to borrow Money and assign the Tolls as Security, &c.

LXXXVIII. And whereas the Tolls and Rates or Assessments, upon the Credit whereof the Sum of Twelve thousand two hundred Pounds herein-before recited to be due and owing was borrowed, have been assigned by virtue of the said recited Act of the Twenty-ninth Year of the Reign of His present Majesty to certain Persons in Trust, for securing the Payment of the said Money and the Interest thereof: And whereas the Trustees for carrying this Act into Execution will have Occasion to borrow or raise some further Sums of Money for the Purposes of this Act; be it therefore enacted, That it shall be lawful for the said Trustees from Time to Time, when and as often as they shall think fit, at their Discretion to borrow or raise and take up at legal Interest, or by way of Annuity, for the Purposes of this Act, any such Sum or Sums of Money as they shall think expedient for carrying this Act into Execution, upon the Credit of the Tolls and Rates or Assessments by this Act granted in Manner herein-after mentioned; and for securing the Re-payment of the said Sum of Twelve thousand two hundred Pounds so due and owing as aforesaid, and all Interest due and to grow due for the same, and also the Re-payment of such Sum or Sums of Money as shall be borrowed, raised, and taken up at Interest, or by way of Annuity by virtue of this Act, the said Trustees shall and are hereby required, by Writing under their Hands and Seals, as soon after the Commencement of this Act as conveniently may be, to assign the several Tolls and Rates or Assessments by this Act granted to the several Persons to whom the Tolls and Rates or Assessments granted by the said recited Act of the Twenty-ninth Year of the Reign of His present Majesty shall then stand assigned as aforesaid, in Trust, in the First Place, for the several Persons to whom the said Sum of Twelve thousand two hundred Pounds shall be then due and owing, their respective Executors, Administrators, and Assigns, according to their respective Priorities of Claim; and then in Trust for the several Persons who shall lend or advance to the said Trustees any Money either at Interest or by way of Annuity as aforesaid, on the Credit of the said Tolls and Rates, or Assessments, and the Persons to whom the said Tolls, and Rates or Assessments shall be so assigned as aforesaid, or any Three of them, shall and are hereby required at a Meeting of the said Trustees to give and execute to every Person who shall lend any Money to the said Trustees or their Treasurer at legal Interest as aforesaid, Bills in the Form and Manner herein-after mentioned for the Sums so respectively lent, which Bills may be in the Form or to the Effect following; (that is to say),

Form of Bill at legal Interest.

‘ BY Order of the Trustees appointed for putting into Execution an Act
 ‘ of Parliament made in the Fifty-fifth Year of the Reign of His
 ‘ Majesty King *George* the Third, intituled [*here set forth the Title of this*
 ‘ *Act*] at a Meeting held on the _____ Day of _____ in
 ‘ the Year of our Lord One thousand eight hundred and _____ at
 ‘ _____ in the Parish of _____ in the County of *Middlesex*;
 ‘ this Bill entitles *A. B.*, his Executors, Administrators, or Assigns, to
 ‘ the Sum of _____ Pounds, being Money lent to the said
 ‘ Trustees upon the Security of and to be paid out of the Tolls and Rates
 ‘ or Assessments by the said Act granted, with Interest for the same at the
 ‘ Rate

Rate of Pounds *per Centum per Annum*, on Three
 Months Notice to be given to the Treasurer to the said Trustees by the
 said *A. B.* his Executors, Administrators, or Assigns, or by the Treas-
 urer to the said Trustees, to the said *A. B.* his Executors, Administrators,
 or Assigns, at any Time after One Year from the Date hereof, in such
 Manner as is directed or intended by the said Act, and particularly men-
 tioned in and by a certain Indenture, dated the Day of
 One thousand eight hundred and whereby
 the said Tolls and Rates or Assessments are assigned in Trust for all the
 present and future Creditors upon the said Tolls and Rates or Assessments;
 such Interest as aforesaid in the meantime, and until the Expiration of
 such Notice as aforesaid, to be payable Quarterly. Given under our
 Hands this Day of in the Year of our
 Lord One thousand eight hundred and
 Witnesses, *J. K.* } Trustees for the *C. D.* } Assignees for the
 L. M. } said Roads. *E. F.* } Benefit of the
 N. O. } Treasurer. *G. H.* } Creditors.'

And all such Bills shall be written or printed on Paper or Parchment and duly stamped with the proper Stamps for the same respectively, and that no one such Bill shall be made as a Security for any greater Principal Sum than One hundred Pounds, and every such Bill shall be signed by at least Three of the Persons to whom such Tolls and Rates or Assessments shall be so assigned as aforesaid, and attested or witnessed by Two or more of the said Trustees, and by the Treasurer to the said Trustees; and that the respective Owners or Possessors of the several and respective Bills made or granted by virtue or on the Credit of the said recited Act of the Twenty-ninth Year of the Reign of His present Majesty for securing the said Sum of Twelve thousand two hundred Pounds, and Interest, shall in the First Place be deemed and considered as respectively interested in and entitled in Priority of all other Persons unto the said Tolls and Rates or Assessments, and the Interest, Estate, and Title therein, and to the Re-payment of the Money secured by each of the said Bills respectively, according to their respective Priorities of Claim, on Three Months Notice or Demand being given according to the Tenor thereof, and that the respective Owner or Possessor of each and every other Bill so to be granted and issued in pursuance of this Act as aforesaid, shall in the next Place be respectively deemed and considered as interested in and entitled in Priority unto the said Tolls and Rates and Assessments, and the Interest, Estate, and Title therein, and to the Re-payment of the Money intended to be secured by each of the said last-mentioned Bills respectively, according to their respective Priorities of Claim, on such Notice or Demand being given as aforesaid.

No Bill to be for more than 100l.

Bills to have Preference according to Priority.

LXXXIX. And whereas many Persons may choose to advance Money for the Purchase of Annuities or annual Sums of Money to be secured upon such Tolls and Rates or Assessments so to be assigned as aforesaid; be it therefore further enacted, That it shall and may be lawful to and for any Person or Persons to advance and pay into the Hands of the said Trustees or their Treasurer for the Purposes of this Act, any Sum or Sums of Money for the absolute Purchase of One or more Annuity or Annuities to be paid and payable for and during the Continuance of this Act, or of the Term of

Amount of Money to be raised by Annuity not to exceed 25,000l.

[Local.]

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Twenty-

Twenty-one Years, determinable with such Life or Lives as shall be nominated by such Person or Persons, on Payment of his, her, or their Advancement or Advancements, or for and during the Continuance of the Term of this Act, or of the Term of Twenty-one Years, without any previous Determination, or for and during any Term determinable, or to expire at an earlier Period than the Expiration of the Term of this Act, or of the Term of Twenty-one Years, as may be proposed and agreed upon by and between the said Trustees, or any such Person or Persons as aforesaid, on or before the Payment of his, her, or their Advancement or Advancements, so that all and every such Sum and Sums of Money to be raised by the granting of such Annuities, under or by virtue of this Act, do not exceed the Sum of Twenty-five thousand Pounds; all which Annuities so to be purchased shall be payable and paid by the said Trustees out of the Monies to arise by or from the said Tolls and Rates or Assessments by Two equal Half-yearly Payments, the first Payment to be made to the respective Purchasers or their Assigns at the Expiration of the first Half Year, after Payment of their respective Advancements or Purchase Monies; and the said Persons to whom the said Tolls and Rates or Assessments shall be so assigned as aforesaid, or any Three of them, shall and are hereby required at a Meeting of the said Trustees to give and execute to every Person who shall advance and pay any Money to the said Trustees or their Treasurer, for the Purchase of any such Annuity as aforesaid, a Security in the Form and Manner herein-after mentioned, for the Payment of such Annuity; the Expences of which Annuity Security shall be defrayed by the said Trustees out of the Monies arising by virtue of this Act; and which Annuity Security shall be written or printed on Paper or Parchment, and duly stamped with the proper Stamp, and shall be signed by at least Three of the Persons to whom the said Tolls, Rates, and Assessment shall be so assigned as aforesaid, and attested and witnessed by Two or more of the said Trustees, and by the Treasurer to the said Trustees, and may be in the Form or to the Effect following; (that is to say),

Expences of Annuity Securities to be defrayed by Trustees.

Form of Annuity Security.

BY Order of the Trustees appointed for putting into Execution an Act of Parliament made in the Fifty-fifth Year of the Reign of His present Majesty King *George*. the Third, intituled [*here set forth the Title of this Act*], at a Meeting held on the _____ Day of _____ in the Year of our Lord One thousand eight hundred and _____ at _____ in the Parish of _____ in the County of *Middlesex*; this Security in Consideration of the Sum of _____ Pounds, paid to the Treasurer of the said Trustees, entitles *A. B.* his Executors, Administrators, and Assigns, to One Annuity or Yearly Sum of _____ Pounds, to be paid him, his Executors, Administrators, and Assigns, henceforth by Half Yearly Payments on the _____ Day of _____ and the _____ Day of _____ in every Year, for and during the Continuance of the said Act, determinable with the Life of _____ of _____ being now of the Age of _____ Years or thereabouts, (or for and during such other Term as may have been proposed and agreed upon under the Powers of the said Act, *as the Case may be*). The Payment whereof is secured unto the said *A. B.* his Executors, Administrators, and Assigns, by and out of the Tolls and Rates or Assessments by the said Act granted, in such Manner as is directed or intended by the said Act,

Act, and particularly mentioned in and by a certain Indenture, dated the
 Day of One thousand eight
 hundred and , whereby the said Tolls and Rates or
 Assessments are assigned in Trust for all the present and future Creditors
 upon the said Tolls, Rates, or Assessments. Given under our Hands
 this Day of in the Year of our Lord
 One thousand eight hundred and
 Witnesses *J. K.* } Trustees for the *C. D.* } Assignees for the Be-
 L. M. } said Roads. *E. F.* } nefit of the Cre-
 N. O. } Treasurer. *G. H.* } ditors.'

XC. And be it further enacted, That Copies of all such Bills and Annuity Securities shall be registered or entered in a Book or Books for that Purpose to be kept by the Clerk to the said Trustees, and which Book or Books shall and may at all reasonable Times be perused and inspected by the said Trustees or Creditors, or any of them, or any Person or Persons in their Behalf; and every Person to whom any such Bill or Annuity Security shall be made or granted as aforesaid, or shall be entitled to the Money thereby secured, may from Time to Time assign or transfer the same, and his or her Right, Title, Interest, or Benefit therein or thereto, to any Person or Persons whomsoever, either by Indorsement on the Back of such Bill or Annuity Security, or otherwise, under his or her Hand, before Two credible Witnesses, in the following Words, or in Words to the following Effect; (that is to say),

Copies of all Securities to be registered in a Book to be kept by the Clerk.

Bills or Annuity Securities may be transferred.

I *A. B.* do, in Consideration of
 assign and transfer this Bill (or this Annuity Security, as the Case may be) with all my Right, Title, Interest, and Benefit of, in, and to the Principal Money thereby secured, and of, in, and to all Interest now due and to grow due upon the same, (or of, in, and to the Annuity thereby secured, and of, in, and to all Arrears now due, and to grow due thereon, as the Case may be) unto *C. D.* his Executors, Administrators, and Assigns, dated this Day in the Year of our Lord One thousand eight hundred and

Form of Transfer.

A. B.

Witnesses, *E. F.* of
 G. H. of

Which Assignment or Transfer or an attested Copy thereof shall be produced to the said Clerk within Fourteen Days after the Date thereof, who shall present the same at the next Meeting of the said Trustees; and the Trustees present at such Meeting shall direct the Clerk to register or enter the same, who shall within Three Days after such Direction register or enter such Assignment or Transfer, or cause such Assignment or Transfer to be registered or entered in the before-mentioned Book or Books, with a Reference in the Margin of such Registry or Entry to the Bill or Annuity Security therein transferred; and such Assignment or Transfer shall then entitle such Assignee, his or her Executors, Administrators and Assigns, to the Benefit thereof and the Payment thereon, and such Assignee may in like Manner assign or transfer the same again, and so toties quoties; and every such Annuity Security, and Assignment thereof as aforesaid, shall be good, valid, and effectual in the Law to all Intents and Purposes, without any Memorial thereof respectively being enrolled or registered

Transfer to be entered.

registered, or made, or without such Annuity Security or Assignment thereof being enrolled, registered, or entered, otherwise than by this Act expressly mentioned or directed.

Trustees not personally liable.

XCI. And be it further enacted, That no Trustee shall be held or adjudged to have rendered himself personally liable to or for the Repayment of any Money or the Interest thereof, or of any Annuity borrowed, raised, or taken up, or purchased under and by virtue of this Act, or under and by virtue of the said recited Acts, or any of them, by reason of his having executed or signed any Assignment of Tolls or other Instrument, for the Payment of any Sum which such Trustee shall not have bound himself to pay personally as an Individual, independent of his Office of Trustee under the Acts aforesaid, or any of them.

Satisfaction for Damages to be ascertained by Surveyor, or by a Jury at the Quarter Sessions.

XCII. And be it further enacted, That for the Purpose of settling and ascertaining the Mode of adjusting or determining the Value of the Damage or Satisfaction for the same to be paid by the said Trustees for any Land, Ground, Tenement, Building, or other Hereditaments, being Private Property, to be by them taken or laid into the said Roads, or otherwise made use of under the Authority of this Act, or for any Damage to be done to any Land, Ground, Tenement, Building, or other Hereditaments, in carrying this Act into Execution, where the said Trustees are directed to pay for such Damage, it shall be lawful for the Surveyor to the said Trustees, by and with the Consent of the said Trustees, to make and enter into any Agreement for settling the Amount of the Satisfaction or Damages with the Persons, Bodies Politic or Corporate, who are or shall be seized or possessed of or interested in the Land, Ground, Tenement, Building, or Hereditaments so to be taken or laid into the said Roads, or otherwise made use of, or whereunto any Damage shall be done as aforesaid, according to their several and respective Estates and Interests therein; and in case such Surveyor cannot agree with any such Persons, Bodies Politic or Corporate, or if such Land, Ground, Tenement, Building, or Hereditaments shall belong to any Person or Persons under legal Disability to sell or convey the same, or if the Owner thereof cannot be found, then and in any of the said Cases, the said Trustees are hereby directed, by a Notice in Writing under their Hands, or the Hand of their Clerk, to apply to the Justices of the Peace for the County of *Middlesex*, assembled at a General Sessions or General Quarter Sessions to be held for the said County, to assess such Satisfaction and Damage; and the said Justices so assembled are hereby directed on Receipt of such Notice, and on due Proof on Oath being made before them of Notice in Writing of the Intention of such Application having been given to or left at the usual Places of Abode of such Persons, Bodies Politic or Corporate, so seized or possessed of or interested in such Land, Ground, Tenement, Buildings, or Hereditaments, or their Trustees, Guardians, Committees, Stewards, Attornies, or Agents, or in case any such Persons or their Trustees, Guardians, Committees, Stewards, Attornies, or Agents, cannot be found, then with the Tenant thereof, or (if the same shall be then unoccupied) by placing such Notice on some conspicuous Part thereof at least Fourteen Days before such Sessions shall be held, to impanel a Jury of Twelve disinterested Men
out

out of the Persons returned to serve as Jurymen at such Sessions, and the said Jury shall, upon their Oaths, according to the best of their Judgment, assess the Damage to be given and the Recompence or Satisfaction to be made to the Persons seized, possessed, or interested as aforesaid, in the said Land, Ground, Tenement, Building, or Hereditaments, according to their several and respective Rights and Interests therein, and also such Recompence as they shall think reasonable for making of new Fences, and the Verdict of such Jury shall be final and conclusive to all Parties; and upon Payment or Tender of the Money so to be assessed or adjudged by such Jury to the Persons entitled thereto, or on depositing the same in the Bank of *England*, in the Manner by this Act directed, as the Case may be, the Interest, Right, and Title of all such Persons, Bodies Politic or Corporate, in such Land, Ground, Tenement, Building, or Hereditaments, shall be for ever divested out of such Persons, Bodies Politic or Corporate, and the said Land, Ground, Tenement, Building or Hereditaments, shall be made use of for the Purposes of this Act, and so much of such Land or Ground, and of the Scite of any such Tenement or Building as shall be laid into the said Roads shall for ever afterwards, be esteemed and taken to be Part of the said Roads, and the said Trustees shall be thenceforth discharged from all Claims, Costs, Charges, or Expences respecting the several Damages aforesaid.

XCIH. And be it further enacted, That in case any Jury or Juries to be impannelled pursuant to the Authority of this Act, shall give a Verdict or Assessment for more Money as a Recompence or Satisfaction for the Right, Interest, or Property of any Person or Persons in any such Land, Ground, Tenement, Building, or other Hereditaments, or any such Damage as aforesaid, than shall have been previously agreed to be given or offered for the same by the said Trustees, then and in such Case the Costs and Expences of the Jury and Witnesses for the Purposes aforesaid, shall be paid by the said Trustees out of the Monies which shall arise by virtue of this Act; but if any such Jury or Juries shall give in a Verdict or Assessment for no more or for less Money as such Recompence or Satisfaction aforesaid, than shall have been previously agreed to be given or offered by the said Trustees for the same, then the Costs and Expences of the Jury and Witnesses shall be paid by the Person and Persons with whom the said Trustees shall have had the Controversy or Dispute in respect of such Recompence or Satisfaction as aforesaid; and in all Cases where the Person or Persons, Party or Parties interested in any such Land, Ground, Tenement, Building, or Hereditaments, are not to be found, such Costs and Expences of such Jury and Witnesses shall be paid by the said Trustees out of the Monies which shall arise by virtue of this Act, which said Costs and Expences shall and may be deducted out of the Money so adjudged or assessed, as so much Money advanced to and for the Use of the Person and Persons entitled to such Money so adjudged, and Payment or Tender of the Remainder of such Monies or the depositing the same in the Bank of *England*, in the Manner by this Act directed, as the Case may be, shall be deemed and taken to be a Payment or Tender of the whole Sum or Sums so adjudged or assessed, or otherwise, such Costs and Expences may be recovered by such Ways and Means as are herein-after provided for the Recovery of the Penalties,

Expences of
Juries how to
be paid.

[*Local.*]

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ties,

ties, Forfeitures; and Fines; by this Act authorized to be imposed or inflicted.

No Costs to be deducted if Persons prevented by Absence from treating.

XCV. Provided always, and be it further enacted, That in all Cases where any Person or Persons shall by reason of Absence be prevented from treating with the said Trustees or their Surveyor, for or on the Amount of Satisfaction or Damage for any Land, Ground, Tenement, Building, or other Hereditaments, purchased, taken or used by the said Trustees for the Purposes of this Act, for the Costs, Charges, and Expences of the summoning and maintaining any Jury or Witnesses to ascertain the Value of the same, and all other Costs, Charges and Expences, incurred or occasioned by such Land, Ground, Building, Tenement, or Hereditaments being so purchased, taken or used as aforesaid, shall be paid and discharged by the said Trustees or their Treasurer, out of the Monies arising by virtue of this Act, and no Deduction shall be made by the said Trustees on account thereof, from the Amount of the Satisfaction or Damages to be adjudged and given by and in pursuance of the Verdict or Assessment of such Jury.

Application of Compensation Money amounting to 200l.

XCV. 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, damaged, or used by virtue of the Powers of this Act for the Purposes of the same, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or other 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 *ex parte* the said Trustees for executing 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 Incumbrances 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 and with 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 or Purposes, and in the same Manner as the Lands, Tenements, and Hereditaments which shall be so purchased, taken, damaged or used as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance or Settlement shall be existing, undetermined, or capable of taking Effect; and in the mean Time and until such Purchase shall be made, the said Money shall, by Order of the said High 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, or Hereditaments so to be purchased, in case such Purchase or Settlement were made.

XCVI. 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 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 of *England*, in the Name and with the Privity of the 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 for executing 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 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 High Court of Chancery.

Where less than 200l. and exceeding 20l.

XCVII. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as aforesaid 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, or Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Where less than 20l.

XCVIII. 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 of this Act, 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, then and in 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 High Court of Chancery, to be placed to his Account to the Credit of the Parties interested in the said Lands, Tenements, or Here-

In case of not making out Titles, or where Parties cannot be found, &c.

Hereditaments, (describing them) subject to the Order, Controul, and Disposition of the said High 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 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.

Where any Question shall arise respecting Money to be paid, the Person in Possession to be deemed entitled.

XCIX. 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 Privy of the Accountant General of the High Court of Chancery in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, Title or Interest in any Lands, Tenements, or Hereditaments to be purchased in pursuance of this Act, or to any Bank Annuities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, Tenements, 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, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said High 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 to 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, Tenements or Hereditaments, or to some Estate or Interest therein.

Court of Chancery may order Expences of Purchases to be paid by Trustees.

C. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons or Corporation entitled to any Lands, Tenements, or Hereditaments to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the High Court of Chancery, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said High Court of Chancery to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, to be paid by the said Trustees out of the Monies to be received by virtue of this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

CI. And

CI. And whereas some Part or Parts of such Lands, Grounds, Tenements, Buildings, or Hereditaments as may be purchased, taken, or used, under the Powers and for the Purposes of this Act, may happen to be more than will be necessary or wanted for the Purposes of this Act; be it therefore further enacted, That it shall be lawful for the said Trustees, or any Seven or more of them, and they are hereby authorized and empowered to sell, or dispose of, and to convey or cause to be sold or disposed of and conveyed, such Part or Parts of such Lands, Grounds, Tenements, Buildings, or Hereditaments, to any Person or Persons willing to contract or agree for and purchase the same, and the Money arising therefrom shall be paid and applied for the Purposes of this Act; but the Purchaser or Purchasers thereof shall not be answerable or accountable for the Mis-application or Non-application thereof.

Parts of Premises not wanted by Trustees to be sold.

CII. Provided always, and be it further enacted, That in case the said Trustees shall think proper to sell or dispose of any such Part or Parts of the said Lands, Grounds, Tenements, Buildings, or Hereditaments, as may not be necessary to be made use of for the Purposes of this Act, they shall first offer the same for Sale to the Person or Persons from whom the same shall have been purchased and taken; and if such Person or Persons shall then and thereupon refuse, or shall not agree to purchase the same respectively, an Affidavit to be made and sworn before a Master in the High Court of Chancery by some Person or Persons no way interested in the said Lands, Grounds, Tenements, Buildings, or Hereditaments, stating that such Offer was made by or on the Behalf of the said Trustees, and that such Offer was thereupon refused, or was not agreed to by the Person or Persons to whom the same was made, shall in all Courts whatsoever be sufficient Evidence and Proof that such Offer was made and was refused or not agreed to by the Person or Persons to whom such Offer was made (as the Case may be); and in case such Person or Persons shall be desirous of purchasing such Part or Parts of the said Lands, Grounds, Tenements, Buildings, or Hereditaments as aforesaid, and he, she, or they, and the said Trustees shall differ or not agree with respect to the Price thereof, then the Price or Prices thereof shall be settled and ascertained by a Jury, in such and the like Manner as any Sum or Sums of Money to be paid by the said Trustees for the Purchase of or Damage to any Lands, Grounds, Tenements, Buildings, or Hereditaments, is and are herein directed to be settled and ascertained in case of any Difference or Dispute about the same, and the same shall be recovered, levied, and applied in such and the like Manner.

To whom the first Offers to be made.

CIII. And be it further enacted, That all Sales, Conveyances, and Affurances of any Lands, Grounds, Tenements, Buildings, or other Hereditaments, to be made to or by the said Trustees, for the Purposes or under the Powers of this Act, shall be made on Parchment, and shall be (*mutatis mutandis*) in the Form or to the Effect following; (that is to say),

Conveyances to or from the Trustees.

‘ I *A. B.* of _____ in Consideration of the Sum of _____
 ‘ to be paid by the Trustees acting by virtue of an Act made
 ‘ in the Fifty-fifth Year of the Reign of His Majesty King *George* the
 ‘ Third, intituled [*here set forth the Title of this Act*] do hereby grant and
 ‘ [Local.] _____ 16 U _____ convey

CV. And be it further enacted, That in all Cases it shall be lawful for the said Watchmen, Supervisors, Collectors, Surveyors, or other Officers respectively, or any other Person or Persons who shall see any Offence committed against this Act, to seize and detain the Person guilty of such Offence, and to convey or deliver him or her to a Peace Officer for the said County of *Middlesex*, in order to be conveyed before some Justice of the Peace for the said County, without any other Warrant or Authority for so doing; and such Justice is hereby empowered and directed to proceed immediately thereon, or any such Justice may on his own View proceed to the Conviction or Acquittal of every such Person so apprehended, or oblige him or her to give Security for his or her appearing and answering to the said Complaint, at such Time and Place as such Justice shall think fit; and on Conviction, or in Default of giving such Security, to proceed to levying the Penalty, or committing the Person so offending.

Power to apprehend Offenders.

CVI. And be it further enacted, That in all Cases where any Oath is by this Act directed to be made or taken, the solemn Affirmation of any of the People called *Quakers* shall be accepted and taken instead of such Oath.

Quaker's Affirmation to be accepted instead of Oath.

CVII. And, for the more easy, speedy, and effectual Conviction of Offenders against this Act, be it further enacted, That every such Conviction shall and may be drawn up in the Words, or to the Effect following; (that is to say),

Middlesex }
to wit, }
BE it remembered, That on the _____ Day of _____ in the Year of our Lord _____
' One thousand eight hundred and _____ *A. B.* was convicted
' before me *C. D.* One of His Majesty's Justices of the Peace for the
' County of *Middlesex* of having [*here specify the Offence and Time and*
' *Place when and where the same was committed, as the Case shall be*]
' contrary to the Form of the Statute in that Case made and provided;
' and I do declare and adjudge that the said *A. B.* has forfeited, as a
' Penalty for such Offence, the Sum of _____ and I do also
' declare and adjudge that the said *A. B.* has forfeited for the Damages
' occasioned by such Offence the further Sum of _____ [*as*
' *the Case may be*]. Given under my Hand and Seal the Day and Year
' first above written. _____ *C. D.* [*Seal.*]

Form of Conviction.

CVIII. And be it further enacted, That no Distress or Commitment shall be deemed unlawful, nor the Party or Parties making or acting under the same shall be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or Commitment, or in the Appointment of any Collector, Supervisor, Watchman, or Surveyor, or in any other Proceeding relating thereto, nor shall the said Party or Parties be deemed a Trespasser or Trespassers *ab initio*, on account of any Irregularity which shall or may happen to be done in the apprehending or committing any such Offender, or in making such Distress; but the Party or Parties aggrieved by such Irregularity shall and may recover Satisfaction for the Special Damages which he, she, or they shall have sustained thereby, with usual Costs and

No Distress or Commitment to be deemed illegal for want of Form.

and no more, in an Action of Trespafs, or on the Cafe at the Election of the Party aggrieved.

Plaintiff not to recover for Irregularity if Tender of Amends made before Action brought.

CIX. Provided always, That no Plaintiff or Plaintiffs shall recover in any Action for any fuch Irregularity, Trespafs, or wrongful Proceeding, if Tender of fufficient Amends fhall be made, by or on Behalf of the Party or Parties who fhall have committed, or caufed to be committed, any fuch Irregularity or wrongful Proceeding before fuch Action brought, nor if fuch Tender of Amends fhall be made after the faid Action brought, at leaft Ten Days before the Trial thereof, together with the Cofts of fuch Action, to the Time of fuch laft-mentioned Tender, fuch Cofts to be taxed in the ufual Way, by the proper Officer of the Court in which fuch Action fhall be brought; but on Proof made of fuch Tender, on any Trial to be had in fuch Action, the Plaintiff or Plaintiffs fhall, if he, ſhe, or they, fhall not be able to prove a greater Damage than the Amount of fuch Tender, fuffer Judgment as in cafe of Nonfuit with Double Cofts, to be recovered in the fame Manner as any Defendant may recover Cofts in any other Cafe by Law.

Appeal to the Sefſions.

CX. Provided alfo, and be it further enacted, That in cafe any Perſon fhall think himſelf or herſelf aggrieved by any Rate or Aſſeſſment to be made as herein-before directed, or by any Act, Matter, Judgment, Conviction, or Thing which fhall be done by virtue or under the Authority of this Act (and for which no particular Method of Relief hath been already appointed) every fuch Perſon may appeal to the Juſtices of the Peace, at their General or General Quarter Sefſion of the Peace to be held for the County of *Middleſex*, within Four Calendar Months next after the Cauſe of Appeal fhall have ariſen, fuch Appellant giving Six Days Notice thereof to the Clerk to the faid Trustees, and alfo (if on account of any Warrant, Order, Judgment, or Conviction) to the Juſtice who made the ſame, of fuch his or her Intention of Appeal, and of the Cauſe or Matter thereof, and within Four Days of fuch Notice given, entering into Recognizance before ſome Juſtice of the Peace for the faid County, with Two Sureties, in fuch Sum as fuch Juſtice fhall in his Diſcretion judge ſufficient to try the Appeal at and abide by the Order and Determination of the faid Sefſion, and alfo to answer to the faid Trustees their Cofts relating to the Appeal, in cafe any fuch Rate or Aſſeſſment, or other Act, Matter, Judgment, Conviction, or Thing fhall be ratified and confirmed, but not otherwiſe; and the faid Juſtices at the faid General or General Quarter Sefſions, upon due Proof of the Delivery of the Notice, and of the entering into Recognizance as aforeſaid, fhall hear and finally determine the Appeal in a ſummary Way, and may alter or amend any Rate or Aſſeſſment to be made in purſuance of this Act, without ſetting aſide or altering the Whole thereof; and if they ſee Cauſe may, by Order of fuch Sefſion, mitigate at their Diſcretion all or any of the faid Penalties or Forfeitures, or vacate and ſet aſide any Conviction (but not for want of Form only), and ſet the Party at Liberty, or otherwiſe may ratify and confirm the ſame, and may award in any fuch Cafe fuch Cofts as they fhall think proper; and the Determination of fuch Sefſions fhall be binding and concluſive to all Intents and Purpoſes, and not be liable or ſubject to be removed by *Certiorari* or otherwiſe.

CXI. And

CXI. And be it further enacted, That all Actions or Suits to be commenced or prosecuted by or against the said Trustees, touching the Execution of this Act, may be brought in the Name of or against the Treasurer to the said Trustees, and that no such Action or Suit shall abate or be discontinued by the Death of any such Treasurer, or by the Removal of any such Treasurer from his Office, or by any Act of such Treasurer to be done without the Consent of the said Trustees; but that the Treasurer to the said Trustees for the Time being shall be always considered as the Plaintiff or Defendant in such Action or Suit (as the Case shall be); and that the said Trustees shall and may from Time to Time commence, prosecute, and maintain any Action, Suit, Bill, Information, or Indictment for any Matter or Thing done or committed contrary to this Act, and also shall and may defend any Action, Suit, Bill, Information, or Indictment to be brought, commenced, or prosecuted against the said Trustees, or their Treasurer, Clerk, Surveyor, or other Person or Persons appointed by or acting under them for any thing done under this Act, or in the executing the Orders of the said Trustees, and shall and may pay the Costs and Charges of every such Action, Suit, Prosecution, and Defence, out of the Monies to be received by virtue of this Act.

Trustees to sue and be sued in the Name of their Treasurer.

CXII. And be it further enacted, That no Action or Suit shall be commenced against the said Trustees, or their Treasurer, Clerk, or Surveyor, or any other Person or Persons acting under the said Trustees, for any thing done under or in pursuance of this Act, unless One Calendar Month's Notice of the Intention of commencing, bringing, or prosecuting such Action or Suit shall have been previously given in Writing to the Clerk of the said Trustees, and unless such Action or Suit shall be commenced within Six Calendar Months next after the Fact committed, and not afterwards, and shall be laid and brought in the County wherein the Cause of such Action or Suit shall have arisen, and not elsewhere; and the Defendant or Defendants in such Action or Suit shall and may plead the General Issue, and give this Act and the Special Matter in Evidence at any Trial to be had thereon, and that the same was done in pursuance and by virtue and Authority of this Act; and if the same shall appear so to be done, or if such Action or Suit shall be brought or commenced without such Notice being given as aforesaid, or after the Time before limited for bringing the same, or shall be laid or brought in any other County or Place than the County wherein the Cause of such Action or Suit shall have arisen, then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall become Nonsuit, or discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Double Costs, and have such Remedy for the same as any Defendant hath in any other Case by Law.

Limitation of Actions.

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

[Local.]

16 X

CXIV. And

Commence-
ment and
Continuance
of this Act.

CXIV. And be it further enacted, That this Act shall commence and take place upon the Twenty-fourth Day of *June* One thousand eight hundred and fifteen, and shall be and continue in full Force and Effect 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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