



ANNO DECIMO

GEORGII IV. REGIS.

Cap. xx.

An Act for more effectually improving and repairing the Road leading from the Turnpike Road at *Wrotham Heath* in the County of *Kent*, to the Turnpike Road leading from *Croydon* to *Godstone* in the County of *Surrey*. [13th April 1829.]

WHEREAS an Act was passed in the Fifth Year of the Reign of His late Majesty King George the Third, intituled *An Act for repairing, widening, and keeping in repair the Road leading from the Turnpike Road at Wrotham Heath, in the County of Kent, to the Turnpike Road leading from Croydon to Godstone in the County of Surrey*: And whereas another Act was passed in the Twenty-seventh Year of the Reign of His said late Majesty, intituled *An Act for enlarging the Term of an Act of the Fifth Year of His present Majesty, for repairing, widening, and keeping in repair the Road leading from the Turnpike Road at Wrotham Heath, in the County of Kent, to the Turnpike Road leading from Croydon to Godstone in the County of Surrey*: And whereas an Act was passed in the Forty-eighth Year of the Reign of His said late Majesty, intituled *An Act to continue and amend Two Acts for repairing the Road from the Turnpike Road at Wrotham Heath, in the County of Kent, to the Turnpike Road leading from Croydon to Godstone in the County of Surrey*: And whereas the Trustees acting under or by virtue of the said recited Acts have in pursuance of the Powers

[Local.] 5 L to

5 G. 3. c. 68.
27 G. 3. c. 70.
48 G. 3. c. 37.

Recited Acts
repealed.

to them thereby given proceeded in putting the same into execution, and have borrowed several considerable Sums of Money upon the Credit of the Tolls thereby authorized to be taken or collected upon the said Road; which Money still remains due and owing, and cannot be repaid, nor can the said Road be effectually amended and kept in repair, unless the Term and Powers of the said Acts be continued and enlarged: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and immediately after the passing of this Act the said recited Acts of the Fifth, Seventh, and Forty-eighth Years of the Reign of His said late Majesty shall be and the same are hereby repealed.

This Act to
be put in ex-
ecution for
repairing
the Road.

II. And be it further enacted, That this Act shall be put into execution for and during the Time hereinafter mentioned, for the Purpose of repairing, improving, widening, diverting, and keeping in repair the Road leading from the Turnpike Road at *Wrotham Heath*, in the County of *Kent*, to the Turnpike Road leading from *Croydon* to *Godstone* in the County of *Surrey*, through the several Parishes of *Wrotham*, *Ightham*, *Seal*, *Sevenoaks*, *Chevening*, *Sundridge*, *Brasted*, and *Westerham*, in the County of *Kent*, and *Tatsfield*, *Lympsfield*, *Oxted*, *Tandridge*, and *Godstone*, in the County of *Surrey*.

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the Counties of *Kent* and *Surrey* respectively, together with the Right Honourable *George Charles* commonly called the Earl of *Brecknock*, the Right Honourable *Philip Henry* commonly called Viscount *Mahon*, the Right Honourable *William Pitt Amherst* commonly called Lord Viscount *Holmesdale*, the Honourable *Frederick Amherst*, *John Atkins*, *John Atkins* the younger, *Thomas Austen*, *John Austen* Clerk, *George Leonard Austen*, *William Austen* Clerk, *Vincent Hilton Briscoe*, *Vincent Joseph Briscoe*, *Matthew Bloxham* Clerk, *Richard Board* Clerk, *George Claridge*, *Christopher Cooke*, *Henry Cox*, *Thomas Curteis* Clerk, *Thomas Sackville Curteis* Clerk, *Samuel Wyatt Cobb* Clerk, *Thomas Kendrick Crow*, *Robert Crawford*, *George D'Oyly D. D.*, *Sir Thomas Dyke* Baronet, *Percival Hart Dyke*, *George Hart Dyke*, *William Edmeades*, *Alexander Evelyn*, *William Elers*, *Sir Charles Francis Farnaby* Baronet, Clerk, *John Gibbons* Clerk, *William Levison Gower* the younger, *William Grassett*, *Henry Harenc*, *Thomas Harvey* Clerk, *Thomas Harvey* the younger Clerk, *Thomas Harman* Clerk, *Robert Herries*, *Henry Hughes*, *Demetrius Grevis James*, *Thomas Jesson*, *Richard Jones* Clerk, *Thomas Mortimer Kelson*, *Multon Lambard*, *William Lambard*, *Thomas Lambard* Clerk, *Henry Thomas Lane*, *John Wenham Lewis*, *Thomas Lightfoot*, *William Louttit*, *William Manning*, *Frederick Manning*, *Charles John Manning*, *Charles Legh Hoskins Masters*, *Robert Mayne* Clerk, *John Pollock Mayers*, *John Lewis Minet*, *George Moore* Clerk, *John Madan Maitland*, *William Moreton* Clerk, *William Foote Mount*, *Peter Nouaille*, *Peter Nouaille* the younger, *Frederick Perkins*, *Charles Carter Petley*,
William

William Masters Pyne Clerk, George Polhill, Charles Polhill, Sir Richard Henry Charles Rycroft Baronet, John Sawers, Thomas Selby, Henry Streatfield, Henry Streatfield the younger, Thomas Streatfield, William Streatfield Clerk, Thomas Streatfield Clerk, Clement Strong Clerk, Richard Taylor Clerk, Thomas Thompson, William Tonge, Charles Hampden Turner, Charles Hampden Turner the younger, Robert Tritton Clerk, Edmund Turton, Edmund Yates, Jonathan Yates, Ives Harvey Urquhart, John Warde, Charles Warde, Francis Warde, Robert Welbank, Yervas Whitehead Clerk, John Thomas Wilgress Clerk, Charles Willard, Mathias Wilks, Charles Wilmot, George Wilmot, Henry Woodgate, Francis Woodgate, John Woodgate, Charles Warren, Thomas Wyatt, and their Successors, being duly qualified according to the Laws in Force and Effect for the Repair of Turnpike Roads, shall be and they are hereby appointed Trustees for carrying into execution this Act.

IV. And be it further enacted, That it shall be lawful for the Trustees appointed by this Act, and they are hereby authorized and empowered, at any Meetings from Time to Time to be held for that Purpose, of which Meeting and of the Purpose thereof Ten Days Notice shall be given, as directed by an Act of the Third Year of the Reign of His present Majesty for regulating Turnpike Roads in *England*, respecting the Appointment of Trustees on Vacancies, to elect, nominate, and appoint any Number of fit Persons (not exceeding Five in the whole) to be Trustees for the Purpose of this Act, in addition to the Trustees hereby nominated and appointed; and such Trustees so elected and appointed, being duly qualified, shall be and they are hereby invested with the same Powers and Authorities for executing this Act as if they had been named and appointed in and by this Act.

Power to appoint an additional Number of Trustees.

V. And be it further enacted, That the Trustees for executing this Act shall hold their First Meeting at the *Crown Inn* at *Sevenoaks*, or at some other convenient Place in the Neighbourhood of the said Road, upon the Third *Monday* next after the passing of this Act, or as soon after as conveniently may be, and shall and may then and from Time to Time after adjourn to and meet at such Times, and at such Place or Places in the Neighbourhood of the said Road, as they shall think proper.

First Meeting of Trustees.

VI. And be it further enacted, That it shall and may be lawful for the said Trustees, or any Person or Persons appointed or continued or to be appointed Collector or Collectors of the Tolls to be taken by virtue of this Act, to demand and take the Tolls or Sums of Money, not exceeding the following Sums or Tolls respectively, as the said Trustees at any of their Meetings shall from Time to Time appoint and order, at the several and respective Toll Gates or Turnpikes, or Side Gates or Side Bars or Chains, which are or shall be standing and being, or continued or erected by virtue of this Act, in, upon, or across or on the Side or Sides of the said Roads, or any Part or Parts thereof, and on every Day, such Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night; (that is to say,)

Power to take Tolls.

For

Tolls.

For every Horse, Mule, or Ass, laden or unladen, and not drawing, any Sum not exceeding One Penny:

For every Horse or other Beast drawing any Coach, Chariot, Landau, Berlin, Chaise, Calash, Chair, Caravan, Hearse, or Litter, or other Carriage, the Sum of Four-pence:

For every Horse or other Beast drawing any Waggon, Wain, Dray, Cart, or other such like Carriage, having the Fellies of the Wheels thereof of less Breadth than Four Inches and a Half at the Bottom or Soles thereof, the Sum of Sixpence:

For every Horse or other Beast drawing any Waggon, Wain, Dray, Cart, or other such Carriage, having the Fellies of the Wheels thereof of the Breadth of Four Inches and a Half and less than Six Inches at the Bottom or Soles thereof, the Sum of Five-pence:

For every Horse or other Beast drawing any Waggon, Wain, Dray, Cart, or other such Carriage, having the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards at the Bottom or Sole thereof, the Sum of Four-pence:

For every Drove of Oxen, Cows, or Neat Cattle, any Sum not exceeding Ten-pence *per* Score; and so in proportion for any greater or less Number:

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

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such Carriage, between the Tenth Day of *October* and the First Day of *April* in every Year, laden with Timber, Wood, Guns or other Iron, double the Tolls hereinbefore mentioned:

Which said respective Tolls or Sums of Money shall be demanded, and be paid as aforesaid, before any Horse, Mule, Ass, or other Beast or Cattle whatsoever, shall be permitted to pass through any such Toll Gate or Turnpike, Side Gate or Side Bar or Chain; and which said respective Tolls or Sums of Money shall be and are hereby vested in the said Trustees, and shall be applied for the Purpose of this Act, in manner hereinafter described.

No Exemption from Tolls on Materials for Roads in any other Parish.

VII. And be it further enacted, That nothing contained in any Act or Acts for regulating Turnpike Roads in *England*, or in this Act, shall extend or be construed to extend to exempt from the Payment of Toll any Horse or other Beast drawing any Carriage laden with Stones, Gravel, or other Materials for making or repairing any Road or Public Highway in any other Parish, Township, or Place than those through which the said intended new Road shall pass, nor for making or repairing any Road or Public Highway in any other Parish, Township, or Place than that wherein the same are found, unless the same shall be removed or carried from the Place where they shall be found or dug between the First Day of *April* and the First Day of *November*, or in the Time of hard Frost in the Winter Season, nor to exempt any Horse or other Beast drawing any Carriage laden with Chalk to be used for any Purpose whatsoever.

Horses and Carriages having

VIII. Provided always, and be it further enacted, That all and every the Horses, Beasts, and Cattle, (except Horses drawing any Stage

Stage Coach, Diligence, Van, or Caravan, Cart, Stage Waggon, or other such Stage Carriage hereinafter specified,) in respect whereof the Toll hereby authorized to be taken shall have been paid at any Turnpike or Turnpikes, Toll Gate or Toll Gates, on any Part of the said Roads, shall, upon a Note or Ticket, Notes or Tickets, denoting such Payment, being produced, be permitted to return or repass once Toll-free on the same Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night, through the same Turnpike or Turnpikes, Toll Gate or Toll Gates, in respect of each Payment of Toll.

passed once
to be allowed
to repass
Toll-free.

IX. Provided always, and be it enacted, That the Payment of Toll at any Side Gate, Bar, or Chain, Side Gates, Bars, or Chains, shall not extend to a double Charge upon any Person or Persons passing on the same Day through any other of the Gates or Turnpikes erected or to be erected on the said Road.

Persons pay-
ing at Side
Gates not to
pay at other
Gates.

X. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for or in respect of all Horses or other Beasts of Draught drawing any Stage Coach or Stage Waggon, Diligence, Van, Caravan, Cart, or other Stage Carriage conveying Passengers or Goods for Payment, Hire, or Reward, for every Time of passing or repassing along the said Road.

Stage
Coaches, &c.
to pay each
Time of
passing.

XI. And be it further enacted, That the Tolls hereby made payable shall be paid for or in respect of all Horses or other Beasts of Draught drawing any Post Chaise or other Carriage travelling for Hire, for every Time of passing and repassing along the said Roads on the same Day as often as a fresh Hiring shall take place.

Post Chaises
on every
fresh Hiring.

XII. And be it further enacted, That no more than Four Tolls in the whole shall be demanded or taken from any Person or Persons for passing or repassing the same Day, for or in respect of the same Horses, Cattle, Beasts, or Carriages, through all the Toll Gates or Turnpikes to be erected by virtue of this Act between the Road leading from the Turnpike Road at *Wrotham Heath* aforesaid to the Turnpike Road leading from *Croydon* to *Godstone* in the County of *Surrey*, but in case Toll shall have been paid for or in respect of any Horse, Beast, Cattle, or Carriage, such Horse, Beast, Cattle, or Carriage shall (except as next before mentioned) pass and repass Toll-free on the same Day through the same Toll Gate or Turnpike, or through any other Toll Gate or Turnpike which shall be freed by such Payment.

Not more
than Four
Tolls to be
taken for
passing and
repassing
the same
Day through
all the Turn-
pikes with
the same
Cattle or
Carriages.

XIII. And be it further enacted, That it shall and may be lawful to and for the said Trustees, for the Purpose of widening or improving the said Road, to take, use, and lay into the said Road the Houses, Outhouses, Buildings, Gardens, Orchards, Lands, Tenements, or Hereditaments mentioned in the Schedule to this Act annexed, first making Satisfaction to the Owners thereof and Persons interested therein for the same, or for the Damage they may sustain thereby.

Power to
take Houses,
&c. for
widening
Roads.

[*Local.*]

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XIV. Pro-

Limiting the
Period for
purchasing
the Property.

XIV. Provided always, and be it further enacted, That if the said Trustees shall not, within the Space of Five Years after the passing of this Act, agree for or cause to be valued the Lands, Tenements, and Hereditaments mentioned in the Schedule to this Act annexed, then and from thenceforth the Powers to them thereby and hereby granted for such Purpose shall cease, determine, and be utterly void and of no Effect, save and except with the Consent of the Owners and Occupiers of such Lands, Tenements, and Hereditaments; any thing herein contained to the contrary thereof in anywise notwithstanding.

Application
of Tolls and
Money bor-
rowed.

XV. And be it further enacted, That all Monies which before the Day of the Commencement of this Act shall have been raised and produced by virtue of the said recited Acts hereby as aforesaid repealed, and which shall be remaining undisposed of on the Day of the Commencement of this Act, and also all the Monies which shall arise and be produced by and from the Tolls by this Act granted and made payable, together with the Monies which shall be borrowed upon the Credit thereof, and all other Monies which shall arise and be produced by virtue thereof, and not otherwise appropriated or directed to be applied, shall be applied to and for the several Uses, Intents, and Purposes, and in the Order and Manner following; (that is to say,) in the first place, in the Payment of all the Costs, Charges, and Expences which shall have been incurred in applying for, preparing, and obtaining, and passing this Act, and otherwise relating thereto respectively; secondly, in defraying the Expences of widening, improving, repairing, and preserving the Roads by this Act directed to be widened, improved, and kept in repair, and of erecting, altering, and repairing Turnpikes, Toll Gates, and Toll Houses, with suitable Outbuildings, upon, across, and by the Side of the same Roads, and otherwise in executing the Purposes of this Act; thirdly, in respectively paying and discharging all the Interest which shall from Time to Time be owing to any Mortgagee or Mortgagees of any of the Tolls or Duties payable on the Roads by this Act directed to be widened, improved, and kept in repair; and, lastly, in reducing, paying off, and discharging the several Principal Sums of Money which shall have been borrowed and secured in pursuance of and for the Purpose of the said recited Acts hereby repealed, and also the several Principal Sums of Money which may be hereafter borrowed and secured by virtue of this Act.

Public Act.

XVI. 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.

Commence-
ment and
Continuance
of this Act.

XVII. And be it further enacted, That this Act shall commence from and immediately after the passing thereof, and shall continue and be in force for and during the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

The SCHEDULE to which this Act refers.

Parishes.	Description of Premises.	Owners.	Occupiers.
Wrotham	Woodland - -	Thomas Austen, Esq. - -	Himself.
Ightham	Part of a Garden - -	William Hills and John Hills	Thomas Allen.
Ditto	Part of a Yard - -	Ditto Ditto - -	John Saker.
Ditto	Part of a Garden - -	Thomas Taylor - -	Richard Cheeseman.
Ditto	Part of a Garden - -	John Botten - -	Himself.
Seal {	Part of a Garden and {	Richard Harvey, Sarah King, {	William Catt.
	Barn - -	and Mary Harvey - -	
Chevening	Part of Two Arable Fields	Earl Stanhope - -	Robert Paul Waring.
Sundridge	Part of a Garden - -	William Chapman, Esq ^{re} . - -	William Humphrey.
Brasted	Part of a Garden - -	William Wells - -	Rich. Davey the elder.
Ditto	Part of a Hop Garden -	George Wells and John Wells	Themselves.
Westerham	Part of a Meadow - -	Mrs. Ethelinda Margaretta Pott	William Hope.
Ditto	Cottage - -	William Baldwin - -	Himself.
Ditto	House and Garden - -	John Warde, Esq. - -	William Ashby.
Ditto {	Part of House and {	George Baker and Thomas {	James Boyce and Wil-
	Garden - -	Baker - -	liam Wood.
Ditto	Part of a Garden - -	John Duncan - -	Himself.
Tandridge	Part of an Arable Field -	Charles Hampden Turner, Esq.	Himself.
Ditto	Part of an Arable Field -	Vincent Hilton Biscoe, Esq. {	John Fortescue and
			Henry Fortescue.

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