



ANNO SEPTIMO

GEORGIIV. REGIS.

Cap. ix.

An Act for making and maintaining a Turnpike Road from *Cannock* in the County of *Stafford* to *Penkridge* in the same County.

[22d *March* 1826.]

WHEREAS the present Road from *Cannock* to *Penkridge* in the County of *Stafford* is in many Parts narrow, hilly, and badly constructed, and it would be of great Benefit and Advantage to the Owners and Occupiers of the adjoining Estates, and to the Public at large, if the same were to be widened, improved, diverted, and made Turnpike: And whereas an Act was passed in the Third Year of the Reign of His present Majesty, intituled *An Act to amend the general Laws now in being for regulating Turnpike Roads in that Part of Great Britain called England*: And whereas another Act was passed in the Fourth Year of the Reign of His said present Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the general Laws now in being for regulating Turnpike Roads in that Part of Great Britain called England*: And whereas another Act was passed in the Fifth Year of the Reign of His said present Majesty, intituled *An Act to enable Justices of the Peace for Ridings, Divisions, or Sokes, to act as Trustees for repairing and maintaining Turnpike Roads*: And whereas the beneficial Purposes aforesaid cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it

[*Local.*]

4 K.

enacted

Powers of
recited Acts
to extend to
this Act.

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 upon the passing of this Act the said recited Act passed in the Third Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained (save and except such Parts thereof as are expressly varied, altered, or repealed by the said recited Act passed in the Fourth Year of the Reign of His present Majesty, or varied, altered, or otherwise provided for by this Act), and also the said recited Act passed in the Fourth Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained (save and except such Parts thereof as are expressly varied, altered, or otherwise provided for by this Act), and also the said recited Act passed in the Fifth Year of the Reign of His present Majesty, shall respectively be as good, valid, and effectual for carrying this Act into Execution, as if the same had respectively been repeated and re-enacted in the Body of this Act.

Trustees.

II. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the County of *Stafford*, together with *Thomas Aston, Samuel Barber, John Vaughan Barber, John Barlow, Edward Barnes, Edward Bartlam, Edward Bartlam the younger, Thomas Blurton, William Brearley, Sir George Chetwynd Baronet, William Chetwynd, Henry Chetwynd, Edward Clark, Charles Clark, William Blow Collis Clerk, William Critchley, William Critchley the younger, William Cotton, Henry Crockett, Richard Crockett, Robert Crockett Clerk, Thomas Crockett, Richard Croydon, Thomas Croydon, Humphrey Devey, Francis Eld, Charles Forster, John Forster, R M Fletcher, Thomas W Giffard, George Gilpin, William Gilpin, Edward Grove, Richard Hall, Robert Hanbury, John Hart, John Hodson, William Holland, Joseph Hordern, William Haddersich, Phineas Hussey, Charles Keeling, William Keen, George Keen, James Lawrence, Richard Levett Clerk, Edward John Littleton, Edward Richard Littleton, William Locker, William Masfen, Thomas Miller, Edward Moncton, George Moncton, Henry Pratt, John Pratt, Joseph Reynolds, Edward Sant, William Shenstone, Robert Smith, John Stevenson Salt, Thomas Salt, Richard Slaney Clerk, George John Stubbs, William Taylor, John Twigg, John Walhouse, Robert Harvey Wyatt, Horace Wyatt, Edmund Wigan, Matthias Willington, Whitgreave*, and their Successors, being duly qualified according to the Provisions and Directions of the said recited Acts passed in the Third, Fourth, and Fifth Years of the Reign of His present Majesty, shall be and they are hereby appointed Trustees for making and maintaining a Turnpike Road from the Town and Parish of *Cannock* in the County of *Stafford*, to commence at the Junction of the present Road from *Penkridge* with the *Stafford* and *Churchbridge* Turnpike Road in the said Town of *Cannock*, and to pass from thence through or into the several Parishes of *Cannock, Wolverhampton, and Penkridge* in the same County, to the Town of *Penkridge* in the same County,

County, where the said intended Road will communicate with the Turnpike Road from *Stafford* to *Wolverhampton*, at the South End of the Town of *Penkridge* aforesaid, and for otherwise carrying into Execution this Act.

III. And be it further enacted, That the said Trustees shall meet Meetings of Trustees. together on the Second *Monday* next after the passing of this Act, between the Hours of Ten of the Clock in the Forenoon and Three of the Clock in the Afternoon, at the Inn known by the Name of *The Littleton Arms* in *Penkridge* aforesaid, or at some other convenient Place in the said Town of *Penkridge*, and shall then and there proceed to carry this Act into Execution, and shall and may then and from Time to Time afterwards adjourn to and meet at such Place or Places on or near to any Part of the said Road as the said Trustees or the major Part of them present at any such Meetings shall think proper and appoint.

IV. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered to elect and appoint any Number of Persons, being duly qualified according to the Provisions and Directions of the said recited Acts passed in the Third and Fourth Years of the Reign of His present Majesty, not exceeding Three in the whole, in addition to the Number of Trustees herein named and appointed, to be Trustees for the Purposes of this Act; and such Persons so elected and appointed, and being duly qualified, shall be Trustees for the Purposes of this Act, and are hereby invested with the same Powers and Authorities for executing this Act as if they had been herein named. Power to appoint additional Trustees.

V. And be it further enacted, That the said Trustees at any of their Meetings shall and may from Time to Time appoint a Clerk or Appointment of Officers. Clerks, Treasurer or Treasurers, Collector or Collectors of the Tolls, and a Surveyor or Surveyors of the said Road, and such other Officers as they the said Trustees shall think necessary, and from Time to Time shall and may remove any such Officer or Officers, and on the Death, Resignation, or Removal of any such Officer or Officers may appoint another or others in his or their Stead; and every such Appointment shall be entered in the Book of Proceedings of the Trustees; and the said Trustees shall and may and they are hereby authorized and empowered, by and out of the Monies arising by virtue of this Act, to pay such Salaries and make such Allowances to such Officers as shall be appointed by virtue of this Act, for their Services in or about the carrying of this Act into Execution, as they the said Trustees shall think reasonable.

VI. And be it further enacted, That it shall not be lawful for the said Trustees to appoint the Person or Persons who may be appointed their Clerk or Clerks in the Execution of this Act, or the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of the Partner or Partners of such Clerk or Clerks, Clerk not to act as Treasurer, and vice versa. the

the Treasurer or Treasurers for the Purposes of this Act, or to appoint any Person or Persons who may be appointed Treasurer or Treasurers, or the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers, the Clerk or Clerks to the said Trustees; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person or Persons being the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or Person or Persons in the Service or Employ of any such Clerk or Clerks, shall accept the Office of Treasurer, or being the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or Person or Persons in the Service or Employ of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of the Partner or Partners of such Treasurer or Treasurers, shall accept the Office of Clerk in the Execution of this Act, or if any such Treasurer shall hold or accept any Place or Office of Profit or Trust under the said Trustees other than that of Treasurer, every such Person so offending shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlance shall be allowed.

Power to
erect Toll
Gates, &c.

VII. And be it further enacted, That it shall be lawful for the said Trustees from Time to Time to erect and set up, or cause to be erected and set up, in, upon, or across the said Road or any Part thereof, or upon the Sides thereof, when, where, and as the said Trustees shall judge necessary or expedient, any Toll Gate or Toll Gates, Turnpike or Turnpikes, Side Bar or Side Bars, Chain or Chains; and also to erect and build, or cause to be erected and built, proper Toll Houses, with sufficient Outhouses and Conveniences thereto, at or near each and every such Toll Gate, Turnpike, Side Bar, or Chain, and to inclose on the Sides of the said Road suitable Gardens, not exceeding One-eighth Part of a Statute Acre each, for the Use and Convenience of the Occupiers of the said Toll Houses respectively, and from Time to Time to take down and remove, or alter or discontinue, the aforesaid Toll Gates, Turnpikes, Side Bars and Chains, Toll Houses and Gardens, or any of them, as the Trustees shall from Time to Time think proper and expedient.

Power to
take Tolls.

VIII. And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Person or Persons to be appointed Collector or Collectors of the Tolls to be taken by virtue of this Act, to demand and take the Tolls following at the several and respective Toll Gate and Toll Gates, or Toll Houses, or Side Bars or Side Gates or Chains, which shall be erected by virtue of this Act in, upon, across, or on the Side or Sides of the said Road, or any Part thereof, Once 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),

For

For every Horse or other Beast drawing any Coach, Chariot, Landau, Chaise, Hearse, Curricule, Gig, or other such Carriage, any Sum not exceeding Sixpence : Tolls.

For every Horse or Mule not drawing, any Sum not exceeding Two-pence :

For every Ass not drawing, any Sum not exceeding One Penny :

For every Score of Neat Cattle, any Sum not exceeding One Shilling and Eight-pence, and so in proportion for a greater or less Number :

For every Score of Sheep or Swine, any Sum not exceeding One Shilling, and so in proportion for a greater or less Number :

For every Horse or other Beast (except Oxen and Asses) drawing any Waggon, Wain, Cart, or other such Carriage, having the Fellies of the Wheels thereof of less Breadth than Four Inches and a Half at the Bottom or Soles thereof, any Sum not exceeding Nine-pence :

For every Horse or other Beast (except Oxen and Asses) drawing any Waggon, Wain, Cart, or other such Carriage, having the Fellies of the Wheels thereof of the Breadth of Four Inches and a Half at the Bottom or Soles thereof, any Sum not exceeding Seven-pence Halfpenny :

For every Horse or other Beast (except Oxen and Asses) drawing any Waggon, Wain, Cart, or other such Carriage, having the Fellies of the Wheels thereof of the Breadth of Six Inches or more at the Bottom or Soles thereof, any Sum not exceeding Sixpence :

For every Ox or Ass drawing any Carriage, any Sum not exceeding Three-pence :

Which said respective Tolls or Sums of Money shall be demanded and taken as aforesaid, before any Horse, Mule, Ass, or other Beast or Cattle upon which any Toll is by this Act imposed shall be permitted to pass through any such Turnpike or Toll Gate, Side Bar or Side Gate or Chain ; and such respective Tolls or Sums of Money shall be and are hereby vested in the said Trustees, and shall be applied in Manner herein-after directed.

IX. Provided always, and be it further enacted, That if any Person shall have paid the Toll hereby authorized to be taken for the passing of any Horse, Cattle, or Beast through any One of the said Toll Gates to be erected by virtue of this Act, such Horse, Cattle, or Beast shall, upon a Ticket denoting the Payment thereof for that Day being produced (which Ticket the Collector or Collectors of such Tolls is and are hereby required to deliver *gratis* to the Person paying the same, and whereon shall be named and specified the Gate at which the same shall have been paid, and also the Gate or Gates (if any) freed by the Payment of such Toll), be permitted to pass Toll-free through the same Toll Gate, and also through such other Gate or Gates as the Ticket for such Payment shall free, at any Time or Times during the same Day, to be computed as aforesaid ; any thing in this Act contained to the contrary thereof in anywise notwithstanding.

Tolls to be paid but Once a Day.

X. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to empower the said Trustees to cause more than One full Toll to be demanded or taken on the same Day, for or in respect of the Passage of the same Horses,

Nor more than One full Toll on the whole Line of Road.

[Local.]

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Beasts,

Beasts, Cattle, or Carriages, through all the several Turnpikes or Toll Gates to be erected on the whole Line of the said Road.

Stage Coaches
to pay every
Time, and
Post Chaises
on every
new Hiring.

XI. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of all Horses or Cattle drawing any Stage Coach, Van, Caravan, or Stage Waggon, or other Stage Carriage conveying Passengers or Goods for Pay or Reward, for every Time of passing or repassing along the said Road, and also for and in respect of all Horses or other Beasts drawing any Post Chaise or other Carriage travelling for Hire, for every Time of passing or repassing along the said Road, whenever a new Hiring of such Post Chaise or other Carriage shall have taken place.

Exemptions.

XII. Provided always, and be it further enacted, That no Toll shall be demanded for or in respect of any Horse or Mule, or any Neat Cattle, Sheep, or Swine which may be passing only from one Part of a Farm to another Part of the same Farm, or from one Farm to another, in the Occupation of one and the same Person.

Application
of Tolls and
other Monies.

XIII. And be it further enacted, That out of the Tolls or other Monies which shall be raised or received by virtue of this Act, the said Trustees shall, in the first Place, pay and discharge all the Expences and Costs relating to the procuring and passing of this Act; and the Remainder of such Monies shall from Time to Time be applied in erecting Turnpikes, Toll Houses, and Weighing Machines, and in making, amending, widening, altering, and improving the said Road, and keeping the same in repair, and in defraying all the Charges and Expences of carrying this Act into Execution, and in repaying the principal Monies by this Act charged or to be borrowed, and the Interest due or to grow due thereon.

Road may
be made over
any of the
Lands, &c.
described in
the Schedule.

XIV. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, to make the said Road in, over, upon, or through any private Lands or Grounds, of such Width as they shall think proper, not exceeding Thirty Feet, together with such Footpaths, Causeways, Bridges, Culverts, Fences, Ditches, and Drains as they shall think necessary or expedient; and for such Purpose or Purposes to pull down, or take and use, or lay into the said Road, any Houses, Buildings, Tenements, or Hereditaments mentioned in the Schedule to this Act annexed, making Satisfaction to the Owners thereof and Persons interested therein for the same, and for the Damage they may sustain thereby; and also in, upon, over, or through any Commons or waste Grounds, without making any Satisfaction for such Commons or waste Grounds; and it shall also be lawful for the said Trustees, and for their Surveyors and Workmen, from Time to Time to enter upon the Lands and Premises through which or whereupon such Roads, Footpaths, Causeways, Fences, Ditches, and Drains are intended to be made or pass, and also upon any adjoining Lands or Grounds, and to stake out the same in such Manner as the said Trustees shall think necessary or expedient, without being deemed Trespassers, and without being subject or liable to any Fine, Penalty, or Punishment for entering or continuing upon such Lands or Premises respectively for any
of

of the Purposes of this Act; and if any Person shall pull up, remove, or destroy any of such Stakes or other Marks used for the Purposes aforesaid, every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

XV. And whereas a Map or Plan describing the Line of the said Road and the Lands to be taken for making and varying the Course of and widening the said Road, together with a Book of Reference containing a List of the Names of the Owners and Occupiers of such Lands, have been deposited with the Clerk of the Peace for the County of *Stafford*; be it therefore enacted, That the said Map or Plan and Book of Reference shall remain in the Custody of the Clerk of the Peace for the said County, to the End that all Persons may at all seasonable Times have Liberty to inspect and peruse the same, and to take Copies of or Extracts therefrom at their Will and Pleasure, paying to the Clerk of the Peace the Sum of One Shilling for every such Inspection, and at the Rate of Four-pence for every Seventy-two Words of such Copies or Extracts of the Map or Plan and Book of Reference; and the said Trustees, in making the said Road, shall not deviate more than One hundred Yards, of Three Feet each, from the Line described in the said Map or Plan, without the Consent and Approbation in Writing of the Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, through whose Lands or Grounds such Deviation shall be made.

Plan to remain with Clerk of the Peace, and be open to Inspection.

XVI. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to take and use the Lands, Hereditaments, and Premises of any Person or Persons who is, or are, or may be Owner or Owners of Lands or Premises described in the said Map or Plan as aforesaid, for the Purpose of varying the Course of and widening the said Road, although the Name or Names of such Person or Persons may happen to be erroneously described or omitted in the said Book of Reference, in case it shall appear to any Two or more Justices of the Peace for the County of *Stafford*, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake.

Lands marked in the Plan may be used notwithstanding Errors in the Book of Reference.

XVII. Provided also, and be it further enacted, That the Powers and Authorities hereby given shall not extend or be construed to extend to empower or authorize the said Trustees to take or pull down any Dwelling House or other Building, or to take in or make use of any Orchard, Garden, Yard, Park, Paddock, planted Walk, or Avenue to a House, or any inclosed Ground planted and set apart as a Nursery for Trees, or any Part thereof respectively (other than and except such as are mentioned in the Schedule to this Act annexed), without the Consent in Writing of the Owner or Proprietor thereof first had and obtained.

Trustees restrained from pulling down Dwelling Houses, &c. not mentioned in the Schedule without Consent.

XVIII. Provided also, and be it further enacted, That unless the said Buildings, Grounds, and Hereditaments, mentioned and specified in the said Schedule, shall be purchased for the Purposes of this Act within Five Years next after the passing thereof, it shall not be lawful for

Power of purchasing limited to Five Years.

for the said Trustees to take or use any of such Buildings, Grounds, or Hereditaments, without the Consent in Writing of the Owners and Proprietors thereof for that Purpose first had and obtained.

Application
of Compensa-
tion Money
if amounting
to 200*l*.

1 G. 4. c. 35.

XIX. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used by virtue of the Powers of the said recited Act passed in the Third Year of the Reign of His present Majesty or of this Act, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity as in the said Act mentioned, 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 Privy of the Accountant General of the Court of Exchequer at *Westminster*, to be placed to his Account *ex parte* "The Trustees of the *Cannock* and *Penkridge* Road," pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His present Majesty, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward, to the Intent that such Money may 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 other 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, Trusts, 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 same Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, and Hereditaments, which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Time of making the Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in the meantime and until such Purchase shall be made the said Money, shall, by Order of the said Court of Exchequer, 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 meantime and until such 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

Rents and Profits of the Lands, Tenements, or Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

XX. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the 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 said Accountant General of the said Court of Exchequer, 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 Three or more of the 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 any Manner herein-before directed so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Exchequer.

Where less than 200*l.* and exceeding 20*l.*

XXI. Provided also, and be it further enacted, That when such Money so agreed or awarded to be paid as last before mentioned shall not exceed 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 shall think fit, or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Where not exceeding 20*l.*

XXII. 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 the said recited Act passed in the Third Year of the Reign of His present Majesty, or of this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Trustees, or in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments be not known or discovered, then and in every such Case it shall be lawful for the said Trustees 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

In case of not making out Titles, or if Persons cannot be found, Purchase Money to be paid into the Bank.

[*Local.*]

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with

with the Privy of the Accountant General of the said Court of Exchequer, to be placed to his Account there, to the Credit of the Parties interested in the said Lands or Hereditaments, (describing them) subject to the Order, Controul, and Disposition of the said Court of Exchequer; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money or any Part thereof by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest, of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England* who shall receive such Sum or Sums of Money is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Respecting
disputed
Titles to
Money.

XXIII. 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 said Court of Exchequer, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements, or Hereditaments to be purchased in pursuance thereof, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, 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 Court of Exchequer; and the Dividends or Interest of the said Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

The Court
may order
reasonable
Expences of
Purchases to
be paid in
certain Cases.

XXIV. 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 the said recited Act passed in the Third Year of the Reign of His present Majesty, or of this Act, the Purchase Money for the same shall be required to be paid into the said Court, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance thereof, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance

of the said last-mentioned Act, or of this Act, or so much of such Expences as the said Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Trustees, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

XXV. And whereas by means of the said intended Road, a public Road, leading from *Mansty Wood*, in the Manor of *Pillaton*, in the Parish of *Penkridge*, over *Cannock Shoal*, in the Manor of *Hatherton*, to the Town of *Cannock*, will become useless and unnecessary; be it therefore further enacted, That it shall and may be lawful for the said Trustees, at any Meeting or Meetings to be held in exercise of the Powers of this Act, by Order under their Hands and Seals, and they are hereby authorized, to stop up and discontinue, and to prevent the using of the said Road from *Mansty Wood* aforesaid over *Cannock Shoal* to the Town of *Cannock*, after the Expiration of Four Calendar Months from the Day of the Date of such Order; and it shall not be lawful for any Person or Persons whomsoever, except as herein-after mentioned, to use the said Way or Road when so stopped up or discontinued, but the same, except as aforesaid, shall thenceforth cease to be used as such Way or Road, to all Intents and Purposes whatsoever: Provided always, that Notice in Writing of such Order having been made as aforesaid shall be affixed on some conspicuous Place by the Side of such Way or Road so ordered to be stopped up and discontinued, and also on the Doors of the Parish Churches of *Cannock* and *Penkridge*, immediately before Divine Service, upon Three successive *Sundays* next after the making thereof, and also inserted in some public Newspaper usually circulated in the County of *Stafford*, for the Purpose of enabling any Person or Persons who may be aggrieved by the said Order to make the Appeal herein-after provided: Provided also, that so much of the said Road as is situate between *Cannock Shoal* and the Town of *Cannock*, and being in the Parish of *Cannock*, shall, notwithstanding any such Order to be made as aforesaid, continue to be used as an Occupation Road for the Benefit of the Owners and Occupiers of the adjoining Lands.

XXVI. And be it further enacted, That it shall and may be lawful to and for any Person or Persons who may be aggrieved by the making of any Order hereby authorized, for stopping up and discontinuing the said old Way or Road, to appeal against the same at any General or Quarter Sessions of the Peace for the said County, which shall be held within the Space of Four Calendar Months next after the making of the said Order, upon giving a Notice in Writing of such Appeal duly signed by him, her, or them to, or leaving the same at the usual Place of Residence of the Clerk to the said Trustees for the Time being, at least Fourteen clear Days before such General or Quarter Sessions of the Peace; and the Justices assembled at such General or Quarter Sessions are hereby authorized and required, upon due Proof before them by the Appellant or Appellants of such Notice having been regularly given by him, her, or them as aforesaid, to hear and determine the said Appeal, and upon the Quashing or Confirmation of the said Order, to award and adjudge the Party, against whom the said Appeal shall be determined, to pay such Costs as the said Justices shall appoint;

appoint ; and the said Appeal, being so heard and determined, shall be final and conclusive to all Intents and Purposes whatsoever ; and no Order against which any such Appeal shall be made as aforesaid, shall be quashed for Want of Form only.

If no Appeal,
Order to be
final.

XXVII. Provided also, and be it further enacted, That in case no such Appeal shall be made as aforesaid, the said Order or Orders shall be final and conclusive upon all Persons whomsoever.

Public Act.

XXVIII. 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.

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

The SCHEDULE to which this Act refers.

Owners.	Occupiers.	Description of Property.	Where situate.
John Harvey - -	Himself - -	Work Shed - -	Cannock Parish.
Charles Cotterill - -	Edward Sellman - -	Garden Ground - -	Ditto.
The Executors of John Bailey, deceased - -	James Benton - -	Garden Ground - -	Ditto.
Henry Benton - -	Joseph Brindley - -	Garden Ground - -	Ditto.
Thomas Wilson - -	Himself - -	Arable and Meadow Land - -	Ditto.
Samuel Barber - -	Richard Harden - -	Arable and Pasture Land - -	Ditto.
Anna Walhouse - -	Thomas Hall - -	Arable Land - -	Ditto.
Earl of Darlington - -	Lord of the Manor - -	Common Land - -	Ditto.
Encroachment from Common - -	Benjamin Sambrook - -	Garden Ground - -	{ Wolverhampton Parish.
Ann Richards and Mary Perry - -	Richard Harden - -	Arable Land - -	Ditto.
Edward John Littleton, Esq. - -	Samuel Lewis - -	Arable Land - -	Penkridge Parish.
The same - -	Thomas Aston - -	Arable Land - -	Ditto.
The same - -	Samuel Marshall - -	Meadow Land - -	Ditto.
The same - -	Thomas Aston - -	Meadow Land - -	Ditto.
The same - -	William Taylor - -	Arable Land - -	Ditto.
George Boulton - -	Himself - -	Fuel House - -	Ditto.
Edward John Littleton, Esq. - -	{ Overseers of the Poor for the Parish of Penkridge - -	Part of the Workhouse - -	Ditto.
Thomas Cheadle - -	Himself - -	Garden Ground & Pigsty - -	Ditto.
Joshua Horton - -	George Bennet - -	Meadow Land - -	Ditto.