



ANNO NONO

GEORGIIV. REGIS.

Cap.v.

An Act for repairing the Road from *Hinckley* to *Melbourne Common*, and other Roads communicating therewith, in the Counties of *Leicester* and *Derby*. [21st March 1828.]

WHEREAS an Act was passed in the Thirty-third Year of the Reign of His late Majesty King George the Second, intituled *An Act for repairing and widening the High Roads from Hinckley to Woeful Bridge, and also from Hoo Ash Lane through Old Lane, and from Swannington to Lee Gutter, and from thence to Melbourne Common, and from Ibstock to Measham, in the Counties of Leicester and Derby*: And whereas another Act was passed in the Fourteenth Year of the Reign of His late Majesty King George the Third, intituled *An Act to enlarge the Term and Powers of an Act passed in the Thirty-third Year of the Reign of His late Majesty King George the Second, intituled 'An Act for repairing and widening the High Roads from Hinckley to Woeful Bridge, and also from Hoo Ash Lane through Old Lane, and from Swannington to Lee Gutter, and from thence to Melbourne Common, and from Ibstock to Measham, in the Counties of Leicester and Derby;'* and for repairing and widening the Road from *Phiney's House, in the Liberty of Osbastone, to Cheshire's House in the Liberty of Carlton, and also the Road from the Turnpike Road at Swannington, along Burton's Lane, to the Coal Fields, and also the Road from the Toll Gate*

33 G.2.c.46.

14G.3.c.110.

[Local.]

S

Gate

Gate in Old Lane to the Leicester and Ashby-de-la-Zouch Turnpike Roads: And whereas another Act was passed in the Forty-eighth Year of the Reign of His said late Majesty King *George* the Third, 48 G. 3. c. 10. intituled *An Act to continue the Term and alter and enlarge the Powers of Two Acts of His late and present Majesty, for repairing the Roads from Hinckley to Melbourne Common, and other Roads in the said Acts mentioned, in the Counties of Leicester and Derby*: And whereas the Trustees appointed in or by virtue of the said Acts have proceeded in the Execution thereof, and have from Time to Time for that Purpose borrowed several considerable Sums of Money on the Credit of the Tolls authorized to be taken on the said Roads, which Money still remains due and owing, and the same cannot be repaid, nor can the said Roads be effectually amended and kept in repair, unless the Terms and Powers of the said Acts are enlarged and the Tolls increased: And whereas a certain Part of a Public Carriage Road branching out of One of the said Turnpike Roads in the Parish of *Ibstock*, and leading from thence to *Heather*, which said Road is called *Pisca Lane*, and also a Public Carriage Road branching out of the present Turnpike Road from *Ibstock* to *Measham*, at or near the End of a Lane called the *Green Lane*, and leading from thence into the Town of *Measham*, are narrow and inconvenient, and cannot be effectually improved and kept in repair by the ordinary Course of Law, and it would be beneficial to the Public if the same were made Turnpike: And whereas an Act was passed in the Third Year of the 3 G. 4. c. 126. 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 present Majesty, intituled 4. G. 4. c. 95. *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 5 G. 4. c. 69. of the Reign of His 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 another Act was passed in the Seventh and Eighth Years of the Reign 7 & 8 G. 4. c. 24. of His present Majesty, intituled *An Act to amend the Acts for regulating Turnpike Roads in England*: And whereas it would facilitate the Execution of the Purposes aforesaid if the said Three first-recited Acts were repealed, and if the Powers thereby given, and such further and other Powers and Provisions as may be necessary for repairing, maintaining, and widening the said Public Carriage Roads, were granted and comprised in one Act: 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 upon the First Day of *December* next after the passing of this Act the said recited Acts, passed in the Thirty-third Year of the Reign of His late Majesty King *George* the Second, and the Fourteenth and Forty-eighth Years of the Reign of His late Majesty King *George* the Third, shall be and the same are hereby declared to be repealed, and instead thereof

Recited Acts
of 33, 14,
& 48 G. 3.
repealed, and
this Act to
take Effect.

thereof this Act shall be put into Execution for and during the Term herein-after mentioned, for the Purpose of more effectually amending, widening, improving, and keeping in repair the present Turnpike Road leading from *Hinckley* in the County of *Leicester* to *Woeful Bridge* in the same County, and through *Gelscoe Lane* to the Turn leading to *Belton* in the same County, also from a certain House heretofore called *Phiney's House*, in *Osbastone* in the said County of *Leicester*, to a certain House heretofore called *Cheshire's House*, in *Carlton* in the same County, also from *Swannington* in the same County to the Turn leading to the *Coal Fields*, also from *Hoo Ash Lane* Toll Gate in *Ravenstone*, in the said Counties of *Leicester* and *Derby*, by *Old Lane*, to *Lee Gutter* in *Worthington* in the said County, and also from *Swannington* aforesaid to *Lee Gutter* aforesaid, and from thence to *Melbourne Common* in the said County of *Derby*, also from *Old Lane* Toll Gate, in *Coleorton* in the said County of *Leicester*, to the Turnpike Road leading from *Leicester* to *Ashby-de-la-Zouch*, and also from *Ibstock* in the said County to the Turnpike Road leading from *Tamworth* to *Sawley Ferry*, near *Measham* in the said County of *Derby*, which said Roads lie in, or pass from, through, or into the several Parishes, Townships, Hamlets, Liberties, or Places of *Hinckley*, *Barwell*, *Stapleton*, *Cadeby*, *Osbastone*, *Nailstone*, *Barton-in-the-Beans*, *Ibstock*, *Donnington-on-the-Heath*, *Snibson*, *Swannington*, *Thringstone*, *Worthington*, *Breedon-on-the-Hill*, *Tonge*, *Langley*, *Coleorton*, *Newbold*, *Staunton Harrold*, *Alton Grange* in the Parish of *Ashby-de-la-Zouch*, *Heather* and *Sweepstone* in the said County of *Leicester*, *Ravenstone* in the Counties of *Leicester* and *Derby*, and *Melbourne* and *Measham* in the said County of *Derby*; and also for making Turnpike, and maintaining, repairing, widening, and improving Part of a certain Highway or Public Carriage Road branching out of the present Turnpike Road from *Hinckley* to *Woeful Bridge* in the Parish of *Ibstock*, and leading from thence to *Heather*, which said Road is called *Pisca Lane*, and is situate in the Parishes of *Ibstock* and *Heather*, and contains in Length about One thousand six hundred and fourteen Yards; also a certain Highway or Public Carriage Road branching out of the present Turnpike Road from *Ibstock* to *Measham* at or near the End of a Lane called the *Green Lane* (which *Green Lane* now forms Part of the present Turnpike Road), and leading from thence into the Town of *Measham*, which said Road is situate in the Parish of *Measham*, and contains in Length about Eight hundred and sixty Yards.

II. And be it further enacted, That this Act, and the Term and Tolls hereby granted, shall be and the same are hereby made subject and liable to the Payment of all Monies heretofore borrowed for making, repairing, and maintaining such Roads, and now due and owing upon the Credit or on account of the said Acts hereby repealed or any of them, or secured upon or made payable out of the Tolls thereby authorized to be taken upon the said Roads, and of all Interest due and to grow due thereon, as fully and effectually, to all Intents and Purposes, as if such Monies had been borrowed and become due on the Credit of this Act, or of the Tolls hereby authorized to be collected.

New Term
and Tolls
liable to former
Debts.

III. And

Powers of
General
Turnpike
Acts to ex-
tend to this
Act.

III. And be it further enacted, That 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 varied, altered, or repealed), 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 varied, altered, or repealed), and also the said recited Act passed in the Fifth Year of the Reign of His present Majesty, and also the said recited Act passed in the Seventh and Eighth Years 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 varied, altered, or repealed), shall respectively be as good, valid, and effectual for carrying this Act into Execution as if the same had been repeated and re-enacted in the Body of this Act.

Arrears of
Tolls, &c.
vested in the
Trustees un-
der this Act.

IV. And be it further enacted, That all Arrears of Tolls or Rents, or other Monies due to, and Property Real or Personal, and all Choses in and Rights of Action, either at Law or in Equity, vested in the said Trustees under the said first Three recited Acts or any of them, shall immediately on the Commencement of this Act be vested in the Trustees for executing this Act, who shall be and are hereby enabled to sue for and recover the same, and for that Purpose to cause to be commenced and prosecuted all Actions and Suits at Law and in Equity, and to act in respect thereof as effectually as if the same had become due to or had been vested in them under and by virtue of this Act; and all the Costs to be incurred by the Trustees or Persons in whose Names such Proceedings shall be had shall be paid and defrayed by and out of the Monies to be received by virtue of this Act, and the Monies, when recovered, shall be paid over to the Treasurer or Treasurers of the said Trustees, to be applied for the Purposes of this Act.

Books under
former Acts
to be Evi-
dence.

V. And be it further enacted, That all and every the Books and Book of Proceedings which have been kept by the Trustees acting in the Execution of the Acts hereby repealed or any of them, or by their Treasurer or Clerk under their Direction, according to the Provisions of such Acts, and made Evidence thereby, shall be admitted as Evidence in all Courts, and by all Judges, Justices, and others.

Bonds, Con-
tracts, &c. to
be in force.

VI. And be it further enacted, That all Bonds, Conveyances, Covenants, Agreements, Contracts, Leases, Mortgages, and Securities made to or by or entered into by any Person or Persons to or with the Trustees for executing the said recited Acts hereby repealed or any of them, shall remain and continue in full Force and Effect, and be and continue available in all Courts of Law and Equity until the same be fully satisfied and performed on account of the Trusts under this Act; and all Bargains, Contracts, Agreements, or Notices made,
entered

entered into, or given by the Trustees for executing the said recited Acts hereby repealed or any of them, with or to any Person or Persons, for any Purpose relating to the said Roads or to the Execution of such Acts, shall remain in full Force and Effect, and be observed and kept by the Trustees under this Act, and by the other respective Parties to such Contracts, Agreements, or Notices, according to the Terms and Stipulations thereof.

VII. And whereas divers Creditors on the said Roads may have lost or mislaid the Mortgages or Assignments of the Tolls executed by the Trustees for securing to him, her, or them the Principal Money lent on the Credit of the said Acts hereby repealed, or the Tolls thereby granted, with Interest for the same, or the Transfers of such Mortgages or Assignments, and it is reasonable that in Cases where it can be proved to the Satisfaction of the Trustees that any Person is truly and *bonâ fide* entitled to any Sum or Sums of Money secured on the Tolls granted by the said last-mentioned Acts or any of them, although they may not be able to produce the said Mortgage Security, that another Assignment of the Tolls hereby granted shall be executed for securing the Repayment of the Money now due on the Credit of the said Acts or the Tolls thereby granted; be it therefore further enacted, That in all Cases where it shall appear by any satisfactory Evidence adduced at any Meeting of the said Trustees, that any Person or Persons is or are a Creditor or Creditors on Security of the Tolls granted by the said Acts hereby repealed or any of them, and that the Mortgage or Assignment of the Tolls for securing any such Sum or Sums of Money, or the Transfer thereof, has been lost, mislaid, or by Accident destroyed, it shall and may be lawful for the said Trustees to execute (at the Expence of the Person or Persons applying for the same, and on such Persons indemnifying the said Trustees by Bond in a sufficient Penalty, and with sufficient Surety or Sureties, from any Loss or Damage which may happen to the said Trustees from executing such new Security) an Assignment of the Tolls by this Act granted, for the Sum or Sums of Money mentioned in such original Assignment or Transfer; and every such Assignment so to be executed as aforesaid shall be valid and effectual for the Purposes thereby intended.

Where old Securities are lost, new ones may be executed.

VIII. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the Counties of *Leicester* and *Derby* respectively, together with *William Wootton Abney, Daniel Baker, John Baker, Sir George Howland Beaumont* Baronet, *George Beaumont, Charles Bloomar, Samuel Bonnett, Samuel Bonner, Jonathan Bostock, Joseph Bostock, John Boulton, Charles Holt Bracebridge, Thomas Bradley, Benjamin Bradley, Thomas Bray, Samuel Brentnall, Thomas Buckley* Clerk, *Joseph Burgess, Thomas Roby Burgin, William Burton, James Burton, Sir William Browne Cave* Baronet, *John Cave, Henry Chamberlain, John Hood Chapman, George Charlton, Richard Cheslyn, Richard Cheslyn the younger, Richard Beaumont Child, John Choyce, Robert Choyce, William Choyce, Thomas Clare, Joseph Clarke, John Clarkson, Robert Green Creswell, Richard Edward Creswell, Sir George Crewe* Baronet, *Robert Crockett* Clerk, *Joseph Almond Cropper, Nathaniel Curzon, John Curzon, John Dalby* Clerk, *William Daniel,*

Appoint-
ment of
Trustees.

[Local.]

T

Sir

Sir *Willoughby Wolston Dixie* Baronet, *Alexander Dixie*, *Beaumont Dixie*, *Dugdale Stratford Dugdale*, *Richard Dummeller*, *John Eames*, *John Farmer*, *Thomas Farmer*, *William Fernyhough*, *Charles Fetherstone*, *John Fisher* Clerk, *John Fisher* the younger, Clerk, *Thomas Fisher* Clerk, *John Fisher*, *Henry Fisher*, *Leonard Fosbrooke*, *Leonard Fosbrooke* the younger, *Thomas Freeman*, *William Freer*, *John Booth Freer* Doctor of Medicine, *James Goode*, *John Goode*, *Richard Gough*, *Valentine Green*, *Valentine Green* the younger, Clerk, *Edward Green*, *Robert Green*, *Edward Mortimer Green*, *William Whitmore Greenway* Clerk, *Thomas Grundy*, *John Gimson*, *William Hall*, *Edmund Cradock Hartopp*, *Joseph Lester Hassall*, *Thomas Hassall*, *Sir Charles Abney Hastings* Baronet, *John Hill* Doctor of Medicine, *Isaac Hodgson*, *James Hollier*, *Edmund Hood*, *William Phillips Inge*, *Charles Phillips Inge*, *Matthew Ingle*, *John Harris Inglesant*, *William Jarram*, *William Jarris*, *Thomas Wightman Jee*, *Thomas Wightman Jee* the younger, *Francis Jessopp*, *John Jewsbury*, *Joseph Jones*, *Thomas Jones* Clerk, *John Kettle*, *Thomas Kidger*, *Thomas Kirkland*, *Edward Butt Knight*, *Jonas Knight*, *William Knowles*, the Honourable *William Lamb*, *John Lynes*, *William Mac Douall* Clerk, *Spencer Madan* Clerk, *Edward Mammatt*, *John Mammatt*, *Robert Martin* Clerk, *William Martin*, *Francis Merewether* Clerk, *John Middleton* Clerk, *Samuel Miles*, *Roger Miles*, *Thomas Miles*, *Thomas Miller*, *Thomas Miller* the younger, *George Moore*, *John Moore*, *Thomas Moore*, *Thomas Neale* Clerk, *Thomas Needham*, *George Norbury*, *Thomas Oldacres*, *Thomas Westley Oldham*, *John Oliver* Clerk, *Thomas Paget*, *John Pares*, *John Tylston Pares*, *William Power*, *Thomas Prior*, *James Reeve*, *James Reeve* the younger, *John Reeve*, *Charles Edward Repington*, *Joseph Rice*, *James Roby* Clerk, *Bradshaw Roby*, *Thomas Sansome*, *John Sills*, *Joseph Simmonds*, *William Sherwin*, *John Sherwin*, *Richard Smith*, *Thomas Sowter*, *Richard Sharpe Spencer*, *Samuel Timms*, *Francis Tunnickliff* Clerk, *Jonathan Ward*, *John Webb*, *Samuel Weston*, *Thomas White*, *George Woodcock*, *George Wollerton*, *Stanley Pipe Wolferstan*, *Richard Worthington*, *Thomas Wright* Clerk, *Thomas Wright* the younger, *William Wright*, *Charles Wright* Clerk, *Lawrence Wright*, and their Successors, being duly qualified according to the Provisions and Directions of the said recited Acts passed in the Third, Fourth, Fifth, and Seventh and Eighth Years of the Reign of His present Majesty, shall be and they are hereby appointed Trustees for amending, widening, improving, and keeping in repair the said Roads, and for otherwise carrying this Act into Execution.

Meetings of
Trustees.

IX. And be it further enacted, That the said Trustees shall meet together on the Third *Wednesday* next after the Commencement of this Act, or as soon after as conveniently may be, between the Hours of Ten of the Clock in the Forenoon and Two of the Clock in the Afternoon, at the House called *The Dixie Arms Inn* in *Market Bosworth*, in the said County of *Leicester*, or at some other convenient Place in or near the Town of *Market Bosworth* aforesaid, 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 Times, and at such Place or Places on or near to the said Roads, as the said Trustees, or the major Part of them present at any such Meetings, shall think proper and appoint.

X. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered, from Time to Time at any of their Meetings 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 Five 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 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 Five additional Trustees.

XI. 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 Clerks, Treasurer or Treasurers, Collector or Collectors of the Tolls, and a Surveyor or Surveyors of the said Roads, and such other Officers as they the said Trustees shall think necessary; and from Time to Time 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 the Proceedings of the said 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 or continued by virtue of this Act, for their Services in or about the carrying of this Act into Execution; as the said Trustees shall think reasonable.

Appointment of Officers.

XII. Provided always, and be it further enacted, That each and every Clerk, Receiver, Collector, Surveyor, and other Officer (other than and except the Treasurer) appointed under and by virtue of the said Acts hereby repealed, or any of them, shall hold and enjoy such their several and respective Offices and Employments until removed therefrom by the Trustees for executing this Act; and each and every such Clerk, Receiver, Collector, Surveyor, and other Officer shall have the like Power and Authority for the Purposes of this Act, and for carrying the same into Execution, and shall be subject to the like Pains and Penalties, and to the like Power of Removal, and to the like Rules and Regulations in all respects whatsoever, as if he had been appointed by virtue of this Act.

Former Officers (except the Treasurer) to continue.

XIII. And be it further enacted, That it shall be lawful for the said Trustees to continue, or to remove all and every or any of the Toll Gates, Turnpikes, Side Bars, and Chains now standing or being in, upon, or across the said Roads or on the Sides thereof, and also from Time to Time to erect and set up, or cause to be erected and set up, in, upon, or across the said Roads or any Part thereof, or 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 continue, or, where need shall be, 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,

Power to continue and erect Toll Gates.

pike, Side Bar or Chain, and to inclose on the Sides of the said Roads suitable Gardens, not exceeding One Eighth Part of a Statute Acre each, for the Convenience and Use of the Occupiers of the said Toll Houses, and from Time to Time to take down and remove or alter and discontinue the aforesaid Toll Gates, Turnpikes, Side Bars and Chains, Toll Houses and Gardens, or any of them, as the said Trustees shall from Time to Time think proper and expedient.

Gates to be placed on Branch Roads.

XIV. And be it further enacted, That the said Trustees shall and they are hereby required to erect, set up, continue, and keep in repair, during the Continuance of this Act, One or more Toll Gate or Toll Gates, Bar or Bars, upon or across some Part or Parts of each of the said Branches of Road, and to demand and take at such Toll Gate or Toll Gates, Bar or Bars, the several Tolls hereby made payable: Provided always, that no Money arising from any of the Tolls hereby authorized to be collected and taken shall be applied to the Repair of any Branch Road upon which there shall not be any Toll Gate or Bar erected or put up and continued under the Authority of the Trustees for carrying this Act into Execution; nor shall any greater Sum of Money be expended in the Repair of any such Branch Road than shall be collected at the Toll Gate or Toll Gates, Bar or Bars, to be erected thereon.

Power to take Tolls.

XV. And be it further enacted, That it shall be lawful for the said Trustees, or any Person or Persons to be appointed or continued 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 Turnpikes or Toll Gates, or Toll Houses or Side Bars, or Side Gates or Chains, which are, or is, or shall be standing or being, or continued or erected by virtue of this Act in, upon, across, or on the Side or Sides of the said Roads 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,

Tolls.

For every Horse, Mule, Ass, or other Beast of Draught drawing any Coach, Chaise Marine, Barouche, Sociable, Landau, Berlin, Vis-a-Vis, Chaise, Phaeton, Curricule, Gig, Chair, Whiskey, Calash, Caravan, Hearse, Break, Sledge, Litter, Taxed Cart, or other such like Carriage, the Sum of Four-pence Halfpenny:

For every Horse, Mule, Ass, or other Beast of Draught drawing a Waggon, Wain, Cart, or other such Carriage, having the Fellies of the Wheels thereof of the Breadth of Six Inches, the Sum of Four-pence:

For every Horse, Mule, Ass, or other Beast of Draught drawing a Waggon, Wain, 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, the Sum of Five-pence:

For every Horse, Mule, Ass, or other Beast of Draught drawing a Waggon, Wain, Cart, or other such Carriage, having the Fellies of the Wheels thereof of less Breadth than Four Inches and a Half, the Sum of Sixpence:

For every Ox, Cow, or other Head of Neat Cattle not drawing, the Sum of Three Farthings:

For

For every Calf, Hog, Sheep, or Lamb, the Sum of One Halfpenny :
For every Horse, Mule, or Ass, or other Beast, laden or unladen, and
not drawing, the Sum of One Penny Halfpenny.

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, or Carriage, 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.

XVI. 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, Beast, or Carriage through any One of the said Toll Gates continued or erected or to be erected by virtue of this Act, such Horse, Cattle, Beast, or Carriage shall, upon a Ticket denoting the Payment thereof for that Day being produced, be permitted to pass Toll-free through the same Toll Gate, and 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 any-wise notwithstanding.

Tolls to be
paid but
Once a Day.

XVII. 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 Five full Tolls to be demanded or taken for or in respect of the Passage of the same Horse, Beast, Cattle, or Carriage, on the same Day, through all the several Turnpikes or Toll Gates now erected or to be erected on such Part of the said Roads as lie between *Hinckley* and *Woeful Bridge*, or more than Five full Tolls on such Part of the said Roads as lie between *Hinckley* and *Melbourne Common*, or more than Four full Tolls on such Part of the said Roads as lie between *Hinckley* and *Measham*.

Limiting the
Number of
Tolls.

XVIII. Provided always, 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 Roads, 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 Roads whenever a new Hiring of such Post Chaise or other Carriage shall have taken place.

Stage
Coaches and
Post Chaises
to pay every
Time.

XIX. Provided always, and be it further enacted, That no Toll shall be demanded or taken upon the said Roads, of or from any Person or Persons, for or in respect of any Horse or Horses or other Beasts or Cattle drawing any Waggon, Cart, or other Carriage laden with, or going empty to fetch, carry, or convey, or returning empty from carrying or conveying, any Lime for manuring or improving Land, between the First Day of *May* and the First Day of *October* in every Year.

Exemption
for Carriages
with Lime.

[*Local.*]

U

XX. And

Application
of Tolls and
other Monies.

XX. And be it further enacted, That out of any Monies already received by virtue of the said recited Acts hereby repealed, or any of them, or out of the first 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 relative to the procuring and passing of this Act, and the Remainder of such Monies shall from Time to Time be employed in erecting Turnpikes, Toll Houses, and Weighing Machines, and in amending, widening, altering, and improving the said Roads, 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.

No Money to
be expended
in repairing
Roads in any
Market
Town.

XXI. Provided always, and be it further enacted, That no Part of the Money to be received by virtue of this Act shall be laid out or expended in repairing the Roads or Streets in any Market Town through which the same respectively, or any of them, may pass.

Determina-
tion of pre-
sent Leases
of Tolls.

XXII. And be it further enacted, That all Demises or Leases of the Tolls arising on the said Roads by this Act authorized to be repaired, and all Bonds or other Securities which have been given for Payment of the Rents reserved by such Leases respectively, and for the Performance of the Covenants and Agreements in such Leases contained on the respective Lessee's Part, shall respectively continue in force until the respective monthly Days on which the Rents therein respectively reserved shall become payable, and happening next after the Commencement of this Act, on which respective Days the said respective Leases, Bonds, or other Securities aforesaid shall cease and determine, in the same Manner as if such Leases, Bonds, or other Securities had expired by Effluxion of Time (save as to the Obligations, Covenants, or Agreements for Payment of Rent and Performance of Covenants, in such Leases, Bonds, or Securities, on the respective Lessee's or Obligor's Part to be observed and performed during the Continuance of such Leases, Bonds, or Securities, by virtue of this Act); and until such Determination of such Leases respectively the respective Lessees thereof shall be entitled to collect and receive, from the Commencement of this Act, the respective Tolls by this Act granted and made payable.

Differences
in vacating
Leases how
to be settled.

XXIII. And be it further enacted, That in case any of the Lessees of the said Tolls shall claim to be entitled to any Compensation or Satisfaction for or on account of such Continuance or Determination of his or their Lease or Leases as aforesaid, then, if the said Trustees and such Lessee or Lessees cannot agree as to the Amount of such Compensation or Satisfaction, such Lessee or Lessees may sue for and recover the same by Action of Debt or on the Case in any of His Majesty's Courts of Record at *Westminster*.

Public Act.

XXIV. 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.

XXV. And be it further enacted, That this Act shall commence on the First Day of *December* next after 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.

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