



ANNO UNDECIMO

# GEORGII IV. REGIS.

\*\*\*\*\*

## Cap. i.

An Act for more effectually improving and maintaining the *Wellington* District of *Watling Street* Road in the County of *Salop*.

[19th *March* 1830.]

**W**HEREAS an Act was passed in the Forty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the more effectually repairing a certain Road called the Watling Street Road, and other Roads therein mentioned, in the Counties of Salop and Stafford* : And whereas the Trustees acting under and by virtue of the said recited Act, so far as the same relates to the Second Division of the said Roads therein described, called the *Wellington* District, have proceeded to put the same into execution, and have for that Purpose borrowed several considerable Sums of Money on the Credit of the Tolls or Sums of Money thereby granted ; which Money still remains due and owing, and cannot be paid off, or the Interest thereof discharged, nor can the said Roads be effectually amended, widened, altered, improved, and kept in repair, unless the Term granted by the said Act, so far as the same relates to the said *Wellington* District of the said Roads, be continued ; and it would be more convenient to the said Trustees, and beneficial to the said Roads, if the said recited Act, so far as the same relates to the said *Wellington* District, was repealed, and if further, better, and more effectual Powers were granted instead thereof : And whereas a new Piece or Line of Road hath been lately made within the said *Wellington* District, commencing at *Potter's Bank*,  
[*Local.*] 48 G. 3. c. 65.

Former Act  
repealed as to  
Wellington  
District.

Defining the  
Objects of  
this Act.

Appointment  
of Trustees.

in the Township of *Ketley*, and terminating at the Bottom of *Mumporn Hill*, near the *Shropshire* Canal, in lieu of so much of the old Road as leads from *Potter's Bank* aforesaid to *Oaken Gates*; and it is expedient that the said new Piece or Line of Road should be included in the said *Wellington* District, subject to the Powers and Provisions of this Act, in lieu of the present old Road leading from *Potter's Bank* to *Oaken Gates* aforesaid: And whereas the making and maintaining of a Diversion or new Line of Road, commencing at or near a Piece of Land near to or adjoining *Burcott Bridge*, in the Occupation of *William Taylor*, called *Peat's Piece*, in the Parish of *Wellington*, and terminating at or near a certain other Piece of Land, in the Occupation of *William Pitchford*, called *Shipley Cops*, in the Parish of *Uppington*, would be a great Accommodation to the Neighbourhood of the said Road and to the Public in general; and it is expedient that the same when made should be placed under the Care and Management of the Trustees for executing this Act, and form Part of the Roads to be repaired and maintained by them; but the several beneficial Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: 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 Act of the Forty-eighth Year of the Reign of His late Majesty King *George* the Third shall be and the same is hereby declared to be repealed so far as respects the Second or *Wellington* District of Roads therein mentioned.

II. And be it further enacted, That this Act shall from thenceforth commence and be put in execution for and during the Term herein-after mentioned, for the Purpose of making, amending, repairing, widening, altering, and from Time to Time improving and keeping in repair the Roads herein-after described; (that is to say,) the Road commencing at or near to a certain Cottage at *Uckington* in the Occupation of *Thomas Wood*, and extending from thence to *Potter's Bank* in the Township of *Ketley*, and from thence, along the said new Piece or Line of Road lately made from *Potter's Bank* aforesaid, to unite with the *Shiffnal* District of Road at the Bottom of *Mumporn Hill* near the *Shropshire* Canal; also the Road leading from *Oaken Gates*, through *Wombridge*, *Hadley*, *Leegomery*, *Shaw Birch*, *Bratton*, *Longwaste*, and *Cotwall*, to the Road leading from *Shrewsbury* to *Newport*, at *Cotwall* aforesaid; and also the Road leading from the House called or known by the Sign of the *Cock*, at *Watling Street*, through *Shaw Birch*, *Longlane*, *Sleap*, and *Crudgington*, to the said Road leading from *Shrewsbury* to *Newport* at *Crudgington* aforesaid.

III. And be it further enacted, That all His Majesty's Justices of the Peace acting for the County of *Salop* for the Time being, together with the Right Honourable *Henry Vane* commonly called Earl of *Darlington*, the Right Honourable *Francis Leveson Gower* commonly called Lord *Francis Leveson Gower*, the Right Honourable *William Noel Hill*, the Honourable *George Augustus Frederick Bridgman* commonly called Viscount *Newport*, the Honourable and

Reverend George *Bridgman*, the Honourable George *Simpson Bridgman*, the Honourable Charles *Bridgman*, the Honourable Orlando Henry *Bridgman*, the Honourable and Reverend Henry Edward *Bridgman*, the Honourable George Cecil Weld *Forester*, the Honourable Charles *Forester*, the Honourable Townsend *Forester*, the Honourable Henry *Forester*, the Honourable and Reverend Richard Noel *Hill*, Sir Rowland *Hill* Baronet, Sir Robert *Chambre Hill*, Sir Francis Bryan *Hill*, George *Brooke*, Robert *Burton* of Longner, Henry *Burton* Clerk, Robert *Burton* of Shelton, Thomas *Botfield*, William *Botfield*, George *Bishton*, Thomas *Bishton*, John *Bishton*, Edward *Cluddie*, William *Lacon Childe*, William *Charlton*, Philip *Charlton*, Saint John *Chiverton Charlton*, Saint John *Charlton*, Roger *Clayton* Clerk, Charles *Cameron* Clerk, James *Clayton*, Thomas *Juckes Collier*, John *Cotes*, John *Dodson*, Barnard *Dickinson*, Francis *Darby*, Richard *Darby*, Abraham *Darby*, Thomas *Eyton*, Thomas *Campbell Eyton*, Charles James *Eyton*, Charles *Emery*, William *Evans*, George *Townsend Forester*, Townsend *Forester* Doctor in Divinity, Francis *Forester*, Lawrence *Gardner* Doctor in Divinity, George *Goodwin*, Thomas *Harries*, Francis Blythe *Harries*, John *Horton*, William *Homersley*, Robert *Jenkins*, Thomas *Jones*, Thomas *Kinnersley*, Francis *Knyvet Leighton*, James *Loch*, Thomas *Leeke*, William *Lawley*, William *Shakeshaft Lawley*, Richard *Mountford*, George *Austin Moultrie*, Edward *Pryse Owen* Clerk, James *Oliver*, Edmund *Plowden*, John *Crescet Pelham*, John *Dryden Pigot* Clerk, Thomas *Pemberton*, John *Pritchard*, George *Pritchard*, John *Pritchard* the younger, George *Phillips*, Henry *Poyner*, Joseph *Reynolds* Merchant, Joseph *Reynolds* of Ketley Bank, Robert *Slaney*, Robert *Aglionby Slaney*, Richard *Slaney* Clerk, John *Stanier*, Thomas *Scarth*, Thomas *Freshfield Scarth*, George *Augustus Thursby* Clerk, William *Turner*, Thomas *Whitmore*, William *Wolrych Whitmore*, Edward *Hosier Williams*, Henry *Williams*, Edward *Williams* Clerk, Wright *Williams* Clerk, Francis *Walford*, Matthew *Webb*, George *Lavington Yates* Clerk, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be and are hereby appointed Trustees for carrying into execution this Act.

IV. And be it further enacted, That it shall be lawful for the said Trustees, from Time to Time, at any of their Meetings to be held in pursuance of this Act, of which Meeting and of the Purpose thereof at least Ten Days previous Notice shall be given in such and the like Manner as is required and directed with respect to Meetings for the Appointment of Trustees on Vacancies, to elect and appoint any Number of Persons, not exceeding Three in the whole, to be Trustees for the Purposes of this Act, in addition to the Trustees herein named; and such additional Trustees, so elected and appointed, and being duly qualified, shall have the like 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 Trustees for executing this Act shall hold their First Meeting at the *Falcon Inn, Hay Gate*, in the Parish of *Wrockwardine*, or some other convenient Place on or near to the Line of the said Roads, on the Third *Monday* next after the passing of this Act, and shall and may then, and from Time

First Meeting of Trustees.

[Local.]

B

to

to Time afterwards, adjourn to and meet at such Times and Places in the Neighbourhood of the said Roads as the said Trustees shall think proper and appoint.

Diversion of  
Road may be  
made.

VI. And be it further enacted, That it shall be lawful for the said Trustees to make and maintain the said Diversion or new Line of Road herein-before mentioned of such Width as they shall think proper, not exceeding Forty Feet in the Clear, (including Footpaths and Causeways,) but exclusive of Embankments, Bridges, Arches, Culverts, Ditches, Drains, and Fences, on the Line of the said Diversion or new Line of Road, as they shall think expedient, and for the Purposes aforesaid to take and use any Lands, Tenements, or Hereditaments, making or tendering Satisfaction to the Owners thereof and Persons interested therein for the same, or for the Damage they may sustain by the Execution of the Powers of this Act; and it shall also be lawful for the said Trustees, and for their Surveyors and Workmen, from Time to Time to enter upon any Lands, Tenements, or Hereditaments upon, in, over, or through which such Diversion or new Line of Road, Footpaths, Causeways, Embankments, Bridges, Arches, Culverts, Ditches, Drains, and Fences, or any of them, are intended to be made or pass, and also upon, in, over, or through any adjoining Lands, and to stake out the same in such Manner as the said Trustees shall think expedient, without being deemed Trespassers, and without being subject to any Penalty or Punishment for entering or continuing upon such Lands, Tenements, or Hereditaments, for any of the Purposes of this Act; and if any Person shall pull up, remove, or destroy any of the Stakes or other Marks used for the Purposes aforesaid, such Person shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

Diversion to  
be made  
according to  
the Plan de-  
posited with  
the Clerk of  
the Peace.

VII. And whereas a Map or Plan, describing the said intended Diversion or new Line of Road, and the Lands, Tenements, and Hereditaments upon, in, over, or through which the same is intended to be carried, together with a Book of Reference thereto, containing the Names of the Owners and Occupiers of such Lands, Tenements, and Hereditaments, have been deposited at the Office of the Clerk of the Peace for the said County of *Salop*; be it therefore further enacted, That the said Map or Plan and Book of Reference shall remain in the Custody of the said Clerk of the Peace, to the end that all Persons may at all seasonable Times have Liberty to inspect the same, and to take Copies thereof and Extracts therefrom, paying to such Clerk of the Peace One Shilling for every such Inspection, and at the Rate of Sixpence for every One hundred Words of such Copies or Extracts; and the said Map or Plan and Book of Reference, or either of them, or any Copy thereof respectively, certified by the said Clerk of the Peace for the Time being to be a true Copy thereof, shall be good Evidence in all Courts of Law; and the said Trustees, in making such Diversion or new Line of Road, shall not deviate more than One hundred Yards from the Lines described in the said Map or Plan, without the Consent in Writing of the Person or Persons, Party or Parties, upon, in, over, or through whose Lands, Tenements, or Hereditaments any such Deviation shall be made.

VIII. And be it further enacted, That the Powers and Authorities given by this Act for making the said Diversion or new Line of Road 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 Garden, Orchard, 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, without the Consent in Writing of the Owner or Proprietor thereof, and other Persons interested therein, in Writing, first had and obtained.

Houses, &c.  
not to be  
taken with-  
out Consent.

IX. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to make the said Diversion or new Line of Road upon, in, over, or through any Lands, Tenements, or Hereditaments upon, in, over, or through which such Diversion or new Line of Road is delineated in the said Map or Plan, although such Lands, Tenements, or Hereditaments, or any of them, or the Situation thereof respectively, or the Names of the Owners or Occupiers thereof respectively, may happen to be omitted, mis-stated, or erroneously described in the said Book of Reference, in case it shall appear to any Two or more Justices of the Peace for the said County of *Salop*, and be certified by Writing under their Hands, that such Omission, Mis-statement, or erroneous Description apparently proceeded from Mistake; and the Certificate of the said Justices shall be deposited with and remain in the Custody of the Clerk of the Peace for the said County of *Salop*.

Uninten-  
tional Errors.  
in Plan or  
Book of Re-  
ference not  
to prevent  
Execution of  
Act.

X. Provided also, and be it further enacted, That if the said Trustees shall not, within the Space of Five Years next after the passing of this Act, agree for or cause to be valued and purchase the several Lands, Tenements, and Hereditaments which they are hereby empowered to purchase as aforesaid, or so much thereof as they shall deem necessary or proper for the Purposes of this Act, then and from thenceforth the Powers by this Act granted in relation to the Purchase of such Lands, Tenements, or Hereditaments shall cease and be utterly void, save and except with the Consent in Writing of the Owners and Occupiers thereof respectively.

Limiting  
Period of  
purchasing  
Property.

XI. Provided always, and be it further enacted, That when and so soon as the said Diversion or new Line of Road herein-before described shall have been made and completed fit for the Passage of Horses, Cattle, and Carriages, so much of the present Line of Road in lieu whereof such Diversion shall have been made shall cease to be under the Controul of the said Trustees, and so much and such Part or Parts of the Land constituting the former Road or Roads as in the Judgment of the said Trustees may be unnecessary for the Purposes of this Act shall and may be stopped up and discontinued as Turnpike, and shall be vested in the said Trustees, and shall or may be sold or otherwise disposed of for the Benefit of the Trust.

Part of old  
Road to be  
discontinued  
after Diver-  
sion made.

XII. And be it further enacted, That the Tolls to be taken by virtue of this Act upon that Part of the Road which extends in a direct Line from the said Cottage in the Occupation of the said

Tolls to be  
taken on the  
London  
Road.

*Thomas*

*Thomas Wood* to the Bottom of *Mumporn Hill* aforesaid, being the Road leading from *Shrewsbury* towards *London*, shall not exceed the following ; (that is to say,)

Tolls.

For every Horse, Beast, or Cattle drawing any Coach, Stage Coach, Landau, Berlin, Barouche, Sociable, Chariot, Calash, Hearse, Litter, Break, Chaise, Curricule, Gig, or other such like Carriage, the Sum of Sixpence :

For every Horse, Beast, or Cattle drawing any Waggon, Wain, Cart, Van, Caravan, or other such like Carriage having the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards at the Bottom or Soles thereof, the Sum of Sixpence ; and in case the Fellies of the Wheels thereof are of less Breadth than Six Inches, and not less than Four and a Half Inches, the Sum of Seven-pence Halfpenny ; and in case the Fellies of the Wheels thereof are of less Breadth than Four and a Half Inches, the Sum of Nine-pence :

For every Horse, Beast, or Cattle, laden or unladen, and not drawing, the Sum of Two-pence :

For every Score of Oxen, Cows, or Neat Cattle, the Sum of One Shilling and Three-pence ; and so in proportion for any less Number :

And for every Score of Calves, Swine, Sheep, or Lambs, the Sum of Ten-pence ; and so in proportion for any less Number.

Tolls on  
other Roads  
within the  
District.

XIII. And be it further enacted, That the Tolls to be taken upon every other Line of Road within the said *Wellington* District (other than the above-mentioned Road leading from *Shrewsbury* towards *London*) shall not exceed the following ; (that is to say,)

Tolls.

For every Horse, Beast, or Cattle drawing any Coach, Stage Coach, Landau, Berlin, Barouche, Sociable, Chariot, Calash, Hearse, Litter, Break, Chaise, Curricule, Gig, or other such like Carriage, the Sum of Three-pence :

For every Horse, Beast, or Cattle drawing any Waggon, Wain, Cart, Van, Caravan, or other such like Carriage, having the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards at the Bottom or Soles thereof, the Sum of Two-pence ; and in case the Fellies of the Wheels thereof are of less Breadth than Six Inches, and not less than Four and a Half Inches, the Sum of Three-pence ; and in case the Fellies of the Wheels thereof are of less Breadth than Four and a Half Inches, the Sum of Four-pence :

For every Horse, Beast, or Cattle, laden or unladen, and not drawing, the Sum of One Penny :

For every Score of Oxen, Cows, or Neat Cattle, the Sum of Ten-pence, and so in proportion for any less Number :

And for every Score of Calves, Swine, Sheep, or Lambs, the Sum of Five-pence, and so in proportion for any less Number.

Toll to be  
taken in the  
whole of the  
District upon  
Waggons,  
&c. where  
Nails of Tire

XIV. And be it further enacted, That the Toll to be taken by virtue of this Act upon the whole of the Lines of Road within the said *Wellington* District, for every Waggon, Wain, Cart, or other such like Carriage having the Nails of the Tire of the Wheels projecting more than One Quarter of an Inch above such Tire, the Sum of Ten Shillings ; such last-mentioned Toll to be in lieu of any Penalty to

to which, by virtue of an Act passed in the Fourth Year of the Reign of His present Majesty King George the Fourth, 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*, the Owner or Driver of any such Waggon, Wain, Cart, or other Carriage would be subject or liable to by reason or on account of the Nails of the Tire of the Wheels thereof projecting more than One Quarter of an Inch above such Tire.

project more  
than One  
Quarter of an  
Inch.

XV. And be it further enacted, That in all Cases where there shall be a fractional Part of a Halfpenny in the Amount of any of the Tolls hereby granted, the Sum of One Halfpenny shall be demanded and taken in lieu of such fractional Part.

Fractional  
Parts of a  
Halfpenny  
in Tolls.

XVI. And whereas, in order to remove and prevent any Doubt or Question that may hereafter arise upon the Provisions of a certain Act passed in the Third Year of the Reign of His said present Majesty, intituled *An Act for amending the General Laws now in being for regulating Turnpike Roads in that Part of Great Britain called England*, or upon another Act passed in the Fourth Year of the Reign of His said present Majesty, intituled *An Act to explain so much of the General Turnpike Act as relates to the Toll payable on Carriages laden with Lime for the Improvement of Lands*, whether Horses, Beasts, or other Cattle, Waggon, Wains, Carts, or other Carriages, employed in carrying or conveying Lime or Limestone to be used as Manure or for Improvement of Land, shall or shall not by this Act be chargeable with Toll; be it further enacted, That from the Fifth Day of *April* until the Twenty-ninth Day of *September* (both Days inclusive) in every Year no Toll shall be demanded or taken within the said *Wellington* District, by virtue of this Act, or any other Act or Acts of Parliament, for any Horse, Beast, or other Cattle, Waggon, Wain, Cart, or other Carriage, employed in carrying or conveying, or going to carry or convey, or returning from carrying or conveying, having been employed solely in carrying or conveying, Lime or Limestone to be used as Manure or for improving of Lands.

Exemption  
from Toll  
for carrying  
Lime.

XVII. Provided always nevertheless, and be it further enacted, That in every other Part of the Year (except from the Fifth Day of *April* to the Twenty-ninth Day of *September*, both Days inclusive, as aforesaid,) the same Tolls shall be demanded, paid, and taken for every Horse, Beast, or other Cattle, Waggon, Wain, Cart, or other Carriage, employed in carrying, conveying, or going empty to carry or convey, or returning from carrying or conveying, of Lime or Limestone to be used for Manure or in improving of Lands, as are by this Act authorized to be demanded, paid, and taken for any Horse, Beast, or other Cattle, Waggon, Wain, Cart, or other Carriage, employed in carrying or conveying any other Commodities, Goods, Matters, or Things whatsoever not exempted from Toll by this Act or any other Act or Acts of Parliament now in force.

Tolls to be  
paid for Lime  
at certain  
Times.

XVIII. Provided also, and be it further enacted, That no Exemption from any of the Tolls by this Act or by any other Act or Acts of Parliament granted shall be allowed within the said *Wellington*  
[Local.] C District

No Exemption allowed  
in Carriages  
having Nails  
of Tire pro-

jecting more  
than One  
Quarter of  
an Inch.

District for or in respect of any Horse, Beast, or Cattle drawing any Waggon, Cart, or other Carriage laden with any Materials for making or repairing any Highway, or for building, rebuilding, or repairing any Bridge, or with any Dung, Soil, Compost, Manure, Lime or Limestone for improving Lands, or with Ploughs, Harrows, or Implements of Husbandry, or Hay, Straw, or Fodder for Cattle, or Corn in the Straw, Potatoes, or other agricultural Produce, such Waggon, Cart, or other Carriage having the Nails of the Tire of the Wheels thereof projecting more than One Quarter of an Inch above the Surface of such Tire.

No Toll to  
be paid on  
repassing.

XIX. And be it further enacted, That in case the Tolls hereby authorized to be taken shall have been paid for the passing of any Horse, Beast, or Cattle through any Toll Gate or Toll Bar erected or to be erected on the said *Wellington* District, such Horse, Beast, or Cattle shall, at any Time during the same Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night, upon Production of a Ticket denoting the Payment of such Toll on that Day, be permitted to repass Toll-free (except as herein-after mentioned with respect to Horses, Beasts, or Cattle drawing Stage Coaches or other such like Carriages, or drawing Post Chaises or other such like Carriages,) through the same Toll Gate or Toll Bar, and also through such other Toll Gates and Toll Bars (if any) as the Ticket for such Payment shall free.

Horses draw-  
ing Stage  
Coaches, and  
Post Chaises.

XX. Provided always, and be it further enacted, That the Tolls hereby made payable shall be paid for or in respect of all Horses, Beasts, or Cattle drawing any Stage Coach, Stage Waggon, Van, Caravan, or any other Stage Carriage carrying Passengers or Goods for Hire or Reward, for every Time of passing and of repassing along the said Roads; and the Tolls hereby made payable shall be paid for or in respect of all Horses, Beasts, or Cattle let out to Hire, and drawing any Post Chaise or other Carriage, for every Time of passing along the said Roads whenever a new Hiring thereof shall take place.

Limiting the  
Number of  
Tolls.

XXI. And be it further enacted, That no more than Two full Tolls (except as herein-before provided to the contrary) shall be taken for or in respect of the same Horses, Beasts, Cattle, or Carriages, in any One Day, for passing and repassing any Number of Times through all the several Toll Gates or Toll Bars upon the said Roads.

No Roads to  
be repaired  
by this Act  
except Tolls  
are taken  
thereon.

XXII. And be it further enacted, That none of the Tolls authorized to be taken by virtue of this Act, or any of the Money to be borrowed upon the Credit thereof, shall be laid out or expended in the Amendment, Repair, or Improvement of either of the said Roads directed to be amended, repaired, or improved by virtue of this Act, if there shall be no Toll Gate erected thereupon respectively, and Tolls taken thereat; nor shall any greater Sum of Money be expended in the Repair of either of such Roads than shall be collected at the Toll Gates or Turnpikes to be erected thereon, or received as Composition for Statute Duty thereon.

XXIII. And

XXIII. And whereas it frequently happens that Carts or other Carriages drawn by One Horse or other Beast passing along the said Roads carry a greater Weight than is by Law allowed for Carts drawn by Two or more Horses; be it therefore enacted, That all Carts or other Carriages passing along the said Roads drawn by One Horse or other Beast shall be allowed to carry, from the First Day of *May* to the Thirty-first Day of *October* (both Days inclusive), One Ton and Fifteen Hundred Weight for each such Cart or other Carriage and the Lading thereof, and no more; and from the First Day of *November* to the Thirtieth Day of *April* (both Days inclusive), One Ton and Ten Hundred Weight for each such Cart or other Carriage and the Lading thereof, and no more; and all such Carts or other Carriages passing along the said Roads shall and may be weighed at any Weighing Machines now erected or hereafter to be erected on the said Roads, and the like additional Tolls demanded, received, and recovered for the Overweight thereof as are by Law payable in respect of the Overweight of Carts drawn by Two or more Horses or other Beasts; and all the Powers, Regulations, Penalties, Matters, and Things now in force relating to the weighing of Carts or other Carriages drawn by more than One Horse or other Beast shall be applicable to Carts or other Carriages passing on the said Roads drawn by One Horse or other Beast only, and to the Drivers, Masters, and Owners thereof.

One Horse  
Carts may be  
weighed.

XXIV. And be it further enacted, That the Monies already received or to be received by virtue of the said recited Act hereby repealed, so far as the same relates to the said *Wellington* District of Roads, and also all Monies which shall be received under this Act, shall be applied by the said Trustees in manner following; (that is to say,) in the first place in paying and discharging all Costs, Charges, and Expences which shall have been incurred in preparing, applying for, and obtaining this Act, or otherwise incident thereto, with lawful Interest for any Money which may have been advanced by any Person for Payment thereof or of any Part thereof, from the Time that the same or any Part thereof shall have been advanced to the Time of the same being repaid by the said Trustees; in the next place, in paying and discharging any Interest which may from Time to Time be owing on the Credit of the said former Act hereby repealed, or which may at any Time hereafter become due on the Credit of this Act, and afterwards in defraying the Expence of making, amending, improving, repairing, and maintaining the said Roads herein described, and of otherwise executing the several Powers and Purposes of this Act; and lastly, in reducing and discharging any Principal Sum or Sums of Money which may have been borrowed and secured under or upon the Credit of the Tolls arising on the said District of Roads, and granted by the said recited Act or by any other Act, and also any Principal Sum or Sums of Money which may hereafter be borrowed and secured under or upon the Credit of this Act.

Application  
of Money re-  
ceived under  
this Act.

XXV. Provided always, and be it further enacted, That no Part of the Money to be received by virtue of the said recited Act hereby repealed, or of this Act, shall be laid out in paving, cleansing, or repairing any Street, Road, or Highway within any Town or Place through which the said Roads may pass; any thing herein contained to the contrary notwithstanding.

No Money  
to be laid out  
in paving  
Towns, &c.

XXVI. And

No Priority  
of Mort-  
gages.

XXVI. And be it further enacted, That no Preference shall be given to any Person or Persons who may heretofore have advanced any Money on the Credit of the Tolls arising on the said *Wellington* District of Roads, and granted by the said recited Act hereby repealed, or by any other Act, or who may hereafter advance any Money on the Credit of the Tolls granted by this Act, in respect of the Priority of the Mortgage or Assignment or other Security for the same, or of advancing such Money, but such respective Persons shall (in proportion to the Sums mentioned in any such Security) be Creditors under this Act, and in equal Degree one with another.

Leases may  
be vacated ;  
and new  
Agreements  
made.

XXVII. And be it further enacted, That it shall be lawful for the said Trustees, at any of their Meetings to be held within Three Calendar Months next after the passing of this Act, or at any Adjournment thereof, to declare and order that all Demises, Leases, and Agreements for Leases of the Tolls granted by the said recited Act hereby repealed, and of the several Toll Houses, Buildings, and Appurtenances thereto belonging, shall cease and be vacated from and after the Twenty-first Day next after such Meeting, and from and after such Declaration and Order the same shall cease and be void to all Intents and Purposes (except as to the Right and Power of the said Trustees to receive and recover Payment of all Rent and Arrears of Rent and Payments due and to become due thereon); and the said Trustees shall and are hereby required to make a fair and just Compensation and Satisfaction to the respective Lessees of the said Tolls for any Loss or Damage which they shall sustain thereby, to be paid at such Times and in such Proportions as they the said Trustees shall deem reasonable and proper; and such Compensation and Satisfaction may be recovered by such respective Lessees, or their respective Executors, Administrators, and Assigns, from the said Trustees, in case the same shall not be paid within Six Calendar Months after the same shall be due and demanded of the Clerk or Treasurer to such Trustees, by Action of Debt or on the Case in any of His Majesty's Courts of Record at *Westminster*: Provided always, that nothing herein contained shall prevent the said Trustees from entering into any new or other Agreement with all or any of the present Lessees of the Tolls, for such additional or other Rent for the Tolls hereby granted and made payable as they shall think reasonable and proper, for the unexpired Term of their respective Leases or Agreements.

Commence-  
ment and  
Continuance  
of Act.

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

Public Act.

XXIX. 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.