



ANNO DECIMO NONO & VICESIMO

# VICTORIÆ REGINÆ.

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## *Cap. cxxvii.*

An Act to repeal an Act passed in the Fourth Year of the Reign of His late Majesty King George the Fourth, intituled *An Act for more effectually amending and keeping in repair the Roads from the Town of Uttoxeter to the Town of Newcastle-under-Lyme in the County of Stafford, so far as relates to the Uttoxeter District of the said Roads, and for making certain new Pieces of Road to communicate therewith, all in the said County of Stafford, and to confer larger and additional Powers and Provisions in lieu of those therein contained; and for other Purposes.*

[21st July 1856.]

**W**HEREAS an Act was passed in the Thirty-second Year of the Reign of His late Majesty King George the Second, intituled *An Act for repairing and widening the Road from the Town of Derby to the Town of Newcastle-under-Lyme in the County of Stafford, whereby the Roads therein described were* 32 G.2. c. 60.

[Local.]

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divided

*The Uttoxeter and Blythe Marsh Turnpike Road Act, 1856.*42 G. 3.  
c. xcvi.

4 G. 4. c. lix.

divided into Two Districts, and the Road leading from the Town of *Uttoxeter* in the said County of *Stafford* to the Town of *Newcastle-under-Lyme* aforesaid is thereby declared to be the Second District of Roads: And whereas the Term and Powers of the said Act were continued and enlarged by several other Acts of Parliament, and in particular by an Act of Parliament passed in the Forty-second Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for continuing the Term and altering and enlarging the Powers of several Acts passed in the Thirty-second Year of the Reign of His late Majesty King George the Second, and in the Third and Eighteenth Years of the Reign of His present Majesty, for repairing, widening, and amending the Roads from the Town of Uttoxeter to the Town of Newcastle-under-Lyme, and from Cliffe Bank to Snape Marsh, and also from Lower Lane to Hem Heath, all in the County of Stafford*; and it was by the said Act of the Forty-second Year of the Reign of His said Majesty King *George* the Third (amongst other things) enacted, that the said District of Roads called the Second District should be divided into Two Districts, and one of them was thereby directed to be called "the *Newcastle-under-Lyme* District," and the other of them to be called "the *Uttoxeter* District;" and in and by such Act it was provided that one Moiety or Half Part of the Debts which were then owing upon the Credit of the before-mentioned Second District should thereafter be charged (as between the Two Districts created by such Act) upon the said *Newcastle-under-Lyme* District, and that the other Moiety or Half Part of the same Debts should thereafter be charged (as between the same Two Districts) upon the said *Uttoxeter* District; and the Repayment of the Entirety of the said Debts was guaranteed to the several Creditors upon the Tolls arising as well within the said *Newcastle-under-Lyme* District as within the said *Uttoxeter* District: And whereas by an Act passed in the Fourth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for more effectually amending and keeping in repair the Roads from the Town of Uttoxeter to the Town of Newcastle-under-Lyme in the County of Stafford, so far as relates to the Uttoxeter District of the said Roads, and for making certain new Pieces of Road to communicate therewith, all in the said County of Stafford*, after reciting (amongst other things) the Two herein-before recited Acts of Parliament, and also stating that the Principal Sum of Two thousand five hundred Pounds, besides Interest, (being the Amount of the Debts then charged in manner aforesaid upon the said Two last-mentioned Districts,) was then due upon Mortgage of the Tolls arising as well within the said *Newcastle-under-Lyme* District as within the said *Uttoxeter* District, it is by the now stating Act enacted that the whole of the Tolls arising or to be produced within the said District of Road, then called the *Uttoxeter* District, (theretofore Part of the said District

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District of Roads by the said Act of the Thirty-second Year of the Reign of His late Majesty King *George* the Second directed to be called the Second District,) should from thenceforth during the Continuance of the now stating Act, so far as regarded the several Mortgages and other Securities theretofore duly granted or made upon the Tolls and Duties arising upon or within the said District theretofore called "the Second District," and so far as regarded the Principal Monies and Interest thereby respectively secured, and the several Creditors entitled to such Mortgages or other Securities, Principal Monies and Interest respectively, and their respective Executors, Administrators, Successors, and Assigns, remain and continue and be subject and liable to and chargeable with the Payment of the several Principal Sum and Sums of Money then due to such last-mentioned Creditors respectively, or their respective Representatives, upon or by virtue of such Mortgages or other Securities as aforesaid, and all Interest due and to become due for the same respectively; and by the same Act it was provided and further enacted, that each and every of the said several last-mentioned Creditors, and his, her, and their respective Executors, Administrators, Successors, and Assigns, should continue to receive the Interest due and to become due on his, her, or their respective Mortgage or Mortgages, or other Security or Securities, of and from the Treasurer of the District, or his Successor or Successors for the Time being, by whom such Interest was last paid before the passing of the now stating Act, but that nothing therein contained should extend or be construed to extend to prevent any such Creditor or Creditors as aforesaid from recovering the full Amount of the Interest on his, her, or their Security or Securities, and from the Treasurer or Treasurers for the Time being of either of the said Districts: And whereas by another Act passed in the same Fourth Year of the Reign of His said late Majesty King *George* the Fourth, intituled *An Act* 4 G. 4. c. li. *for improving and maintaining in repair divers Roads in the County of Stafford leading from Newcastle-under-Lyme to Blyth Marsh, from Cliff Bank to Snape Marsh, from Lower Lane to Hem Heath, and from Shelton to Newcastle-under-Lyme*, after reciting (amongst other things) the said Acts of the Thirty-second Year of the Reign of King *George* the Second and of the Forty-second Year of the Reign of King *George* the Third, and after noticing the said joint Debt of Two thousand five hundred Pounds, it is enacted that the several Creditors to whom the said Debt of Two thousand five hundred Pounds was owing jointly from the said *Newcastle-under-Lyme* District and the said *Uttoxeter* District, as in the now stating Act was before recited, should respectively during the Continuance of the now stating Act be entitled to and have such and the same Powers, Authorities, and Remedies for recovering and receiving the Interest of the said Debt from the Treasurer of the said *Newcastle-under-Lyme* District

*The Uttoxeter and Blythe Marsh Turnpike Road Act, 1856.*3 & 4 Vict.  
c. cxvi.

District as previously to the passing of the now stating Act they respectively enjoyed or were entitled to by virtue of the said recited Act passed in the Forty-second Year of the Reign of King *George* the Third, and by the now stating Act repealed, and that the Treasurer of the said *Newcastle-under-Lyme* District for the Time being should, during the Continuance of the now stating Act, be subject to the same Liabilities, and be entitled to the same Powers and Remedies in respect to the Payment and Apportionment between the said Two Districts of the Interest of the said Mortgage Debt as belonged to the Treasurer of the said *Newcastle-under-Lyme* District for the Time being, by virtue of the said recited Act passed in the Forty-second Year of the Reign of King *George* the Third: And whereas by another Act of Parliament passed in the Session of Parliament held in the Third and Fourth Years of the Reign of Her present Majesty, intituled *An Act for improving the Roads leading from Newcastle-under-Lyme to Blythe Marsh, from Cliff Bank to Shelton, from Fenton to Hem Heath, and from Shelton to Newcastle-under-Lyme, and for making and completing certain new Pieces of Road to communicate therewith, all in the said County of Stafford*, after reciting the secondly herein-before recited Act of the Fourth Year of the Reign of His late Majesty King *George* the Fourth for repairing the said Road from *Newcastle-under-Lyme* to *Blythe Marsh* and certain other Roads therein mentioned, and after noticing the Provisions in the last-mentioned Act concerning the said joint Debt of Two thousand five hundred Pounds, it was by the now stating Act enacted that the same Act should be put into execution during the Term therein-after mentioned for the Purpose of repairing and improving the several Roads therein mentioned; and it was thereby also enacted that the Tolls thereby granted and authorized to be taken on the said Roads should be subject and liable to the Payment of all Monies then due and owing on the Credit or on account of the said therein recited Act of the Fourth Year of the Reign of His said Majesty King *George* the Fourth, or any former Act or Acts for making or maintaining the said Roads comprised therein, or any of them, and of all Interest due and to grow due thereon; and it was enacted that the now stating Act should commence and take effect from the Fourth *Tuesday* after the passing thereof, and should thenceforth continue and be in force for the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament: And whereas the Trustees acting under and by virtue of the said Act of the Fourth Year of the Reign of His said Majesty King *George* the Fourth (first herein-before recited) of and for the said *Uttoxeter* District of Roads have proceeded to carry the same into execution, and have since the passing of the same Act, and for making the said new Pieces of Road to communicate therewith, and other Improvements, borrowed the further Sum of Four thousand two hundred and fifty Pounds on the Credit of the Tolls authorized to

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to be taken on the said *Uttoxeter* District of Road: And whereas the said Sum of Four thousand two hundred and fifty Pounds, together with the Sum of One thousand two hundred and fifty Pounds (in respect of One Moiety of the said joint Debt of Two thousand five hundred Pounds), now remain due and owing on the Credit of the last-mentioned Tolls, and the same cannot be paid off, nor can the said *Uttoxeter* District of Roads be effectually amended, widened, altered, improved, and kept in repair, unless further Powers are granted: And whereas by "The Annual Turnpikes Acts Continuance Act, 1855," the said first herein-before recited Act of the Fourth Year of the Reign of His late Majesty King *George* the Fourth, for repairing the said *Uttoxeter* District of Roads, was continued in force until the First Day of *November* One thousand eight hundred and fifty-six, and no longer, unless Parliament should in the meantime continue the same: And whereas it is expedient that the last-mentioned Act of Parliament should be repealed, and that other and more effectual Powers should be granted in lieu thereof; but the same cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen'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:

I. That from and after the passing of this Act, the said first herein-before recited Act of the Fourth Year of the Reign of His Majesty King *George* the Fourth shall be and the same is hereby repealed, and this Act shall thereafter be put in execution for and during the Term herein-after mentioned for the Purpose of improving, maintaining, and keeping in repair the Roads herein-after described; (that is to say,) from that Part of *Blythe Marsh* where the said District called the *Newcastle-under-Lyme* District terminates to and through the Townships, Villages, or Places of *Blythe Marsh*, *Stone-House*, *Draycott in the Moors*, *Totmonslow*, *Over Tean*, *Nether Tean*, *Checkley*, *Dadlington* otherwise *Deadman's Green*, *Fole*, *Beamhurst*, and *Butterley House*, and from and along the new Line of Road commencing at or near *Butterley House* (authorized to be made by the said first-recited Act of the Fourth Year of the Reign of His late Majesty King *George* the Fourth, and situate westwardly of the old Turnpike Road through the Village of *Stramshall*,) to or near the Northern End of *Uttoxeter Heath*, and from the Southern Termination of the said new Line of Road to a certain Dwelling House called or known by the Name or Sign of the *Union*, and situate near the Northern End of the *High Street* in the Town of *Uttoxeter* aforesaid.

Recited Act  
4 G. 4. c. lix.  
repealed.

II. That this Act and the Tolls hereby granted and to be received shall be liable to the Payment of all Monies which at the Commence-

[Local.]

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Tolls hereby  
granted to  
be subject to  
Debts, &c.  
ment

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under former Acts.

Rents, &c. under repealed Act to vest in Trustees under this Act.

Short Title.

Interpretation of Terms.

Appointment of Trustees.

ment of this Act shall be owing on the Credit of the Tolls authorized to be taken by virtue of the said first herein-before recited Act of the Fourth Year of the Reign of His Majesty King *George* the Fourth hereby repealed, and to all the Debts and Engagements to which the Trustees under the last-mentioned Act were liable at the Repeal thereof (save and except such as are hereby extinguished, varied, or reduced); and that all Rents and Arrears of Tolls and other Monies due to and all Property and Choses in Action vested in or belonging to the Trustees under the said Act hereby repealed shall immediately on the passing of this Act be vested in and belong to the Trustees for executing this Act, and such last-mentioned Trustees may sue for and recover the same, and act in respect thereof as effectually as if the same had been vested in and belonged to them under the said last-mentioned recited Act.

III. That in citing this Act for any Purpose it shall be sufficient to use the Expression "The *Uttoxeter and Blythe Marsh* Turnpike Road Act, 1856."

IV. That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; that is to say,

The Word "Person" shall include "Corporation:"

The Expression "the Trustees" shall mean the Trustees for the Time being for executing this Act:

The Expression "the Road" shall mean the Road to which this Act applies:

The Expression "Turnpike" shall include Toll Gate, Bar, and Chain.

V. That all Her Majesty's Justices of the Peace for the Time being acting for the County of *Stafford*, together with *Henry Abud* Clerk, *John Adamthwaite*, *Samuel Alcock*, the Very Reverend *Frederick Anson* Dean of *Chester*, *Frederick Anson* the younger (Clerk), *Henry Arnold*, *Henry John Arnold*, *William Atkins*, *Harvey Bagot*, *Lewis Bagot*, *John Bagnall*, *William Arnold Bainbrigge*, *Ralph Bourne Baker*, *William Ball*, *John Bamford*, *Edward Barlow*, *Charles Vere Webb Bedson*, *Joseph Beech*, *John Beech*, *George Thomas Benwell*, *Joseph Bladon*, *Thomas Bladon*, *George Goodwin Bladon*, *Francis Joseph Bladon*, *William Septimus Bladon*, *John Michael Blagg*, *Edward John Blair*, *William Blount*, *William Robert Mountfort Blurton*, *William Blurton* of *Leigh*, *Thomas Blurton*, *William Bowers*, *Eli Bowers*, *Walter Davenport Bromley*, *Clement Francis Broughton* Clerk, *Edward Buller*, *Moreton Buller*, *Charles Burton*, the Honourable *Henry Cavendish* Clerk, the Honourable *Richard Cavendish*, the Honourable *Thomas Union Cavendish* Clerk, the Honourable

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Honourable *Frederick Augustus Cavendish* Clerk, *George Carrington*, *John Carrington*, *John Reynolds Cattlow*, *James Chapman*, *Henry Chawner*, *Joseph Chell*, *George Lambert Clifford*, *Thomas Cope*, *Francis Cope*, *Charles Coyney*, *Augustus Duncombe*, *William Evans*, *William Evans of Ellaston*, *Abraham Augustus Flint*, *William John Fox*, *John Gilbert*, *Richard Godwin*, *Thomas Kirkpatrick Hall*, *John Hall*, *Lorenzo Kirkpatrick Hall*, *William Hammersley*, *Enoch Harris*, *John Harrison*, C S *Hassall* Clerk, *George Hawley*, *Frederick Hawthorn*, *Thomas Holmes*, *Edward Holmes*, *Francis Hordern*, *Thomas Howe*, *John Huson*, *James Huson*, *William Hutchinson* Clerk, *Godfrey Johnson*, *John Johnson*, *John Pike Jones* Clerk, *Thomas Clement Sneyd Kynnersley*, *Clement Sneyd Kynnersley*, *William Sneyd Kynnersley*, *Henry Langley*, *Richard Laughton*, *Humphry Lawrence*, *Richard Bird Levett*, *Thomas Lovatt*, *Edward Lowndes Mallabar*, *William Marson*, *George Mather* Clerk, *Jacob Milner*, *Richard Minors*, *John Minors of Eaton*, *John Mott*, *Henry Mountford*, — *Need (Parks)*, *James Orton*, *John Capel Philips*, *John William Philips*, *Sir George Richard Philips* Baronet, *Nathaniel Philips*, *Bethuel Phillips*, *William Phillips (Springfield)*, *Thomas Pickering*, *Charles John Pinfold* Clerk, *John Prince*, *Thomas Richardson*, *James Riddle* Clerk, *Jesse Watts Russell*, *David Watts Russell*, *Thomas Rushton*, *William Smith (Sedsall)*, *Charles Smith the elder*, *Charles Smith the younger*, *Thomas Smith (Cheadle)*, *George Smith*, *John Vere Smyth*, *Thomas Sheppard Smyth*, *Thomas Sneyd*, *Ralph Sneyd*, *Thomas Francis Stirrup*, *Charles William Stocker*, D.D., *John Spencer Stone*, *Herbert Taylor*, *Michael Turnor*, *Thomas Turnor*, *William Vavasour*, the Honourable *John Vernon*, *John Vernon the elder*, *John Vernon the younger*, *Samuel Walker*, *William Walters*, *Robert Watt*, *Thomas Webb*, *William Webb*, *Thomas Weston*, *Joseph Wood*, *John Wood the younger*, *William Wood*, *Charles Wood*, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be Trustees for putting this Act into execution.

VI. That it shall be lawful for the said Trustees, at any Meeting to be holden in pursuance of this Act, to elect any Number of Persons, being duly qualified to act as Trustees of Turnpike Roads in *England*, not exceeding Three in the whole, to be Trustees for the Purposes of this Act, in addition to the Trustees hereby nominated, and such Persons so elected shall have the same Powers and Authorities for executing this Act as if they had been hereby appointed.

Power to  
appoint ad-  
ditional  
Trustees.

VII. That the said Trustees shall hold their First Meeting at the Building called the Town Hall in *Uttoxeter*, or at some other convenient House or Place in the Town of *Uttoxeter*, on the Third *Thursday* after the passing of this Act, and shall then and from Time to Time adjourn

First Meet-  
ing of Trus-  
tees.

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adjourn to and meet at such Time and at such Place in the Neighbourhood of the said Road as they shall think proper.

Present  
Tolls to be  
taken till  
1st Jan. 1857.

VIII. That notwithstanding the Repeal of the said first herein-before recited Act of the Fourth Year of the Reign of His said late Majesty King *George* the Fourth, the several Tolls thereby granted and made payable shall be continued to be paid at the several Turnpikes on the Road authorized and directed to be repaired by the last-mentioned Act of Parliament until the First Day of *January* One thousand eight hundred and fifty-seven.

On and after  
1st Jan. 1857,  
the Tolls  
herein set  
forth to be  
taken.

IX. That in lieu of the Tolls or Sums of Money authorized to be taken or levied by the last-mentioned Act of Parliament on and after the First Day of *January* One thousand eight hundred and fifty-seven, the Trustees may demand and take, at the several Turnpikes respectively which are or shall be upon or at the Sides of the Road, such Tolls or Sums of Money as the Trustees at any of their Meetings shall from Time to Time direct, not exceeding the Tolls following; that is to say,

For every Horse or other Beast drawing any Coach, Landau, Barouche, Chariot, Curricule, Berlin, Phaeton, Chaise, Chaise Marine, Calache, Car, Cabriolet, Chair, Taxed Cart, Gig, Whiskey, Hearse, Litter, or other such like Carriage, the Sum of Fourpence Halfpenny :

For every Horse or other Beast drawing any Waggon, Wain, Dray, Cart, Caravan, or such like Carriage, having the Fellies of the Wheels of the Breadth of Six Inches or more, the Sum of Threepence ; and in case the Fellies of the Wheels thereof be of less Breadth than Six Inches and not less than Four Inches and a Half, the Sum of Fourpence Halfpenny ; and in case the Fellies of the Wheels thereof be of less Breadth than Four and a Half Inches, the Sum of Sixpence :

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

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of Tenpence *per* Score, and so in proportion for any greater or less Number :

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

For every Carriage moved or propelled by Steam or by Machinery, or by any other Power than Animal or Human Power, any Sum not exceeding One Shilling *per* Wheel :

All which Sums of Money shall be demanded and taken as Toll before any Horse, Mule, Ass, or other Beast, Coach, Waggon, Cart, Truck, or other Carriage shall be permitted to pass through any of the Toll Gates or Side Gates erected or to be erected across or by the Side or Sides



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Sides of the said Road, and such Tolls are hereby vested in the said Trustees, and shall be applied in the Manner herein-after directed.

X. That in all Cases in which there shall be a fractional Part of a Halfpenny on the Amount of the Tolls by this Act authorized to be collected, the Sum of One Halfpenny shall be payable in lieu of such fractional Part. As to the Fraction of a Halfpenny in Tolls.

XI. Provided always, That no Person or Persons having paid full Toll at any Turnpike erected or to be erected or continued by the Trustees, and producing a Ticket or Tickets denoting the Payment thereof, shall be subject or liable to pay any further Toll or Duty for passing or repassing on the same Day with the same Horses, Beasts, or other Cattle or Carriages (save as herein-after mentioned) through the same or any other Turnpike erected or to be erected or continued as aforesaid which shall be situated within Three Miles of the Turnpike where such Toll shall be so paid, nor shall any Person or Persons having Three Times paid full Toll on the same Day, and producing a Ticket or Tickets denoting the same, be subject or liable in respect of the same Horses, Beasts, or other Cattle or Carriages (save as herein-after mentioned) to pay any further Toll or Duty for passing or repassing on the same Day in like Manner through the same or any other or others of the Turnpikes erected or to be erected or continued as aforesaid. Persons having paid Toll at One Gate not to pay at any other Gate within 3 Miles.

XII. That the Tolls hereby made payable shall be paid in respect of the Horses or Beasts drawing any Postchaise or other Carriage conveying Passengers for Hire or Reward, or in respect of any Carriage moved or propelled by Steam or Machinery, and conveying Passengers for Hire or Reward, every Time of passing or repassing through the said Gates when a new or subsequent Hiring thereof has taken place, in the same Manner as if no previous Payment of Toll in respect of such Horses or Beasts or Carriage had been made on the same Day. Horses drawing Post-chaises, &c. to pay on every new Hiring.

XIII. That for and in respect of Horses or other Beasts drawing any Stage Coach, Waggon, Van, Caravan, Omnibus, or other Carriage carrying Goods or Passengers for Payment, Hire, or Reward, the Tolls hereby made payable shall be paid for every Time of passing or repassing along the said Road, or any Part thereof, in like Manner as if no Toll had been before paid. Stage Coaches, &c. to pay each Time of passing.

XIV. That all Horses and Cattle drawing any Stage Coach, Waggon, Van, Caravan, Omnibus, or other Carriage carrying Goods or Passengers for Payment, Hire, or Reward, in respect whereof the Tolls hereby authorized to be taken shall have been paid at any Toll Gate, shall, upon a Ticket denoting such Payment being produced, be permitted to pass once Toll-free on the same Day through any Regulations as to Stage Coaches.

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other Toll Gate which such Ticket would free in the Case of Horses or Cattle drawing any other Carriage; and no further or additional Toll shall be payable in respect of any Stage Coach or other Carriage as aforesaid at any such other Toll Gate, the Payment at which shall be freed by such Ticket as aforesaid on account only of its conveying other Passengers, or of the Horses or Cattle drawing the same having been changed.

Horses, &c.  
drawing dif-  
ferent Wag-  
gons.

XV. That the Tolls by this Act authorized to be taken shall be paid in respect of Horses or other Beast of Draught drawing any Waggon, Wain, Dray, Cart, or such like Carriage for every Time during the same Day that any such Horse or other Beast of Draught shall pass through any Turnpike upon the Road drawing any laden Waggon, Wain, Dray, Cart, or such like Carriage other than that which such Horse or other Beast of Draught was employed in drawing at any former Time during the same Day, and in respect of which Toll shall have been paid.

Power to sell  
unnecessary  
Toll Houses.

XVI. That it shall be lawful for the said Trustees absolutely to sell and dispose of any Toll House or Toll Houses standing and being upon, across, or on the Sides of the said Roads, together with the Ground whereon the same may stand or belonging thereunto, in case the Freehold or Inheritance, if of Freehold Tenure, or the Estate and Interest, if of any other Tenure, of and in such Ground shall be vested in the Trustees of the said Roads, whenever the same shall be considered by the said Trustees to be useless or unnecessary for the Purposes of this Act, to any Person or Persons whomsoever, either by Public Auction or Private Contract, at or for such Price or Prices as the said Trustees can obtain for the same; and in case of any such Sale being made as aforesaid it shall be lawful for the said Trustees to convey the said Toll Houses and Ground to the Purchaser or Purchasers thereof: Provided always, that such and the like Preference and Priority of purchasing Premises so to be sold shall always be given to the Owner or Owners of the next adjoining Land, as is by the General Statutes for regulating Turnpike Roads in *England* directed to be given in case of the Sale of any Piece or Pieces of Ground not wanted for the Purposes of a Turnpike Road; and provided always, that the Width of the Road at that Part whereon any Toll House or Toll Houses which may be sold shall stand shall be kept equal to that of the adjoining Parts.

Power to  
continue  
Causeways  
and to make  
others by the  
Sides of the  
Road.

XVII. That the Trustees shall and may continue to repair, amend, and maintain the present Causeways or Footpaths along Part of the present Line of Road hereby authorized to be repaired, and also to make, lay down, amend, and keep in repair any Causeway or Footpath in, upon, or at the Side of any other Part or Parts of the said present

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present Line of Road (not passing through any Town) as they in their Discretion shall think fit to order and direct.

XVIII. And whereas the Passage or Traffic over certain Parts of the said Line of Road called the "*Uttoxeter District*," herein-after described, (that is to say,) the Branch of Road called the *Old Road*, extending from or near the Commencement of One of the new Pieces of Road authorized to be made by the said first herein recited Act of the Fourth Year of the Reign of His said late Majesty King *George the Fourth*, at or near the North-eastern Part of *Uttoxeter Heath*, through the Village of *Stramshall*, to or near *Butterley House*, and the Branch from or near a Plantation belonging to the Rector of the Parish of *Checkley* aforesaid, adjoining to the said Turnpike Road at or near a Place called *Dadlington* or *Deadman's Green*, in the Parish of *Checkley* aforesaid, to and along the old Line of Turnpike Road through the Village of *Checkley* aforesaid, situate Westwardly or South-westwardly of another of the new Pieces of Road authorized to be made by the last-mentioned Act of Parliament, unto the Place where the last-mentioned old Line of Turnpike Road communicates with the said new Piece of Road last mentioned, is very inconsiderable, and the surveying and keeping the said Parts of Road in repair would be attended with considerable Expense unless Toll Gates were erected thereon, the Tolls payable at which would be collected at considerable Expense, and be more burthensome to the Inhabitants in which the said Branches of Road are situate than the Repair of the said Branches of Road: Be it therefore enacted, That from and after the Thirty-first Day of *December* One thousand eight hundred and fifty-six, the Trustees for executing this Act shall be wholly discharged from the Control and Management of the said Branches of Road, from the North-eastern Part of *Uttoxeter Heath*, through the Village of *Stramshall*, to *Butterley House*, and from the said Plantation at or near *Dadlington* or *Deadman's Green*, along the old Line of Road through the Village of *Checkley*; and from thenceforth all the Powers, Provisions, Clauses, Tolls, Matters, and Things herein contained, so far as the same relate to or concern the said Branches or Pieces of Road herein-before in this Clause described, shall cease and have no longer Continuance.

For exonerating Trustees from the Repairs of certain Branches of the Road.

XIX. That from and after the said Thirty-first Day of *December* One thousand eight hundred and fifty-six, the said Trustees shall be wholly discharged from the Control and Management of that Part of the said Turnpike Road now forming Part of the said *Uttoxeter District* which is situate Southwardly of the said Dwelling House called the *Union*, and extending from thence to that Part of *Bradley Lane* in the Town of *Uttoxeter* where the present *Uttoxeter District* terminates; and from thenceforth all the Powers, Provisions, Clauses, Tolls,

For exonerating the Trustees from the Repairs of the Road in the Town of Uttoxeter.

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Tolls, Matters, and Things herein contained applicable to the said *Uttoxeter* District of Road, so far as the same relate to or concern the said Part of Road situate Southwardly of the last-mentioned Dwelling House, shall cease and have no longer Continuance.

Joint Debt of 2,500*l.* to be divided between the Two Districts of Road.

XX. Whereas it is desirable to effect some Arrangement regarding the said joint Debt of Two thousand five hundred Pounds, so that the *Uttoxeter* District may pay off the Moiety of such Debt which is charged on the *Uttoxeter* District as aforesaid, but without throwing on the said *Newcastle-under-Lyme* District the Liability to pay any more Interest on the other Moiety of such Debt than such District is at present paying: Be it enacted, That one Moiety of every Debt forming Part of the said joint Debt of Two thousand five hundred Pounds shall immediately after the passing of this Act be charged solely and exclusively on the said *Newcastle-under-Lyme* District of Roads, and the other Moiety thereof exclusively on the said *Uttoxeter* District of Roads, and that the Treasurer of the said *Newcastle-under-Lyme* District shall pay Interest only on the Moiety of every such Debt hereby charged on the said *Newcastle-under-Lyme* District, and that the Trustees of the said Act of Parliament of the Second and Third Years of the Reign of Her present Majesty, their Treasurer, and the Tolls arising within the said *Newcastle-under-Lyme* District shall be entirely released and discharged from the other Moiety of every such Debt and from all Interest thereon, and that the Treasurer of the said *Uttoxeter* District shall pay Interest at the Rate herein-after mentioned only on the Moiety of every such Debt hereby charged on the said *Uttoxeter* District, and that the Trustees of this Act, their Treasurer, and the Tolls arising within the said *Uttoxeter* District shall be entirely released and discharged from the other Moiety of every such Debt, and from all Interest thereon, except as is herein-after provided.

Application of Tolls and other Monies.

XXI. That all Monies which shall be received by virtue of this Act shall be applied as follows; that is to say,

Firstly, In paying and discharging the Expenses of obtaining and passing this Act or incident thereto:

Secondly, In paying the Salaries and Expenses of general Management, not exceeding Fifty-five Pounds *per Annum*, exclusive only of the Costs and Expenses of prosecuting and defending Indictments, Informations, Actions at Law or Suits in Equity, and of the Salaries of Toll Collectors, and the Expenses of erecting any new Toll Houses or Gates when necessary:

Thirdly, In defraying the necessary Expenses of maintaining and keeping in repair the said Road, and of maintaining and repairing Toll Gates and Toll Houses, not exceeding in any Year the Sum of One hundred Pounds:

Fourthly,

*The Uttoxeter and Blythe Marsh Turnpike Road Act, 1856.*

Fourthly, In paying Interest after the Rate of Two Pounds *per Centum per Annum* on the said separate Debt of Four thousand two hundred and fifty Pounds, and on the Moiety of every Debt forming Part of the said joint Debt of Two thousand five hundred Pounds, herein-before charged exclusively on the said *Uttoxeter* District :

Fifthly, In reducing, paying off, and discharging in manner hereinafter provided, the said separate Debt of Four thousand two hundred and fifty Pounds, and the Moiety of every Debt forming Part of the said joint Debt of Two thousand five hundred Pounds herein-before charged exclusively on the said *Uttoxeter* District, or such Part or Parts thereof as shall from Time to Time be due and owing :

Sixthly, In defraying the necessary Expenses of further maintaining, repairing, and improving the said Road, not exceeding a further Sum in any Year of One hundred and fifty Pounds :

Seventhly, In reducing, paying off, and discharging in manner hereinafter provided the Moiety of every Debt forming Part of the said joint Debt of Two thousand five hundred Pounds herein-before charged exclusively on the said *Newcastle-under-Lyme* District, or such Part or Parts thereof as shall from Time to Time be due and owing :

Lastly, In further maintaining, repairing, and improving the said Road.

XXII. That nothing in this Act shall extend or be construed to extend to defeat, annul, abridge, or lessen any Right, Remedy, Claim, or Demand which the Trustees of this Act or their Treasurer may or shall have upon or against the Trustees of the said Act of the Second and Third Years of Her present Majesty, or their Treasurer, or the Tolls arising within the said *Newcastle-under-Lyme* District, in respect of so much of the Moiety of every Debt forming Part of the said joint Debt of Two thousand five hundred Pounds hereby charged exclusively on the said *Newcastle-under-Lyme* District, as the Trustees of this Act or their Treasurer may, under the Provisions hereinbefore contained, pay to the Creditors to whom the same may be owing.

Nothing to affect Rights of Uttoxeter District against Newcastle-under-Lyme District in respect of Portions of Moiety of joint Debt, &c.

XXIII. That when and so often as the Sum applicable to the Discharge of the said Debts hereby directed to be paid shall amount to the Sum of One hundred Pounds, the Trustees shall at their General Annual or other Meeting apply such Sum in the Payment of a proportionate Part of the said Debts to the Persons entitled thereto, and shall, Twenty-eight Days at least before such General Annual or other Meeting, cause Notice to be given of such Meeting, and of the Object or Purpose thereof, so far as the same shall relate to the

Mode of discharging the Debts.

*The Uttoxeter and Blythe Marsh Turnpike Road Act, 1856.*

Application of such Sum, by Letter sent by Post to each Creditor, directed to his or her usual Place of Residence or last known Place of Abode, and at such Meeting the Trustees shall apply such Sum or a Portion thereof (as the Case may require) in or towards the Discharge of Monies owing in respect of the said Debts to the Creditor who shall, by Proposal in Writing transmitted to the Clerk of the Trustees before such Meeting, have offered to accept the lowest Composition in respect of such Monies, and after Payment to such Creditor as aforesaid shall apply the Surplus, if any, of such Sum or a Portion thereof (as the Case may require) in or towards the Payment of other Monies owing in respect of the said Debts to the Creditor who, by Proposal as aforesaid, shall have offered to accept the next lowest Composition in respect of the Principal Monies due to him or her, and so in like Manner until the Sum applicable to such Payments shall be exhausted; and if and whenever Two or more Creditors, by such Proposals as aforesaid, shall have offered to accept an equal Rate of Composition, it shall be lawful for the Trustees to determine by Lot the Preference between or amongst such Creditors, or to pay such Composition rateably between or amongst such Creditors, as the Trustees shall think fit; and if there be no such Proposal as aforesaid, or if there be any Surplus of the same applicable to such Payment after applying the same so far as may be necessary in or towards the Discharge of the Monies to which such Proposals as aforesaid relate, the Trustees may apply the Sums applicable to such Payments or the Surplus thereof (as the Case may be) rateably amongst the Creditors on the said Tolls, or may pay the same to such of them as may be determined by Lot, as the Trustees shall think fit.

Interest not to accrue till Expenses are paid.

XXIV. Provided always, That no Interest shall accrue due on the said separate Debt of Four thousand two hundred and fifty Pounds, or on the Moiety of every Debt forming Part of the said joint Debt of Two thousand five hundred Pounds hereby charged exclusively on the said *Uttoxeter* District, or any Part thereof, until the Trustees shall have received Sums sufficient to discharge and shall have paid the Expenses of obtaining and passing this Act or incident thereto.

Mortgagees to take possession for Arrears of Interest only.

XXV. That whenever and so long as the Interest by this Act directed to be paid shall be duly paid within Three Calendar Months next after the same shall become due and be demanded, and a proper Receipt tendered for the same on the Payment thereof, no Holder of any Mortgage of the Tolls collected or to be collected upon the said Roads shall be entitled to enter into possession of the Toll Gates, Toll Houses, or Buildings upon the said Roads, or into receipt of the Tolls arising therefrom, or of the Rent payable on any letting of such Tolls; and every Mortgagee entering into the Possession of such Toll Gates, Toll Houses, or Buildings, or into the Receipt of such  
Tolls

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*The Uttoxeter and Blythe Marsh Turnpike Road Act, 1856.*

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Tolls or Rent, shall pay the Interest and Sums in Reduction of Principal from Time to Time due and becoming due in the Manner hereby directed, without any Priority or Preference, and may also reimburse himself any Costs to which he may be entitled; and every Mortgagee being so in possession or receipt as aforesaid shall, within Twenty-one Days next after each of the yearly Days whereon the Interest on such existing Mortgages shall be payable, render to the Clerk or Clerks of the said Trustees for the Time being a full and true Account of his Receipts and Expenditure while so in possession or receipt as aforesaid, with proper Vouchers for the same, and if it shall appear by any such Account that the Interest and Sums in Reduction of Principal due at the Rate by this Act authorized on such Mortgages up to the last yearly Days, and all such Costs as aforesaid, shall have been fully paid and satisfied, then such Mortgagee shall, when thereunto required by the said Trustees, pay over to their Treasurer the Balance (if any) remaining in his Hands, and deliver up Possession of the said Toll Gates, Toll Houses, and Buildings, and the Receipt of the said Tolls, and of any of such Rent as aforesaid, to the Trustees or any Person appointed by them to receive the same, anything in this Act or in any Statute or Law in force relating to Turnpike Roads in *England* to the contrary notwithstanding.

XXVI. That no Money shall be laid out on any Part of the Road comprised in this Act within the Limits of any Act of Parliament passed for the Improvement of any Town, nor shall any Tolls be collected therein.

No Money to be collected or laid out in certain Towns.

XXVII. That nothing herein contained shall be deemed or construed to exempt the Roads comprised in this Act from the Provisions of any General Act relating to the Consolidation or other improved Arrangement of Turnpike Roads which may pass during the present or any future Session of Parliament.

Roads not exempt from Provisions of future General Acts.

XXVIII. That this Act shall commence on the Day of the passing thereof, and shall continue in force for the Term of Twenty-one Years, and from thence to the End of the Session of Parliament which shall then next follow.

Commencement and Term of Act.

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