



ANNO PRIMO & SECUNDO

GULIELMI IV. REGIS.

Cap. xxii.

An Act for more effectually repairing and improving the Road between the City of *Durham* and the Village of *Shotley Bridge* in the County of *Durham*. [30th *July* 1831.]

WHEREAS an Act was passed in the Fiftieth Year of the Reign of His Majesty King *George* the Third, intituled *An Act for altering, improving, and keeping in repair the Road between the City of Durham and the Village of Shotley Bridge in the County of Durham*: And whereas the Trustees in carrying the said Act into execution have borrowed large Sums of Money upon the Credit of the Tolls thereby authorized to be taken, which Money still remains due, and cannot be repaid, nor can the said Road be effectually amended and kept in repair, unless further and other Tolls, Powers, and Provisions are granted and made for those Purposes: And whereas it would be convenient if the said recited Act were repealed, and further and more effectual Powers and Provisions granted and made instead thereof; but the same cannot be effected without the Aid and Authority of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 upon the Third *Monday* next after the passing of this Act the said

50 G.3. c.3.
Recited Act repealed.
[Local.] 4 G recited

recited Act passed in the Fiftieth Year of the Reign of His Majesty King George the Third shall be and the same is hereby declared to be repealed, and instead thereof this Act shall be put in execution, for and during the Term herein-after mentioned, for the Purpose of more effectually repairing, amending, widening, and improving the present Road between the City of *Durham* and the Village of *Shotley Bridge* in the County of *Durham*.

Appointment
of Trustees.

II. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the County of *Durham*, together with *Bryan Abbs*, *John Allan*, *William Allan*, *John Annandale*, *Peter Annandale*, *Alexander Annandale*, *William Annandale*, *George Baker*, *Thomas Backhouse*, *Robert Balleny*, *David Bevans*, *George Thomas Leighton Blenkinsop*, *Thomas Bowes*; — *Bowes*, *Gibside*; *Robert Ward Browell*, *Rowland Burdon*, *Rowland Burdon* the younger, *John Burrell*, *Robert Burrell*, *Robert Burrell* the younger, *Robert Burnett* the younger, *Nicholas Burnett*, *Ralph Byerley*, *Thomas Edward Charlton*, *Sir Thomas Clavering Baronet*, *William Henry Clavering*, *Charles Clavering*, *John Clifton*, *Isaac Cookson* the younger, *John Cookson*, *Thomas Cookson*, *George Coates*, *George Coates* the younger, *John Currey*, *Robert Curry*, *William Cuming*, *Morton John Davison*, *Edward Davison* Clerk, *Thomas Davison*, *Henry Donkin*, *John Dunn*, *Sir Robert Johnson Eden Baronet*, *William George Ellison*, *Thomas Emerson*, *Ralph John Fenwick* Doctor of Medicine; *Thomas Fenwick*, *South Hill*; *Thomas Fenwick*, *Dipton*; *Ralph Fenwick*, *Marley Hill*; *Ralph Fenwick*, *Dipton*; *William Thomas Greenwell*, *John Greenwell*, *George Greenwell*, *Nicholas Greenwell*; *Thomas Greenwell*, *Durham*; *Thomas Greenwell*, *Broomshields*; *William Greenwell*, *Kibblesworth*; *William Greenwell*, *Ford*; *John Gregson*, *John Gregson* the younger, *John Griffith*, *Thomas Griffith*, *Robert Hedley*, *Thomas Hopper*, *General Martin Hunter*, *John Hutchinson*, *John Hutchinson* the younger, *Alan William Hutchinson*, *Edward Jackson*, *William Jackson*, *Robert Johnson*, *Ralph John Lambton*, the Honourable *Charles William Lambton*, *John Leybourne*, the Honourable *Thomas Henry Liddell*, *Henry George Liddell* Clerk, *Newby Lawson*, *George Lumley*, *Robert Lumley*, *Wheatley Lumley*, *Christopher Mason*, *John Mason*, *Edward Mason*, *Robert Mills*, *William Mills*, *Arthur Mowbray*, *John Douthwaite Nesham*, *George Ornsby*, *Henry Ornsby*, *Robert Potts*, *Robert Potts* the younger, *Richard Richardson* Clerk, *Christopher Richmond*, *Joseph George Richmond*, *William Russell*, *William Thomas Salvin*, *Bryan Salvin*, *Gerard Salvin*, *John Selby*, *Robert Eden Duncombe Shafto*, *Robert Shafto*, *John Shafto* Clerk, *Edward Shipperdson*, *Thomas Richard Shipperdson* Clerk, *William Simpson* Clerk, *George Silvertop*, *John Smith*, *Anthony Surtees*, *Anthony Surtees* the younger; *Robert Surtees*, *Mainsforth*; *Robert Surtees*, *Redworth*; *Anwick Smith*, *Francis Bradshaw Taylor*, *Joseph Thompson* Clerk, *Joseph Thompson* the younger, Clerk, *Henry Tower*, *Thomas White*, *Thomas White* Clerk, *Robert White*, *John White*, *Edward White*, *Sir Hedworth Williamson* Baronet, *Thomas Wilkinson*, *George Wilkinson*; *Anthony Wilkinson*, *Coxhoe*; *William Wilson* Clerk, *John Wilson*, *John — Wilson* the younger, *Percival Spearman Wilkinson*, *Clennel Wilkinson*, *Jonathan Wooller*, *George Wooller*, *William Wooller*, *William Wray*, and *Matthew Woodfield*, and their Successors, being duly qualified to act as Trustees for repairing
Turnpike

Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for carrying this Act into execution.

III. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, at their First and Second Meetings, or either of them, to be holden by virtue of this Act, to elect, nominate, and appoint any Number of fit and proper Persons, not exceeding Three in the whole, to be Trustees for the Purposes of this Act, in addition to the Trustees hereby nominated and appointed; and such Trustees, when so elected and appointed, and being duly qualified to act as Trustees for repairing Turnpike Roads in *England*, shall be and they are hereby invested with the same Powers for executing this Act as if they had been named and appointed in and by this Act.

Power to
appoint ad-
ditional
Trustees.

IV. And be it further enacted, That the said Trustees shall meet at some convenient House or Place on or near the said Road, on the Third *Monday* next after the passing 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, 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 either upon or near to the said Road, as the said Trustees, or the major Part of them present at any such Meetings, shall think proper and appoint.

Meetings of
Trustees.

V. And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Person or Persons to be appointed or continued Collector or Collectors of the Tolls authorized to be taken by virtue of this Act, to demand and take, at each and every Turnpike, Toll Gate, Side Gate, Bar, or Chain which shall be continued or erected upon, across, or on the Side or Sides of the said Road, on each and every Day, before any Horse, Beast, Cattle, Coach, Cart, or other Carriage upon which any Toll is by this Act imposed shall be permitted to pass through the same, the several Tolls following; (that is to say,)

Power to
take Tolls.

For every Horse or other Beast drawing any Coach, Chariot, Tolls.

Barouche, Chaise, Curricule, Chair, Landau, Berlin, Calash, Gig, Break, Hearse, or other Carriage, for the Conveyance of Passengers, any Sum not exceeding Four-pence:

For every Horse or other Beast of Burthen (excepting an Ass), laden or unladen, and not drawing, any Sum not exceeding One Penny Halfpenny:

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

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

For every Drove of Swine, Sheep, or Lambs, any Sum not exceeding Four-pence *per* Score, and so in proportion for a greater or less Number:

For every Horse or other Beast drawing any Four-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the

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- the Fellies of the Wheels thereof of the Breadth or Gauge of Nine Inches, any Sum not exceeding Two-pence :
- For every Horse or other Beast drawing any Two-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Nine Inches, any Sum not exceeding One Penny Halfpenny :
- For every Horse or other Beast drawing any Four-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Six Inches and less than Nine Inches, any Sum not exceeding Three-pence :
- For every Horse or other Beast drawing any Two-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Six Inches and less than Nine Inches, any Sum not exceeding Two-pence :
- For every Horse or other Beast drawing any Four-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Four Inches and less than Six Inches, any Sum not exceeding Four-pence :
- For every Horse or other Beast drawing any Two-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Four Inches and less than Six Inches, any Sum not exceeding Three-pence :
- For every Horse or other Beast drawing any Four-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Two and a Half Inches and less than Four Inches, any Sum not exceeding Five-pence :
- For every Horse or other Beast drawing any Two-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Two and a Half Inches and less than Four Inches, any Sum not exceeding Four-pence :
- For every Horse or other Beast drawing any Four-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of less Breadth or Gauge than Two and a Half Inches, any Sum not exceeding Ten-pence :
- For every Horse or other Beast drawing any Two-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of less Breadth or Gauge than Two and a Half Inches, any Sum not exceeding Eight-pence :
- For every Horse or other Beast drawing any Four-wheeled Waggon, Wain, Cart, or other such Carriage laden with Lime, and having the Sole or Bottom of the Fellies of the Wheels thereof of any Breadth or Gauge not less than Two and a Half Inches, any Sum not exceeding Two-pence :
- For every Horse or other Beast drawing any Four-wheeled Waggon, Wain, Cart, or other such Carriage laden with Lime, and having the Sole or Bottom of the Fellies of the Wheels thereof of a less Breadth or Gauge than Two and a Half Inches, any Sum not exceeding Four-pence :

For

For every Horse or other Beast drawing any Two-wheeled Waggon, Wain, Cart, or other such Carriage laden with Lime, and having the Sole or Bottom of the Fellies of the Wheels thereof of any Breadth or Gauge not less than Two and a Half Inches, any Sum not exceeding Three Halfpence :

For every Horse or other Beast drawing any Two-wheeled Waggon, Wain, Cart, or other such Carriage laden with Lime, and having the Sole or Bottom of the Fellies of the Wheels thereof of a less Breadth or Gauge than Two and a Half Inches, any Sum not exceeding Three-pence :

And such respective Tolls or Sums of Money shall be and are hereby vested in the said Trustees, and shall be applied and disposed of in the Manner herein-after directed.

VI. Provided also, and be it further enacted, That in all Cases where there shall be a fractional Part of a Halfpenny in the Calculation or Amount of the Tolls hereby granted, or any of them, the Sum of One Halfpenny shall be demanded and taken in lieu of such fractional Part.

Fractional Part of a Halfpenny in Tolls.

VII. And be it further enacted, That if the Tolls hereby authorized to be taken shall have been paid for the passing of any Horse, Cattle, Beast, or Carriage through any one of the Turnpikes, Toll Gates, Bars, or Chains to be continued or erected upon, across, or on the Sides of the said Road, such Horse, Cattle, Beast, or Carriage shall (upon a Ticket being produced denoting such Payment) be permitted to pass Toll-free through the same Turnpike, Toll Gate, Bar, or Chain, and also through such other Gate or Gates as the Ticket for such Payment shall free, at any Time during the same Day.

Tolls to be paid but once for passing and repassing on the same Day.

VIII. And be it further enacted, That no more than Four full Tolls shall be demanded or taken for or in respect of the same Horse, Beast, Cattle, or Carriage (except as is hereafter provided or mentioned), for passing and repassing on the same Day through all the Toll Gates or Turnpikes to be continued or erected upon the said Road.

No more than Four full Tolls to be paid on the whole Road.

IX. Provided always, and be it further enacted, That no more than One Third of the Tolls or Sums of Money granted and made payable by virtue of this Act shall be payable and paid at the *Slonks* Side Bar, near to *Shotley Bridge*, for and in respect of any Horses, Cattle, or other Beasts, drawing or not drawing, and not travelling or passing along such Part of the said Turnpike Road as is situate between the said *Slonks* Side Bar and *Shotley Bridge* aforesaid, more than Three hundred and fifty Yards, and not passing along any other Parts of such Turnpike Road.

Only One Third of the Tolls to be paid from the *Slonks* Side Bar to *Shotley Bridge*.

X. Provided always, and be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of all Horses or other Beasts drawing any Stage Coach, or any Stage Waggon, Car, Van, Caravan, or other Stage Carriage carrying or conveying Passengers or Goods for Payment, Hire, or Reward, for every Time of passing and repassing along the said Road: Provided nevertheless, that no

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

[*Local.*]

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further or additional Toll shall be payable in respect of Stage Coaches on account only of the Horses drawing the same having been changed.

Post Chaises
to pay on
every new
Hiring.

XI. And be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of all Horses or other Beasts drawing any Post Chaise or other Carriage travelling for Hire, for every Time of passing or repassing along the said Road whenever a new Hiring thereof shall have taken place.

Application
of Tolls.

XII. And be it further enacted, That all the Monies which shall have been raised and produced by virtue of the said recited Act hereby repealed, and which shall remain undisposed of, and also all the Monies which shall arise and be produced by or from the Tolls by this Act granted or made payable, together with the Monies which shall or may hereafter be borrowed upon the Credit thereof, and all other Monies which shall arise by virtue thereof, shall be applied to and for the several Uses, Intents, and Purposes, and in the Order and Manner following; (that is to say,) in the first place, in Payment of all Costs, Charges, and Expences which shall have been incurred in applying for, preparing, passing, and obtaining this Act, and otherwise relative thereto; and, in the next place, in paying and discharging all Interest now due and owing and which shall hereafter become due and owing upon any Mortgages or Securities of the Tolls or Duties hereby granted or made payable, and in defraying the Expences of building or erecting Toll Houses, Toll Gates, and Toll Bars, with suitable Outbuildings thereto, and of removing or altering the same or any of them, and other Conveniences, and in defraying the Expences of altering, raising, widening, improving, repairing, and preserving the said Road, and otherwise in executing the several Purposes of this Act; and, lastly, in reducing, paying off, and discharging the several Principal Sums of Money due on any such Mortgages or Securities as aforesaid, and all other Debts and Sums now due or owing and hereafter to become due or owing in pursuance of this Act.

Public Act.

XIII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others, without being specially pleaded.

Commence-
ment and
Continuance
of the Act.

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

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
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