



ANNO PRIMO

GULIELMI IV. REGIS.

Cap. xli.

An Act for repairing the Road from the City of
Coventry to *Over Whitacre* in the County of
Warwick.
[30th *March* 1831.]

WHEREAS an Act was passed in the Second Year of the
Reign of His late Majesty King George the Third, inti-
tuled *An Act for amending, widening, and keeping in repair* 2G.3.c.69.
several Roads therein mentioned, lying in the Counties of Leicester and
Warwick and in the County of the City of Coventry: And whereas
another Act was passed in the Twenty-first Year of the Reign of His
said late Majesty King George the Third, intituled *An Act for* 21G.3.c.85.
enlarging the Term and Powers of an Act passed in the Second Year
of the Reign of His present Majesty, intituled 'An Act for amending,
' widening, and keeping in repair several Roads therein mentioned, lying
' in the Counties of Leicester and Warwick and in the County of the
' City of Coventry :' And whereas another Act was passed in the
Fiftieth Year of the Reign of His said late Majesty King George the
Third, intituled *An Act for continuing the Term and altering and en-* 50G.3.c.135.
larging the Powers of Two Acts of His present Majesty, for repairing
certain Roads lying in the Counties of Leicester and Warwick and in
the County of the City of Coventry ; and for amending and keeping in
repair the Road from Bourne Bridge to Blythe Bridge in the County
of Warwick: And whereas the Trustees appointed in or by virtue of
the said Acts have proceeded in the Execution thereof, and have from
Time to Time for that Purpose borrowed several considerable Sums
[Local.] 5 X of

Recited Acts
repealed.

of Money on the Credit of the Tolls authorized to be taken on the said Roads, which Money still remains due and owing, and the same cannot be repaid, nor can the said Roads be effectually amended and kept in repair, unless the Terms and Powers of the said Acts are enlarged, and the Tolls increased or altered: And whereas it would facilitate the Purposes aforesaid if the said recited Acts were repealed, and if further and more effectual Powers and Provisions were granted instead thereof for repairing, amending, and improving the Roads comprised in the said recited Acts: 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 *Thursday* next after the passing of this Act the said recited Acts respectively passed in the Second, Twenty-first, and Fiftieth Years of the Reign of His late Majesty King George the Third, so far as they regard the Roads herein-after particularly mentioned, shall be and the same are hereby declared to be repealed.

This Act to
take effect
for the Term
after men-
tioned.

II. And be it further enacted, That this Act shall commence and take effect and shall be put in execution, for and during the Term herein-after mentioned, for the Purpose of more effectually amending, widening, repairing, and otherwise improving the several Roads herein-after mentioned; that is to say, the present Turnpike Road leading from the City of *Coventry*, through *Radford* and *Carsley* in the County of the said City, by *Corley Church* and *Fillongley Church End*, to *Newbridge* in the Parish of *Arley*, and from thence by *Stoley Hill* to the Turnpike Road turning to *Monwood Lea* and *Whitacre Furnace End* in *Over Whitacre* in the County of *Warwick*.

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the County of *Warwick*, together with *George William Bowyer Adderley*, *Thomas Bache*, *William Ballard*, *Thomas Banbury*, *Joseph Barnes*, *James Beck*, *Richard Booth*, *William Thomas Bree*, *William Mister Burton*, *Thomas Burton*, *John Carter*, *William Carter*, *Francis Carter*, *Thomas Carter*, *John Clarke*, *Thomas Cope*, *Thomas Cope the younger*, *John Davies*, *Richard Dewes*, *Thomas Eagle*, *Thomas Eagle the younger*, *Abraham Eaves*, *George Eld*, *Henry Elliott*, *John Southam Evans*, *Thomas Goodall*, *Richard Holland Goode*, *Arthur William Gregory*, *Francis Gregory*, *Charles Harris*, *Charles Harris the younger*, *Francis Blythe Harries*, *Abraham Herbert*, *John Herbert*, *William Holland*, *Edward Inge*, *Peter Dowley Jackson*, *Joseph Jordan*, *George Lant*, *John Lant*, *Henry Lea*, *Charles Lilly*, *William Little*, *Samuel Moggs*, *Thomas Moorwood of Over Whitacre*, *Thomas Schuman Morris*, *Thomas Morris of Stoke*, *John Nutt*, *Stephen Oldham*, *George Osmond*, *Philip Perkins*, *Richard Perkins*, *Joseph Phillips*, *Edward Phillips*, *Henry Phillips*, *John Ralphs*, *Cleophas Ratliff*, *Henry Roberts*, *William Rotherham*, *Richard Kevitt Rotherham*, *William Seal*, *Thomas Smith Shakespear*, *George Shakespear*, *Solomon Grosvenor Shakespear*, *Samuel Pole Shawe*, *Thomas Shaw*, *John Smith*, *William Leaper Spell*, *George Startin*, *John Thickens Clerk*, *James Troughton*, *James Troughton Clerk*, *Thomas Ball Troughton*, *John Twist*, *Samuel Vale*, *Samuel Vale* the

the younger, *Thomas Hall Vaughton, Thomas Roger Hall Vaughton, Roger Ryland Vaughton Clerk, David Shakespear Waters, Edward Weston, John Weston, Joseph Weston, Thomas White, James Whittem, Thomas Wilmot, Thomas James Wilmot, Joseph Pratt Wilmot, William Wilson, Swaine Wilson, Edward Wilson, John Woodcock, Charles Woodcock, George Woodcock Clerk, William Wright* and their Successors, being duly qualified according to the Provisions and Directions contained in the several Acts for maintaining Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for repairing the said Roads and for carrying this Act into execution.

IV. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, at any Meeting from Time to Time to be held for that Purpose, of which Meeting and of the Purpose thereof Fourteen Days Notice shall be given, to elect and appoint any Number of Persons, not exceeding Three in the whole, to be Trustees for executing this Act, in addition to the Trustees herein named and appointed; and such additional Trustees so elected and appointed, being duly qualified as aforesaid, shall be and they are hereby invested with the same Powers and Authorities for executing this Act as if they had been herein named.

Power to appoint additional Trustees.

V. And be it further enacted, That the Trustees acting in the Execution of this Act shall meet together at the *Craven Arms Hotel* in the City of *Coventry*, or at some other convenient Place upon or near to the said Roads, within Twenty-one Days next after the Commencement of this Act, or as soon after as conveniently may be, and shall and may then and from Time to Time adjourn to and meet at such Times and at such Places upon or near to the said Roads as they shall think proper.

First Meeting of Trustees.

VI. And be it further enacted, That upon and from and after the Commencement of this Act it shall and may be lawful to and for the said Trustees, or for any Person under their Authority, to demand and take the following Tolls at every Turnpike, Toll Gate, Side Bar, or Chain to be continued, erected, or placed by virtue of this Act in, upon, across, or on the Sides of the said Roads; (that is to say,)

Power to take Tolls.

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

Tolls.

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels of the Breadth of Six Inches or upwards at the Bottoms or Soles thereof, the Sum of Three-pence :

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels, of the Breadth of Four Inches and an Half, and less than Six Inches, at the Bottoms or Soles thereof, the Sum of Four-pence :

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels of less Breadth than Four Inches and an Half at the Bottoms or Soles thereof, the Sum of Four-pence Halfpenny :

And

1° GULIELMI IV. Cap. xli.

And for every Cart drawn by One Horse only, over and above the aforesaid Toll hereby allowed to be demanded and taken, the Sum of Three-pence for each and every entire Hundred Weight which such Cart and the Loading or Contents thereof shall weigh over and above the Weight of One Ton Ten Hundred Weight:

For every Pair of Millstones, the Sum of Two Shillings and Sixpence:

For every Coach, Waggon, or Vehicle, of whatever Description, propelled or drawn by Steam, Gas, or other like Means, the Sum of Two Shillings and 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 Ten-pence per Score, and so in proportion for any greater or less Number:

For every Drove of Calves, Swine, Sheep, or Lambs, the Sum of Five-pence per Score, and so in proportion for any greater or less Number:

And 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:

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

Tolls to be paid but once a Day.

VII. Provided always, and be it further enacted, That if any Person shall have paid the Tolls hereby authorized to be taken for the passing of any Horse, Cattle, Beast, or Carriage through any one of such Toll Gates or Turnpikes or Side Bars, such Horse, Cattle, Beast, or Carriage shall, upon a Ticket denoting the Payment thereof on that Day being produced, be permitted to pass and repass Toll-free through the same Toll Gate, Turnpike, or Side Gate, and also through such other Gate or Gates (if any) as the Ticket for such Payment shall free, at any Time during the same Day, such Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night.

Limiting the Number of Tolls.

VIII. Provided also, and be it further enacted, That no more than Two full Tolls shall be demanded or taken for or in respect of the same Horse or Horses, or other Beasts or Cattle, or Carriages, in any One Day (to be computed in manner herein-before mentioned,) for passing or repassing through all or any of the Toll Gates or Toll Bars erected or to be erected in, upon, or across the said Roads.

Stage Coaches to pay each Time of passing.

IX. Provided always, and be it further enacted, That for and in respect of all Horses or other Beasts of Draught drawing any Stage Coach, or any Stage Waggon, Van, Caravan, Cart, or other Stage Carriage,

Carriage, carrying Passengers or Goods for Payment, Hire, or Reward, for which Toll has been paid, and which shall return on the same Day through the same Turnpike, Toll Gate, or Side Gate, the Tolls hereby made payable shall be paid for each Time of passing and repassing through such Turnpike, Toll Gate, or Side Gate, in like Manner as if no Toll had been before paid thereat: Provided nevertheless, that no further or additional Toll shall be payable in respect of Stage Coaches on account only of the Horses drawing the same having been changed.

X. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of all Horses or Beasts of Draught let out to Hire and drawing any Post Chaise or other Carriage travelling for Hire, for every Time of passing along the said Roads, whenever any new Hiring thereof shall have taken place.

Post Chaises, &c., to pay every new Hiring.

XI. And be it further enacted, That the Tolls hereby made payable for or in respect of any Carriage propelled or moved by Steam, Gas, or any other like Means, shall be paid every Time such Carriage shall pass or repass along the said Roads.

Steam Carriages to pay every Time.

XII. And be it further enacted, That out of the Money already received or borrowed by virtue of the said Acts hereby repealed, or out of the first Money which shall or may arise or be received from the Tolls by this Act granted, the said Trustees shall in the first place pay and discharge all the Costs and Expences incident to and attending the obtaining and passing of this Act; and the Remainder of all such Monies (after Payment of the necessary Expences of erecting or repairing Toll Gates, Toll Houses, Mile Stones or Posts, and Fences, and for Books, Advertisements, Salaries of Officers, and other such Expences incidental to the Execution of this Act,) shall be applied in keeping down the Interest of the Principal Monies advanced or borrowed on the Credit of the Tolls collected or arising from or payable on account of the said Roads, and which may hereafter be borrowed on the Credit of this Act, or of the Tolls to arise from or to be collected on or to be paid in respect of the said Roads, and in erecting Turnpikes or Toll Houses on the said Roads, and in amending, altering, turning, widening, improving, and keeping in repair the said Roads, and otherwise in carrying this Act into execution, and in repaying the Principal Monies already borrowed on the Credit of the Tolls collected on or arising from or payable in respect of the said Roads, and the Principal Monies which may hereafter be borrowed by virtue of this Act.

Application of Tolls.

XIII. And be it further enacted, That all and every Sums and Sum of Money now borrowed or hereafter to be borrowed on the Credit of the Tolls authorized to be taken on the said Roads shall remain and continue chargeable on the said Roads.

Monies to remain chargeable on the Road.

XIV. Provided always, and be it further enacted, That no Part of the Money arising or to be received by virtue of this Act shall be laid out in repairing, improving, or maintaining any Street, Highway, or

No Money to be expended in repairing Streets.

[Local.]

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Place

1° GULIELMI IV. *Cap. xli.*

Place in any Part of the City of *Coventry*, nor shall any Toll be collected there, any thing herein contained to the contrary notwithstanding.

Public Act.

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

Commence-
ment and
Continuance
of this Act.

XVI. And be it further enacted, That this Act shall commence and take effect upon the Third *Thursday* 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.

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