



ANNO TERTIO

# GULIELMI IV. REGIS.

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## Cap. xix.

An Act for more effectually making and maintaining a Road from *Thornset* in the County of *Derby* to *Furnace Colliery* within *Disley* in the County of *Chester*, and for making and maintaining several Additions thereto. [2d April 1833.]

**W**HEREAS an Act was passed in the Second Year of the Reign of His present Majesty King *William* the Fourth, intituled *An Act for making and maintaining a Road from Thornset in the County of Derby to Furnace Colliery within Disley in the County of Chester, and Two several Branches therefrom:* And whereas the Trustees appointed in or by virtue of the said recited Act have proceeded to put the same into execution, and have made and completed most of the said Roads mentioned in the said recited Act: And whereas the making and maintaining of the Three several Additions to the said Roads herein-after mentioned, that is to say, one from or near by the *Hig Hill Lane Bar* standing on the said Road to or near *Fisher's Bar* on the *Glossop and Enterclough Turnpike Road*, another from near the *Marsh Lane Bar*, also standing on the said Road, to pass over the *River Goit* and *Peak Forest Canal* at or near a Place, within *Beard* in the Parish of *Glossop*, called *Ned Mill*, and to end at or near *Potter's Hey* in *Disley* in the County of *Chester*, and also a Line out of the said last-mentioned Addition, near *Ned Mill* aforesaid, to or near *New Mills Bridge* within *New Mills* in the said Parish of *Glossop*, would be productive of great public Utility

[Local.] 3 Q



Recited Act  
repealed.

Commence-  
ment and  
Purposes of  
this Act.

Utility and Advantage : And whereas it would be more convenient to the Trustees for executing the said Act if the said recited Act were repealed, and further, better, and more effectual Powers granted, as well for the making and maintaining of the said several Additions, as for repairing, widening, diverting, and improving the said present Roads comprised in the said recited Act ; but the 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 after the passing of this Act the said recited Act shall be and the same is hereby declared to be repealed, and null and void to all Intents and Purposes whatsoever.

II. And be it further enacted, That on the same Day this Act shall commence and take effect instead thereof, and shall be put in execution, for and during the Term herein-after mentioned, for the Purposes of effectually making, completing, repairing, widening, altering, diverting, and from Time to Time improving a Turnpike Road commencing from or near *Marsh Lane Head Bar* within *Beard* aforesaid, through *Beard* and *Ollerset*, and terminating at or near *Hig Hill Lane Bar*, with Two Additions thereto, one of such Additions commencing at or near *Marsh Lane Head Bar* aforesaid, to pass over the River *Goit* at or near a Place, within *Beard* aforesaid in the Parish of *Glossop*, called *Ned Mill*, and from thence to and across the *Peak Forest Canal*, and terminating at or near *Potter's Hey* in *Disley* in the said County of *Chester*, and the other of such Additions commencing at *Hig Hill Lane Bar* aforesaid, passing through *Ollerset* aforesaid, and terminating at or near *Fisher's Bar* on the *Glossop* and *Enterclough* Turnpike Road ; and which said Road and the Additions thereto, extending from *Potter's Hey* aforesaid to *Fisher's Bar* aforesaid, shall be and be called the Main Line of Road ; also a Road commencing from and out of the *Manchester* and *Buxton* Turnpike Road near the *Furnace Colliery* in *Disley* aforesaid, passing over the *Peak Forest Canal* and the River *Goit* in *Yeardsley-cum-Whaley* in the said County of *Chester*, to and into *Bugsworth* in the said Parish of *Glossop*, and from *Bugsworth* aforesaid through *Beard* aforesaid, passing at or near *Marsh Lane Head Bar* aforesaid, and terminating at or near the *Red Bull* Public House in *New Mills* within *Whitle* in the said Parish of *Glossop* at or near *New Mills Bridge* with an Addition therefrom, through *Beard* aforesaid, to or near *Ned Mill* aforesaid, and which said Road shall be called the *Bugsworth Road* ; also a Road commencing from the North-easterly Side of the *Stockport* and *Marple* Turnpike Road at or near *Thornset Hall* within *Thornset* in the said Parish of *Glossop*, and passing by means of a Bridge over the River *Sett* or *Kinder* in *Thornset* aforesaid, and terminating at or in the said Main Road near *Hig Hill Lane Bar* aforesaid, and which said Road shall be called the *Thornset Road* ; and also a Road commencing from and out of the said Main Road at or near *Hig Hill Lane Bar* aforesaid, passing through *Beard* and *Whitle* aforesaid, and terminating in and communicating with the said *Stockport* and *Marple* Turnpike Road near *Waterford Bridge* in *Whitle* aforesaid, and which said Road shall be called the *Waterford Road*.

III. Pro-



III. Provided always, and be it further enacted, That the said Addition to the said Roads from *Ned Mill* aforesaid to or near *New Mills Bridge* within *New Mills* aforesaid shall be made and completed and open to the Public before the said Addition from or near the *Hig Hill Lane Bar* to or near *Fisher's Bar* on the *Glossop* and *Enterclough* Turnpike Road shall be commenced; provided also, that nothing herein contained shall authorize or empower the said Trustees, in making the said Addition from *Ned Mill* aforesaid to *Potter's Hey*, to stop up, divert, obstruct, or destroy a certain Occupation Road leading from the present Canal Bridge to a certain Factory now in the Occupation of Messieurs *Barnes* and *Fell*, but the Communication through and along the same, underneath the said Addition of Road, shall be kept open and continued by means of a good and substantial Viaduct or Bridge, to be built, erected, and maintained by the Trustees for executing this Act, of the Height of Fifteen Feet, and of the Width of Twelve Feet, at the least.

Addition from Ned Mill to be made before Addition from Hig Hill Lane Bar.  
For Protection of Occupation Road of Messrs, Barnes and Fell.

IV. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the said several Counties of *Derby* and *Chester* respectively, together with *Thomas Ashton*, *Thomas Boothman*, *Thomas Bennett*, *John Bridge*, *Joseph Brocklehurst*, *Peter Booth*, *Joseph Bowden*, *James Barnes*, *Edmond Bradbury*, *Robert Bradbury*, *John Bowker*, *Joseph Hudson Beswick*, *Robert Davies*, *Thomas Drinkwater*, *Thomas Entwistle*, *George Eyre*, *Thomas Ellison*, *Jacob Fell*, *John Gee*, *William Greenwood*, *Walter Joseph Gisborne*, *Thomas Grimsditch*, *Philip Heacock*, *James Handford*, *Samuel Howard*, *William Hancock*, *Moses Hadfield*, *James Ingham*, *John William Jodrell*, *Joseph Birley*, *Benjamin Kirk*, *John Kennedy*, *Roger Rawson Lingard*, *Edward Loyd*, *Thomas Markland*, *James Meadows*, *Thomas Marriott*, *Hayfield*, *John Marriott*, *Hayfield*, *John Marriott*, *Kinder*, *Joseph Mason*, *Richard Orford*, *Thomas Orford*, *Edward Ollerenshaw*, *John Potts*, *Thomas Price*, *John Ridgway*, *Dennis Rangeley*, *John Schofield*, *Robert Schofield*, *Robert Slack*, *Thomas Slack*, *Ashton-under-Lyne*, *John Slack*, *Brinnington*, *Richard Simpson*, *John Shaw*, *Thomas Steel* the elder, *William Taylor*, *James Taylor*, *Randle Taylor*, *John Thorniley*, *John Thornton*, *John Kenyon Winterbottom*, *Gilbert Winter*, *Samuel Waterhouse*, *Thomas White*, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for carrying this Act into execution.

Trustees.

V. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, at their First or Second Meeting to be held under the Authority of this Act to elect any Number of Persons duly qualified to act as Trustees of Turnpike Roads in *England*, not exceeding Five in the whole, to be Trustees for the Purposes of this Act, in addition to the Trustees hereby nominated and appointed; and such Trustees, so elected and appointed, shall have and are hereby invested with the same Powers and Authorities as if they had been hereby nominated and appointed.

Power to appoint additional Trustees.

VI. And be it further enacted, That the said Trustees shall meet at the *Hare and Hounds* in *Ollerset* aforesaid, or at some other convenient Inn, House, or Place near the said Roads, on the Second *Wednesday* next after the passing of this Act, or as soon after as conveniently may be.

First Meeting of Trustees under this Act.

VII. And



Tolls to be  
taken.

VII. And be it further enacted, That there shall be demanded and taken, by such Person or Persons as the said Trustees shall appoint for that Purpose, before any Horse or Beast, Coach, Chaise, Waggon, Cart, or Carriage shall be permitted to pass through any of the Toll Gates, Turnpikes, Side Gates, Side Bars, or Chains continued or to be erected in pursuance of this Act, from the Person or Persons, or any of them, for the Time being driving, using, or having the Care of such Horse or Beast, Coach or Carriage, the respective Tolls following; (that is to say,)

For every Horse or Beast drawing any Coach, Chariot, Hearse, or other such Carriage, with more than Two Wheels, when there are Two or more such Horses or Beasts, the Sum of Sixpence; and when there is only One such Horse or Beast, the Sum of Eight-pence:

For every Horse or Beast drawing any Curricule, Gig, or other such Two-wheeled Carriage, when there are Two or more such Horses or Beasts, the Sum of Four-pence Halfpenny; and when there is only One such Horse or Beast, the Sum of Sixpence:

For every Horse or Beast drawing any Waggon or other such Carriage with Four Wheels of the Breadth of Four Inches and a Half or upwards at the Bottom or Sole thereof, as follows; (that is to say,) when there is only One such Horse or Beast, the Sum of One Shilling and Two-pence; and when there is a greater Number of Horses or Beasts, not exceeding Four, the Sum of One Shilling and Two-pence for the First, and the further Sum of Sixpence for every additional Horse or Beast; and when the Number of such Horses or Beasts shall exceed Four, the Sum of One Shilling and Two-pence each:

For every Horse or Beast drawing any Waggon or other such Carriage with Wheels of less Breadth than Four Inches and a Half at the Bottom or Soles thereof, as follows; (that is to say,) when there is only One such Horse or Beast, the Sum of One Shilling and Eight-pence; and when there is a greater Number of Horses or Beasts, not exceeding Four, the Sum of One Shilling and Eight-pence for the First, and the further Sum of Eight-pence for every additional Horse or Beast; and where the Number of such Horses or Beasts shall exceed Four, the Sum of One Shilling and Eight-pence each:

For every Horse or Beast drawing any Carriage commonly known by the Name of a Van or Caravan, or other such Carriage, used for the Conveyance of Goods, and constructed with Springs, as follows; (that is to say,) when there are Four such Horses or Beasts, the Sum of Nine-pence; when there are Three such Horses or Beasts, the Sum of Ten-pence; and when there is a less Number, the Sum of One Shilling:

For every Horse or Beast drawing any Cart or other such Carriage with Two Wheels, as follows; (that is to say,) when there is only One such Horse or Beast, the Sum of Sixpence; and when there is a greater Number of Horses or Beasts, the Sum of Sixpence for the First, and the further Sum of Three-pence for every additional Horse or Beast:

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

For every Ox or Neat Cattle, the Sum of One Penny:

And for every Calf, Pig, Sheep, or Lamb, the Sum of One Halfpenny.

Tolls to be  
paid but  
once for

VIII. And be it further enacted, That after the full Toll shall have been paid on passing through any of the Toll Gates, Turnpikes, Side  
I Gates,



Gates, Side Bars, or Chains continued or to be erected by virtue of this Act, the same Horses or Beasts shall, on a Ticket denoting such Payment being produced, be permitted to return, and also to pass and return again once, Toll-free, before Twelve of the Clock at Night of the same Day.

passing and  
repassing.

IX. And be it further enacted, That for or in respect of any Horse or Beast which shall pass or go a Third Time or oftener on the same Day (such Day to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next succeeding Night), drawing or not drawing, through all or any of the said Toll Gates, Turnpikes, Side Gates, Side Bars, or Chains, the Tolls hereby granted shall become due and payable again, in the same Manner as the said Tolls would have been due and payable in case the same Horse or Beast had not before on the same Day passed through the same Toll Gates, Turnpikes, Side Gates, Side Bars, or Chains, or any of them, or the said Tolls for or in respect of the said Horse or Beast had not been paid; but nothing herein contained shall empower the said Trustees to demand or take more than Three full Tolls in the whole, in the same Day, in respect of the same Horses or Beasts passing and repassing through all or any of the said Toll Gates, Turnpikes, Side Gates, Side Bars, or Chains erected or being upon the said Roads.

Tolls payable  
again after  
twice passing  
and repass-  
ing.

X. Provided always, and be it further enacted, That the Tolls hereby made payable for or in respect of any Horse or Beast drawing any Stage Coach, Caravan, or other Carriage whatever carrying Passengers or Goods for Hire or Reward, shall be payable and paid each Time of passing or repassing through all or any of the Toll Gates, Turnpikes, Side Gates, Side Bars, or Chains continued or to be erected by virtue of this Act: Provided also, that no further or additional Toll shall be payable for or in respect of any Horse or other Beast drawing any Stage Coach, Caravan, or any other Carriage employed in carrying Passengers or Goods for Hire or Reward, on account only of the Horses or other Beasts drawing the same having been changed.

Stage  
Coaches, &c.  
to pay every  
Time of pass-  
ing; but no  
additional  
Toll on ac-  
count of  
Horses being  
changed.

XI. Provided also, and be it further enacted, That the Tolls hereby made payable for or in respect of any Horse or Beast which shall be let out to Hire, or any Horse or Beast drawing any Post Chaise or other Carriage which shall be let out to Hire, shall be payable and paid every Time of passing or repassing through the said Toll Gates, Turnpikes, Side Gates, Side Bars, or Chains, or any of them, whenever any new or fresh Hiring thereof shall take place.

Horses, &c.  
drawing Post  
Chaises, &c.  
to be subject  
to Toll on  
every new  
Hiring.

XII. Provided always, and be it further enacted, That no more than One full Toll shall be subject or liable to be paid in one and the same Day for or in respect of any Horse, Mule, Ass, or other Beast laden only with, or drawing any Cart or other Carriage laden only with, Milk, Butter, Whey, Buttermilk, or Curds, and the Cans or Vessels containing the same, or returning laden only with, or drawing any Cart or other Carriage laden only with, the empty Cans or Vessels in which such Milk, Butter, Whey, Buttermilk, or Curds shall have been conveyed; provided that such Cart or Carriage shall be drawn by One Horse, Mule, Ass, or other Beast only, and not weighing (together with the Loading thereof)

Persons car-  
rying Milk  
to pay Toll  
once a Day.

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more



more than Twelve Hundred Weight of One hundred and twelve Pounds to the Hundred Weight.

One-horse  
Carts may be  
weighed.

XIII. And whereas it frequently happens that Carts and other Carriages drawn by One Horse, 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 further enacted, That all Carts and Carriages passing along the said Roads, drawn by One Horse only, shall and may be weighed at any Weighing Machine now erected or hereafter to be erected on the said Roads, and the like additional Tolls demanded, received, and recoverable for the Overweight thereof as are by Law payable in respect of the Overweight of Carts and Carriages drawn by Two or more Horses or Beasts; and all the Powers, Regulations, and Penalties now in force relating to the weighing of Carts and Carriages drawn by more than One Horse or Beast shall be applicable to Carts and Carriages passing on the said Roads drawn by One Horse or Beast only, and to the Drivers, Masters, and Owners thereof, any Statute, Law, Usage, or Custom to the contrary in anywise notwithstanding.

Carriages  
which cannot  
be weighed to  
pay Double  
Toll.

XIV. And whereas it frequently happens that Timber and other Carriages are drawn upon the said Roads laden with excessive Weights, which by reason of their Construction cannot be accurately weighed at the Weighing Machines commonly used on Turnpike Roads, and the said Roads receive considerable Damage thereby, for which the Tolls herein-before authorized are not a sufficient Compensation; be it therefore further enacted, That in all Cases where Carriages are used upon the said Roads constructed so that by the ordinary Weighing Machines they cannot be accurately weighed, there shall be paid, in respect of every Horse or other Beast drawing such Carriage, Double the Amount of the Tolls herein-before authorized to be taken.

Fractional  
Part of a  
Halfpenny in  
Tolls.

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

Limiting  
Exemption  
from Toll.

XVI. Provided always, and be it further enacted, That no Horse or other Beast drawing any Waggon, Cart, Caravan, or other Carriage shall be exempt from Toll on passing through any of the said Toll Gates, Turnpikes, Side Gates, Side Bars, or Chains, or any of them, by reason of any previous Payment of Toll during the same Day, unless such Horse or other Beast shall at the Time of such previous Payment of Toll have been drawing the same Waggon, Cart, Caravan, or other Carriage as that which such Horse or other Beast shall be drawing at the Time when such Exemption shall be claimed.

Application  
of Money.

XVII. And be it further enacted, That all the Monies and other Effects which the said Trustees or any of them, or any Treasurer on their Behalf, are or is or shall be possessed of or entitled to by virtue of the said recited Act and this Act, shall be by the said Trustees applied, in the first place, in paying the Costs, Charges, and Expences incident to and attending the preparing, obtaining, and passing this Act; in the second place, in making, completing, and finishing the Additions of Road hereby authorized



authorized to be made, and in erecting the necessary Turnpikes, Toll Houses, Buildings, and Conveniences for the same, and in repairing the said Roads, and otherwise in executing the several Powers and Purposes of this Act; in the third place, in paying the Interest to accrue upon the several Sums of Money already or which shall from Time to Time be and remain secured upon the Credit of the Tolls to arise on the said Roads; and lastly, in reducing and paying off the same several Principal Sums; and it shall be lawful for the said Trustees from Time to Time, if they shall think fit, to ascertain the Order and Priority in which the said Principal Sums shall be reduced and paid off and discharged by Ballot.

XVIII. Provided always, and be it further enacted, That no Money arising from any of the Tolls mentioned in this Act shall be applied in or towards the Repair of the Branch Roads comprised in this Act, unless some Toll Gate, Turnpike, Side Gate, Side Bar, or Chain shall be erected and continued upon such Branch Roads, or on the Sides thereof, nor unless the said Tolls shall be demanded and taken thereat pursuant to the Powers and Provisions of this Act: Provided also, that no more Money shall be expended by the said Trustees in or towards the Repair of the said Branch Roads than shall be collected thereat, or borrowed on the Credit of the Tolls collected thereon, or received as Compensation for Statute Duty.

No more Money to be expended on Branch Roads than is collected thereon.

XIX. Provided always, and be it further enacted, That nothing herein contained shall empower the said Trustees to apply any of the said Tolls or other Monies to be collected or received by virtue of this Act, or any Money to be borrowed on the Credit thereof, in repairing, widening, altering, or improving any Part of the Roads comprised in this Act which does or may hereafter form a Street by having Buildings erected, or Building Plots, Pleasure Grounds, Gardens, or Plantations inclosed, on each Side thereof, nor shall any Tolls be collected therein by virtue of this Act.

No Money to be laid out in repairing Streets, &c.

XX. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby fully authorized and empowered, to set out, make, complete, and maintain the said several Roads, and also the several Additions to the said Roads herein-before mentioned, of such Width as they shall think proper, not exceeding Sixty Feet, together with such Paths, Causeways, Bridges, Mounds, Viaducts, Culverts, Fences, Ditches, Drains, and Works as they shall think expedient, and for the Purposes aforesaid to pull down or use any Buildings, Lands, Tenements, or Hereditaments, making or tendering Satisfaction to the Persons interested therein for the same and for the Damage they may sustain by the Execution, of the Powers of this Act; and it shall 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 Roads, Bridges, Mounds, Viaducts, Culverts, Fences, Ditches, Drains, and other Works are intended to pass or be made, and also upon, in, over, or through any adjoining Lands and Hereditaments, and to stake out the same in such Manner as to the said Trustees shall seem proper, without the said Trustees, their Surveyors or Servants, being deemed Trespassers, and without being subject to any Penalty or Punishment

Power to make the several Extensions or Additions of new Roads.



ment 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, Fences, or other Marks used for the Purposes aforesaid, such Person shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

Maps and Books of Reference to remain in Custody of Clerks of the Peace, and to be open to Inspection.

XXI. And whereas Maps or Plans of the said Roads, and also of the said several Additions to the said Roads herein mentioned, together with Books of Reference containing the Names of the several Owners and Occupiers of the Lands, Tenements, and Hereditaments through which the same were or was and is or are intended to pass, have been deposited at the respective Offices of the Clerks of the Peace of the said several Counties of *Derby* and *Chester*; be it therefore enacted, That the said Maps or Plans and Books of Reference shall remain in the Custody of the said Clerks of the Peace aforesaid, to the end that all Persons may at all seasonable Times have Liberty to inspect and peruse the same, and to take Copies or Extracts thereof at their Will and Pleasure, paying to the Clerks of the Peace for the Time being the Sum of One Shilling for every such Inspection, and at the Rate of Sixpence for every Hundred Words of such Copies or Extracts; and the said Trustees, in completing the Roads, and in making the said several Additions to the said Roads, shall not deviate more than One hundred Yards from the respective Lines thereof, without the Consent of the Person or Persons, Bodies Politic, Corporate, or Collegiate, through whose Lands or Grounds such Deviations shall respectively be made.

Trustees not to deviate more than 100 Yards from Plans, without Consent.

Misnomers, &c. not to prevent the Execution of this Act.

XXII. Provided always, and be it further enacted, That if any of the Lands or Buildings to be taken or used for the Purposes aforesaid shall happen not to be described in the said several Maps or Plans, or any of the Owners or Occupiers of the same or any of the Lands or Buildings described in the said several Maps or Plans, or any Part thereof, shall happen to be omitted, misnamed, or inaccurately described in the said Books of Reference, such Omission, Misnomer, or inaccurate Description shall not prevent or retard the Execution of this Act, but the several Lands, Buildings, and Premises, and every Part and Parts thereof, shall and may be taken and used for the Purposes of this Act as fully and effectually as if no Omission, Misnomer, or inaccurate Description existed, in case it shall appear to any Two or more Justices of the Peace of the County wherein such Lands, Buildings, or Premises shall be situated, and be certified by Writing under their Hands, that such Omission, Misnomer, or inaccurate Description proceeded from Mistake, or that the real Owners and Occupiers of such Lands, Buildings, and Premises had Notice that such Lands, Buildings, and Premises would be wanted for the Purposes thereof.

Houses, &c. not to be used except those specified in Schedule.

XXIII. Provided also, and be it further enacted, That nothing herein contained shall authorize the said Trustees, or any other Person on their Behalf, to take, injure, or damage, for the Purposes of this Act, any House or other Building which was erected or built on or before the Thirtieth Day of *November* One thousand eight hundred and thirty-two, or any Ground which was then set apart and used as and for a Garden, Orchard, Yard, Park, Paddock, Plantation, planted Walk, or Avenue to a House, or any inclosed Ground planted and set apart as a Nursery for Trees,



Trees, without the Consent in Writing of the Owner and Occupier thereof, and other Persons interested therein respectively (other than and except such as are specified in the Schedule to this Act annexed).

XXIV. Provided always, and be it further enacted, That if the said Trustees shall not purchase the several Buildings, Lands, Tenements, and Hereditaments which they are hereby authorized to purchase within the Space of Three Years from the passing of this Act, all the Powers and Authorities hereby granted for purchasing, taking, or using the same, or such of them as shall not then have been purchased, shall cease and determine, save and except with the Consent in Writing of the Owners and Occupiers thereof for the Time being respectively.

Power of purchasing Buildings, &c. limited to Three Years.

XXV. And be it further enacted, That in each of the Places where the said intended Roads shall cross the *Peak Forest* Canal the said Trustees shall and they are hereby required to make and erect a good and substantial Bridge of Stone, Brick, or Iron over the said Canal and the Towing Path thereof, with proper Approaches thereto; and the Opening or Span of the Arch of each of such Bridges shall not be less than Twenty-one Feet wide between the Walls or Abutments thereof, and the Underside of the Crown of the Arch of each such Bridges shall not be less than Nine Feet high above the Top-water Level of the said Canal where each of such Bridges shall be erected; and such Bridges shall be built of such Dimensions, upon such Plan, and agreeably to such Specifications as shall be first submitted to and approved of by the Company of Proprietors of the *Peak Forest* Canal or their Committee for the Time being; and the said Trustees shall at all Times keep such Bridges, and all future Bridges to be erected in lieu thereof, together with the Roads over the same, in good, perfect, and complete Repair; and the Ascent to every such Bridge for the Purpose of such Roads shall not be more than One Foot in Thirteen Feet, and the Fence on each Side of such Bridges shall not be less than Four Feet above the Surface of the Road over each of the said Bridges; and in case the said Trustees shall not within Seven Days after Notice in Writing from the said Company of Proprietors of the *Peak Forest* Canal given to or left with the Clerk or Surveyor of the said Trustees, repair and make good or begin to repair and make good, and afterwards proceed with all Diligence to complete, such Bridge or Bridges as shall be stated in such Notice to stand in need of Repair, it shall and may be lawful for the said Company of Proprietors, and they are hereby authorized, at the Expiration of Seven Days from the Delivery of such Notice, by themselves, their Agents, Servants, or Workmen, to repair and make good such Bridge or Bridges; and all the necessary Expences of such Repairs, and also the Damage which shall be sustained by the said Company of Proprietors in Loss of Tonnage arising from the Obstruction of the said Canal in consequence of the Neglect on the Part of the said Trustees to make good the same Bridge or Bridges after such Notice as aforesaid, shall be repaid by the said Trustees to the said Company of Proprietors; and in default of Payment thereof on Demand, (such Demand being made in Writing, and fully and accurately stating the Particulars of all such Expences, Loss, and Damage,) the said Company of Proprietors may sue for and recover the same against and from the said Trustees by Action of Debt or on the Case in any of His Majesty's Courts of Record at *Westminster*.

Bridges to be built over the *Peak Forest* Canal, and kept in repair by the Trustees.

[*Local.*]

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XXVI. And



Public Act.

XXVI. 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.

Term and  
Continuance  
of this Act.

XXVII. And be it further enacted, That this Act shall commence and take effect from 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.

The



The SCHEDULE referred to by the foregoing Act.

No. on the Plan.	Names of Owners.	Names of Occupiers.	Description of Property.	SITUATION.		
				Township or Hamlet.	Parish.	County.
48	Trustees of the Chapel-en-le-Frith and Enterclough Bridge Turnpike Road.	The Public -	Side of the Road -	Phoside	Glossop	Derby.
47	John Marriott -	John Marriott -	Meadow Land -	Phoside	Glossop	Derby.
46	Dennis Rangeley and Samuel Waterhouse, as Surveyors of the Highways.	The Public - -	Part of the Public Highway.	Phoside	Glossop	Derby.
45	- - - -	Jacob Marshall {	Meadow and Pasture Land - -	Ollerset	Glossop	Derby.
44	- - - -		An Occupation Road - -			
43	George William Newton Esquire.	John Hopwood -	Meadow Land -			
42	- - - -	William Crapper -	Meadow & Pasture Land - -			
41	- - - -	James Bowden -	Pasture Land -			
40	- - - -	John Livesley -	Arable and Pasture Land and Garden by the Road Side.	Ollerset	Glossop	Derby.
39	The Earl of Burlington.		An Occupation Road - -			
36	- - - -		Arable, Meadow, and Pasture Land.			
22	The Earl of Burlington.	Robert Thatcher -	Stable and Meadow Land.	Beard	Glossop	Derby.
16	The Earl of Burlington.	William Pearson -	Meadow and Pasture Land.	Beard	Glossop	Derby.
4	- - - -	Joseph Goddard -	Meadow and Pasture Land.	Beard	Glossop	Derby.
5	The Earl of Burlington.	Robert and John Schofield.	Sluice and Land, and the River Goit adjoining.			
6	- - - -	- - - -	Land and the River Goit adjoining.			
7	John William Jodrell Esquire.	Robert and John Schofield.	Meadow and Pasture Land.	Disley	Stockport	Chester.
9	John William Jodrell Esquire.	Robert and John Schofield, Thomas Barnes, & Jacob Fell, Samuel Armstrong, & Thomas Slater.	An Occupation Road.	Disley	Stockport	Chester.
8	John William Jodrell Esquire.	Thomas Barnes and Jacob Fell.	Pasture Land -	Disley	Stockport	Chester.
11	Peak Forest Canal Proprietors.	Peak Forest Canal Proprietors.	Canal and Towing Path.	Disley	Stockport	Chester.
15	John William Jodrell Esquire.	Aaron Gibson -	Arable and Pasture Land.	Disley	Stockport	Chester.
14	The Trustees of the Manchester and Buxton Turnpike Road.	The Public - -	Side of the Road -	Disley	Stockport	Chester.



