



ANNO QUADRAGESIMO SEPTIMO

# GEORGI II. REGIS.

Sess. 2.

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## Cap. 47:

An Act for continuing the Term, and enlarging the Powers of Two Acts of the Tenth and Thirty-fifth Years of His present Majesty, for repairing the Roads from *Brighthelmstone* to *Lovell Heath*, in the County of *Suffex*; and for amending a certain Piece of Road to communicate therewith.

[1st August 1807.]

**W**HEREAS an Act was made in the Tenth Year of the Reign of His present Majesty, intituled, *An Act for repairing and widening the Roads leading from Brighthelmstone to the County Oak on Lovell Heath, in the County of Suffex*: And whereas another Act was made in the Thirty-first Year of the Reign of His present Majesty, intituled, *An Act for enlarging the Term and Powers of an Act, passed in the Tenth Year of the Reign of His present Majesty, for repairing and widening the Roads leading from Brighthelmston to the County Oak on Lovell Heath, in the County of Suffex*: And whereas the Trustees acting in the Execution of the said Acts have borrowed several considerable Sums of Money on the Credit of the Tolls thereby granted, which still remain due and cannot be repaid, nor the said Roads effectually amended and kept in Repair, unless the Term of the said Acts be further continued, the Tolls increased, and some of the Powers thereof altered and enlarged: And whereas the Road leading from the Bar Gate near *Saint John's Common* in the Parish of *Clayton*, to *Butler's Green* and *Tyler's Green* in the Parish of *Cuckfield*, in the said County of *Suffex*, is much out of Repair, narrow, and incommodious for  
[Loc. & Per.] Travellers,

Travellers, and cannot be effectually amended and kept in Repair by the ordinary Course of Law, and it would be a great Accommodation to the Neighbourhood, and of public Utility, if the same were put under the Care and Management of the Trustees for executing the said recited Acts and this Act: 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 the said recited Acts, and all the Clauses, Powers, Authorities, Provisions, Exemptions, Penalties, Forfeitures, Matters, and Things therein contained, (except such Parts thereof as relate to Exemptions from Stamp Duties, and also such as are hereby varied, altered, or repealed), shall be and remain in full Force and Effect, and, together with this present Act, shall be put in Execution for and during the Term hereinafter mentioned, as well for the Purpose of amending, widening, improving, and keeping in Repair the several Roads included in the said recited Acts, as for amending, widening, and keeping in Repair the Road leading from the Bar Gate near *Saint John's Common* in the Parish of *Clayton*, to *Butler's Green* and *Tyler's Green* in the Parish of *Cuckfield*, as fully and effectually in all respects, and to all Intents and Purposes, as if the said Acts, and the Clauses, Powers, and Provisions therein respectively contained, were expressly repeated and re-enacted in the Body of this present Act, and as if the said additional Road had been Part of the Roads included in the said Acts; but subject nevertheless to the Alterations and Amendments herein contained, and which shall commence and take Effect upon the passing of this Act; and that this Act, and the Term and Powers hereby granted, shall be and are hereby declared to be subject and liable to the Payment of all Monies now due and owing, or which shall or may hereafter be borrowed and become due on the Credit of the said recited Acts and of this present Act, or any of them, and all Interest due and to become due for the same respectively.

It And be it further enacted, That Sir *Charles Merrik Burrell* Baronet, *Walter Burrell*, *Charles Bethune* Clerk, *William Bryant*, *Charles William Bryant*, *Arthur Brooke*, *Robert Chatfield* of *Ditchling*, *Thomas Fulcher*, *Richard Hall* of *Crawley*, *William St. Pritchard* Clerk, *James Granbourne Strode*, *John Shakespear*, *James Ward*, and *Samuel Waller*, (being qualified according to the Directions of the said first recited Act) shall be and are hereby added to and joined with the surviving and remaining Trustees, appointed by or in pursuance of the said recited Acts, for putting the said recited Acts and this Act into Execution, and shall have the like Powers for that Purpose as if they had been named and appointed Trustees in or by virtue of the said recited Acts, or either of them.

New Branch  
of Road to  
be made.

It And be it further enacted, That it shall and may be lawful for the said Trustees, or any Five or more of them, or for such Persons as they, or any Five or more of them, shall employ for that Purpose, and they are hereby fully authorized to enter into and upon the Lands and Grounds of any Person or Persons, in or through which the said Piece of Road is intended to pass, to set out, form, make, and complete the same, from the Bar Gate near *Saint John's Common* in the Parish of *Clayton*, to *Butler's Green* and *Tyler's Green* in the Parish of *Cuckfield*, and to cut and make such Drains, Gutters, and Tunnels, for draining the Lands adjoining or

near such Road, as shall by them be thought necessary or proper for draining the Water from such Road, according to the true Intent and Meaning of this Act, doing as little Damage as may be in the Execution of the Powers to them hereby granted, and making reasonable Satisfaction to the Owners or Proprietors of, and all Persons interested in the Lands, Tenements, and Hereditaments, for all Damages which shall be sustained by executing the Powers and Authorities hereby given; and in case any Difference concerning the same shall arise between the said Trustees and such Owners or Proprietors and Persons interested as aforesaid, that then it shall and may be lawful for the Justices of the Peace, or the major Part of them assembled, at the next General Quarter Sessions of the Peace for the said County of *Suffex*, or at the Second General Quarter Sessions of the Peace, there to settle, adjudge, and determine what Recompence shall be made to such Owners or Proprietors and Persons interested, for the Damages they shall have sustained as aforesaid, which Determination shall be final: Provided always, that nothing herein contained shall authorize or empower the said Trustees, or any Person or Persons acting by or under their Authority, to take, use, injure, or damage, for the Purposes of the said Road, or any of the Purposes aforesaid, any House or other Building, or any Land or Ground set apart or used as a Garden, Orchard, Park, or planted Avenue to a House, without the Consent of the Owner or Owners thereof.

IV. And whereas the Tolls granted by the said recited Acts have been found insufficient for amending and keeping the said Roads in good Repair, and for executing the several other Purposes of the said Acts; be it therefore further enacted, That from and after the Twenty-ninth Day of *September* One thousand eight hundred and seven, the Tolls payable in and by the said recited Acts shall cease, determine, and be no longer paid; and that in lieu thereof the following Tolls shall be demanded and taken, before any Horse, Mare, Gelding, Mule, Ass, Beast, or other Cattle, Coach, Waggon, Cart, or other Carriage whatsoever, be permitted to pass through any Turnpike or Toll Gate, Side Bar, or Side Gate, erected or to be erected by virtue of the said recited Acts or this Act, upon and across the said Roads, of upon or across any Lane or Way leading into the same; (that is to say),

For discontinuing the present Tolls, and granting new ones.

For every Horse, Mare, Gelding, Mule, or other Beast, drawing in any Coach, Chariot, Landau, Berlin, Chaise, Calash, Barouche, Curricule, Phaeton, or other such Carriage, or in any Waggon, Wain, Cart, or Carriage, employed in removing Goods for Hire from Place to Place, the Sum of Sixpence:

Tolls.

For every Horse, Mare, Gelding, Mule, or other Beast, drawing in any Waggon, Wain, Cart, or other Carriage employed in Husbandry, the Sum of Four-pence:

For every Horse, Mare, Gelding, Mule, or other Beast, laden or unladen, and not drawing, the Sum of Two-pence:

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, Hogs, Swine, Sheep, or Lambs, the Sum of Five-pence per Score, and so in Proportion for any greater or less Number:

And that Double the said respective Tolls shall be demanded and taken on every *Sunday* during the Continuance of this Act.

Double Toll on Sundays.

Which

Which said respective Tolls or Duties shall be and are hereby declared to be vested in the Trustees appointed or to be appointed for the Purposes of the said recited Acts or this present Act; and that it shall and may be lawful for the said Trustees to demand and take, or cause to be demanded and taken, the said Tolls at the respective Gates erected or to be erected across or near the said Roads; and they the said Trustees, or such Person or Persons as they shall authorize and appoint for that Purpose, shall have such and the same Powers, Authorities, and Remedies for collecting, demanding, recovering, levying, assigning, transferring, leasing, reducing, advancing, and compounding for the Tolls and Duties hereby granted or made payable, as are in and by the said recited Acts or either of them, given and expressed with respect to the Tolls thereby granted or made payable, so that no such Advancement of the said Tolls or any of them, after the said Tolls or any of them shall have been reduced, do exceed the Tolls hereby granted; but Twenty-one Days Notice thereof at least shall be given upon all the Toll Gates or Turnpikes which shall be then standing upon the said Roads, previous to any such Alteration in the said Tolls; and that the said Tolls and Duties hereby granted and made payable, shall be paid, applied, and disposed of, to and for such Uses, Intents, and Purposes, as are in the said recited Acts and this Act directed and appointed in that Behalf.

Tolls to be paid at several Gates.

V. Provided always, and it is hereby further enacted and declared, That all and every of the said Tolls and Duties, being paid at any One of the said Bars, Gates, or Turnpikes, erected or to be erected by virtue of the said Acts, or either of them, or this Act, on any of the said Roads by the said Acts directed to be repaired between the Towns of *Brightelmiston* and *Cuckfield*; shall not be looked upon or deemed to be an Exemption from the Payment of the like Tolls and Duties at any other of the said Bars, Gates, or Turnpikes, erected, or to be erected between the said Town of *Cuckfield* and the County Oak on *Lovell Heath*; but that the same Tolls shall be paid Twice between the Town of *Brightelmiston* and the County Oak on *Lovell Heath* aforesaid, for all Horses, Cattle, Carriages, and other Things above-mentioned, that is to say, once at the Bars, Gates, or Turnpikes erected or to be erected between the Towns of *Brightelmiston* and *Cuckfield* aforesaid, and once between the Town of *Cuckfield* and the County Oak on *Lovell Heath* aforesaid; any Thing in the said recited Acts, or either of them, or in this Act contained to the contrary thereof notwithstanding.

What Number of Tolls to be taken.

VI. Provided also, and it is hereby further enacted, That no more than Two Tolls in the Whole shall be demanded or taken from any Person for once passing and re-passing the same Day, to be computed from Twelve of the Clock in One Night, to Twelve of the Clock in the succeeding Night, with the same Horses, Cattle, Beasts, and Carriages, through all the said Toll Gates or Turnpikes erected, or to be erected by virtue of the said recited Acts, or either of them, or of this Act, between *Brightelmiston* and the County Oak on *Lovell Heath* aforesaid, but that all and every Person and Persons, having paid the said Two Tolls in the Whole, and producing a Note or Ticket, Notes or Tickets, denoting the Payment of such Tolls, (which Notes or Tickets the Collectors of the Tolls are hereby required to give gratis), shall once pass and re-pass, the same Day, with the same Horses, Cattle, Beasts, and Carriages, Toll free through all the Turnpikes.

piques or Toll Gates erected or to be erected on the said Roads by the said recited Acts and this Act, or either of them, intended to be repaired by virtue thereof; but if any Person or Persons shall pass through any Gate or Turnpike a Third Time with the same Horses, Cattle, Beasts, or Carriages. then and in that Case, such Person or Persons shall again be liable to pay the said Toll, and so *toties quoties* for every Third Time the said Person or Persons shall pass the same Day through the same Gate or Turnpike on the said Roads with the same Horses, Cattle, Beasts, or Carriages as aforesaid.

VII. Provided also, and it is hereby further enacted, That no more than One Toll shall be demanded or taken from any Person or Persons for once passing and repassing the same Day with the same Horses, Cattle, Beasts, or Carriages, through all the said Gates or Turnpikes erected or to be erected on any of the said Roads hereby or by the said recited Acts or either of them directed to be repaired, between *Brightelmston* and *Cuckfield*; nor shall any more than One Toll be taken or demanded from any Person or Persons for once passing and repassing the same Day with the same Horses, Cattle, Beasts, and Carriages through all the said Gates or Turnpikes erected or to be erected between *Cuckfield* and the County Oak on *Lovell Heath*; but that all and every Person and Persons, having paid such respective Tolls, and producing a Note or Ticket, Notes or Tickets as aforesaid, shall once pass and repass the same Day with the same Horses, Cattle, Beasts, and Carriages Toll free through all the Turnpikes or Toll Gates erected or to be erected on the said Roads between the respective Places aforesaid; but if any Person or Persons shall pass through any Gate or Turnpike between the respective Places aforesaid a Third Time with the same Horses, Cattle, Beasts, or Carriages, then and in that Case such Person or Persons shall again be liable to pay the said Toll, and so *toties quoties* for every Third Time the said Person shall pass the same Day through the same Gate or Turnpike on the said Roads, between the respective Places aforesaid, with such Horses, Cattle, Beasts, or Carriages as aforesaid.

No more than One Toll to be paid for passing and repassing the same Day between Brightelmston and Cuckfield;

but a new Toll to be paid every Third Time.

VIII. And whereas by the said first-recited Act, it is enacted, That all and every Carriage and Carriages laden with Timber, Plank, Boards, Wood, Hay or Straw for Sale, Brick or Tiles, Gun or any other Iron, Hop-poles, or Chalk, passing through any Gate or Gates; Turnpike or Turnpikes, to be erected by virtue of the said recited Act, between the Twentieth Day of *October* and the First Day of *April* in every Year, should pay Double Tolls or Duties at each Gate or Turnpike through which such Carriage or Carriages so laden should pass: And whereas such Part of the said recited Act has been found insufficient for the Purposes thereby intended, and great Damage is done by Carriages laden with Coals; be it therefore further enacted, That so much of the said recited Act shall be, and the same is hereby repealed: And that from and after the Twentieth Day of *September* One thousand eight hundred and seven, all and every Carriage or Carriages whatsoever, laden with Timber, Plank, Boards, Wood, Hay or Straw for Sale, Brick or Tiles, Gun or any other Iron, Hop-poles, Chalk, Chalk Marl, or Coals, passing through any of the Gates or Turnpikes now erected, or hereafter to be erected upon the said Road by virtue of the said recited Acts or this Act, between the Twentieth Day of *October* in each Year and the First Day of *April* in every

.. [Loc. & Per.] 10 G succeeding

For repealing Clause in former Act for imposing Double Tolls on certain Carriages, and for granting further Powers for that Purpose.

succeeding Year, during the Continuance of this Act, shall pay Double the Tolls or Duties hereby granted at each Gate or Turnpike through which such Carriage or Carriages so laden shall pass; any Thing in the said recited Acts, or either of them, or in this Act contained to the contrary thereof notwithstanding.

For shutting  
up certain  
Lanes.

IX. And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, to shut up, or cause to be shut up, a certain Lane or Road leading out of the Town of *Crawley*, by a Messuage or Premises now or late in the Occupation of *Elizabeth Sadler*, towards *Isfield* in the said County of *Suffex*; and also a Lane called *Cleaver's Lane*, leading out of the said Turnpike Road in the Parish of *Cuckfield*, near to a certain Farm called *Beech Farm* or *High Beech*, and out again on the said Turnpike Road at *Holmsted Hill*; and also Two other Lanes or Roads at or near *Ansty Cross*, in the said Parish of *Cuckfield*, leading out of the said Turnpike Road into the Lane or Highway leading from *Ansty Cross* aforesaid to *Bolney*; and also a certain Road or Way leading out of the Village of *Preston on the Downs* towards *Hove*, in the said County of *Suffex*, by erecting or causing to be erected any Gate or Gates, Rail or Rails, Fence or Fences, at the Ends leading out of the said Turnpike Road; and if any Person or Persons shall destroy or damage any such Gates, Railways, or Fences, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, together with all Charges and Expences attending the repairing or restoring of such Gate or Gates, Rail or Rails, Fence or Fences.

For punishing  
Collectors of  
Tolls for Mis-  
conduct.

X. And, in order to prevent the Misconduct of the Persons employed as Collectors of the said Tolls, be it further enacted, That every Person employed to collect any of the Tolls hereby granted and made payable; shall affix his Christian and Surname on a Board on some conspicuous Part of the Toll House at which he shall be appointed to collect the said Tolls, on each and every Day that he shall continue in such Collection, under the Penalty of any Sum not exceeding Five Pounds for every Neglect thereof; and if any such Collector shall wilfully misbehave himself in the Collection of the said Tolls, or shall make Use of any opprobrious or improper Language to any Person or Persons passing through any of the Turnpikes already erected or hereafter to be erected, by virtue of the said recited Acts, or either of them, or of this Act, and shall be thereof convicted on his own Confession, or on the Oath of One or more credible Witnesses or Witneses, before One or more of His Majesty's Justices of the Peace for the said County of *Suffex*, he shall for every such Offence forfeit and pay any Sum not exceeding the Sum of Five Pounds nor less than Forty Shillings, and in Default of Payment thereof shall be committed to the Common Gaol or House of Correction, for any Time not exceeding One Calendar Month.

Exemptions  
from Tolls.

XI. And be it further enacted, That no Toll shall be demanded or taken for any Horse, Cattle, or Beast, employed in carrying or conveying, or going to carry or convey, or returning from carrying or conveying, having been employed only in carrying or conveying on the same Day any Stones, Bricks, Timber, Wood, Gravel, or other Materials, for repairing of the said Road, or any of the Roads in the Townships or Parishes in which any Part of such Road lies; or Hay, Straw, or Corn in the Straw only, not sold

or

or disposed of, but passing to be laid up or placed in the Outhouses or on the Lands of the Owners; or for any Horse, Cattle, or Beast, employed in carrying or conveying, or going empty to carry or convey, or returning from carrying or conveying, having been employed only in carrying or conveying any Ploughs, Harrows, or Implements of Husbandry, or any Mould, Dung, Compost, or Manure employed in Husbandry for manuring or improving Lands, or for any other Thing employed in the Management of any Farm or Lands (Chalk, Chalk Marl, and Lime excepted) or for any Horses or Cattle going to or returning from Pasture or Watering Places, or going to be or returning from being shod; or from any Person going to or returning from his or her proper Parochial Church; Chapel, or other Place of Religious Worship tolerated by Law on a Sunday, or upon any other Day on which Divine Service is ordered by Authority to be celebrated, or attending the Funeral of any Person that shall die and be buried in any of the said Townships or Parishes; or from any Clergyman going to or returning from visiting any sick Person, or upon other his Parochial or Ministerial Duty on a Sunday, or on any other Day on which Divine Service is ordered by Authority to be celebrated; or for any Horse, Cattle, or Carriage, of whatever Description, employed or to be employed in conveying the Mails of Letters and Expresses under the Authority of His Majesty's Postmaster General, either when employed in conveying, fetching, or guarding such Mails or Expresses, or in returning back from conveying the same; or for any Horse, Cattle, or Beast, attending any Soldiers upon their March or on Duty, or drawing any Carriage attending them with their Arms or Baggage; or for any Horse, Cart, Cattle, or Beast, employed in the Conveyance of Vagrants, sent by legal Passes, or returning therefrom; or for any Horse, Cattle, or Beast, carrying or conveying any Person or Persons going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the County of *Suffex*, on the Day or Days of such Election, or on the Day before or Day after such Election shall begin or be concluded; and that no Toll shall be demanded or taken for any Horse, Mare, or Gelding, furnished by or for any Persons belonging to any Corps of Yeomanry, or Volunteer Cavalry, and rode by them in going to or returning from the Place appointed for and on the Days of Exercise, provided that such Persons shall be dressed in the Uniform of their respective Corps, and have their Arms, Furniture, and Accoutrements, according to the Regulations provided for such Corps respectively, at the Time of claiming such Exemption as aforesaid; and if any Person or Persons shall, in any fraudulent or collusive Manner whatsoever, claim and take the Benefit of any of the Exemptions by this Act granted, not being entitled to the same, every such Person shall forfeit and pay for every such Offence any Sum not exceeding Forty Shillings, One Moiety whereof shall go to the Informer, and the other Moiety shall be applied for the Purposes of this Act.

XII. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchased, taken, or used by virtue of the Powers of the said recited Acts and this Act, for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity, as in the said first-recited Act particularly mentioned, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*; in the

Application of  
Compensation  
Money, when  
amounting to  
seel.

the Name and with the Privy of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Trustees for executing the said Acts and this Act, to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition, to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith to the same or the like Uses, Trusts, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, or Hereditaments, which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance or Settlement shall be existing undetermined and capable of taking Effect; and in the meantime and until such Purchase shall be made, the said Money shall, by Order of the said Court of Chancery, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments, so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application where the Compensation is less than 20*l.* and exceeds 20*l.*

XIII. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments, so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank, in the Name and with the Privy of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner herein-before directed, or otherwise the same shall be paid, at the like Option, to Two Trustees to be nominated by the Person or Persons making such Option, and approved of by Five or more of the said Trustees for executing the said recited Acts and this Act (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties) in order that such Principal Money, and the Dividends arising thereon, may be applied in any Manner herein-



herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

XIV. Provided also, and be it further enacted, That where such Money Application where the Money is less than sol. agreed or awarded to be paid as next before-mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of the said Acts and this Act, in such Manner as the said Trustees, or any Five or more of them, shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

XV. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Tenements, or Hereditaments, to be purchased by virtue of the said recited Acts and this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises, to the Satisfaction of the said Trustees; or in case such Person or Persons, to whom such Sum or Sums of Money shall be so awarded as aforesaid, cannot be found; or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments, be not known or discovered, then and in every such Case it shall and may be lawful to and for the said Trustees, or any Five or more of them, to order the said Sum or Sums of Money, so awarded as aforesaid, to be paid into the Bank of *England*, in the Name and with the Privy of the Accountant General of the Court of Chancery, to be placed to his Account, to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments [*describing them*] subject to the Order, Controul, and Disposition of the said Court of Chancery, which said Court of Chancery, on the Application of any Person or Persons making Claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding, or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making Claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid. In case of not making out Titles; or if Persons cannot be found, Purchase Money to be paid into the Bank: Subject to the Order of the Court of Chancery on Motion or Petition.

XVI. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England*, in the Name and with the Privy of the Accountant General of the Court of Chancery, in pursuance of the said recited Acts or this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements, or Hereditaments, to be purchased in pursuance of the said recited Acts or this Respecting disputed Titles.

Act, or to any Bank Annuities to be purchas'd with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, Tenements, or Hereditaments, at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Chancery; and the Dividends or Interest of the Bank Annuities to be purchas'd with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and dispos'd of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

Court of  
Chancery to  
direct the  
Payment of  
Expences.

XVII. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Lands, Tenements, or Hereditaments, to be purchas'd under the Authority of the said recited Acts or this Act, the Purchase Money for the same shall be required to be paid into the Court of Chancery, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses, in pursuance of the said recited Acts or this Act, it shall be lawful for the said Court of Chancery to order the Expences of all Purchases from Time to Time to be made in pursuance of the said recited Acts or this Act, or so much of such Expences as the said Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Trustees or any Five or more of them, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Persons  
chargeable to  
Statute Work  
to continue to.  
Justices to  
determine  
Differences  
touching Sta-  
tute Work.

XVIII. Provided always, and be it further enacted, That all Persons who by Law are or shall be liable to do Statute Work, or are or shall be chargeable towards repairing and amending the said Roads, or any Part thereof, shall still remain liable thereto, in like Manner as heretofore; and it shall and may be lawful to and for any Two or more Justices of the Peace for the said County of *Suffex*, and they are hereby empowered and required, upon Application made to them by the said Trustees, or by their Clerk or Surveyor, by their Order, yearly to adjudge and determine what Part or Proportion of the Statute Work shall every Year be done upon the said Roads by the Inhabitants of the respective Parishes or Places in which the said Road lies, and also what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every such Parish or Place in lieu of or as a Composition of such Statute Work as aforesaid, shall be by him, her, or them paid to the said Trustees, or to their Treasurer; and in order thereunto it shall and may be lawful to and for such Justices, from Time to Time to summon the Surveyor or Surveyors of the Highways for every such Parish or Place to bring in Lists before such Justices, at some Place to be expressed in such Summonons (within Seven Days after the serving of such Summonons) of the Names of the several Persons who, within such Parish or Place, are by Law subject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Composition for such Statute Work, distinguishing the Nature of the Work to be done, whether with Teams or Draughts, or otherwise; and also the Amount of  
the

the respective Sums to be paid, which Lists of Names shall be made in such Manner, and under such Regulations and Restrictions as is, are, or may be directed by any Law or Statute in Force and Effect for the Repairs of the public Highways; and out of such Lists the said Justices shall and may allot, appoint, and order such and so many of the Persons who shall appear to be subject and liable to Statute Work as aforesaid, to do such Number of Days Statute Work in every Year upon the said Roads as the said Justices shall think reasonable; and the same shall be done on such Days, and at such Times (not being Hay-time or Harvest) and in such Parts of the said Road as the said Trustees, or their Surveyor or Surveyors, shall from Time to Time order, direct, and appoint; and the said Justices shall and may also order and direct the Persons who by such Lists shall appear to be subject and liable to the Payment of any Money in lieu of or as a Composition for Statute Work as aforesaid, to pay such Proportion thereof as the said Justices shall think proper, to the said Trustees or their Treasurer, at such Time or Times as they the said Justices shall direct; and in Default of Payment thereof, the same shall and may be recovered by Distress and Sale of the Goods and Chattels of the respective Persons liable to the Payment thereof, in like Manner as any Penalty is by the said recited Acts authorized or directed to be recovered; and each and every Person who shall neglect or refuse to do such Statute Work as aforesaid, after Notice in Writing given to or left for him, her, or them, at his, her, or their last or usual Place or Places of Abode for that Purpose, by any Surveyor of the said Trustees, shall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horse or Horses, Beast or Beasts, to be provided by him, her, or them, be subject and liable to such Pains, Penalties, and Forfeitures, as such Person or Persons may be subject or liable to by any Law or Statute in Force and Effect for the Repair of the public Highways; and if any Person who shall come to work as a Labourer, or shall be sent with any Team or Draught to work on the said Roads, shall be found idle or negligent by any Surveyor to the said Trustees, such Surveyor is hereby empowered to remove and turn off the Person who shall be found idle or negligent as aforesaid; and in that Case every such Person shall be subject and liable to the respective Forfeitures and Payments aforesaid, as if he had neglected or refused to come, or such Team or Draught had not been sent to work on any Part of the said Roads; all which Forfeitures shall be paid to the Treasurer to the said Trustees, and applied towards the amending the said Roads; and in case the said Surveyor or Surveyors of the Highways for any of the said Parishes or Places shall refuse or wilfully neglect to give in such Lists as aforesaid, or shall knowingly or wilfully give in false or imperfect Lists, every such Surveyor so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings.

XIX. And be it further enacted, That it shall and may be lawful to and for the said Trustees to compound and agree with any Person or Persons, Bodies Politic or Corporate, for the Statute Work to be by them done on the said Roads, or any Part thereof, and also with the Inhabitants and Occupiers of Lands, Tenements, or Hereditaments, of and in all or any the Parishes or Places in which the said Roads are situate, for a certain Sum of Money by the Year or otherwise, as the said Trustees shall think reasonable in lieu of the Whole or of any Part of the Statute or other Work to be by all or any of the said Inhabitants and Occupiers done on the said Roads,

Trustees may compound for Statute Work.

which

which Composition Money shall always be paid by the Surveyor or Surveyors of the Highways, or other Officer of the Parish, or by the Person or Persons so compounding, to the Treasurer of the said Trustees in Advance, on or before the Twenty-ninth Day of September in each and every Year, or otherwise the Inhabitants and Occupiers of such Parish or Place shall not be permitted to compound for that Year.

For paying  
the Expenses  
of the Act.

XX. And be it further enacted, That the Costs, Charges, and Expences incident to and attending the procuring and obtaining this Act, together with lawful Interest from the Time of advancing the same till the Time of Payment, shall be paid and satisfied by the said Trustees; and that it shall be lawful for the said Trustees, or any Five or more of them, and they are hereby directed and required to order and direct the Payment of the said Charges and Expences, with Interest as aforesaid, out of the first Monies that shall be collected, borrowed, or received, by virtue of the said recited Acts and this Act, in preference to all other Payments and Disbursements whatsoever.

Publick Act.

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

Fixing the  
Term and  
Continuance  
of the A. T.

XXII. And be it further enacted, That the Term granted by the said recited Acts shall, on the passing of this Act, cease and determine; and the said recited Acts (subject to the Alterations, Variations, and Additions herein-before contained) and this Act, shall from thenceforth continue and be in force, and be executed for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

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