



ANNO UNDECIMO

GEORGII IV. REGIS.

Cap. vi.

An Act for more effectually repairing and improving the Road from *Horsham* to the Road leading to *Guildford* at *Aldford Cross Ways*, with Two Branches therefrom, and for making and maintaining a new Branch of Road to communicate therewith, all in the Counties of *Sussex* and *Surrey*.
[19th March 1830.]

WHEREAS an Act was passed in the Forty-ninth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for making and maintaining a Road from Horsham to join the Turnpike Road leading to Guildford, with Two Branches therefrom, in the Counties of Sussex and Surrey*: And whereas the Trustees acting under the said Act have proceeded to put the same in execution, and have borrowed considerable Sums of Money on the Credit of the Tolls thereby authorized to be taken; which Money still remains due and owing, with all the Interest accrued due thereon; nor can the said Road be effectually amended, widened, altered, improved, and kept in repair, unless the Term granted by the said recited Act be further continued; and it is expedient that the said Act should be repealed, and more effectual Powers and Provisions granted for repairing, maintaining, and otherwise improving the said Roads: And whereas it will be convenient,
[Local.] N and

49 G. 3. c. 12.

and tend to the public Benefit, that a Branch or new Road should be made and maintained from a certain Place at or near *Slaughterford Bridge* towards *Rowhook* in the said County of *Sussex*, and from thence, by *Furzon Gate*, to join the Road leading from *Rudgwick* to *Guildford* aforesaid, terminating at or near a Place called *Ellen's Green*, in the said County of *Surrey*; but the several 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 after the Third *Tuesday* next after the passing of this Act the said recited Act of the Forty-ninth Year of the Reign of His said late Majesty King *George* the Third shall be and the same is hereby declared to be repealed, and null and void, to all Intents and Purposes whatsoever.

Recited Act
repealed;

and this Act
to take effect.

II. And be it further enacted, That this Act shall from thenceforth commence and take effect and be put in execution for and during the Term herein-after mentioned, as well for the Purpose of amending, widening, altering, improving, and keeping in repair the Road from the *Black Horse Inn* in the Town of *Horsham* in the County of *Sussex* to *Aldfold Cross Ways* in the Parish of *Aldfold* in the County of *Surrey*, to the Turnpike Road there leading to *Guildford*; and also Two Branches therefrom, commencing at the South-east Corner of *Platter's Hill Coppice*, one whereof leads through the Parishes of *Slinfold* and *Warnham* to the Turnpike Road from *Horsham* to *Dorking* near *Kingsfold Toll Gate* in the County of *Sussex*, and the other Branch leads over *Awfold Dean Bridge* to *Park Street Corner* in the Parish of *Slinfold* in the said County of *Sussex*; as also for the Purpose of making, maintaining, amending, widening, turning, altering, and otherwise improving a Branch or new Road from a certain Place at or near *Slaughterford Bridge* towards *Rowhook* in the said County of *Sussex*, and from thence, by *Furzon Gate*, to join the Road leading from *Rudgwick* to *Guildford* aforesaid, terminating at or near a Place called *Ellen's Green*, in the said County of *Surrey*.

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the said Counties of *Sussex* and *Surrey* respectively, together with the Right Honourable *Henry Charles Howard* commonly called the Earl of *Surrey*, Sir *Timothy Shelley* Baronet, Sir *Charles Merrick Burrell* Baronet, Sir *Henry Fletcher* Baronet, Sir *John Cope* Baronet, *Robert Aldridge*, *Walter Burrell*, *James Shudi Broadwood*, *Thomas Broadwood*, the Reverend *John Broadwood*, *Richard Barnett*, *Thomas Barnett*, *Charles Blaksley*, *James Briggs*, *John William Commerell*, *John Commerell*, *Nicholas William Ridley Colborne*, *Edward Child*, *Thomas Child*, *Harry Charman*, *Peter Du Cane*, the Reverend *Robert Elmes*, the Reverend *Evan Edwards*, *John Henry Ellis*, *Robert Hurst*, *Robert Henry Hurst*, *Henry Howard*, *Charles Holden*, the Honourable *George King*, *John King*, *James Tudor Nelthorpe*, *Edward Napper*, *John Napper*, *Denzil Onslow*, *John Plumer*, *Thomas Redford*, *John Rawlison*, *John Shelley*,

Lee Steere Steere, Thomas Sanctuary, William Sharp, William Stanford, Henry Tredcroft, Thomas Thornton, Robert Watkins, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be and they are hereby appointed the Trustees for carrying into execution this Act.

IV. And be it further enacted, That it shall be lawful for the said Trustees, at their First Meeting to be holden in pursuance of this Act, to elect and appoint any Number of Persons, not exceeding Five, being duly qualified, to be Trustees for the Purposes aforesaid; and such Persons, when so elected and appointed, shall have the same Powers and Authorities as if they had been appointed Trustees by this Act.

Power to appoint additional Trustees.

V. And be it further enacted, That the said Trustees shall hold their First Meeting at the *King's Head Inn* in *Horsham*, or at some other convenient House or Place near the said Road, on the Second *Saturday* next after this Act shall commence and take effect, and shall then, and from Time to Time, adjourn to and meet at such Times and Places in the Neighbourhood of the said Roads as they shall think proper.

Meetings of Trustees.

VI. And be it further enacted, That it shall be lawful for the said Trustees, or for their Collectors or Lessees of Tolls, to demand and take, at each Toll Gate, Turnpike, or Side Gate which now is or hereafter shall be standing upon, across, or at the Sides of the said Roads, on every Day, such Day to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next succeeding Night, the Tolls following; (that is to say,)

Power to take Tolls.

For every Horse, Mule, or other Beast drawing any Waggon, Wain, Cart, or other Carriage, the Fellies of the Wheels thereof being of the Breadth of Six Inches or upwards, between the Tenth Day of *April* and the Tenth Day of *October* the Sum of Four-pence, and between the Tenth Day of *October* and the Tenth Day of *April* the Sum of Sixpence:

Tolls.

For every Horse, Mule, or other Beast drawing any Waggon, Wain, Cart, or other Carriage, the Fellies of the Wheels thereof being under the Breadth of Six Inches, between the Tenth Day of *April* and the Tenth Day of *October* the Sum of Sixpence, and between the Tenth Day of *October* and the Tenth Day of *April* the Sum of Nine-pence:

For every Horse, Mule, or other Beast drawing any Coach, Landau, Berlin, Gig, Tax Cart, Hearse, Post Chaise, or Calash, or any such like Carriage, the Sum of Sixpence; with more than Two Wheels, and drawn by One Horse, the Sum of Nine-pence:

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

For every Drove of Oxen, Cows, or other Neat Cattle, the Sum of One Shilling *per* Score; and so in proportion for any less Number: And for every Drove of Calves, Sheep, Lambs, Hogs, or Swine, the Sum of Sixpence *per* Score; and so in proportion for any less Number:

At

11° GEORGII IV. *Cap. vi.*

At the Gates to be affixed on the said Branch or new Road :

For every Horse, Mule, or other Beast drawing any Waggon, Wain, Cart, or other Carriage, the Fellies of the Wheels thereof being of the Breadth of Six Inches or upwards, between the Tenth Day of *April* and the Tenth Day of *October* the Sum of Four-pence, and between the Tenth Day of *October* and the Tenth Day of *April* the Sum of Sixpence :

For every Horse, Mule, or other Beast drawing any Waggon, Wain, Cart, or other Carriage, the Fellies of the Wheels thereof being under the Breadth of Six Inches, between the Tenth Day of *April* and the Tenth Day of *October* the Sum of Sixpence, and between the Tenth Day of *October* and the Tenth Day of *April* the Sum of Nine-pence :

For every Horse, Mule, or other Beast drawing any Coach, Chariot, Landau, Berlin, Gig, Tax Cart, Hearse, Post Chaise, or Calash, or any such like Carriage, the Sum of Sixpence ; with more than Two Wheels, and drawn by One Horse, the Sum of Nine-pence :

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

For every Drove of Oxen, Cows, or other Neat Cattle, the Sum of One Shilling *per* Score ; and so in proportion for any less Number : And for every Drove of Calves, Sheep, Lambs, Hogs, or Swine, the Sum of Sixpence *per* Score ; and so in proportion for any less Number :

Which said respective Tolls shall be vested in the said Trustees.

No more than Two full Tolls to be taken on the same Day on the old Road, and One only on the new Road.

VII. Provided always, and be it further enacted, That no more than Two full Tolls shall be demanded and taken for or in respect of the same Horse, Beast, Cattle, or Carriage passing or repassing Once on the same Day through the several Toll Gates or Side Bars on the said old Road, and no more than One full Toll for or in respect of the same Horse, Beast, Cattle, or Carriage passing or repassing Once on the same Day through any Toll Gate or Side Bar to be erected on the said Branch or new Road.

No Horses, &c. to pass through a Third Time in One Day until a Second Toll has been paid.

VIII. And be it further enacted, That no Horse, Mule, Ass, or other Beast, Coach, Waggon, Cart, Truck, or other Carriage, shall be permitted to pass through any of the said Gates a Third Time in any One Day, to be computed as aforesaid, until a Second full Toll shall have been paid in respect of the Horse or Horses or other Beast or Beasts drawing the same ; and so *toties quoties* for every Third Time that the same Horse or Horses or other Beast or Beasts, or any Coach, Waggon, Cart, Truck, or other Carriage shall pass through any of the said Gates on the same Day, the like Tolls shall be demanded and taken as if it had been the First Time that such Horse or Horses or other Beast or Beasts, Coach, Waggon, Cart, Truck, or other Carriage, had passed through such Gate.

Stage Coaches and Post Chaises to pay each Time.

IX. Provided always, and be it further enacted, That the Tolls hereby made payable shall be paid in respect of the Horses or Beasts drawing any Stage Coach, Caravan, Stage Waggon, Cart, or other Carriage conveying Passengers or Goods for Hire or Reward, every Time

Time of passing or repassing through any of the said Gates; and the said Tolls shall be paid in respect of the Horse or Horses or other Beast or Beasts let to Hire, and drawing any Post Chaise or other Carriage, every Time of passing or repassing through the said Gates when a new Hiring thereof shall have taken place.

X. Provided always, and be it further enacted, That no more Money shall be expended by the said Trustees in or towards the Repair of the old Roads than shall be collected thereon; and that no more Money shall be expended on the new Branch Road than shall be collected thereon, after the same shall have been made, in the first place, by and out of the Money to be borrowed for that Purpose by virtue of this Act.

Tolls on each Road to be laid out in the Repair thereof.

XI. Provided always, and be it further enacted, That none of the Tolls authorized by this Act to be taken upon the said Road, nor any of the Monies raised by virtue of the said recited Act, or to be raised by virtue of this Act, shall be paid, laid out, or expended in the Repair or Improvement of any Street, Highway, or Place within the Town of *Horsham*, or any other Town through which the said Road shall pass, nor shall any Tolls be collected therein by virtue of this Act.

Tolls not to be laid out in repairing the Streets.

XII. And whereas Maps or Plans, describing the Line of the said Branch or new Road herein-before mentioned, (the same being the old Highway,) have been deposited at the Offices of the Clerks of the Peace of the Counties of *Sussex* and *Surrey*; be it therefore further enacted, That the said Maps or Plans shall remain in the Custody of the said Clerks of the Peace respectively, to the end that all Persons may, at all reasonable Times, have Liberty to inspect and peruse the same, and to take Copies or Extracts thereof at their Will and Pleasure, paying to the said respective Clerks of the Peace the Sum of One Shilling for every such Inspection, and at the Rate of Sixpence for every One hundred Words of such Copies or Extracts; and the said Trustees, in making the said Branch or new Road, shall not deviate more than One hundred Yards from the Line described in the said Maps or Plans, without the Consent in Writing of the Person or Persons, Bodies Politic, Corporate, or Collegiate, through whose Lands and Premises any Deviation from the said Branch or new Road shall be made.

New Line to be made according to the Maps or Plans deposited with the Clerks of the Peace.

XIII. Provided also, and be it further enacted, That the Powers and Authorities given by this Act for making and completing the said Branch or new Road shall not extend or be construed to extend to authorize or empower the said Trustees to take or pull down, injure or damage, any Dwelling House or Building, or to take in or make use of any Orchard, Garden, Yard, Park, Paddock, Lawn, Shrubbery, planted Walk or Avenue to a House, or Plantation, or any Part thereof respectively, without the Consent in Writing of the Owner thereof or other Person interested therein first had and obtained.

Trustees restrained from pulling down Dwelling Houses, &c.

XIV. And be it further enacted, That a separate Account shall be kept of the Tolls collected on the said old Roads, and of the Money
 [Local.] O borrowed

Separate Account to be kept of the

Tolls on the
old Road.

borrowed or to be borrowed on the Credit thereof; which said Tolls, and the Money to be borrowed on the Credit thereof, shall be paid or applied to the making, repairing, and amending the said old Roads only, and for executing the other necessary Purposes of this Act relating thereto, and for paying the Interest now due and which from Time to Time shall become due for the Money so borrowed or to be borrowed.

The like on
new Road.

XV. And be it further enacted, That a separate Account shall be kept of the Tolls to be collected on the said Branch or new Road herein-before mentioned, and of the Money to be borrowed on the Credit thereof; which said Tolls, and the Money to be borrowed on the Credit thereof, shall be paid and applied to the making, repairing, and amending the said Branch or new Road only, and for executing the other necessary Purposes of this Act relating thereto, and for paying the Interest of the Money so to be borrowed at Five Pounds *per Centum per Annum*.

Application
of Tolls and
other Monies.

XVI. And be it further enacted, That all the Charges and Expences incident to and attending the obtaining and passing this Act shall be paid and defrayed out of the Monies raised by virtue of the said recited Act hereby repealed, or out of the first Monies that shall be raised by virtue of this Act, in the several Proportions following; that is to say, Two Third Parts thereof shall be paid out of the Money raised or to be raised on the said old Roads herein-before mentioned, and the remaining Part shall be paid out of the Money raised or to be raised on the said new or Branch Road herein-before mentioned; and all the Residue of the Money so raised, and any Money which shall hereafter be raised, shall from Time to Time be applied, in the first place, in defraying the Expences of making, erecting, and keeping in repair the Toll Gates, Toll Bars, Toll Houses, and other Buildings, and of widening, repairing, and improving the said Roads respectively by the said recited Act and this Act directed to be made, and all other incidental Expences; and, in the next place, shall and is hereby directed to be applied in discharge of the Interest now due and to become due upon the Security of the Tolls of the said respective Roads, in manner herein-before directed, and to no other Use or Purpose whatsoever.

Public Act.

XVII. 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.

Term of Act.

XVIII. And be it further enacted, That this Act shall commence and take effect on the Third *Tuesday* next after the passing of this Act, and shall thenceforth continue and be in force for Thirty-one Years, and from thence to the End of the then next Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1830.