

THE SCHEDULE (STATING
THE FORMS) TO WHICH
THIS ACT REFERS

No. 1. Notice to Person of his having been elected Surveyor.

A. B. Take notice, that you were, at a Meeting held at [*insert the Name of the Parish, &c.*] on the _____ Day of _____ elected and chosen Surveyor [*or One of the Surveyors*] of the Highways for the said [*Parish, &c.*] for the Year ensuing.

Dated the _____ Day of _____

C. D. Chairman.

To *A. B.* of _____

No. 2. Appointment of Surveyor with Salary.

At a Meeting of the Inhabitants of _____ in Vestry assembled at _____ on the _____ Day of _____ *A. B.* was nominated, elected, and appointed as Surveyor of such Parish, for the Purpose of carrying into execution the Provisions of an Act passed in the Fifth and Sixth Year of the Reign of King William the Fourth, intituled "An Act," &c. [*here set out Title of Act*], for the Year ensuing; and the Salary to be allowed to the said *A. B.* was fixed at the Sum of _____ payable on _____

Dated the _____ Day of _____

C. D. Chairman.

No. 3. Appointment of Surveyor by Justices.

(to-wit.) } At a Special Sessions for the Highways held at _____
} in the Division, &c. of _____ by Justices of
the Peace for the said County acting within the said Division,
&c. on the _____ Day of _____

WHEREAS it hath appeared to us the said Justices, on the Oath of *A. B.* an Inhabitant of the Parish of _____ that the Inhabitants of the said Parish in Vestry assembled have neglected [*or refused*] to nominate and elect a Surveyor in manner and for the Purposes mentioned in a certain Act made and passed in the Fifth and Sixth Year of the Reign of King William the Fourth, intituled "An Act," &c. [*here set out Title of Act,*] [*or that the Surveyor appointed by the Inhabitants of the said Parish is dead, or has ceased to possess the Qualification required by the said Act, or has become disqualified, or has neglected to act, or has refused to carry into operation the Duties imposed upon him by the said Act,*] we do therefore hereby appoint you *C. D.* of _____ Surveyor for such Parish for the Year ensuing [*or for the Space of _____*], with the Salary of _____ for your Trouble; and you the said *C. D.* are faithfully and truly to execute the Office of Surveyor according to the Directions of the said Statute.

Given under our Hands the Day and Year first above mentioned.

To *C. D.*

E. F.

G. H.

No. 4. Form of Highway Rate.

Status: This is the original version (as it was originally enacted).

Names of Occupiers or Persons rated.	Description of the Premises and Property rated.	Annual Value.	Sums assessed at 10d. in the Pound.
		£ s. d.	£ s. d.
A. B. - -	House and Garden -	5 0 0	0 4 2
C. D. - -	A Farmhouse, Lands, and Buildings.	100 0 0	4 3 4
E. F. - - <i>and so forth.</i>	A Warehouse -	20 0 0	0 16 8

A.B. } Surveyor [or Surveyors] of the Parish
 C.D. } of

No. 5.

Weekly Account of Money expended on the Highways of the Parish of _____
 from the _____ to the _____ Day of _____ One
 thousand eight hundred and _____

Day Labour, and when performed.	Labourers Names.	No. of Days.	Rate per Day.	—	Team Work, and where done.	Rate.	—	Total Weekly Expenditure.
				£ s. d.			£ s. d.	£ s. d.
								Day Labour
								Contract Work - }
								Materials -
								Team Work
Work executed by Contract.	Persons Names.	No. of Days.	Rate per Day.	—	Tradesmens Bills.	No.	—	Tradesmen's Bills - }
				£ s. d.			£ s. d.	
					Rent of Pits and Quarries.	Name.	—	Rent of Pits and Quarries }
							£ s. d.	
Materials got and prepared, and from whence.	Parties Names.	Quantity.	Rate per	—				
				£ s. d.				
					Incidental Expences.		—	Incidental Expences }
							£ s. d.	
								£

No. 6. Notice of Intention to make Highway.

Status: This is the original version (as it was originally enacted).

I do hereby give you Notice, That after the Expiration of Three Calendar Months from the Date hereof I [*or if given by the Clerk, &c. of a Body Politic or Corporate describe them,*] do intend to make a certain Highway in the Parish of [*describing its Situation and Extent,*] and to dedicate such Highway to the Use of the Public.

Dated this Day of

To *E.F., &c.*
Surveyor of the Parish }
of

A.B.
or
C.D. [*Clerk, &c.*]

No. 7. Certificate of Justices, of Highway having been made in a substantial Manner, &c.

WE, Two of the Justices of the Peace in and for the County of having viewed a certain Highway lately made by *A.B.* in the Parish of in the said County, situate, &c. [*describing its Situation and Extent*], do hereby certify, That the same has been made in a substantial Manner, and of the Width required by a certain Act made and passed in the Fifth and Sixth Year of the Reign of King William the Fourth, intituled "An Act," &c. [*here set out Title of Act.*]

Dated this Day of

C.D.
E.F.

No. 8. Notice to remove Snow, &c.

I *A.B.*, Justice of the Peace in and for the County of do hereby give you, the Surveyor [*or Surveyors*] of the Parish of Notice, that the Highway leading from to [*describing its Situation*] is obstructed or impeded from the Accumulation of Snow [*or from the falling down of the Banks on the Side of the said Highway, &c., as the Case may be,*] and require you to cause the same to be removed.

Dated this Day of

To *C.D. and E.F. &c.*
Surveyors of the Parish }
of

A.B. of, &c.

No. 9. Schedule to be filled up by the Surveyors of Highways of all Parishes, and presented by them, with their Accounts, to the Magistrates, at the End of every Year.

Status: This is the original version (as it was originally enacted).

(to wit.) } To the Surveyor of the Parish of _____ in
the Hundred of _____ in the said County.

WHEREAS by an Act passed in the Fifth and Sixth Year of the Reign of King William the Fourth, intituled "An Act," &c. [*here set out Title of Act,*] the Surveyor is authorized to dig, get, take, and carry away Materials lying upon any Lands or Grounds within the Parish for which he is appointed, for the Use and Benefit of the Highways, but not without the Consent of the Occupier or Owner of such Lands or Grounds, or his Agent, or a Licence from the Justices at a Special Sessions for the Highways: And whereas it appears to us

His Majesty's Justices of the Peace for the said County, and acting within the said [Hundred, &c.], at a Special Sessions for the Highways assembled, upon the Oath of *C.D.* the said Surveyor [*or One of the Surveyors*], that he hath applied to *A.B.* of _____ for his Consent to dig, get, take, and carry away Materials from the Lands called or known by the Names of _____ and _____ in his Occupation [*or of which he is the Owner, or in the Occupation of J.K., or of which J.K. is the Owner, and the said A.B. his Agent*], within the said [Parish, &c.], for the Purposes aforesaid, and that the said Materials are necessary for the Repairs of the Highways, and that the said *A.B.* hath refused to permit the same to be dug, got, taken, and carried away; and the said *A.B.* having been duly summoned to appear before us, to show Cause why such Permission should not be granted, and having appeared before us accordingly, [*or having sent his Steward or Agent, or C.D., on his Behalf, to attend us on that Occasion, or, but not having appeared,*] we have heard what has been alleged, and taken the said Matter into consideration, and are of opinion that the said Materials are necessary, and ought to be dug, got, taken, and carried away for the Purposes aforesaid: Therefore we do hereby give our Licence to the said Surveyor [*or Surveyors*] to dig, get, take, and carry away the same accordingly, the said Surveyor making Satisfaction for the same, and also for the Damage done to such Lands, in the Manner directed by the said Act. Given under our Hands the

Day of _____ One thousand eight hundred and _____

J. P.

K. P.

No. 11. Licence from Justices at a Special Sessions for the Highways to get Materials for the Repair of the Highways in another Parish besides that wherein such Materials are to be employed.

(to wit.) } At a Special Session for the Highways held at _____
in the Hundred, &c. of _____ in the said
County, by Justices of the Peace for the said County acting
within the said Hundred, on the _____ Day of _____

It appearing to us, upon Evidence this Day received, that sufficient Materials cannot conveniently be had within the Waste Land, Com-

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mon Grounds, Rivers, or Brooks, nor in the inclosed Lands or Grounds, lying within the [Parish, &c.] of _____ in the said Hundred, for the Repairs of the Highways within the said [Parish], nor in the Waste Lands, Common Grounds, Rivers, or Brooks within the [Parish] of _____ adjoining to the said [Parish] of _____ we do hereby give our Licence to the Surveyor [or Surveyors] of the said [Parish] of _____ to search for, dig, get, and carry Materials within the inclosed Lands or Grounds of *C.D.* within the said [Parish] of _____ to be employed in the Repair of the Highways within the said [Parish] of _____ it appearing from Evidence before us, that there are proper Materials within the said Lands for the Purposes aforesaid lying convenient to the said Highways, and that after such Materials shall be so taken there will be sufficient left for the Use of the Highways within the said Parish of _____ upon the said Surveyor [or Surveyors] making Satisfaction for the same, and also for the Damage done to such Lands, in the Manner directed by the Act made and passed in the Fifth and Sixth Year of the Reign of King William the Fourth, intituled "An Act," &c. [*here set out Title of Act,*] subject to such Restrictions as are therein contained. Given under our Hands the Day and Year above written.

J. P.
K.P.

No. 12. Information to enable Justices to fix Boundaries of Highway lying in Two Parishes.

County of } At a Special Sessions for the Highways holden,
 } &c.

See Plan.

I.S., the Surveyor [or One of the Surveyors] of the Parish of *A.*, came before the Justices aforesaid, and informed them, that there is in the said County a certain common Highway leading from *M.* to *N.*, and that there is a certain Part of the said Highway, that is to say, so much thereof as lies between a certain Place called *C.* and a certain other Place called *D.*, being in Length _____ [*as the Case may be*], one Side of which last-mentioned Part of the said Highway adjoining to the Parish of *A.* lies within the said Parish of *A.*, and is to be and of right ought to be repaired by the said Parish of *A.* [*or by, &c., describing the Body Politic or Corporate, or Person, liable to the Repair,*] and that the other Side of the same Part of the said Highway adjoining to the Parish of *B.* lies within the Parish of *B.*, and is to be and of right ought to be repaired by the said Parish of *B.* [*or by, &c.*], and stating that the Repair of such Part of the said Highway is very inconvenient to the Parishes aforesaid, and the Want thereof detrimental to the Public; and therefore praying, that such Part of the said Highway may be allotted and apportioned for the Repair thereof by the Justices aforesaid to the said several Parishes of *A.* and *B.* [*or to, &c.*], in the Manner directed by an Act passed in the Fifth and Sixth Year of the

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Reign of King William the Fourth, intituled "An Act," &c. [*set out Title of Act.*]

(Signed) I. S. One of the Surveyors of
Parish of A.

The above Application was made to us
the Day and Year first above written.

J. P.
K. P.

No. 13. Summons to be subjoined to a Copy of the above Information.

County of } To the Surveyor [*or Surveyors*] of the Parish of B. in
 } the said County, any or either of them.

WHEREAS a certain Information has been given to us, His Majesty's Justices of the Peace for the said County at a Special Sessions for the Highways, by I. S., the Surveyor [*or One of the Surveyors*] of the Parish of A. in the said County, a true Copy whereof is above written: These are, in His Majesty's Name, to summon you, any or either of you, to appear before us, at _____ in the said County, on the _____ Day of _____ to show Cause (if any) why an Allotment and Apportionment of the Highways therein mentioned should not be made according to the Provisions of the Act referred to in the said Information. Hereof fail not. Given under our Hands this _____ Day of _____

J. P.
K. P.

No. 14. Final Order and Adjudication, to be fled with the Clerk of the Peace.

WHEREAS, &c.

- 1.—*State the original Application.*
- 2.—*The Summons.*
- 3.—*The Appearance, and that the Parties were heard, or their Nonappearance.*

Now we, the Justices aforesaid, having fully heard and understood the Premises, do declare, adjudge, and order, that the said Highway shall be divided in the following Manner; (that is to say,) that at the Distance of _____ measuring from the Place called C., there shall be erected certain Posts or Stones, E. and F., on each Side of the said Highway, and the whole of the said Highway from the Place called C. to such Posts or Stones shall be from Time to Time and at all Times hereafter repaired by the Parish of A. [*or by, &c.*], and the whole of the said Highway from such Posts or Stones to the Place called D. shall from Time to Time and at all Times hereafter be repaired by the Parish of B. [*or by, &c.*]

In witness whereof we have hereunto set our Hands this _____

Day of _____

J. P. (L.S.)
K. P. (L.S.)

No. 15. Notice from Surveyor to remove Nuisances.

To *C. D.* of

In pursuance of the Directions given by an Act passed in the Fifth and Sixth Year of the Reign of King William the Fourth, intituled "An Act," &c., I, *A. B.* &c., the Surveyor [*or* One of the Surveyors] of the Parish of do hereby give you Notice forthwith to remove the [Filt, Dung, Ashes, Rubbish, &c.] placed by you on a certain Part of the King's Highway, lying between and in the [Parish] of to the Obstruction and Annoyance of the said Highway.

Dated this Day of

A. B. &c.

No. 16. Order of Two Justices for widening a Highway.

(to wit.) } WE, Two of His Majesty's Justices of the Peace for the said County, acting within the [Hundred, &c.] of within the said County, having, upon View, found that a certain Part of the Highway between and in the [Parish, &c.] of in the said [Hundred], for the Length of Yards or thereabouts, and particularly described in the Plan hereunto annexed, is for the greatest Part thereof narrow, but may be conveniently enlarged and widened by adding thereto from the Lands and Grounds of and of the Length of Yards or thereabouts, and of the Breadth of Feet or thereabouts, particularly described in the Plan hereunto annexed, which we think will widen and enlarge the same, and be much more commodious to the Public, do hereby order, that the said Highway be widened and enlarged accordingly, and that the Surveyor [*or* Surveyors] of the [Parish, &c.] of where the said old Highway lies, do forthwith proceed to treat and make Agreement with the said and for the Recompence to be made for the said Ground, and for the making such Ditches and Fences as shall be necessary, in such Manner, with such Approbation, and by pursuing such Measures and Directions in all respects as are warranted and prescribed by the Statute made in the Fifth and Sixth Year of the Reign of King William the Fourth, intituled "An Act," &c.; and in case such Agreement shall be made as aforesaid, we do order an equal Assessment, not exceeding the Rate of in the Pound, to be made, levied, and collected upon all and every the Parties liable to the Payment of the Highway Rate in the said [Parish, &c.] of and that the Money arising thereupon be paid and applied in making such Recompence and Satisfaction as aforesaid, pursuant to the Directions of the said Act.

A. B.

C. D.

No. 17. Certificate from the said Justices to the Court of Quarter Sessions.

Status: This is the original version (as it was originally enacted).

To the Justices of the Peace at their General Quarter Sessions
to be held at _____ in the said County,
the _____ Day of _____ One thousand eight
hundred and _____

This is to be
written upon
the above Order
when no Agree-
ment can be
made.

WE, the within-named *A. B.* and *C. D.*, do hereby certify to the said Court of Quarter Sessions, that we made and signed the within Order, and that with our Approbation and by our Direction the said Surveyor [*or Surveyors*] has [*or have*] treated with the said _____ and _____ for the said Lands required for the Purposes aforesaid, but was not able to make any Agreement for that Purpose with them or either of them, and that he tendered to the said _____ the Sum of _____ and to the said _____ the Sum of _____ as a Recompence for the said Ground, and for the making the said Ditches and Fences, which he [*or they and each of them*] refused to receive.

A. B.
C. D.

No. 18. Consent from the Owner of the Land through which a new Highway is proposed to be made.

I *A. B.* of _____ in the County of _____ being the Owner of the Lands described in the Plan hereunto annexed, through which Part of a certain Highway lying between _____ and _____ is intended to be diverted and turned, in consideration of the Sum of _____ to be paid to me for the said Land and Soil thereof, do hereby consent to the making and continuing such new Highway through my said Lands.

Given under my Hand this _____ Day of _____
One thousand eight hundred and _____

No. 19. Form of Notice of diverting, &c. Highway.

NOTICE is hereby given, That on the _____ Day of _____ next Application will be made to His Majesty's Justices of the Peace assembled at Quarter Sessions in and for the County of _____ at _____ for an Order for [*if the Order be for turning, diverting, and stopping up, &c. here to state it, and describe the Road ordered to be turned, diverted, and stopped up; if the Order be for stopping up a useless Road, here to state it, and describe the Road ordered to be stopped up*]; and that the Certificate of Two Justices having viewed the same, &c., with the Plan of the old and proposed new Highway, will be lodged with the Clerk of the Peace for the said County on the _____ Day of _____ next.

A. B. } Surveyor [*or Surveyors*] of the
C. D. &c. } Parish of _____

No. 20. Summons for any Person or Persons to attend a Justice or Justices.

To *A. B.*

(to wit.) } WHEREAS Complaint and Information hath been
made upon Oath before me, *C. D.* One of His
Majesty's Justices of the Peace for the said [County, &c.] by *E. F.* of
that, &c. [*here state the Nature and Circumstances of
the Case, as far as it shall be necessary to show the Offence and to
bring it within the Authority of the Justice ; and, in doing that, follow
the Words of the Act as near as may be*]: These are therefore to require
you personally to appear before me [or the Justices to be assembled
at their Petty Sessions (or Special Sessions for the Highways) to be
holden at _____ in the said County, &c.] on the
Day of _____ next, at the Hour of _____ in the
noon, to answer to the said Complaint and Information made by the
said *E. F.*, who is likewise directed to be then and there present to
make good the same. Herein fail not.

Given under my Hand this _____ Day of _____

No. 21. Information.

(to wit.) } BE it remembered, That on the _____ Day of _____
_____ *A. B.* of _____ in the said
County, informeth and maketh Oath before me
One of His Majesty's Justices of the Peace for the said County, that
_____ of _____ in the said County, [*here
describe the Offence, with the Time and Place, and follow the Words of
the Act as near as may be,*] contrary to the Statute in the Fifth and
Sixth Year of the Reign of His Majesty King William the Fourth,
intituled, "An Act," &c. [*here set out Title of Act,*] which hath
imposed a Forfeiture _____ for the said Offence.

Taken and sworn the _____ Day of _____ before me
A. B.

No. 22. Form of Conviction.

(to wit.) } BE it remembered, That on the _____ Day of _____
_____ in the Year of our Lord _____
at _____ in the County aforesaid, *A. B.* came before
us _____ of His Majesty's Justices of the Peace for the said
County, and informed us, that *E. F.* of _____
on the _____ Day of _____ now last past, at
_____ in the said County, did [*set forth the Fact in the Manner
described by the Act*], whereupon the said *E. F.*, after being duly
summoned to answer the said Charge, appeared before us
on the _____ Day of _____ in the said
County, and, having heard the Charge alleged against him, declared
that he was not guilty of the said Offence ; but the same being fully
proved upon the Oath of *G. H.* a credible Witness, it manifestly
appears to us the said Justices that he the said *E. F.* is guilty of the
Offence charged upon him in the said Information : It is therefore
considered and adjudged by us the said Justices, that the said *E. F.*

Status: This is the original version (as it was originally enacted).

by virtue of this Warrant I have made diligent Search for the Goods of
the within-named _____ and that I can find no
sufficient Goods whereon to levy the within Sum of _____ .

As witness my Hand the _____ Day of _____
A. B.

Sworn before me the Day and Year, &c.
C. D.

No. 25. Commitment for Want of Distress.

(to wit.) } To the [Constable] of _____ in the said County,
and to the Keeper of the Common Gaol [or House of
Correction] at _____ in the said County.

WHEREAS A. B. of _____ in the said County, Yeoman,
was on the _____ Day of _____ convicted before us,
Two of His Majesty's Justices of the Peace in and for the said County,
upon the Oath of E. F. a credible Witness, for that he the said A. B.
[here set forth the Offence], contrary to the Statute made in the Fifth
and Sixth Year of the Reign of King William the Fourth, intituled
"An Act," &c. [here set out Title of Act,] by reason whereof the said
A. B. hath forfeited the Sum of _____ : And whereas on
the _____ Day of _____ in the Year aforesaid we
did issue our Warrant to the [Constable] of _____ to
levy the said Sum of _____ by Distress and Sale of the Goods
and Chattels of him the said A. B., and to distribute the same accord-
ing to the Directions of the said Statute: And whereas it duly
appears to us upon the Oath of the said [Constable] that the said
[Constable] hath used his best Endeavours to levy the said Sum on the
Goods and Chattels of the said A. B. as aforesaid, but that no sufficient
Distress can be had whereon to levy the same: These are therefore
to command you the said [Constable] of _____ aforesaid
to apprehend the said A. B., and him safely convey to the Common
Gaol [or House of Correction] at _____ in the said
County, and there deliver him to the Keeper thereof, together with
this Precept: And we do hereby also command you the said Keeper
to receive and keep in your Custody, and to keep to hard Labour, the
said A. B. for the Space of _____ unless the said Sum
shall be sooner paid, pursuant to the said Conviction and Warrant;
and for so doing this shall be your sufficient Warrant.

Given under our Hands the _____ Day of _____
in the Year of our Lord _____

C. D.
E. F.