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forfeit any sum not exceeding forty shillings, and in default of payment be committed to the common gaol for any time not exceeding one month, unless such forfeiture shall be sooner paid, and every such driver offending in either of the said cases shall and may, by the authority of this Act, with or without any warrant, be apprehended by any person who shall see such offence committed, and shall be conveyed before some Justice of the Peace to be dealt with according to law.

47. *And be it further enacted by the authority aforesaid,* That if any person shall erect, make, or cause to be erected and made any dwelling house, building or fence, on any part of the allowance of one chain for the Turnpike roads, or shall make any drain, gutter, sink or watercourse, without the consent of the Commissioners first had and obtained, across or otherwise break up or injure the surface of any such road or of any part thereof, every person so offending shall forfeit and pay for every such offence any sum not exceeding forty shillings; and it shall be lawful for the Commissioners under this Act to cause such dwelling house or other building, fence, drain, gutter, sink or watercourse, to be taken down or filled up at the expense of the person to whom the same shall belong; and it shall and may be lawful for any two or more Justices of the Peace of the District, upon proof thereof to them made upon oath to levy, as well the expenses of taking down or filling up such dwelling house or other building, drain, or other encroachments as aforesaid, as the several and respective penalties hereby imposed, by distress and sale of the offender's goods and chattels, rendering the overplus (if any) to the owner on demand.

Persons building or erecting any house or fence, or cutting any ditch, drain or gutter on allowance for road subject to fine and to pay all expense in removing the same.

48. *And be it further enacted by the authority aforesaid,* That no person shall be capable of holding any place of profit under the Commissioners of the Turnpike roads who shall sell any wine, ale or spirituous liquors, or provisions, by retail.

No person holding any place of profit under Commissioners may vend provisions or liquors.