

ANNO TERTIO

VICTORIÆ REGINÆ.

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the said County of Somerset: And whereas another Act was passed in
57 G. 3. c. 67. the Fifty-seventh Year of His said Majesty, intituled *An Act for continuing and amending Two Acts of His present Majesty, for repairing several Roads leading from the Town of* Taunton *in the County of* Somerset: And whereas the Trustees acting under and by virtue of the said Acts have proceeded to carry the same into execution, and have for that Purpose borrowed several considerable Sums of Money on the Credit of the Tolls thereby authorized to be collected, which Money still remains due and owing: And whereas it would be of great Benefit and Convenience to the Persons residing in the Neighbourhood of the said Roads, and to the Inhabitants of several adjacent Towns and Places, if Power were given to widen the present Road at *Fullwood* in the Parish of *Pitminster*, near the Meeting House there, and also to alter, widen, and divert another Portion of the said Roads commencing at or near *Preston Farmhouse*, and terminating at or near a Place called *Ford Bridge*, both in the Parish of *Milverton*; and also to widen another Part of the said Roads, commencing at or near the "*Ring of Bells*" Public House in the Parish of *Norton Fitzwarren*, and terminating at or near a Place called *Norton Mills* in the same Parish; and also to widen another Part of the said Roads, commencing at or near *Ford Bridge* in the said Parish of *Norton Fitzwarren*, and terminating at or near a Lane leading to *Montis Farm* in the same Parish; and also to widen another Part of the said Roads, commencing at or near *Rockwell Green Bridge*, and terminating at or near the Crossway leading to *Pit Farm* in the Parish of *Wellington*; and also to improve and make Turnpike the present Road commencing at or near *Rockwell Green* in the said Parish of *Wellington*, and terminating at the South-western Extremity of the Parish of *Sampford Arundell* towards *South Appledore*; and also to make and maintain a Deviation in the Line of Road commencing at or near the Corner of an Orchard near *Hatch Green* in the Parish of *Hatchbeauchamp*, in the Occupation of Mr. *Uttermare*, and terminating at or near a Garden in the Occupation of *Mary Owsley* in the Tithing of *Capland* and Parish of *Broadway*; and also to widen another Part of the said Roads in the Parish of *Westmonkton*, commencing at the Quakers Burial Place, and terminating at or near *Bathpool Bridge* in the same Parish, and all in the County of *Somerset*: And whereas it is expedient that the Tolls authorized to be taken by the said Acts should be altered or increased, and the said recited Acts repealed, and further, better, and more effectual Powers granted instead thereof; but the Purposes aforesaid cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen'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 Commencement of this Act the said recited Acts shall be and the same are hereby repealed: Provided always, that the Repeal by this Act of the said Acts shall not extend to revive any former Act repealed by the said recited Acts or any of them.

Recited Acts repealed.

II. And

This Act to be put into execution for repairing the Roads herein mentioned.

II. And be it further enacted, That from thenceforth this Act shall commence and take effect and be put into execution for and during the Term herein-after mentioned, for the Purpose of repairing, improving, maintaining, and keeping in repair the several Roads comprised in the Districts herein-after mentioned; (that is to say,) the *Minehead* and *Milverton* District, comprising the Roads leading from the North End of the Market Ground in the Town of *Taunton*, through *North Street*, and through the Parishes of *Taunton Saint James*, *Staplegrove*, *Norton Fitzwarren*, *Bishop's Lydeard*, *Lydeard Saint Lawrence*, *Tolland*, *Elworthy*, and *Stogumber*, to *Hartrow Gate* in the said Parish of *Stogumber*, and from *Langford Bridge* in the said Parish of *Staplegrove*, through the Parish of *Norton Fitzwarren* aforesaid, to the Town of *Milverton*, and also the intended new Line of Road herein-after authorized to be made from *Preston Farm* in the Parish of *Milverton* to *Milverton* Turnpike Gate in the same Parish; the *Broomfield* District, comprising the Roads from the *George* Inn in the Parish of *Taunton Saint James*, through the Parish of *Kingston*, to the Corner of *Coles's Wall* in the Parish of *Broomfield*, and from the Smith's Shop at *Rowbarton* in the Parish of *Taunton Saint James*, through the Parishes of *Cheddon Fitzpaine* and *Kingston*, before *Hestercombe* Park Gate, to the Direction Post beyond *Yard's Barn*, in the said Parish of *Broomfield*; the *London* and *Bridgwater* District, comprising the Roads from the North-east Corner of the Market Ground in the Town of *Taunton*, through the East Part of *Fore Street*, and through *East Street*, *East Ridge*, the Parishes of *Westmonkton*, *Ruishton*, *Thorn Falcon*, *West Hatch*, *Hatchbeauchamp*, *Broadway*, *Abbot's Isle* and *Ashill*, to *Ashill Gate* in the said Parish of *Ashill*, and from *Maddock's Tree* in the said Parish of *Thorn Falcon*, through *Wrantage* in the Parish of *North Curry*, the Tithing of *Stoke Saint Gregory*, to the Red Post in the Parish of *Fivehead*, and from the Quakers Burying Place in the said Parish of *Westmonkton*, through the Parish of *Creech Saint Michael*, to the *Green Dragon* in the Parish of *Thurloxton*, and from the Cross Ways or Direction Post near where *Walford* Inn in the Parish of *Westmonkton* formerly stood to *Athelney Bridge* in the Parish of *Lyng*; the *Wellington* and *Pitminster* District, comprising the Roads from the South-east Corner of the Market Ground in the Town of *Taunton*, through the South Part of *Fore Street*, to *High Street*, and from the North-west Corner of the said Market Ground, through the West Part of *Fore Street*, and through *High Street* and *Shuttern*, and the Parishes of *Wilton*, *Bishopshull*, *Trull*, *Bradford*, *West Buckland*, and *Wellington*, to *White Ball* in the Parish of *Sampford Arundell*, and from the Turnpike Gate in *Shuttern* aforesaid, through the said Parishes of *Wilton* and *Trull*, and the Parish of *Pitminster*, over *Blagdon Hill*, to the Beginning of *Tricky Warren* in the Parish of *Church Taunton*; the *Shoreditch* District, comprising the Roads from the Junction of *East Street* and *Silver Street* in the Town of *Taunton*, through the said *Silver Street*, and through the Parishes of *Orchard Portman*, *Stoke Saint Mary*, and *Thurlbeer*, to *Staple Pound* in the Parish of *Staple Fitzpaine*; and the *Ashcott* District, comprising the Road from *Tucker's Gate* in the Parish of *Lyng*, through the Parishes of *Lyng*, *Stoke Saint Gregory*, *Othery*, *Middlezoy*,

Middlezoy, *Westonzoyland*, *Moorlinch*, *Grenton*, and *Shapwick*, to *Piper's Inn* in the Parish of *Ashcott*.

Trustees.

III. And be it further enacted, That all Her Majesty's Justices of the Peace for the Time being acting for the County of *Somerset*, together with *Hugh Adair*, *Alexander Adair*, *Henry Badcock*, *Robert Beadon*, *Robert Beadon* junior, *William Beadon*, *William Beadon* junior, *William Bernard*, *James Billet*, *John Billet*, *William Bird*, *Malachi Blake*, *Downing Blake*, *John Bluett*, *William Buncombe*, *William Burridge*, *William Beadon* junior, *William Blake*, *Robert Farthing Beauchamp*, *James Bunter*, *Edward Bower*, *Stephen Franklin Bridge*, *John Badcock*, *Edwards Beadon*, *Philip Broadmead*, *Richard Ball*, *Thomas Blackford*, *Thomas Bond*, *Henry Buncombe*, *John Baker*, *John Cabbell*, *William Cadbury*, *George Henry Carew*, *William Collard*, *Henry Powell Collins*, *John Clitsome*, *William Blatch Cox*, *William Charles Cox*, *Andrew Crosse*, *Edward Coles*, *John Cogan*, *Walter King Coker*, *George Cox*, *Charles Corfield*, *Jacob Joggett Champante*, *John Hayden Cardew*, *Richard Chapman*, *Loftus Anthony Cliffe*, *John Cridland*, *Hill Dawe*, *John Day*, *Clement Drake*, *Charles Holcombe Dare*, Sir *Charles Webb Dance* Knight; *William George Dymock*, *Josiah Easton*, *William Elworthy*, *Thomas Elworthy*, *Thomas Sweet Escott*, *Bickham Escott*, *Edward Jeffries Esdaile*, *John Easton*, *Henry Esdaile*, *William Farrant*, *Sylvanus Fox*, *Edward Fox*, *Henry Fox*, *Charles Fox*, *Thomas Fox*, *John Gale*, *Henry Proctor Gale*, *Joseph Guerin*, *John Gould*, *John Scott Gould*, *Edward William Gillett*, *Edmund Trowbridge Halliday*, *William Hole*, *John Hancock*, *William Day Horsey*, *Robert Jarratt* Clerk, *Robert Kinglake*, *John Alexander Kinglake*, *Richard Meade King*, *Richard King Meade King*, *Robert Arthur Kinglake*, *Henry James Leigh*, Sir *Thomas Buckler Lethbridge* Baronet, *John Hesketh Lethbridge*, *John Liddon*, *John Edwin Lance*, *Henry Liddon*, *Ambrose Goddard Lethbridge*, *Edward Bedwell Law*, *Richard Lyddon*, *William Maclean*, *William Metford*, *John Alexander Martin*, *Robert Mattock*, *John Clitsome Musgrave*, *John Mockridge*, *Samuel Camplin Melhuish*, *Samuel Norman*, *James Norman*, *John Norris*, *John Oliver*, *James Penny*, *John Pinchard*, *Francis Popham*, *William Price Pinchard*, *Thomas Patton*, *Henry Perry*, *John Pope*, *John Prior*, *James Pring*, *John Dean Penny*, *William Collard Pyne*, *Francis Richardson*, *Henry William Rawlins*, *Francis Richardson* junior, *John Fry Reeves*, *Vincent Stuckey Reynolds*, *William Ayshford Sanford*, *Edward Ayshford Sanford*, *Henry Sanford*, *John Bellett Shattock*, *Hugh Chudley Standert*, *David Smith Stone*, *George Stone*, *George Stevenson*, *Cecil Smith*, *John Snowden*, *John Stephens*, *Charles Barter Sweet*, *Charles Sweet*, *Sydney Smith*, *Henry Sully*, *William Thomas*, *William Thomas* junior, *William Procter Thomas*, *Charles Kemys Kemys Tynte*, *James Turner*, *John Thomas Trevelyan*, *James Vibart*, *William Waldron*, *John Woolcott Warren*, *Francis Warre*, *Henry Warre*, *Thomas Were*, *Robert Beck Willey*, *Frederick White*, *Henry Whitemarsh*, *Francis Warre* junior, *William Wood*, *William Walter*, *Joseph Yates*, *John Young*, *Richard Young*, 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.

First Meeting of the Trustees.

IV. And be it further enacted, That the said Trustees shall hold their First Meeting at the Market House in the said Town of *Taunton*, or at some other convenient Place in the Neighbourhood of the said Roads, upon the Day of the Commencement of this Act, or as soon after as conveniently may be, and shall and may then, and from Time to Time after, adjourn to and meet at such Times, and at such Place or Places in the Neighbourhood of the said Roads, as they shall think proper.

Power to set out and make Deviations, &c.

V. And be it further enacted, That it shall be lawful for the said Trustees and they are hereby authorized and empowered to widen the present Road at *Fullwood* in the Parish of *Pitminster* near the Meeting House there; and also to alter, widen, and divert another Portion of the said Roads commencing at or near *Preston Farm-house*, and terminating at or near a Place called *Ford Bridge*, both in the Parish of *Milverton*; and also to widen another Part of the said Roads commencing at or near the *Ring of Bells* Public House in the Parish of *Nortonfitzwarren*, and terminating at or near a Place called *Norton Mills*, in the same Parish; and also to widen another Part of the said Roads commencing at or near *Ford Bridge* in the said Parish of *Nortonfitzwarren*, and terminating at or near a Lane leading to *Montis Farm* in the same Parish; and also to widen another Part of the said Roads commencing at or near *Rockwell Green Bridge*, and terminating at or near the Crossway leading to *Pit Farm* in the Parish of *Wellington*; and also to improve and make Turnpike the present Road commencing at or near *Rockwell Green* in the said Parish of *Wellington*, and terminating at the South-western Extremity of the Parish of *Sampford Arundell* toward *South Appledore*; and also to make and maintain a Deviation in the Line of Road commencing at or near the Corner of an Orchard near *Hatch Green* in the Parish of *Hatchbeauchamp*, in the Occupation of Mr. *Uttermare*, and terminating at or near a Garden in the Occupation of *Mary Owsley*, in the Tithing of *Capland* and Parish of *Broadway*; and also to widen another Part of the said Roads in the Parish of *Westmonkton*, commencing at the Quakers Burial Place, and terminating at or near *Bathpool Bridge* in the same Parish, and all in the County of *Somerset*; and such Deviations, Alterations, and new Lines of Road shall be made of such Width as the said Trustees may think proper, not exceeding the Width of Forty-five Feet, together with such Footpaths, Arches, Bridges, Ditches, Drains, Fences, and other necessary Works adjoining thereto, as they may think requisite; and for the Purposes aforesaid to take and use any Land described in the Maps or Plans and Books of Reference herein-after mentioned or referred to, and to take and pull down or remove all or any of the Dwelling Houses, Outhouses, Edifices, Buildings, Yards, Gardens, Orchards, or other Hereditaments which are mentioned and set forth in the Schedule to this Act annexed, making or tendering Satisfaction to the Owners of the said Lands, Hereditaments, and Premises, and other Persons interested therein, for the same, and for the Damage which such Owners and other Persons may respectively sustain thereby; and it shall be lawful for such Trustees, and for their Surveyor or Surveyors and Workmen, from Time to Time to enter upon the said Lands and Premises, and to stake out the same for the Purposes of this Act, at

such Time or Times and in such Manner as the said Trustees, or their Surveyor or Surveyors under their Direction, shall think necessary or expedient, without such Trustees, Surveyor or Surveyors, or Workmen, being deemed Trespassers or a Trespasser, or subject or liable to any Fine, Penalty, or Punishment, for or by reason of such Entry.

Mode of ascertaining the Amount of Satisfaction.

VI. And be it further enacted, That all the Provisions now by Law in force which are not repugnant to the Enactments herein contained, and which relate to the Mode of ascertaining the Compensation payable in respect of Lands required for the Improvement of Turnpike Roads, shall be deemed applicable for the Purpose of ascertaining the Amount of Compensation or Satisfaction to be paid or tendered by the said Trustees, in respect of all the Dwelling Houses, Buildings, Inclosures, Lands, Tenements, Hereditaments, and Premises comprised in the said Schedule, or designated or described in any of the Maps or Plans herein-after mentioned, as being deposited with the Clerk of the Peace for the said County of *Somerset*.

Maps or Plans deposited with the Clerk of the Peace to remain there open for Inspection.

VII. And whereas Maps or Plans describing the Line of the said Deviations, Alterations, and new Line of Road, and the Lands upon, in, through, or over which the same are intended to be made or carried, together with a Book of Reference thereto, containing a List of the Owners or reputed Owners, Lessees or reputed Lessees, and Occupiers of such Lands, have been deposited at the Office of the Clerk of the Peace for the County of *Somerset*; be it therefore enacted, That the said Maps or Plans and Book of Reference shall remain in the Custody of the Clerk of the Peace for the said County, to the end that all Persons may at all seasonable Times have Liberty to inspect and peruse the same, and to take or have Copies thereof or Extracts therefrom, paying to the said Clerk 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 Maps or Plans and Book of Reference, or any Copy thereof respectively, or of any Part thereof respectively, certified by the said Clerk of the Peace for the Time being to be a true Copy thereof, shall be good Evidence in all Courts of Law or elsewhere.

Trustees restrained from pulling down Houses, &c. not mentioned in Schedule, without Consent.

VIII. Provided always, and be it further enacted, That the Powers and Authorities given by this Act for making the said Deviations, Alterations, and new Line of Road shall not authorize the said Trustees to take or pull down, or to use or injure, any Dwelling House or other Building, or to take, use, or injure any Curtilage, Orchard, Garden, Yard, Park, Paddock, Lawn, Shrubbery, planted Walk or Avenue to a House, or any inclosed Ground planted and set apart as a Nursery for Trees, or any Part thereof respectively, (except such as are mentioned in the Schedule to this Act annexed,) without the Consent in Writing of the Owner or Proprietor thereof, or other Person interested therein, first had and obtained.

Lands marked on the Plan may be used notwith-

IX. Provided also, and be it further enacted, That it shall be lawful for the said Trustees to make the said Deviations in the Line or Course and upon, in, through, across, or over the Lands delineated upon the said Maps or Plans, although such Line or Course, or such

Lands, or any of them, or the Situation thereof, or the Names of the Owners, Lessees, or Occupiers thereof, may happen to be omitted, mis-stated or erroneously described in this Act, or in the Schedule thereto, or in the said Maps or Plans, or in the said Book of Reference, (as the Case may be,) in case it shall appear to any Two or more Justices of the Peace for the said County of *Somerset* in Petty Sessions assembled, and be certified by Writing under their Hands, that such Omission or Mis-statement proceeded from Mistake; and the Certificate of the said Justices shall be deposited with and remain in the Custody of the said Clerk of the Peace for the Time being.

Allowing standing Errors in the Book of Reference or Schedule.

X. Provided also, and be it further enacted, That in case the said Trustees shall not within the Space of Three Years from the Commencement of this Act pay for the Lands which they are by this Act authorized to take, then and from thenceforth all the Powers by this Act or by any other Act granted in relation to the taking of Lands for the Purposes of Turnpike Roads shall, so far as relates to the Lands herein-before authorized to be taken for the Purposes of this Act, cease and be utterly void, unless with the Consent of the Owners and Occupiers thereof respectively, any thing in this Act or in such Act as aforesaid contained to the contrary thereof notwithstanding.

Limiting the Time for purchasing Property

XI. And be it further enacted, That in case any Lands shall be hereafter purchased by the said Trustees for the Purposes of this Act, the Freehold and Inheritance of and and in the Lands so purchased, in case the same shall be of Freehold Tenure, and in case the same shall be of any other Tenure the Estate and Interest, shall not (notwithstanding any Provisions in any of the Acts in force for regulating Turnpike Roads in *England*) by means of any such Purchase, or any Conveyance or Assurance made in pursuance thereof, be vested in the said Trustees, but the Freehold and Inheritance of and in the Lands so purchased, in case the same shall be of Freehold Tenure, and in case such Lands shall be of any other Tenure the Estate and Interest in such Lands, shall, notwithstanding such Purchase and Conveyance or Assurance, remain and be vested in the Person or Persons in whom the same were vested immediately prior to such Purchase by the said Trustees; and the said Trustees shall by means of such Purchase and Conveyance or Assurance, or any of them, be entitled to a perpetual Right of Way in, over, or upon the Lands so purchased by them.

The Freehold and Inheritance of Lands to remain and be vested in the Persons of whom they are purchased.

XII. Provided always, and be it further enacted, That if at any Time any Lands purchased by the said Trustees under the Authority of this Act, for the Purposes of the said Deviations, Alterations, and new Line of Road, or either of them, shall not be wanted for the same, and such Deviation, Alteration, or new Line of Road shall cease to be a public Highway, then and in such Case the Right of Way in, over, or upon the said Lands shall cease, determine, and be extinguished; and the Freehold and Inheritance of the said Lands, in case the same shall be of Freehold Tenure, and the Estate and Interest in such Lands in case the same shall be of any other Tenure, shall be and remain

The Right of Way to cease when Lands are not wanted.

remain in the Person or Persons then entitled to the same, freed and discharged of and from such Right of Way.

Trustees to have the same Power of cutting and digging as if they had purchased the Fee Simple.

XIII. Provided also, and be it further enacted, That the said Trustees shall have such and the same Power and Authority of cutting and digging the Lands taken by them for the Purposes of this Act, and also of erecting any Toll House or other Building, or of building any Bridge thereon, as fully and effectually to all Intents and Purposes as the said Trustees would have had in case they had purchased the Fee Simple or the whole Estate and Interest of the said Lands.

Power to discontinue Toll Houses.

XIV. And whereas there are several Turnpike or Toll Houses belonging to the said Turnpike Roads, in and near the Town of *Taunton*, which it may be convenient to discontinue as Toll or Collecting Houses; be it therefore enacted, That it shall be lawful for the said Trustees to sell and dispose of the said Turnpike or Toll Houses, and all their Estate and Interest therein, without first taking down the Buildings of the said Houses, giving the like Preference and Priority of purchasing the same to the Owner or Owners of the next adjoining Land as is directed by the general Act of Parliament relating to Turnpike Roads to be given in case of the Sale of any Piece of Ground not wanted for the Purposes of a Turnpike Road, the said last-mentioned Act or any thing therein contained to the contrary notwithstanding; and that the Receipt of the Treasurer, or any Three of the Trustees for the Time being, shall be a sufficient Discharge to the Purchaser or Purchasers of any such Turnpike or Toll House.

Power to take Tolls.

XV. And be it further enacted, That it shall be lawful for the said Trustees to demand and take, or cause to be demanded and taken, at each and every of the Toll Gates, Turnpikes, Side Bars or Chains continued or to be erected in, upon, or on the Sides of the said Roads, such Tolls or Sums of Money as the said Trustees at any of their Meetings shall order and direct, not exceeding the several Tolls following; (that is to say,)

For every Horse, Beast, or Cattle, drawing any Coach, Chariot, Landau, Phaeton, Chaise, Hearse, Litter, Curricle, Chair, Gig, Taxed Cart, or Market Cart, or other such like Carriage, the Sum of Four-pence Halfpenny:

For every Horse, Beast, or Cattle, drawing any Waggon, Caravan, Wain, Cart, or other such like Carriage, the Fellies of the Wheels whereofshall be of the Breadth of Six Inches or more at the Bottom or Soles thereof, the Sum of Three-pence:

For every Horse, Beast, or Cattle, drawing any Waggon, Caravan, Wain, Cart, or other such like Carriage, the Fellies of the Wheels whereof shall be of less Breadth than Six Inches at the Bottom or Soles thereof, the Sum of Four-pence Halfpenny:

For any Four-wheeled Carriage of any Description, fastened to any other Carriage, any Sum not exceeding Sixpence:

For every Two-wheeled Carriage of any Description, fastened to any other Carriage, any Sum not exceeding Three-pence:

For every Machine, Engine, or Carriage, propelled by Steam, Gas, or any other Power whatever, the Sum of One Shilling:

For

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

For every Score of Oxen or Neat Cattle, the Sum of Ten-pence, and so in proportion for any less Number:

For every Score of Calves, Sheep, Lambs, or Swine, the Sum of Five-pence, and so in proportion for any less Number:

For every Dog or Goat drawing any Cart, Carriage, or other Vehicle, the Sum of One Shilling.

As to the fractional Part of a Halfpenny in Tolls.

XVI. And be it further enacted, That in all Cases where there shall be a fractional Part of a Halfpenny in the Calculation of the Amount of any of the Tolls hereby granted the Sum of One Halfpenny shall be demanded and taken in lieu of such fractional Part.

Limiting Tolls for passing and re-passing.

XVII. And be it further enacted, That in case the Tolls hereby imposed shall have been paid for or in respect of any Horse, Beast, Cattle, or Carriage passing through any of the Turnpikes or Toll Gates erected or to be erected on the said Roads or the Sides thereof, such Horse, Beast, Cattle, or Carriage shall, on the Production and Delivery of a Ticket denoting such Payment, be permitted to pass and repass Toll-free on the same Day through the same or any other Toll Gate freed by such Payment.

Limiting Number of Tolls to be taken on the Roads.

XVIII. Provided always, and be it further enacted, That no more than One full Toll in each of the Five Districts of Road firstly herein-before mentioned, and no more than Two full Tolls in the said *Ashcott* District lastly herein-before mentioned, (except as herein provided to the contrary,) shall be taken for or in respect of the same Horse, Beast, Cattle, or Carriage, in any One Day, for passing and repassing through all the several Turnpikes or Toll Gates upon the Road comprised in each such District.

Exemptions extended to Lime.

XIX. And be it further enacted, That the Provisions by Law in force for making Exemptions under certain Circumstances from the Payment of Tolls in respect of Beasts and Vehicles drawing or laden with agricultural Materials or Produce shall extend likewise to Beasts and Vehicles drawing or laden with Lime only for agricultural Purposes, so as to exempt all Persons from Liability to the Payment, in respect of such Beasts or Vehicles, of any Tolls hereby granted.

Stage Coaches, &c. to pay every Time of passing.

XX. Provided always, and be it further enacted, That the Tolls hereby made payable shall be paid for in respect of all Horses, Beasts, or other Cattle drawing any Stage Coach, Van, Caravan, or any other Carriage whatever conveying Pasengers or Goods for Hire or Reward, for each and every Time of passing or repassing through all or any of the said Turnpikes or Toll Gates upon the said Roads: Provided always, that no further or additional Tolls shall be payable in respect of the Horses, Beasts, or Cattle drawing any Stage Coach, Van, Caravan, or other such Carriage, on account only of the Horses, Beasts, or Cattle drawing the same having been changed.

Post Chaises to be paid for on every fresh Hiring.

XXI. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for in respect of all Horses, Beasts, or Cattle drawing any Post Chaise or other Carriage travelling for Hire, for every Time of passing and repassing through all or any of the said Turnpikes or Toll Gates on the same Day, as often as a new or fresh Hiring shall take place.

Horses returning with different Carriages again liable to Toll.

XXII. And be it further enacted, That no Horse, Beast, or Cattle, drawing any Waggon, Wain, Dray, or other Carriage, (not being a Stage Coach, Van, Caravan, or any other Carriage conveying Passengers or Goods for Hire or Reward, or not being a Post Chaise or other Carriage travelling for Hire,) and in respect of which Toll shall have been paid under this Act, shall be exempted or be entitled to Exemption from the Payment of further Toll on repassing on the same Day through any of the said Turnpikes or Toll Gates, and drawing at the Time any Waggon, Wain, Dray, or Carriage which shall be different from that which was drawn by such Horse, Beast, or Cattle when such Toll was previously paid; but in every such Case, and so often as such Circumstances as last aforesaid shall occur, Toll shall be demanded and payable in respect of every Horse, Beast, or Cattle so circumstanced as last aforesaid, in like Manner as if no Toll had been previously paid on that Day in respect of such Horse, Beast or Cattle.

Steam Carriages to pay every Time of passing and repassing.

XXIII. Provided always, and be it further enacted, That the Tolls hereby made payable for or in respect of any Carriage propelled or moved by Steam, Gas, or any other such Power shall be paid every Time of the passing and every Time of the repassing of such Carriage along the said Road.

Weight of One-Horse Carts limited.

XXIV. And be it further enacted, That the Weight to be allowed to Carts or other such Carriages drawn by only One Horse, Beast, or Cattle upon the said Roads shall not exceed the following; (that is to say,) from the First Day of *May* to the Thirty-first Day of *October* (both Days inclusive), One Ton and Fifteen Hundred Weight for each Cart or other such Carriage and the Lading thereof; and from the First Day of *November* to the Thirtieth Day of *April* (both Days inclusive) One Ton and Ten Hundred Weight for each such Cart or other Carriage and the Lading thereof.

One Horse Carts may be weighed.

XXV. And be it further enacted, That all Carts and other such Carriages drawn by only One Horse, Beast, or other Cattle upon the said Roads shall and may be weighed at any Weighing Machine upon the said Roads, and the like additional Tolls may be demanded and recovered for the Overweight thereof as are by Law payable in respect of the Overweight of Carts or other Carriages drawn by Two or more Horses; and all the Powers, Regulations, and Penalties now in force relating to the weighing of Carts and other Carriages drawn by Two or more Horses shall be applicable to Carts or other such Carriages passing on the said Roads drawn by only One Horse, Beast, or Cattle, and to the Drivers and Owners thereof respectively.

XXVI. Pro-

Tolls to be collected, and Liability for repairing Roads to be enforced, although the Road be not completed.

XXVI. Provided always, and be it further enacted, That the Tolls by this Act granted shall be payable in respect of the passing of any Horse, Beast, Cattle, or Carriage through any Turnpike or Toll Gate erected or to be erected on such Part and Parts of the Roads by this Act authorized to be repaired or made as now is or are, or as shall from Time to Time be at any Time hereafter, made and opened for the Use of the Public, although the Deviations, Alterations, or new Line of Road by this Act authorized to be made are not now or shall not be at any Time hereafter made and completed; and that all Persons who by virtue of any Law or Statute relating to Turnpike Roads or Highways in *England* would be liable to the Repair of the said Roads, when such Deviations are wholly made and completed, shall be and are hereby declared to be liable to the Repair of so much thereof as may at any Time be open to the Public, and also to the Repair of such other Part and Parts of the Roads comprised in this Act as shall from Time to Time be made or open to the Public, although the Deviations, Alterations, or new Line of Road by this Act authorized to be made are not now or shall not be at any Time hereafter made and completed.

No Gates to be erected in certain Towns; nor Money laid out in repairing the Streets.

XXVII. Provided always, and be it further enacted, That it shall not be lawful for the said Trustees to continue or erect any Turnpike or Toll Gate across the said Roads in the Towns of *Taunton* and *Wellington*, or in any other Town through or into which the said Roads may pass or be made; nor to apply, expend, or appropriate any of the Tolls hereby granted, or any of the Monies raised by virtue of the said recited Acts hereby repealed, or to be raised by virtue of this Act, in repairing or amending any Part of the said Turnpike Roads in any Town or Place which is or shall be paved or repaired by any Commissioners or Trustees for executing any Local Act of Parliament.

No more Money to be laid out on the Road than is collected thereon.

XXVIII. 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 any of the Roads herein-before mentioned, unless some Turnpike or Toll Gate shall be erected or continued upon such Road, or on the Sides thereof, nor unless 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 any of the said Roads than shall be collected at the Turnpikes or Toll Gates erected thereon, or than shall be borrowed upon the Credit of the same.

Application of Tolls, and the Money to be borrowed.

XXIX. And be it further enacted, That the Monies already received by virtue of the said recited Acts, or any or either of them, and now in the Hands of the Treasurer of the said Roads, shall be and the same are hereby vested in the Trustees for executing this Act; and out of such Monies, or out of the first Monies which shall arise or be received from the Tolls by this Act granted, or from Mortgages or otherwise by virtue of this Act, the said Trustees shall, in the first place, pay and discharge all the Costs and Expences relative to the obtaining and passing of this Act; and, secondly, in repairing and erecting Toll Gates, Toll Houses, and Fences, and paying Salaries of Officers and Collectors; and, thirdly, in paying the

the Interest now due and owing or to become due and owing on the Principal Monies advanced or borrowed on the Credit of the said recited Acts hereby repealed, or the Tolls thereby granted, or any or either of them, and then the Interest of the Principal Monies which may be advanced or borrowed on the Credit of this Act, or the Tolls hereby granted; and afterwards, in repairing, improving, maintaining, and keeping in repair the Roads in the several Districts herein-before described, and in making the Deviations, Alterations, and new Line of Road hereby authorized, and in keeping the same in repair, and in otherwise putting this Act into execution; and in repaying the Principal Monies borrowed or advanced on the Credit of the Acts hereby repealed, or the Tolls thereby granted, and which may be advanced or borrowed on the Credit of this Act or the Tolls hereby granted, and to and for no other Use or Purpose whatsoever.

Construction of certain Terms used in this Act.

XXX. And be it further enacted, That whenever in this Act any Word or Words is or are used importing the Singular Number only, the same shall be understood to include several Matters as well as One Matter, and several Persons as well as One Person; and the Word "Corporation" shall be understood to include a Body or Bodies Politic, Corporate, or Collegiate, Corporation or Corporations Civil or Ecclesiastical, Aggregate or Sole; and any Word or Words importing the Masculine Gender only shall be understood to include Females as well as Males; and the Word "Lands" shall be understood to include Messuages, Tenements, and Hereditaments, as well as Lands; unless in any of the Cases aforesaid it be otherwise specially provided, or there be something in the Subject or Context repugnant to such Construction.

Roads not to be exempt from Provisions of any general Act.

XXXI. And be it further enacted, That nothing herein contained shall be deemed or construed to exempt the Turnpike Roads by this Act authorized to be repaired, improved, and maintained from the Provisions of any general Act relating to the Consolidation or other improved Arrangement of Turnpike Roads which may pass during the present or any future Session of Parliament.

Commencement and Duration of Act.

XXXII. And be it further enacted, That this Act shall commence and take effect upon the Third *Monday* next after the passing hereof, 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.

Public Act.

XXXIII. 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.

The

The SCHEDULE to which the foregoing Act refers.

Parish of Milverton.

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
Orchard - -	William Frederick Beadon, Esq.	- - - -	Theophilus Tripe.
Barton, Pond, and Garden.	Ditto - -	- - - -	Ditto.
Orchard - -	The Dean and Canons of Windsor.	William Frederick Beadon and Francis Burridge.	George Blackmore.
Barn and Barton -	Ditto - -	Ditto - -	Ditto.
Garden - -	Ditto - -	William Frederick Beadon and William Boucher.	John Penny.
Garden - -	Ditto - -	Ditto - -	Ditto.
Garden - -	Ditto - -	William Frederick Beadon and John Boucher.	George Blackmore.
Cottage and Garden	Ditto - -	William Frederick Beadon and William Temlett.	Thomas Winsor.
Cottage and Garden	Ditto - -	Ditto - -	John Slowman. James Daveridge.
Barn and Courtlage	Ditto - -	Ditto - -	John Matthews and others.
Public Road.			
Garden - -	Ditto - -	William Frederick Beadon and John and Sarah Chappell.	George Blackmore.
Orchard - -	Ditto - -	Ditto - -	Ditto.
Garden - -	Ditto - -	William Frederick Beadon and George Harding.	Hugh Corner.
Orchard - -	Ditto - -	William Frederick Beadon and John Harding.	William Boucher and John Boucher.
Garden and Arable	The Dean and Canons of Windsor.	William Frederick Beadon and William Temlett.	George Burston. John Burston. Jonathan Burston. James Betty. Robert Chapman. Thomas Chorley. James Daveridge. Timothy Dyke. John Gambling. Charles Hancock. William Hart. James Hayward. Daniel Kirswell. Abraham Long. John Lock. John Perratt. Thomas Stevens. James Slocombe. James Stone. Richard Thorne. Robert Thomas.

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
	Parish of Nortonfitzwarren.		
House, Offices, and Sheds.	The Dean and Canons of Windsor.	William Frederick Beadon and William Temlett.	John Matthews.
Garden - -	Ditto - -	Ditto - -	Ditto.
Cottages and Gardens	William Temlett -	- - - -	George Hurley. Charles Hurley. Francis Shattock. William Daw. William Potter.
Barn, Linhay, and Courtlage.	Thomas Chappell -	- - - -	Himself.
Farm-house and Garden.	The Honourable Charlotte Margaretta Thompson and Mary Bernard.	The Honourable Charlotte Margaretta Thompson.	John Chappell.
Orchard - -	Ditto - -	- - - -	Ditto.
Cottage, Garden, and Orchard.	Samuel Kebby Shattock	- - - -	Joseph Palmer.
Orchard and Nursery.	The Honourable Charlotte Margaretta Thompson and Mary Bernard.	- - - -	John Chappell.
Cottage, Garden, and Orchard.	Joan Hart - -	- - - -	Thomas Warren.
	Fullwood in the Parish of Pitminster.		
Orchard - -	Charles John Helyar -	- - - -	William Dinner.
Orchard - -	Charles John Helyar -	- - - -	William Dinner.
	Parish of Wellington.		
Public Highway -	The Surveyors of the Highways of the Parish of Wellington.		
Pasture and Barn -	William and Thomas Elworthy.	Sarah Elizabeth Jones	Hannah Fry.
Cottage and Garden	James Woodbury -	- - - -	Himself.
Fir Plantation -	William and Thomas Elworthy.	- - - -	Themselves.
Cottage and Garden	Robert Furze - -	- - - -	Samuel Waterman.
Cottages and Garden.	James Alway - -	- - - -	William Wall.
Garden - -	Eleanor Bubear - -	- - - -	Ditto.
Garden - -	John Quick Pedlar -	- - - -	Thomas Bubear.
Cottage and Garden	Eleanor Bubear -	- - - -	Daniel Clapp.
Cottage and Rope Walk.	John Quick Pedlar -	- - - -	Thomas Bubear.
Cottage and Garden	Ditto - -	- - - -	John Tremlett.
Stables, Yard, and Orchard.	John North - -	- - - -	Himself.
Cottage and Garden	John Quick Pedlar -	- - - -	John Hartnell.
Cottage and Garden	William Alway - -	- - - -	Himself and John Denham.
House and Garden -	John North - -	- - - -	Himself.
House, Garden, and Sheds.	James Alway - -	- - - -	Himself.
Orchard and Shed -	Ditto - - -	- - - -	Ditto.

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
Cottage and Arable	Hugh Bellett junior	- - - - -	Thomas Toller. William Shinford. James Perratt.
Garden - -	William and Thomas Elworthy.	- - - -	Themselves.
Garden - -	Ditto - -	- - - -	Sarah Baker.
House, Shop, Cottage, and Garden.	Richard Baker - -	- - - -	Hugh Bellett. James Selwood. George Gale. John Slade. Richard Baker.
Gardens and Cottages.	Thomas Bond - -	- - - - -	William Hill. John Warren. Thomas Warren. Robert Bidgood. John Fox.
Ditto - -	Ditto - - -	- - - -	Betty Bryant. James Powell.

Parish of Sampford Arundell.

Public Highway -	The Surveyors of the Highways of the Parish of Sampford Arundell.		
Plantation and Coach Road.	John Bellett Shattock -	- - - -	Himself.
Plantation - -	Ditto - - -	- - - -	Ditto.
Plantation - -	Ditto - - -	- - - -	Ditto.
Farm-house, Yards, Garden, and Buildings.	Thomas Waltham Were	- - - -	Robert Morgan.
Yard and Road -	Ditto - - -	- - - -	Ditto.
Cottage and Gardens.	Ditto - - -	- - - -	John Baker.
Cottages and Garden - -	Elizabeth Hayward -	- - - -	Oliver Chard. Robert Ostyn.
Cottages and Garden.	Thomas Waltham Were	- - - -	William Stevens.
Cottage and Garden	Robert Morgan -	- - - -	James Shattock. James Taylor.
Cottage and Garden	William Dinham -	- - - -	Himself.
Cottage, Garden, and Orchard.	John Baker - -	- - - -	Himself.
Garden - -	Thomas Waltham Were	- - - -	John Baker.
Cottage and Gardens.	John Frood - -	- - - -	John Milton.
Cottages and Gardens.	James Hayward -	- - - -	Himself. William Cooksley. Samuel Braddick. Betty Page. Reuben Walker.
Cottage and Garden	Benjamin Jennings -	- - - -	Baker Stevens.
Garden - -	William Dinham -	- - - -	Himself.
Cottages and Garden	George Hobbs - -	- - - -	James Burnett. John Baker.
Cottage and Garden	Fanny Tapscott -	- - - -	John Doram. Charles Turner. Ann Potter.
Cottage and Garden	John Frood - -	- - - -	John Chorley.
Mansion House, Offices, and Gardens.	Ann Bellett - -	- - - -	Herself.
Orchard - -	Ditto - - -	- - - -	Ditto.
Orchard - -	Charles Williams -	- - - -	James Furze,
Cottage, Sheds, and Garden.	Ditto - - -	- - - -	Ditto and Robert Davey.

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
	Parish of Hatchbeauchamp.		
Orchard - -	John Uttermare - -	- - - - -	John Huddy.
House and Orchard	George Paul - -	- - - - -	Robert Trott.
House and Garden -	John Uttermare -	- - - - -	Judith Fry.
House and Offices -	Ditto - - -	- - - - -	Himself.
Orchard - -	Ditto - - -	- - - - -	John Huddy.
House and Offices -	Ditto - - -	- - - - -	Ditto.
	Parish of Broadway (*Tithing of Capland*).		
Orchard - -	Lord Portman - -	Mary Owsley - -	Aaron Durman.
Cottage and Garden	Ditto - - -	Ditto - - -	Herself and Ditto.
	Parish of Westmonkton.		
House and Lawn -	Henry Smythe - -	- - - - -	Himself.
Garden Allotments	James Pring - -	- - - - -	Labourers Friend Society.
Orchard - -	Ditto - - -	- - - - -	William Fisher.
House, Cottage, and Garden.	Ditto - - -	- - - - -	Ditto.
Orchard - -	Downing Blake -	- - - - -	Richard Hodge.
Orchard - -	Elizabeth W. Southey	- - - - -	Herself.
Houses and Garden	Ditto - - -	- - - - -	Ditto and Hester Maynard.
Garden - -	Reverend Thomas Putt	- - - - -	William Goodland.
House, Garden, and Meadow.	Jacob Priddy - -	- - - - -	Himself.
Orchard - -	Ditto - - -	- - - - -	Ditto.
House, Barton, and Orchard.	Reverend Thomas Putt	- - - - -	John Palmer and James Nowell.
Orchard - -	Isaac Bryant - -	- - - - -	William Bellamy.
Orchard - -	John Bird - -	- - - - -	James Burge.
Cottages, Garden, and Orchard.	Mrs. Buncombe -	- - - - -	John Palmer.
Orchard - -	Ditto - - -	- - - - -	Ditto.
Quakers Burying Ground.			

London : Printed by George E. Eyre and Andrew Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1840.