



ANNO TRICESIMO NONO

# GEORGI II. REGIS.

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## Cap. 33.

An Act to continue for Twenty-one Years, and from thence to the End of the then next Session of Parliament, the Term, and to alter, enlarge, and repeal some of the Provisions of Two Acts, passed in the Twenty-seventh Year of the Reign of King *George* the Second, and in the Fifth Year of the Reign of His present Majesty, so far as the said Acts relate to the repairing of the Roads from an Intrenchment on *Askerwell Hill*, through *Bridport* to *Penn Inn*, from *Bridport* to *Beaminster*, from the North End of the South Street of *Bridport* to *Bridport Harbour*, from the North Turnpike Gate at *Beaminster* to *Beaminster Wood*, otherwise *Wood Common*, and to *Lenham's Water*, all in the County of *Dorset*.

[10th May 1799.]

**W**HEREAS by an Act, passed in the Twenty seventh Year of the Reign of His late Majesty King *George* the Second, for repairing and widening the Roads from a certain Intrenchment on *Askerwell Hill*, opposite to *Chilcombe Farm*, through the Town of *Bridport*, to a House called *Penn Inn*, in the Parish of *Whitechurch Canonico-*  
[Loc. & Per.] Preamble.  
27 Geo. II,  
and  
rum,

5 Geo. III,  
recited.

rum, and from *Bridport* aforesaid, to the Town of *Beaminster*, in the County of *Dorset*, and other Roads therein described, several Tolls and Powers were granted to Trustees, during the Term therein mentioned, for repairing and widening the said Roads herein-before described: And whereas by another Act, passed in the Fifth Year of the Reign of His present Majesty, the Powers and Provisions of the said first-mentioned Act were continued and enlarged, as well with respect to the said Roads herein-before described, as also for repairing and improving the Roads from the North End of the South Street of *Bridport* aforesaid to *Bridport Harbour*, and from the North Turnpike Gate at the South End of the Town of *Beaminster*, to the Entrance into the Common called *Beaminster Wood*, otherwise *Wood Common*, and to *Lenbam's Water*, in the said County of *Dorset*; which said several Roads herein-before described were, by the said recited Acts, divided into Two separate Districts, the one, comprizing the Roads from *Askerwell Hill* to *Penn Inn*, and from *Bridport* aforesaid to *Bridport Harbour*, called *The First District*; and the other, comprizing the Roads from *Bridport* to *Beaminster* aforesaid, and from *Beaminster* to *Beaminster Wood*, otherwise *Wood Common*, and to *Lenbam's Water*, called *The Second District*: And whereas the Trustees authorized to put the said in Part recited Acts into Execution, have in pursuance thereof borrowed several Sums of Money on the Credit and Security of the Tolls severally arising within the said Two Districts, which still remain due and cannot be discharged, nor can the said Roads be kept in good Repair, unless the Term and Powers now subsisting under the said former Act be further continued and enlarged: And whereas it is expedient that the Tolls arising within the said District called *The First District*, should be varied and increased, and that some of the Powers and Provisions contained in the said Acts, or one of them, so far as they relate to the said First District, should be altered or repealed: 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 of the Twenty-seventh Year of the Reign of His said late Majesty, and of the Fifth Year of the Reign of His present Majesty, and all the Tolls, Powers, Authorities, Remedies, Penalties, Forfeitures, Punishments, Exemptions, Directions, Provisions, Clauses, Matters, and Things therein respectively contained, so far as the same do severally relate to or concern the said Roads herein-before described, (except such of them as are hereby varied, altered, or repealed, or as are repugnant to any of the Provisions contained in this Act, and as relate to Exemptions from Stamp Duties), and all and every the Tolls, Powers, Authorities, Remedies, Exemptions, Directions, Provisions, Matters, and Things contained in this Act, shall be, and are hereby declared to be in full Force and Effect for and during the further Term herein-after mentioned, in as full, ample, and beneficial Manner, to all Intents and Purposes, as if all such Tolls, Powers, Authorities, Remedies, Penalties, Forfeitures, Punishments, Exemptions, Directions, Provisions, Clauses, Matters, and Things, (except as aforesaid), were expressly inserted and enacted in the Body of this Act; which said further Term, and the Tolls hereby granted or made payable within the said respective Districts, shall severally be subject and liable to the Payment of all Monies now due and owing from the said Trustees, for or on Account of the said respective

tive Districts, under or by virtue of the said recited Acts, or either of them.

II. And whereas Doubts are entertained as to the exact Line of Boundary between the said Two Districts of Roads; for obviating which Doubts, be it further enacted and declared, That the North End of a House, called *The New Meeting House*, in *Stake Lane*, in the Town of *Bridport* aforesaid, shall be the Boundary between the said Two Districts of Roads called *The First District* and *The Second District*; and that the Road from the South End of the said Lane, called *Stake Lane*, to the North End of the said House, called *The New Meeting House*, being Fifty Yards in Length, or thereabouts, shall from henceforth be deemed and taken to be Part of the Roads comprized in the said First District, and shall be repaired, regulated, and ordered accordingly.

Ascertaining the Boundary between the First and Second District of Road.

III. And whereas, by the said recited Act of the Fifth Year of the Reign of His present Majesty, it is among other Things enacted, That no Person by virtue of that Act; or of the said first recited Act, within any of the Districts therein before mentioned, should have the Benefit of any Exemption from Tolls, or pay less Toll for any Waggon, Wain, Cart, or other Carriage, or Horses drawing the same, than other Carriages of the like Nature ought to pay, unless such Waggon, Wain, Cart, or Carriage, have the Fellies of the Wheels of the Breadth of Nine Inches, (except Carts and Carriages drawn by One or Two Horses, and no more), but that the Toll should be paid in the same Manner as if no Exemption or less Toll had been allowed, and as fully as all other Waggon, Wains, Carts, and Carriages, and Horses drawing the same, ought respectively to pay, which are not entitled to any Exemption from Toll in the Whole, or in Part, or to pay a less Toll than other Waggon, Wains, Carts, and Carriages, which said Clause is found inconvenient; be it therefore enacted, That the said last recited Clause in the said Act of the Fifth Year of His present Majesty's Reign shall be, and the same is hereby repealed and made void.

Repealing a Clause of the former Act, limiting Exemptions from Tolls to Carriages with Wheels of Nine Inches in width.

IV. And whereas the Trustees of the said Two Districts of Roads are restrained by the said first recited Act from paying or allowing any higher Rate of Interest than Four Pounds Ten Shillings *per Centum per Annum* on the Principal Sums authorized to be borrowed by virtue of the said Two recited Acts, or either of them, which said Restriction is found injurious to the Credit of the said Roads, be it therefore enacted, That it shall be lawful for the said Trustees, or any Five or more of them, from henceforth to pay and allow Interest at the Rate of Five Pounds *per Centum per Annum* upon all Principal Sums now due on Security of the Tolls arising upon the said Districts of Roads, or either of them, and which shall hereafter be borrowed on the Credit thereof; any Thing in the said recited Acts, or either of them, contained to the contrary thereof notwithstanding.

Trustees to pay Interest at 5<sup>l.</sup> per Cent. on Money borrowed.

V. And be it further enacted, That the several Tolls granted and made payable in and by the said recited Acts, or any of them, within the said District, called *The First District*, shall, from and after the Twenty-fourth Day of *June* One thousand seven hundred and ninety-nine, cease and be no longer payable; and that instead thereof the several

New Tolls to be taken upon the First District.

Tolls herein-after mentioned shall be demanded and taken at the Toll Gate or Toll Gates erected or to be erected within the same District, before any Cattle or Carriages (upon which any Toll is hereby imposed) shall be permitted to pass through the same; that is to say,

For every Coach, Chariot, Landau, Chaise, Curricule, Calash, Hearse, or other such Carriage, drawn by Six Horses or other Beasts of Draught, the Sum of One Shilling and Nine-pence; and drawn by Four Horses or other Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by Two Horses or other Beasts of Draught, the Sum of Nine-pence:

For every Chaise, Chair, or other such Carriage, drawn by One Horse or other Beast of Draught, the Sum of Four-pence Halfpenny:

For every Horse, Mare, Gelding, Mule, Ass, or other Beast of Burden, laden or unladen, and not drawing, the Sum of One-penny Halfpenny:

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of One Shilling and Three-pence *per* Score, and so in Proportion for a greater or less Number:

For every Drove of Calves or Hogs, the Sum of Seven-pence Halfpenny *per* Score, and so in Proportion for a greater or less Number:

For every Drove of Sheep or Lambs, the Sum of Sixpence *per* Score, and so in Proportion for a greater or less Number:

For every Four Wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Nine Inches, and rolling a Surface of that Breadth so flat or level as not to deviate more than Half an Inch from a flat Surface, and drawn by Eight Horses, Oxen, or other Beasts of Draught, the Sum of Two Shillings and Sixpence; and drawn by Six or Seven Horses, Oxen, or other Beasts of Draught, the Sum of Two Shillings; and drawn by Four or Five Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling and Nine-pence; and drawn by Two or Three Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling:

For every Two Wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Nine Inches, and rolling such flat or level Surface as aforesaid, and drawn by Five Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling and Three-pence; and drawn by Four Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling; and drawn by Three Horses, Oxen, or other Beasts of Draught, the Sum of Nine-pence; and drawn by Two Horses, Oxen, or other Beasts of Draught, the Sum of Sixpence:

For every Four Wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Nine Inches, and rolling such a Surface as deviates more than Half an Inch from a flat Surface, and drawn by Eight Horses, Oxen, or other Beasts of Draught, the Sum of Three Shillings and Sixpence; and drawn by Six or Seven Horses, Oxen, or other Beasts of Draught, the Sum of Three Shillings; and drawn by Four or Five Horses, Oxen, or other Beasts of Draught, the Sum of Two Shillings and Sixpence; and drawn by Two or Three Horses, Oxen, or other Beasts of Draught, the Sum of Two Shillings:

For

For every Two Wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Nine Inches, and rolling such flat or level Surface, as deviates more than Half an Inch from a flat Surface, and drawn by Five Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling and Nine-pence; and drawn by Four Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by Three Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling; and drawn by Two Horses, Oxen, or other Beasts of Draught, the Sum of Nine-pence:

For every Four Wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Six Inches, and rolling a Surface of that Breadth so flat or level as not to deviate more than Half an Inch from a flat Surface, and drawn by Seven Horses, Oxen, or other Beasts of Draught, the Sum of Two Shillings and Sixpence; and drawn by Six Horses, Oxen, or other Beasts of Draught, the Sum of Two Shillings; and drawn by Four or Five Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling and Nine-pence; and drawn by Three Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by Two Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling:

For every Two Wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Six Inches, and rolling such flat or level Surface as not to deviate more than Half an Inch from a flat Surface, and drawn by Five Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling and Three-pence; and drawn by Four Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling; and drawn by Three Horses, Oxen, or other Beasts of Draught, the Sum of Nine-pence; and drawn by Two Horses, Oxen, or other Beasts of Draught, the Sum of Sixpence:

For every Four Wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Six Inches, and rolling such a Surface as deviates more than Half an Inch from a flat Surface, and drawn by Seven Horses, Oxen, or other Beasts of Draught, the Sum of Four Shillings; and drawn by Six Horses, Oxen, or other Beasts of Draught, the Sum of Three Shillings and Sixpence; and drawn by Four or Five Horses, Oxen, or other Beasts of Draught, the Sum of Three Shillings; and drawn by Three Horses, Oxen, or other Beasts of Draught, the Sum of Two Shillings and Sixpence; and drawn by Two Horses, Oxen, or other Beasts of Draught, the Sum of Two Shillings:

For every Two Wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Six Inches, and rolling such flat or level Surface as deviates more than Half an Inch from a flat Surface, and drawn by Five Horses, Oxen, or other Beasts of Draught, the Sum of Two Shillings; and drawn by Four Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling and Nine-pence; and drawn by Three Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by Two Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling:

[Loc. & Per.]

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For

For every Waggon, Wain, Cart, or other Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of a less Breadth or Gauge than Six Inches, and drawn by Four Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling and Nine-pence; and drawn by Three Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by Two Horses, Oxen, or other Beasts of Draught, the Sum of One Shilling; and drawn by One Horse, Ox, or other Beast of Draught, the Sum of Nine-pence:

Which said respective Tolls herein-before mentioned shall be, and are hereby declared to be vested in the said Trustees for the said First District, and they, or any Five or more of them, shall have such and the same Powers, Authorities, and Remedies, for apportioning, mortgaging, transferring, leasing, reducing, advancing, and compounding for the Tolls and Duties hereby granted or made payable, and the same shall and may be collected, levied, recovered, paid, and applied, in the same Manner and Form as in and by the said recited Acts, or either of them, are given and expressed with respect to the Tolls thereby granted or made payable within the same District.

Carriages returning the same Day with different Passengers, to pay Toll again.

VI. And be it further enacted, That in case of Carriages travelling for Hire upon any of the Roads comprized in the said First District, the Passengers conveyed therein shall be considered as the Person or Persons paying the Toll, and such Payments shall not exempt such Carriages on repassing the same Day through the same Turnpike with different Passengers; but that the Passengers last-mentioned shall be liable to pay Toll in respect of such Carriage, in like Manner, as if the same had not before passed on the same Day through the same Turnpike; any Thing contained in the said recited Acts, or either of them, to the contrary notwithstanding.

Carriages employed carrying Hemp, &c. exempted from Tolls in the First District.

VII. Provided always, and be it further enacted, That no Toll shall be demanded or taken at any Toll Gate or Toll Gates erected or to be erected upon any of the said Roads comprized in the said First District, for any Carriages when employed in carrying or conveying Hemp and Flax in the Stalk, and Potatoes, or any of them, grown in any Parish or Township through which the said First District of Road passes, to be laid up or deposited in the Warehouses, Bartons, or Barns, of or belonging to the Owner of such Hemp, Flax, and Potatoes respectively, and not for Sale; any Thing contained in the said recited Acts and this Act, or any of them to the contrary notwithstanding.

Restriction from erecting a Toll Gate between *Bridport* and *Bridport Harbour* recited and repealed.

VIII. And whereas by the said recited Act of the Fifth Year of the Reign of His present Majesty, it is (among other Things) provided and enacted, that no Turnpike should be erected, or Toll collected upon the Road between the North End of the South Street in *Bridport* and *Bridport Harbour*, which Restriction is found injurious to the said Road last-mentioned; be it therefore enacted, That the said recited Proviso and Restriction shall be, and the same are hereby repealed and made void; and that it shall be lawful for the said Trustees, or any Five or more of them, to erect a Toll Gate or Toll Gates upon the same Road, and to demand, receive, and take at such Toll Gate or Toll Gates the several Tolls herein-before granted or made payable within the said First District; provided

provided that the Tolls to be taken upon the same Road shall not exceed the several Sums herein-after mentioned; (that is to say),

For any Coach, Chaise, or other such Carriage, drawn by Six Horses or other Beasts of Draught, Sixpence; drawn by Four Horses or other Beasts of Draught, Four-pence; and drawn by Two Horses or other Beasts of Draught, Two-pence: Tolls to be taken upon that Road limited.

For any Chaise, Chair, or other such Carriage, drawn by One Horse or other Beast of Draught, One Penny:

For any Horse, Mare, Gelding, Mule, Ass, or other Beast of Burden, laden or unladen, and not drawing, One Halfpenny:

For any Drove of Oxen, Cows, or Neat Cattle, Four-pence *per* Score, and so in Proportion for a greater or less Number:

For any Drove of Calves, Hogs, Sheep, or Lambs, Two-pence *per* Score, and so in Proportion for a greater or less Number:

For any Waggon, Cart, or other such Carriage, drawn by Five Horses or other Beasts of Draught, Sixpence; and drawn by Three Horses or other Beast of Draught, Four-pence; and drawn by Two Horses or other Beasts of Draught, Three-pence; and drawn by One Horse or other Beast of Draught, Two-pence:

IX. And be it further enacted, That it shall not be lawful for the said Trustees, or any of them, or any other Person or Persons, to erect any Toll Gate or Toll Gates upon the said District of Road called *The Second District*, nearer to the Town of *Bridport* afore said than the Scite of the present Toll Gate, called *The Beaminster South Gate*, in the Parish of *Bradpole*. Restraining the Trustees from erecting a Toll Gate nearer to *Bridport* than *Beaminster South Gate*.

X. And be it further enacted, That all the Charges and Expences of obtaining and passing this Act shall be paid and discharged in the Proportions and Manner following, (that is to say), One Half Part thereof shall be paid out of the first Monies received upon or on Account of the said First District, and the other Half Part thereof shall be paid out of the first Monies received upon or on Account of the said Second District. For paying the Expences of the Act.

XI. And be it further enacted, That this Act shall be deemed and taken to be a Publick Act; and be judicially taken Notice of as such, by all Judges, Justices, and other Persons, without specially pleading the same. Publick Act.

XII. And be it further enacted, That this Act shall commence and take place upon the said Twenty-fourth Day of *June* One thousand seven hundred and ninety-nine; and shall continue in Force for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament. Continuance of the Act.

1940  
The following information was obtained from the records of the  
Department of the Interior, Bureau of Land Management, on  
the subject of the land in question.

On the 10th day of January, 1940, the following land was  
acquired by the United States Government:

Section 1, Township 10N, Range 10E, T10N, R10E, S10W,  
County of [illegible], State of [illegible].

Section 2, Township 10N, Range 10E, T10N, R10E, S10W,  
County of [illegible], State of [illegible].

Section 3, Township 10N, Range 10E, T10N, R10E, S10W,  
County of [illegible], State of [illegible].

Section 4, Township 10N, Range 10E, T10N, R10E, S10W,  
County of [illegible], State of [illegible].