



Recited Act  
repealed.

*Drempton*, in the Parish of *Broadwinsor* in the County of *Dorset*, would be of public Utility: 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 upon the First *Tuesday* next after the passing of this Act the said recited Act made in the Fifty-fifth Year of the Reign of His late Majesty King *George* the Third shall be and the same is hereby repealed.

This Act to  
be put in  
execution for  
repairing the  
Roads.

II. And be it further enacted, That this Act shall commence and take effect and be put in execution for and during the Term herein-after mentioned, for the Purpose of amending, altering, diverting, turning, widening, improving, and keeping in repair the several Roads herein-after mentioned; (that is to say,) the Road leading from the End of the *Crewkerne* Turnpike Road near *Lady's Down* Gate in the Parish of *Crewkerne*, to and through the Town and Borough of *Chard*, and through the Parishes of *Chard*, *Combe Saint Nicholas*, and *Whitestaunton*, all in the County of *Somerset*, the Parishes of *Wambrook* and *Chardstock* in the County of *Dorset*, and the Parishes of *Yarcombe* and *Upottery* in the County of *Devon*, to the *Honiton* and *Ilminster* Turnpike Road in the said Parish of *Upottery*; and also the Road from *Snowden Hill* in the Parish of *Chard* to the Cross Road leading to *Higher Wambrook*; and also the Road from the Eastern End of the Schoolhouse Garden, through the Borough of *Chard* aforesaid, to and through *Old Town* in the Borough and Parish of *Chard* aforesaid, and through the Parishes of *Chard* and *Chardstock* aforesaid, and the Parish of *Axminster* in the County of *Devon*, to the East End of the Town of *Axminster* aforesaid; and also the Road from *Whitedown* in the Parish of *Cricket Saint Thomas* aforesaid, through *Perry Street*, to *Titherleigh*; and also the Road from the Guildhall in the Borough of *Chard*, through the said Borough, and the several Parishes of *Chard*, *Combe Saint Nicholas*, *Buckland Saint Mary*, *Bickenhall*, *Curland*, and *Staple Fitzpaine*, in the County of *Somerset*, to *Staple Pound* in the Parish of *Staple Fitzpaine* aforesaid; and for the Purpose of making, amending, maintaining, and keeping in repair a new Line of Road from the Guildhall in the Town of *Chard*, through the Parishes of *Chard*, *Winsham*, *Wayford*, *Crewkerne*, and *Thorncombe*, to *Drempton* in the Parish of *Broadwinsor*: Provided always, that from and after the passing of this Act the Trustees for executing this Act shall be discharged from the Repair, Care, and Management of so much of the Roads described in the said recited Act as lie between the Cross Road leading to *Higher Wambrooke*, near *Weston Gate*, and the Stream of Water which divides the Parishes of *Wambrook* and *Chardstock*.

New Term  
and Toll  
liable to  
former Debts.

III. And be it further enacted, That this Act and the Term and Tolls hereby granted shall be and they are hereby charged with and made subject and liable to the Payment of all Monies which have been borrowed and which are now due and owing upon the Credit or on account of the said former Act, and also of all and every other Sum or Sums of Money as may be borrowed by virtue of or

become due on the Credit of this Act, and of all Interest due and to grow due thereon respectively, as fully and effectually, to all Intents and Purposes, as if all such Monies had been borrowed or become due on the Credit of this Act, and of the Tolls hereby authorized to be collected.

IV. And be it further enacted, That all Arrears of Tolls or Rents or other Monies due to, and all Property Real or Personal, and all Choses in and Rights of Action, either at Law or in Equity, vested in the Trustees under the said recited Act hereby repealed, or any or either of them, shall immediately on the Commencement of this Act be vested in the Trustees for executing this Act, who shall be and they are hereby enabled to sue for and recover the same, and for that Purpose to cause to be commenced and prosecuted all Actions and Suits at Law or in Equity, and to act in respect thereof as effectually as if the same had become due to or had been vested in them under and by virtue of this Act.

Former  
Debts vested  
in Trustees.

V. And be it further enacted, That all His Majesty's Justices of the Peace acting for the several Counties of *Somerset, Devon, and Dorset*, together with *John Bragge, Henry Bower Clerk, Samuel Brown, Samuel Brown junior, William Brown, John Beviss, John Beviss junior, John Baker, Thomas Barns, John Bawden, John Bently, William Bently, Robert Colmer, James Stratton Coles, Thomas Edward Clarke, Robert Pearse Clarke Clerk, John Cooke, John Haydon Cardew Clerk, John Chaffey, George Warry Cuff, Richard Chaffey, Sir Thomas Trayton Fuller Elliott Drake Baronet, Thomas Deane, William Deane, John Deane, Isaac Deane, Isaac Elton, William Tierney Elton Clerk, Henry Edwards Clerk, Christopher Flood, Edward Cook Forward Clerk, William Forward, James Alexander Frampton, Joseph Fayrer Clerk, John Fraunceis Gwyn, John Gunn Clerk, William Gapper, Daniel Gould, Henry Hoste Henley, Henry John Henley, John Hallett, John Stuckey Lean, John Langdon, William Leman, William Loveridge, Charles Warre Loveridge, Samuel Newbery, Stephen Pitt, John Azariah Pinney, William Palmer, Henry Palmer Clerk, Robert Pym, Thomas Palmer, Thomas Pearse, William Pearse, George Read, James Rudge D.D., John Riste, John Rio, Francis Roach Spragge Clerk, Robert Stenbridge, John Slade, Jonathan Symes, William Northcote Spicer, Isaac Sparks, Charles Benjamin Tucker, Hugh Trenchard junior, John Turner, Isaac Treasure, James Upton Clerk, John White, William Walter, Richard Walter of Combe, Richard Walter of Percumwell, William Wall, William Wall junior, William Westlake, John Wheadon, George Wheadon, John Wheadon junior, William Wheadon, Samuel Wills, Henry Wakley, and Samuel Ware, 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.*

Trustees.

VI. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, at any Meeting to be holden by virtue of this Act, to elect and appoint any Number of Persons, not exceeding Eight, to be Trustees for executing this Act, in addition to the Trustees hereby appointed; and such

Power to ap-  
point addi-  
tional Trus-  
tees.

Persons

Persons so elected and appointed, and being duly qualified, shall be Trustees for the Purposes of this Act, and they are hereby invested with the same Powers and Authorities for executing this Act as if they had been named and appointed Trustees in and by this Act.

Meetings of Trustees.

VII. And be it further enacted, That the said Trustees shall meet at the Guildhall in the Town of *Chard* aforesaid, or at some other convenient Place in the said Town, on the Second *Tuesday* after the passing of this Act, or as soon after as conveniently may be, between the Hours of Eleven of the Clock in the Morning and Two of the Clock in the Afternoon, and shall then and there proceed to put this Act into execution, and shall and may then and from Time to Time afterwards adjourn to and meet at such Times and Places upon or near to any Part of the said Roads as they shall think proper.

Power to take Tolls.

VIII. And be it further enacted, That it shall be lawful for the said Trustees to demand and take, at each and every Turnpike, Toll Gate, Side Gate, Bar, or Chain, to be continued or erected upon, across, or on or near the Side or Sides of the Roads herein-before described and comprised in this Act, or any of them, on every Day, by such Person or Persons as the said Trustees shall from Time to Time appoint to receive the same, before any Horse, Beast, Cattle, Coach, Cart, or other Carriage shall be permitted to pass through the same, the several Tolls following; (that is to say),

Tolls.

For every Horse or other Beast drawing any Carriage of any Description whatsoever, any Sum not exceeding Sixpence :  
 For every Horse or other Beast of Burthen, laden or unladen, and not drawing, any Sum not exceeding Three Halfpence :  
 For every Drove of Oxen, Cows, or Neat Cattle, any Sum not exceeding Ten-pence *per* Score, and so in proportion for a greater or less Number :  
 For every Drove of Calves, Hogs, Sheep, or Lambs, any Sum not exceeding Five-pence *per* Score, and so in proportion for a greater or less Number :

And such respective Tolls or Sums of Money shall be and are hereby vested in the said Trustees, and shall be applied in manner hereinafter directed.

Tolls to be paid but once for passing and repassing on the same Day.

IX. And be it further enacted, That if the Toll hereby authorized to be taken for the passing of any Horse, Cattle, Beast, or Carriage, through any one of the Turnpikes, Toll Gates, Bars, or Chains to be continued or erected by virtue of this Act, shall have been paid, such Horse, Cattle, Beast, or Carriage shall (upon a Ticket being produced denoting such Payment) be permitted to pass Toll-free through the same Turnpike, Toll Gate, Bar, or Chain, and also through such other Gate or Gates as the Ticket for such Payment shall free, at any Time during the same Day.

Number of Tolls limited.

X. Provided always, and be it further enacted, That no more Toll or Tolls shall be demanded or taken for passing and repassing on the same Day through all or any of the Turnpikes, Toll Gates, Bars, or Chains

Chains to be continued or erected by virtue of this Act, than the respective Tolls herein-after mentioned; (that is to say,) upon the Road leading from *Chard* towards *Crewkerne* no more than One Toll; upon the Road leading from *Chard* to the Town of *Axminster* no more than One Toll; upon the Road leading from *Chard* to the *Honiton* and *Ilminster* Road in the Parish of *Upottery* no more than One Toll; upon the Road leading from *Chard* to *Staple Pound* no more than One Toll; and upon the Road leading from *Chard* to *Drempton* no more than One Toll.

XI. Provided nevertheless, and be it further enacted, That no more than Two full Tolls shall be demanded or taken for or in respect of the same Horse, Beast, or Carriage, (except as herein-after mentioned,) for passing and repassing on the same Day along the whole Line of the said Road. No more than Two full Tolls on the whole Line.

XII. Provided always, and be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of all Horses or Cattle drawing any Stage Coach, Van, Caravan, or Stage Waggon, or other Stage Carriage conveying Passengers or Goods for Pay or Reward, for every Time of passing or repassing along the said Roads; and also for and in respect of all Horses or other Beasts drawing any Post Chaise or other Carriage travelling for Hire, for every Time of passing or repassing along the said Roads, whenever a new Hiring thereof shall have taken place. Tolls on Stage Coaches and Post Chaises.

XIII. And be it further enacted, That all the Monies which shall have been raised and produced by virtue of the said recited Act hereby repealed, and which shall remain undisposed of, and also all the Monies which shall arise and be produced by or from the Tolls by this Act granted or made payable, together with the Monies which shall hereafter be borrowed upon the Credit thereof, and all other Monies which shall arise by virtue thereof, shall be applied to and for the several Uses, Intents, and Purposes, and in the Order and Manner following; (that is to say,) in the first place, in the Payment of all the Costs, Charges, and Expences which shall have been incurred in applying for, preparing, passing, and obtaining this Act, and otherwise relating thereto; secondly, in paying and discharging all the Interest which shall be owing to any Mortgagee or Mortgagees of the Tolls or Duties heretofore payable under the said recited Act hereby repealed; thirdly, in paying and discharging all Interest which shall hereafter accrue or become due upon or by virtue of any Mortgages or Securities which have been already made and granted of the Tolls or Duties heretofore payable, and of any Mortgages or Securities which shall hereafter be made and granted of the Tolls or Duties which shall hereafter be payable on the said Roads; fourthly, in defraying the Expences of building or erecting any additional Toll House and Toll Gate, Toll Houses and Toll Gates, and suitable Outbuildings and other Conveniences, herein-before authorized to be built and erected by the Sides of or upon and across the present and new or additional Roads; fifthly, in defraying the Expences of making or diverting, altering, raising, widening, improving, repairing, and preserving the said Roads, and erecting and providing, altering and repairing Application of Tolls.

[Local.]

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repairing

repairing the Turnpikes, Toll Gates, Bars, Chains, Toll Houses, and Outbuildings as aforesaid, and otherwise in executing the other Purposes of this Act; and lastly, in reducing, paying off, and discharging the several Principal Sums of Money which have already been borrowed or secured upon the Tolls or Duties payable under the said recited Act hereby repealed, and also the several Principal Sums of Money which may be hereafter borrowed and secured upon the Tolls or Duties hereby authorized to be collected, and all other Debts and Sums now due or hereafter to become due and owing by or on account of the Trust under and by virtue of this Act.

Power to make the new Line of Road.

XIV. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby fully authorized and empowered, to set out, make, and complete the said new Line of Road from *Chard* to *Drempton*, herein-before described and referred to in the Plan and Book of Reference herein-after mentioned, in such Manner and within the Limits herein-after mentioned, as they shall think proper, for the Convenience and Benefit of the Public.

Plans and Books of Reference to remain, and be open to Inspection.

XV. And whereas a Map or Plan, describing the intended new Road from *Chard* to *Drempton*, and the Lands, Tenements, and Hereditaments through or over which the same is intended to be made or carried, together with a Book of Reference containing the Names of the Owners or reputed Owners and Occupiers of such Lands, Tenements, and Hereditaments, hath been deposited with the respective Clerks of the Peace for the Counties of *Somerset*, *Devon*, and *Dorset*; be it therefore enacted, That the said Map or Plan and Book of Reference shall remain in the Custody of the said respective Clerks of the Peace, to the end that all Persons may at all reasonable Times have Liberty to inspect and peruse the same, and take Copies thereof or Extracts therefrom, at their Will and Pleasure, paying to the respective Clerks of the Peace One Shilling for every such Inspection, and at the Rate of Sixpence for every One hundred Words of such Copies or Extracts: Provided always, that the said Trustees in making the said new Road, or any Part or Parts thereof, shall not deviate more than One hundred Yards from the Line described in the said Map or Plan without the Consent in Writing of the Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, through whose Lands or Grounds such Deviation shall be made.

Not to deviate more than 100 Yards from the Map.

Misnomers not to prevent the Execution of this Act.

XVI. Provided always, and be it further enacted, That it shall be lawful for the Trustees to make the said new Line of Road through, across, or over the Lands of any Person or Persons who is or are or may be Owner or Owners of Lands, Tenements, and Hereditaments through or over which the same is set out and described in the said Map or Plan and Book of Reference, although such Lands, Tenements, or Hereditaments, or the Name or Names of such Person or Persons, may happen to be erroneously described, omitted, or misstated in the said Map or Plan or Book of Reference, in case it shall appear to any Two Justices of the Peace for the County in which the Lands, Tenements, or Hereditaments shall be situate, and be certified in Writing under their Hands, that such Omission or Mis-statement happened by Mistake.

XVII. Pro-

XVII. Provided also, and be it further enacted, That it shall not be lawful for the said Trustees, in making the said new Road, nor in widening, diverting, or altering the said Roads, or any or either of them, to take or pull down any Dwelling House or other Building, or to take in or make use of any Garden, Orchard, Yard, Park, Paddock, planted Walk or Avenue to any House, or any inclosed Ground planted and set apart as a Nursery of Trees, or any Part thereof respectively, without the Consent in Writing of the Owner or Proprietor thereof first had and obtained, (other than and except such as are mentioned and described in the Schedule to this Act, which it shall be lawful for the said Trustees to purchase, take, and pull down with or without any such Consent as aforesaid): Provided nevertheless, that if the said Trustees shall not within Five Years, to be computed from the passing of this Act, agree for or cause to be valued and paid for the several Lands, Tenements, and Hereditaments which they are by this Act empowered to purchase, take, and use, or so much thereof as they shall deem necessary or proper for the Purposes of this Act, then and from thenceforth the Powers and Authorities by this Act granted to them for such Purposes shall cease and determine and be utterly void (save and except with the Consent of the Owners and Proprietors thereof respectively).

Buildings, Gardens, &c. not to be taken without Consent of Owners, except those in the Schedule.

XVIII. And be it further enacted, That it shall not be lawful for the said Trustees to apply, expend, or appropriate any of the Tolls hereby granted, or any of the Monies now borrowed or hereafter to be borrowed on the Credit thereof, in or towards the repairing, lighting, or improving any of the Streets, Highways, or Places within the said Town and Borough of *Chard*.

No Trust Money to be expended in the Town of Chard.

XIX. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others, without being specially pleaded.

Public Act.

XX. And be it further enacted, That this Act shall commence upon the First *Tuesday* next after the passing thereof, 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.

Commencement and Continuance of this Act.

The SCHEDULE above referred to.

PARISH OF WINSHAM.

Tenements.	Owners.	Lessees.	Occupiers.
Orchard -	Henry Hoste Henley, Esq.	- - - - -	Richard Bradford.
Garden -	The Dean of Wells -	Henry Hoste Henley, Esq.	Bernard Gapper.
Orchard -	Ditto - - -	John Snell - - -	John Mitchell.

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