



ANNO SEXTO

# GEORGIIV. REGIS.

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## Cap. clix.

An Act for repairing several Roads leading to and from the Town of *Crewkerne* in the County of *Somerset*, and other Roads in the same County.  
[10th June 1825.]

**W**HEREAS an Act was passed in the Forty-fifth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for repairing several Roads leading to and from the Town of Crewkerne in the County of Somerset*: And whereas the Trustees appointed in or by virtue of the said Act have proceeded in the Execution thereof, and several considerable Sums of Money were borrowed on the Credit of the Tolls thereby authorized to be taken, the principal Part of which Money still remains due and owing, and the same cannot be repaid, nor can the said Roads be effectually amended and kept in repair, unless the Term and Powers of the said Act are enlarged: And whereas an Act was passed in the Fifty-fifth Year of the Reign of His said late Majesty, intituled *An Act for repealing an Act of His present Majesty, for the Repair of several Roads in the Counties of Somerset, Devon, and Dorset, leading to the Town of Chard in the County of Somerset; and for making and repairing a Road from Chard to the Honiton Turnpike Road in the Parish of Upottery in the County of Devon; and for more effectually repairing the Residue of the Roads comprised in the said Act*: And whereas the said last-recited Act comprises a certain Road leading from *Haselborough Bridge*, otherwise *Haselbury Bridge*, in the County

45 G. 3. c. 3.  
55 G. 3. c. 60.

[Local.] 50 R of

of *Somerset*, through the Town of *Crewkerne* aforesaid, to the End of *Coombe Tything* in the Parish of *Crewkerne* aforesaid, near a Gate leading into *Lady's Downs*, being a Distance of Four Miles One Furlong and Eleven Chains, or thereabout; and it is expedient that so much of the said last-recited Act as relates to the said last-mentioned Road should be repealed, and that the same Road should be consolidated with the Roads comprised in the said recited Act of the Forty-fifth Year of the Reign of His said late Majesty: And whereas a certain public Carriage Road leading from *Haselbury Turnpike Gate* in the Parish of *Crewkerne*, through *Furrington's Lane*, to the Turnpike Road at the End of such Lane, and from thence through *Merriott Lane* to the Turnpike Road leading from *Crewkerne* to *Merriott*; and also a certain other public Carriage Road leading from *North Perrott Turning*, near *Dawbney's House*, in the Parish of *Misterton*, to a Bridge called *Gray Abbey Bridge*, which divides the Parishes of *Misterton* and *North Perrott*; and also a certain other public Carriage Road leading from the Turnpike Road near *Hinton Lane* in the Parish of *Merriott* to *Hinton Cross* in the Parish of *Hinton Saint George*; and also a certain other public Carriage Road leading from *Eight Acres Hill Turnpike Gate* to a Place called *Boozy Pit* in the Parish of *Merriott*, are narrow and incommodious, and cannot be improved and kept in repair by the ordinary Course of Law, and it is desirable that such public Carriage Roads should be put under the Care and Management of the Trustees to be appointed by this Act: And whereas the making of a new Cut or Branch of Road from *Red Gate*, through certain inclosed Lands in the Parish of *Crewkerne* belonging to *George Donisthorpe* and others, to the *Merriott's Ford Turnpike Gate* in the said Parish of *Crewkerne*, will be a great Advantage and Accommodation to the Inhabitants of the Neighbourhood, and of great public Utility: And whereas an Act was passed in the Third Year of the Reign of His present Majesty, intituled *An Act to amend the general Laws now in being for regulating Turnpike Roads in that Part of Great Britain called England*: And whereas another Act was passed in the Fourth Year of the Reign of His present Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the general Laws now in being for regulating Turnpike Roads in that Part of Great Britain called England*: And whereas another Act was passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act to enable Justices of the Peace for Ridings, Divisions, or Sokes, to act as Trustees for repairing and maintaining Turnpike Roads*: And whereas it would facilitate the Execution of the Purposes aforesaid if the said first-recited Act were repealed, and if further and other Powers and Provisions were granted instead thereof: 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 Twenty-fourth Day of *June* next after the passing of this Act, the said Act passed in the Forty-fifth Year of the Reign of His said late Majesty, and also the said Act passed in the Fifty-fifth Year of the Reign of His said late Majesty, so far as the same last-mentioned Act relates to the Roads by this Act intended

Recited Act  
45 G. 3. c. 3.,  
also 55 G. 3.  
c. 60., so far  
as it relates to  
the Roads

to be amended and kept in repair, shall be and the same are hereby respectively declared to be repealed, and instead thereof this Act shall be put in Execution for and during the Term herein-after mentioned, for the Purpose of more effectually amending, widening, improving, and keeping in repair the several Roads herein-after mentioned; that is to say, the present Turnpike Road leading from a certain Water called *South Perrott Water*, which divides the Counties of *Somerset* and *Dorset*, through the Parish of *Misterton*, to the higher Part or North End of the South Street of *Crewkerne*, to meet the *Chard* Turnpike Road, and from the *Swan Corner* in *Crewkerne* to the North End of a Lane called *Provost Lane* in the Parish of *Stoke-under-Ham*; and also the present Turnpike Road leading from a certain other Water which divides the said Counties of *Somerset* and *Dorset* called *Brimble Water*, to the Turnpike Gate in the Parish of *Misterton*, and from *Misterton Cross* to the Direction Post at a Place called *Roundham*, in the Parish of *Crewkerne*; and also the present Turnpike Road leading from the Town of *Crewkerne*, over a Bridge called *Clapton Bridge*, to a Place called *The Three Ashes* in the Parish of *Crewkerne*; and also the present Turnpike Road leading from a certain Place in the Parish of *Crewkerne* called *Broadshard*, through the Parish of *Merriott*, to a Place called *Lopen Head* in the Parish of *Lopen*; and also the present Turnpike Road leading from the East End of the *Shambles* in the Town of *Crewkerne*, through *Furland*, to the Road leading from *Hinton Saint George* to *Roundham* aforesaid, all in the County of *Somerset*; and also for the Purpose of amending, altering, turning, widening, improving, and keeping in repair the said Turnpike Road leading from *Haselborough Bridge*, otherwise *Haselbury Bridge*, through the Town of *Crewkerne*, to the End of *Coombe Tything* in the Parish of *Crewkerne* near the Gate leading into *Lady's Downs*; and also the said public Carriage Road leading from *Haselbury Turnpike Gate*, through *Furrington's Lane*, to the Turnpike Road at the End of such Lane, and from thence through *Merriott Lane* to the Turnpike Road leading from *Crewkerne* to *Merriott*; and also the said public Carriage Road leading from the Turnpike Road at *North Perrott Turning*, near *Dawbney's House*, in *Misterton*, to the said Bridge called *Gray Abbey Bridge*; and also the said public Carriage Road leading from the Entrance of *Hinton Lane* to *Hinton Cross*; and also the said public Carriage Road leading from *Eight Acres Hill Turnpike Gate* to a Place called *Boozy Pit*; and also for the Purpose of making, amending, widening, and keeping in repair the said proposed new Cut or Branch of Road from *Red Gate* in the Parish of *Crewkerne* aforesaid, through and over the Lands of *George Donisthorpe* and others, to the *Merriott Turnpike Gate* in the said Parish of *Crewkerne*; and this Act, and the Term and the whole of the Tolls and Duties hereby granted, shall be and the same are hereby made subject and liable to the Payment of all Monies heretofore borrowed, or now due and owing on the Credit of the said first-recited Act, or secured upon or made payable out of the Tolls thereby authorized to be taken; and of all Interest due and to grow due thereon, as fully and effectually to all Intents and Purposes as if such Monies had been borrowed and become due on the Credit of this Act, or of the Tolls hereby authorized to be collected.

II. And

Powers of  
recited Acts  
3, 4, & 5 G. 4.  
extended to  
this Act.

II. And be it further enacted, That the said recited Act passed in the Third Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained (save and except such Parts thereof as are expressly varied, altered, or repealed by the said recited Act passed in the Fourth Year of the Reign of His present Majesty, or varied, altered, or otherwise provided for by this Act), and also the said recited Act passed in the Fourth Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained (save and except such Parts thereof as are expressly varied, altered, or otherwise provided for by this Act), and also the said recited Act passed in the Fifth Year of the Reign of His present Majesty, shall respectively be as good, valid, and effectual for carrying this Act into Execution as if the same had been repeated and re-enacted in the Body of this Act.

Former  
Debts, &c.  
vested in new  
Trustees.

III. And be it further enacted, That all Arrears of Tolls or Rents, or other Monies due to, and Property Real or Personal, and all Choses in and Rights of Action either at Law or in Equity, vested in the said Trustees under the said first-recited Act, shall immediately on the Commencement of this Act be vested in the Trustees for executing this Act, who shall be and 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; or such Arrears of Tolls or Rents, or other Monies so due to the said Trustees under such Act by virtue of any Deed or Specialty, shall and may be sued for and recovered in the Name or Names of the Trustee or Trustees to or with whom such Deed or Specialty shall have been so made or entered into, at the Option or Election of the Trustees for executing this Act; and all the Costs to be incurred by the Trustees, or Persons in whose Names such Proceedings shall be had, shall be paid and defrayed by and out of the Monies to be received by virtue of this Act; and the Monies, when recovered, shall be paid over to the Treasurer or Treasurers of the said Trustees, to be applied for the Purposes of this Act.

Former  
Books to be  
Evidence,  
and Mort-  
gages, &c.  
under old  
Acts to be  
valid.

IV. And be it further enacted, That all and every the Books and Book of Proceedings which may have been kept by the Trustees acting in the Execution of the Acts hereby repealed, or by their Treasurer or Clerk under their Direction, according to the Provisions of such Acts, and made Evidence thereby, and also the Book or Books to be kept for the Purposes of this Act, shall be admitted as Evidence in all Courts, and by all Judges, Justices, and others; and all Conveyances, Assurances, Mortgages, and Securities, and all Deeds, Bonds, Contracts, and Agreements, granted, made, or entered into under the Powers and Provisions of the said recited Acts, or either of them, shall be as valid and effectual, to all Intents and Purposes, as the same respectively would have been in case the said recited Acts had remained unrepealed.

V. And

V. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the Counties of *Somerset* and *Dorset* respectively, together with *Robert Abraham*, *Thomas Abraham*, *John Allen* Clerk, *William Ball*, *Thomas Beagly*, *Thomas Best*, *John Bragge*, *Edward Brown*, *John Budd*, *Robert Chaffey* of *West Stoke*, *Robert Chaffey* of *East Stoke*, *Robert Chaffey* Doctor of *Medicine*, *John Chaffey*, *Joseph Chaffey*, *John Cox* Clerk, *Samuel Cox*, *William Hody Cox*, *James Cuff*, *John Gray* Draper, *James Draper* Clerk, *Joseph Shepherd* Draper, *William Dummett*, *John Dummett*, *John Baker Edmonds*, *John England*, *Robert Fitchett*, *William Gapper*, *James Gifford*, *John Hallett*, *William Hallett*, *William Hanning*, *John Lee Hanning*, *William Haydon*, *William Hoskins*, *Thomas Hoskins*, *Henry Hoskins* Clerk, *John Hussey*, *George Hilborne Jolliffe*, *Nathaniel Knott*, *John Perkins Lowman*, *Hugh Perkins Lowman*, *Thomas Lowman*, *Edward Murly*, *John Perkins*, *John Phelps*, *Robert Phelps*, *John Phelps*, *John Pinny*, the Honorable *George Poulett*, *Thomas Price* Clerk, *John Quantock*, *Simon Rendall*, *John Richards*, *William Richards*, *William Rodbard*, *John Banger Russell*, *Giles Russell*, *George Salter*, *John Slade*, *Isaac Sparks*, *Samuel Sparks*, *Samuel Sparks* the younger, *Henry Stambury* Clerk, *Sir Robert Steele* Knight, *Charles Stockdale*, *John Symes*, *John Templeman* Clerk, *Richard Abraham Templeman*, *John Templeman*, *John Marsh Templeman*, *James Templer*, *Richard Toller*, *Samuel Wills* the elder, *John Wills* Clerk, *James Winter*, *William Cole Wood*, and their Successors, being duly qualified according to the Provisions and Directions of the said recited Acts passed in the Third and Fourth Years of the Reign of His present Majesty, shall be and they are hereby appointed Trustees for amending, making, widening, improving, and keeping in repair the said Roads, and for otherwise carrying this Act into Execution.

Appointment  
of Trustees.

VI. And be it further enacted, That the said Trustees shall meet on the Second Day of *July* next after the passing of this Act, between the Hours of Eleven of the Clock in the Forenoon and Two of the Clock in the Afternoon, at the *George Inn*, or at some other convenient Place in the Town of *Crewkerne*, and shall then and there proceed to carry this Act into Execution, and shall and may then, and from Time to Time afterwards, adjourn to and meet at such Times, and at such Place or Places on or near to the said Roads, as the said Trustees, or the major Part of them present at any such Meetings, shall think proper and appoint.

Meetings of  
Trustees.

VII. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered to elect and appoint any Number of Persons, being duly qualified according to the Provisions and Directions of the said recited Acts passed in the Third and Fourth Years of the Reign of His present Majesty (not exceeding Five in the whole), in addition to the Number of Trustees herein named and appointed, to be Trustees for the Purposes of this Act, and which Persons so elected and appointed, and being duly qualified, shall be Trustees for the Purposes of this Act, and are hereby invested with the same Powers and Authorities for executing this Act as if they had been herein named.

Power to ap-  
point Five  
additional  
Trustees.

Appointment  
of Officers.

VIII. And be it further enacted, That the said Trustees at any of their Meetings shall and may from Time to Time appoint a Clerk or Clerks, Treasurer or Treasurers, Collector or Collectors of the Tolls, and a Surveyor or Surveyors of the said Roads, and such other Officers as they the said Trustees shall think necessary, and from Time to Time remove any such Officer or Officers, and on the Death, Resignation, or Removal of any such Officer or Officers, may appoint another or others in his or their Stead, and every such Appointment shall be entered in the Book of the Proceedings of the said Trustees; and the said Trustees shall and may, and they are hereby authorized and empowered, by and out of the Monies arising by virtue of this Act, to pay such Salaries and make such Allowances to such Officers as shall be appointed or continued by virtue of this Act, for their Services in or about the carrying of this Act into Execution, as they the said Trustees shall think reasonable.

Present  
Officers  
to continue  
until re-  
moved.

IX. Provided always, and be it further enacted, That each and every Treasurer who shall have been appointed consistently with the Provisions of the said recited Acts passed in the Third and Fourth Years of the Reign of His present Majesty, and not contrary to the Provisions and Directions of this Act, and each and every Clerk or Clerks, Receiver, Collector, Surveyor, and other Officer appointed under and by virtue of the said Act passed in the Forty-fifth Year of the Reign of His late Majesty, shall hold and enjoy such their several and respective Offices and Employments until removed therefrom by the Trustees for executing this Act; and each and every such Treasurer, Clerk or Clerks, Receiver, Collector, Surveyor, and other Officer, shall have the like Power and Authority for the Purposes of this Act, and for carrying the same into Execution, and shall be subject to the like Pains and Penalties, and to the like Power of Removal, and to the like Rules and Regulations in all respects whatsoever, as if he or they had been appointed by virtue of this Act.

Clerk not to  
act as Treas-  
urer, and  
vice versa.

X. And be it further enacted, That it shall not be lawful for the said Trustees to continue or appoint the Person or Persons who has or have been or may be appointed their Clerk or Clerks in the Execution of this Act, or the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of the Partner or Partners of any Clerk or Clerks, the Treasurer or Treasurers for the Purposes of this Act, or to continue or appoint any Person or Persons who has or have been or may be appointed Treasurer or Treasurers, or the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers, the Clerk or Clerks to the said Trustees; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person or Persons being the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks, shall accept the Office of Treasurer, or being the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service

Service or Employ of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of the Partner or Partners of any such Treasurer or Treasurers, shall accept the Office of Clerk in the Execution of this Act, or if any such Treasurer shall hold or accept any other Place or Office of Profit or Trust under the said Trustees, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered with full Costs of Suit in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlance, shall be allowed.

XI. And be it further enacted, That it shall be lawful for the said Trustees to continue or to remove all and every or any of the Toll Gates, Toll Houses, Turnpikes, Side Bars, and Chains now standing and being in, upon, or across the said Roads, or on the Side thereof, and also from Time to Time to erect and set up, or cause to be erected and set up, in, upon, or across the said Roads or any Part thereof, or upon or across the Entrance to any public Road, Lane, or Way leading into the same, when, where, and as the said Trustees shall judge necessary or expedient, any Toll Gate or Toll Gates, Turnpike or Turnpikes, Side Bar or Side Bars, Chain or Chains, and also to continue, or where need shall be to erect and build, or cause to be erected and built, proper Toll Houses, with sufficient Outhouses and Conveniences thereto, at or near each and every such Toll Gate, Turnpike, Side Bar, or Chain, and to enclose on the Sides of the said Roads suitable Gardens, not exceeding One-eighth Part of a Statute Acre each, for the Use and Convenience of the Occupiers of the said Toll Houses respectively, and from Time to Time to take down and remove or alter or discontinue the aforesaid Toll Gates, Turnpikes, Side Bars, and Chains, Toll Houses, and Gardens, or any of them, as the said Trustees shall from Time to Time think proper and expedient.

Power to  
continue and  
erect Toll  
Gates.

XII. And be it further enacted, That it shall be lawful for the said Trustees, or any Person or Persons to be appointed or continued Collector or Collectors of the Tolls to be taken by virtue of this Act, to demand and take the Tolls following at the several and respective Turnpikes or Toll Gates, or Toll Houses, or Side Bars or Side Gates, or Chains, which are or is or shall be standing or being, or continued or erected by virtue of this Act, in, upon, across, or on the Side or Sides of the said Roads, or any Part thereof, once on every Day, such Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night; (that is to say),

Power to  
take Tolls.

For every Horse or Beast of Draught drawing any Stage Coach or Caravan, or other Stage Carriage, the Sum of Sixpence:

Tolls.

For every Horse or Beast of Draught drawing any other Coach, Chariot, Landau, Chaise, Curricule, Calash, Hearse, Phaeton, Chair, Taxed Cart, or other such like Carriage, the Sum of Sixpence:

For

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

For every Horse or Beast of Draught drawing any Waggon, Wain, Cart, or other such like Carriage, with Wheels of less Breadth than Six Inches, the Sum of Sixpence :

For every Horse or Beast of Draught drawing any Waggon, Wain, Cart, or other such like Carriage, with Wheels of the Breadth of Six Inches or upwards, and drawn by not more than Four Horses or Beasts of Draught, the Sum of Sixpence :

For every Horse or Beast of Draught drawing any Waggon, Wain, or Cart, or such like Carriage, with Wheels of the Breadth of Six Inches or upwards, and drawn by more than Four Horses, the Sum of Five-pence :

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

For every Drove of Calves, Swine, Sheep, or Lambs, the Sum of Five-pence *per* Score, and so in proportion for any greater or less Number; and

For every Coach, Chariot, Landau, Chaise, Cart, or other Carriage, which shall be attached to or drawn behind or along with any other Carriage upon the said Roads, the Sum of Nine-pence shall be demanded and taken for every such Carriage having Four Wheels, and the Sum of Sixpence for every such Carriage having Two Wheels, in addition to and over and above the Tolls payable for or in respect of the Horses or Beasts drawing the same.

Additional Tolls on Carriages employed in carrying Timber between the 1st of November in one Year and the last Day of February in the next succeeding Year.

XIII. And be it further enacted, That between the First Day of *November* in any one Year, and the last Day of *February* in the next succeeding Year, it shall be lawful for the Collectors of the Tolls on the said Roads to demand and take for each and every Horse or other Beast of Draught drawing in any Timber Carriage employed in carrying or conveying any Timber Tree or Trees, a Toll equal to One Half, in addition to the Toll which otherwise might be demanded or taken for such Horse or other Beast of Draught; provided always, that no such additional Toll shall be demanded or taken, save and except there shall be Three or more Horses or other Beasts of Draught in any such Carriage; all which said respective Tolls or Sums of Money shall be demanded and taken as aforesaid, before any Horse, Mule, Ass, or other Beast or Cattle, or Carriage, upon which any Toll is by this Act imposed, shall be permitted to pass through any such Turnpike or Toll Gate, Side Bar or Side Gate, or Chain; and such respective Tolls or Sums of Money shall be and are hereby vested in the said Trustees, and shall be applied in manner herein-after directed.

Tolls to be paid but once a Day.

XIV. Provided always, and be it further enacted, That if any Person shall have paid the Toll hereby authorized to be taken for the passing of any Horse, Cattle, Beast, or Carriage through any One of the said Toll Gates continued or erected or to be erected by virtue of this Act, such Horse, Cattle, Beast, or Carriage shall, upon a Ticket denoting the Payment thereof for that Day being produced, which Ticket the Collector or Collectors of such Tolls is and

are



are hereby required to deliver *gratis* to the Person paying the said Toll, and whereon shall be named and specified the Gate at which the same shall have been paid, and also the Gate or Gates (if any) freed by the Payment of such Toll, be permitted to pass Toll-free through the same Toll Gate, and also through such other Gate or Gates as the Ticket for such Payment shall free, at any Time or Times during the same Day, to be computed as aforesaid; any thing in this Act contained to the contrary thereof in anywise notwithstanding.

XV. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to empower the said Trustees to cause more than Two full Tolls to be demanded or taken for or in respect of the Passage of the same Horses, Beasts, Cattle, and Carriages through all the several Turnpikes or Toll Gates now erected or to be erected on the whole Line of the said Roads, on the same Day.

No more than Two full Tolls to be paid on the Road.

XVI. Provided also, 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, Diligence, 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 or any of them, 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 Road, whenever a new Hiring of such Post Chaise or other Carriage shall have taken place.

Toll to be paid for Stage Coaches every Time of passing, and for Post Chaises every new Hiring.

XVII. Provided always, and be it further enacted, That no Turnpike or Toll Gate shall, from and after the First Day of *January* One thousand eight hundred and twenty-six, during the Continuance of the herein-before recited Act of the Fifty-fifth Year of the Reign of His late Majesty, be continued or erected or set up in, upon, or across such Part of the said Road as lies between the Dwelling House of *William Dummett*, situate at the East End of the Town of *Crewkerne*, and the End of *Coombe Tything*, near the Gate leading to *Lady's Down*.

No Gate to be erected between the East End of the Town of *Crewkerne* and *Coombe Tything*.

XVIII. And be it further enacted, That out of any Monies already received by virtue of the said first-recited Act, or out of the first Monies which shall be raised or received by virtue of this Act, the said Trustees shall in the first Place pay and discharge all the Expences and Costs relative to the procuring and passing of this Act; and the Remainder of such Monies shall from Time to Time be applied in erecting Turnpikes, Toll Houses, and Weighing Machines, and in making, amending, widening, altering, and improving the said Roads, and keeping the said Roads in repair, and in defraying all the Charges and Expences of carrying this Act into Execution, and in repaying the Principal Monies by this Act charged or to be borrowed, and the Interest due or to grow due thereon.

Application of Tolls and other Monies.

As to present  
Leases of  
Tolls.

XIX. And be it further enacted, That all Demises or Leases of the Toll arising on the said Roads by this Act authorized to be repaired, and all Bonds or other Securities which shall have been given for Payment of the Rents reserved by such Leases respectively, and for the Performance of the Covenants and Agreements in such Leases contained on the respective Lessees Part, shall respectively continue in force until the respective monthly Days on which the Rents therein respectively reserved shall become payable, and happening next after the Commencement of this Act, on which respective Days the said respective Leases, Bonds, or other Securities aforesaid shall cease and determine, in the same Manner as if such Leases, Bonds, or other Securities had expired by Effluxion of Time (save as to the Obligations, Covenants, or Agreements for Payment of the Rent and Performance of Covenants in such Leases, Bonds, or Securities, on the respective Lessees or Obligors Part to be observed and performed during the Continuance of such Leases, Bonds, or Securities by virtue of this Act); and until such Determination of such Leases respectively, the respective Lessees thereof shall be entitled to collect and receive, from the Commencement of this Act, the respective Tolls by this Act granted and made payable; save and except, nevertheless, with respect to all such Demises or Leases, and all Bonds or other Securities which shall have been given for Payment of the Rents reserved by such Leases, and for the Performance of the Covenants and Agreements in such Leases contained on the respective Lessees Part, of and concerning the Tolls arising at certain Gates called *Haselbury Gate* and *Roundham Gate*, which are erected on that Part of the Road comprised in the said Act of the Fifty-fifth Year of the Reign of His late Majesty, which shall continue in force until the First Day of *January* next, and the Rent and Tolls payable in virtue of the same shall, from and after the passing of this Act, so far as concerns the said *Haselbury Gate*, be paid and payable to the Trustees of this Act, and the Rent and Tolls payable in respect of the said *Roundham Gate* shall be paid to the Trustees of the said Act of the Fifty-fifth Year of the Reign of His said Majesty, any thing herein contained to the contrary notwithstanding.

Differences  
in vacating  
Leases how  
to be settled.

XX. And be it further enacted, That in case any of the Lessees of the said Tolls shall claim to be entitled to any Compensation or Satisfaction for or on account of such Continuance or Determination of his or their Lease or Leases as aforesaid, then, if the said Trustees and such Lessee or Lessees cannot agree as to the Amount of such Compensation or Satisfaction, such Lessee or Lessees may sue for and recover the same by Action of Debt or on the Case in any of His Majesty's Courts of Record at *Westminster*.

Roads may  
be made.

XXI. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, to make the said new Cuts, Branches, and Improvements in, over, upon, or through any private Lands or Grounds, of such Width as they shall think proper, not exceeding Thirty Feet, together with such Footpaths, Causeways, Bridges, Culverts, Fences, Ditches, and Drains

Drains as they shall think necessary or expedient, and for such Purpose or Purposes to pull down, or take and use, or lay into the said Roads, any Houses, Buildings, Tenements, or Hereditaments mentioned in the Schedule to this Act annexed, making Satisfaction to the Owners thereof and Persons interested therein for the same, or for the Damage they may sustain thereby, and also in, upon, over, or through any Commons or Waste Grounds, without making any Satisfaction for such Commons or Waste Grounds; and it shall also be lawful for the said Trustees, and for their Surveyors and Workmen, from Time to Time to enter upon the Lands and Premises through which or whereupon such Roads, Footpaths, Causeways, Fences, Ditches, and Drains are intended to be made or pass, and also upon any adjoining Lands or Grounds, and to stake out the same in such Manner as the said Trustees shall think necessary or expedient, without being deemed Trespassers, and without being subject or liable to any Fine, Penalty, or Punishment for entering or continuing upon such Lands or Premises respectively for any of the Purposes of this Act; and if any Person shall pull up, remove, or destroy any of such Stakes or other Marks used for the Purposes aforesaid, every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

XXII. And whereas a Map or Plan, describing the Lines of the said new Cuts or Branches, and the Lands through or over which the same are to be made or carried, together with a Book of Reference, containing a List of the Names of the Owners and Occupiers of such Lands, has been deposited with the Clerk of the Peace for the County of *Somerset*; be it therefore enacted, That the said Map or Plan 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 Copies or Extracts therefrom at their Will and Pleasure, paying to the Clerk of the Peace the Sum of One Shilling for every such Inspection, and at the Rate of Four-pence for every Seventy-two Words of such Copies or Extracts of the Map or Plan and Book of Reference; and that the said Trustees in making the said Roads shall not deviate more than One hundred Yards of Three Feet from the Line described in the said Map or Plan, without the Consent and Approbation in Writing of the Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, through whose Lands or Grounds such Deviation shall be made.

Plan to remain with the Clerk of the Peace.

XXIII. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to take and use the Lands, Hereditaments, and Premises of any Person or Persons who is or are or may be Owner or Owners of Lands or Premises described in the said Map or Plan as aforesaid, for the Purpose of making the said Cuts or Branches, although the Name or Names of such Person or Persons may happen to be erroneously described or omitted in the said Book of Reference, in case it shall appear to any Two or more Justices of the Peace for the County of *Somerset*, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake.

Lands marked in the Plan may be used notwithstanding Errors in the Book of Reference.

XXIV. Pro.

Trustees restrained from pulling down Dwelling Houses, &c. without Consent.

XXIV. Provided also, and be it further enacted, That the Powers and Authorities hereby given shall not extend or be construed to extend to empower or authorize the said Trustees to take or pull down any Dwelling House or other Building, or to take in or make use of any Orchard, Garden, Yard, Park, Paddock, Planted Walk or Avenue to a House, or any enclosed Ground planted and set apart as a Nursery for Trees, or any Part or Parts thereof respectively, (other than and except such as are mentioned in the said Map or Plan, and in the Schedule to this Act annexed), without the Consent in Writing of the Owner or Proprietor thereof first had and obtained.

Application of Compensation Money if amounting to 200*l*.

1 G. 4, c. 35.

XXV. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used by virtue of this Act, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity whatsoever, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Exchequer at *Westminster*, to be placed to his Account *ex parte* the Trustees of the *Crewkerne* Roads, pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His present Majesty, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward; to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith, to the same or the like Uses, Trusts, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under and with the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Messuages, Lands, Tenements, or Hereditaments which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making the Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in the meantime, and until such Purchase shall be made, the said Money shall, by Order of the said Court of Exchequer upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced

Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

XXVI. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank in the Name and with the Privity of the said Accountant General of the said Court of Exchequer, and be placed to his Account as aforesaid, in order to be applied in manner herein before directed; or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by Three or more of the Trustees for executing this Act, (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money, and the Dividends arising thereon, may be applied in any Manner herein before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Exchequer.

Where less than 200*l.* and exceeding 20*l.*

XXVII. Provided also, and be it further enacted, That when such Money so agreed or awarded to be paid as last before mentioned shall not exceed Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Trustees shall think fit, or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Where not more than 20*l.*

XXVIII. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Tenements, or Hereditaments to be purchased, taken, or used under or by virtue of the Powers of this Act shall refuse to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Trustees, or in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or

In case of not making out a good Title, or if Persons entitled cannot be found, Money to be paid into the Bank.

[*Local.*]

50 U

Persons

Persons entitled to such Lands, Tenements, or Hereditaments be not known or discovered, then and in every such Case it shall be lawful for the said Trustees to order the said Sum or Sums of Money so awarded as aforesaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the said Court of Exchequer, to be placed to his Account, to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments (describing them), subject to the Order, Controul, and Disposition of the said Court of Exchequer; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England* who shall receive such Sum or Sums of Money is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money (mentioning and specifying for what and for whose Use the same is or are received) to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Respecting  
disputed  
Titles to  
Money.

XXIX. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the said Court of Exchequer, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements, or Hereditaments to be purchased in pursuance thereof, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Exchequer; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

The Court  
may order  
Expences of  
Purchases to  
be paid by  
the Trustees.

XXX. Provided also, and be it further enacted, That where, by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Lands, Tenements, or Hereditaments to be purchased under the Authority of this Act, the Purchase Money for

for the same shall be required to be paid into the said Court, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance thereof, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Trustees, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

XXXI. And be it further enacted, That this Act shall be deemed **Public Act.** 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.

XXXII. And be it further enacted, That this Act shall commence **Commence-** on the Twenty-fourth Day of *June* next after the passing thereof, and **ment and** shall continue and be in force for the Term of Twenty-one Years, **Continuance** and from thence to the End of the then next Session of Parliament. **of this Act.**

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**SCHEDULE to which the Act refers.**

Premises.	Proprietors.	Occupiers.	Parish.
Close.	George Donisthorpe.	John Dunell.	Crewkerne.
Ditto.	Do.	Do.	Ditto.
Ditto.	J. H. Chichester, Esq.	John French.	Ditto.
Ditto.	John French.	Himself.	Ditto.
Ditto.	Roger Parker.	Himself.	Ditto.
Ditto.	Robert Rowsell.	Himself.	Ditto.

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The following table shows the results of the experiments conducted on the 15th and 16th of August 1887. The first column gives the name of the plant, the second column the date of the experiment, the third column the name of the experimenter, and the fourth column the result.

The results of the experiments show that the plants mentioned in the first column of the table were found to be very sensitive to the action of the light. The plants mentioned in the second column were found to be very resistant to the action of the light. The plants mentioned in the third column were found to be very sensitive to the action of the heat. The plants mentioned in the fourth column were found to be very resistant to the action of the heat.

Name of Plant	Date of Experiment	Name of Experimenter	Result
Plant A	15th August	Experimenter X	Sensitive to light
Plant B	15th August	Experimenter Y	Resistant to light
Plant C	16th August	Experimenter Z	Sensitive to heat
Plant D	16th August	Experimenter W	Resistant to heat

The following table shows the results of the experiments conducted on the 15th and 16th of August 1887. The first column gives the name of the plant, the second column the date of the experiment, the third column the name of the experimenter, and the fourth column the result.