



ANNO PRIMO & SECUNDO

GULIELMI IV. REGIS.

Cap. lxvi.

An Act for better repairing and improving several Roads leading to and from the Town of *Frome* in the County of *Somerset*. [23d August 1831.]

WHEREAS an Act was passed in the Thirtieth Year of the Reign of His late Majesty King George the Second, intituled *An Act for repairing and widening several Roads leading to, through, and from the Town of Frome in the County of Somerset; and for giving further Powers to the Trustees in an Act passed in the Twenty-fifth Year of His present Majesty, for repairing the Roads from the Town of Warminster in the County of Wilts to the City of Bath in the County of Somerset, and other Roads therein mentioned*: And whereas another Act was passed in the Twelfth Year of the Reign of His late Majesty King George the Third, intituled *An Act for enlarging the Term and Powers of an Act made in the Thirtieth Year of the Reign of His late Majesty, for repairing and widening several Roads leading to, through, and from the Town of Frome in the County of Somerset, and several other Roads in the Counties of Somerset and Wilts*: And whereas another Act was passed in the Thirty-seventh Year of the Reign of His said late Majesty King George the Third, intituled *An Act for enlarging the Term and Powers of Two Acts passed in the Thirtieth Year of the Reign of His late Majesty and the Twelfth Year of the Reign of His present Majesty, for repairing and widening several Roads leading to, through, and from the Town of Frome*

30 G.2. c.39.

12 G.3. c. 94.

37G.3. c.175.

[Local.]

in

50 G. 3. c.62. *in the County of Somerset, and for paving the Footways and lighting the Streets within the said Town: And whereas another Act was passed in the Fiftieth Year of the Reign of His said late Majesty King George the Third, intituled An Act to amend several Acts for repairing Roads leading to and through the Town of Frome in the County of Somerset, and for paving the Footways and lighting the Streets within the said Town; and for removing Part of the present Market Place in the said Town: And whereas the Trustees for executing the said recited Acts have proceeded to put the same into execution, and have made considerable Progress in repairing, widening, and otherwise improving the several Roads thereby directed to be repaired and improved, and have borrowed several large Sums of Money on the Credit of the Tolls thereby authorized to be taken; and the Debt thus incurred cannot be paid off, nor can the said several Roads be effectually amended, widened, improved, and kept in repair, unless the Term granted by the said last herein-before recited Act be further continued, and the Powers of the said Acts altered and amended: And whereas it will be highly advantageous to the Public if various new Lines and Improvements of the said Road are effected: And whereas, for the Purposes aforesaid, it is expedient that the said recited Acts should be 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 from and after the Third Friday next after the passing of this Act the said several Acts shall be and the same are hereby repealed.*

Recited Acts
repealed.

This Act to
take effect
instead
thereof.

II. And be it further enacted, That this Act shall from thenceforth commence and take effect and be put into execution, for and during the Term herein-after mentioned, for the Purpose of repairing, amending, widening, altering, and improving the several Roads herein-after described; (that is to say,) the Road leading from the Factory belonging to *John Bleek* of *Bugley* within the Parish of *Warminster* in the County of *Wilts*, through *Whitbourn* and over *Corsley Heath*, through a Part of *Frome Selwood* aforesaid, and the Turnpike Gate called *Cottles Oak Turnpike Gate*, through *Eggford*, *Whatley*, and *Little Elm*, to a Public House on *Mendip* called *Tattle House*, and from thence to the Beacon on *Mendip Hills* in the Parish of *Doultling*, in the Road leading to the City of *Wells*; also the Road leading from the last-mentioned Road, at or near *Eggford* aforesaid, to the Water in *Murdercombe Bottom*, and from thence, through the Village of *Mells* in the said County of *Somerset*, to *Stanbrook Ash* in the Parish of *Mells* aforesaid; also the Roads leading from the Bridge in the said Town of *Frome*, and from the *Seven Dials* near the *Ship Inn* in the said Parish of *Frome*, to *Murtery Bridge*, and from thence to the Bridge at *Buckland*; also the Road leading from the Turnpike Gate called *Wallbridge Gate*, in the Parish of *Rodden* in the said County of *Somerset*, through the Road called *Lamb's Gate*, through the Village of *Chapmanslade* in the County of *Wilts*, to the Boundary Stone at *Penleigh Gate* in the Parish of *Westbury*, in the Road to the Town of *Westbury*; also the Road leading from the *Seven Dials* aforesaid to *Nunney Church*, in the Village of *Nunney*; also the

Road leading from *Portway Terrace* or *Garston*, through *Locks Lane*, *Keyford*, and *Water Lane*, into the Turnpike Road from *Frome* aforesaid to *Bruton*, comprising the whole of the Roads or Lanes called *Locks Lane* and *Water Lane*; also the Road leading from the Boundary Stone near the *North Parade* in *Frome*, through *Frome*, and *Keyford* in the Parish of *Frome*, over *Blatch Bridge*, by the *George Inn* in the *West Woodlands* in the said Parish, through the Village of *Maiden Bradley* in the County of *Wilts*, to the Gate called *Gallows Gate*, adjoining to the Parish of *Norton Ferris*; also the Road leading from *Blatch Bridge* aforesaid to the *Horse and Jockey* Public House in the Road from *Frome* aforesaid to *Longleat* in the said County of *Wilts*; also the Road from the Turnpike Gate called *Goose Marsh Gate*, near the said *George Inn* in *West Woodlands* aforesaid, to *Bull's Quarries* in the Parish of *Frome* aforesaid, adjoining to the said Turnpike Road leading from *Frome* to *Bruton*; also the Road leading from the first Cross Road on the West Side of the Village of *Little Elm* to the Lane in *Coleford* leading to the House and Mills claimed by *Henry Flower*.

III. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, to make, improve, maintain, and keep in repair, according to the Maps or Plans herein-after mentioned, the Roads following; (that is to say), a new Line of Road from the before-mentioned present Turnpike Road at *Mells* aforesaid, commencing near the West End of the Rectory Garden there, and joining the present Road near a House claimed by *William Greenland*; also a new Line of Road commencing near the Pound in the before-mentioned Road from the *Seven Dials* to *Murtery Bridge*, through *Robin's Lane* near the *Ring of Bells*, across the *Wells Road* across *Nunney Lane*, and to join the present Road near the *Packhorse Inn*; also a new Line of Road commencing near a Pond in the before-mentioned Road from *Frome* aforesaid to *Maiden Bradley* aforesaid, deviating to the West across an old Road, and joining the present Road near *Maiden Bradley Cross*; also a new Line of Road commencing at a Turnpike Gate called *North Hill Turnpike Gate*, in the Parish of *Frome* aforesaid, through the Hamlet of *Clink*, and joining the before-mentioned Road from *Wallbridge* to *Penleigh Gate* near *Lamb's Gate*; also a new Line of Road from near the First Mile Stone on the Road from *Frome* to *Buckland*, across *Vallis*, across the Valley, then skirting the North Side of *Portway Hill*, to *Murdercombe*; also a new Line of Road from the Brewery at *Welsh Mill* in the before-mentioned Road from *Frome Bridge* to *Murtery Bridge*, through *Coffin Spring Lane*, across the *Bath Road* near a House in the Occupation of *Miss Clark*, into the Lane from *Frome Field* to *Clink Cross Roads*; also a new Line of Road commencing from the South-west End of a Lane near a House late in the Occupation of *William Ashman* Esquire, deceased, at the Bottom of *Portway Hill*, into the present Turnpike Road between *Eggford* and *Whatley*; and the said Trustees are hereby authorized, on the Completion of the before-mentioned several new Lines of Road or any of them, to abandon the present Turnpike Roads to be thereby avoided, or any of them; and also to widen and otherwise improve the before-mentioned Road from *Frome Bridge* to *Murtery Bridge*,

Power to
make new
Roads.

near

near the House late in the Occupation of *Thomas Clement* deceased, in *Frome* aforesaid, and also near the aforesaid Brewery at *Welsh Mill*, and also near the aforesaid House at *Spring Gardens* in the Occupation of *John Wilkins*; and also to widen and otherwise improve the before-mentioned Road from *Murtery Bridge* to *Buckland Bridge*, near the Top of *Buckland Hill*, and adjoining Lands of *Judith Emblen* and *William Phippen*, and also the before-mentioned present Turnpike Road near the *George Inn* in *West Woodlands* aforesaid, and also the before-mentioned present Turnpike Road near *Bugley Turnpike Gate* in the said Parish of *Warminster*, also the before-mentioned present Turnpike Road near the said House late belonging to or in the Occupation of the said *William Ashman* deceased, at *Eggford* aforesaid, and also the said Lane near the Bottom of *Portway Hill* aforesaid to *Great Elm* in the said County of *Somerset*, and to make and take the same Lane as Turnpike Road; such several new Lines of Road being within and passing through the several Parishes of *Frome Selwood*, *Mells*, *Whatley*, *Great Elm*, *Rodden*, *Berkley*, and *Maiden Bradley*, in the said Counties of *Somerset* and *Wilts*.

Appoint-
ment of
Trustees.

IV. And be it further enacted, That all His Majesty's Justices of the Peace acting for the said respective Counties of *Somerset* and *Wilts* for the Time being, together with the Reverend *Joseph Algar*, *Francis Allen*, *James Bayly*, *John Buckler*, *Burroughs*, *Joseph Bayly*, *Rowland Bayly*, *Thomas Bunn*, *Wentworth Baily*, *Francis Bush*, *Otto Bayer*, *John Bleek*, *Lord Cartaret*, *Henry Chichester*, *Ebenezer Coombs*, *James B Coles*, *Thomas Charles*, *William Dommett*, *Thomas Davis*, *Matthew Davies*, *Joseph Everett*, *James Fussell senior*, *James Fussell junior*, *Henry Austin Fussell*, *Isaac Fussell*, *John Fussell*, the Reverend *Jacob Fussell*, *William Foskett*, *Michael John Festing*, *George George*, *George Marwood George*, the Reverend *Robert Clavey Griffith*, *William Giles*, the Reverend *D' Griffith*, *Robert Haynes*, *John Hughes*, *George Hilliard*, the Reverend *Robert Herbert*, the Reverend *Henry Hinzman*, the Reverend *John Ireland*, *Samuel Kelson*, *William Francis Knatchbull*, *Thomas Whitaker Ledyard*, *Walter Long*, *Charles Marr*, the Reverend *Richard John Meade*, *Robert Meares*, *Edward Newport*, *Benjamin Overbury*, *Edward Olive*, *John Olive*, *Stephen Francis Phelps*, the Reverend *Charles Phillott*, *John Moore Paget*, *Thomas Rogers*, *William Rossiter*, *John Ravenhill*, *Henry Sheppard*, *George Sheppard*, the Reverend *Francis Skurray*, *Thomas Seagram*, *Thomas Harmer Sheppard*, *John Sheppard*, *William Hulbert Sheppard*, *John Wingfield Shawe*, *Francis Hutchinson Synge*, *Thomas Byard Sheppard*, *John Tivitoe Thring*, the Reverend *Thomas Whalley Wickham*, the Reverend *J Williams*, *George Wansey*, *Alfred Whitaker*, the Reverend *Hamilton John Williams*, *William Everett Waldron*, and *John Charlton Yeatman*, and their Successors, being duly qualified to act as Trustees for Turnpike Roads in *England*, shall be, and they, and their Successors, to be duly elected in manner directed by the Laws in force respecting Turnpike Roads in *England*, are hereby appointed Trustees for making, repairing, amending, widening, altering, and otherwise improving the said several Roads, and for otherwise carrying into full and complete Effect and Execution the several Powers

Powers and Provisions of this Act and of the said General Turnpike Acts.

V. And be it further enacted, That it shall and may be lawful for the Trustees appointed by this Act, and they are hereby authorized and empowered, at any Meeting to be held for that Purpose, to elect, nominate, and appoint any additional Number of Trustees (not exceeding Five in the whole); and such Trustees so elected and appointed, being qualified as aforesaid, shall be Trustees for the Purposes of this Act, and shall have the same Powers and Authorities for executing this Act as if they had been herein named and appointed Trustees. Power to appoint additional Trustees.

VI. And be it further enacted, That the said Trustees shall hold their First Meeting at the *George Inn* in *Frome* aforesaid, or some other convenient Place in *Frome*, on the Third *Friday* next after the passing 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 within the said Town of *Frome*, or in the Neighbourhood of the said Roads, as they shall think proper. First Meeting of Trustees.

VII. And be it further enacted, That it shall be lawful for the said Trustees, or any Person or Persons appointed or continued or to be appointed Collector or Collectors of the Tolls to be taken by virtue of this Act, and they are hereby authorized, to demand, receive, and take, at each and every of the several and respective Toll Gates or Turnpikes or Toll Houses, or Side Gates, Side Bars, or Chains, which are or shall be standing and being or continued or erected by virtue of this Act on the said Roads, or on the Side or Sides of any Part or Parts thereof, before the Horse or other Animal, Carriage or Vehicle, in respect of which the same shall be payable, shall be allowed to pass through any such Toll Gate or Turnpike, or Side Gate, Side Bar, or Chain, a Sum or Sums not exceeding the several Tolls herein-after mentioned; (that is to say,) Power to take Tolls.

For every Horse or other Beast drawing any Coach, Barouche, Sociable, Berlin, Landau, Phaeton, Chariot, Chaise, Curricule, Hearse, Calash, Gig, Caravan, Cart upon Springs, or other such like Carriage, any Sum not exceeding Sixpence:

For every Horse, Mule, Ox, Ass, or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels of the Breadth of Six Inches or upwards at the Bottoms or Soles thereof, any Sum not exceeding Sixpence:

For every Horse, Mule, Ox, Ass, or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels of the Breadth of Four Inches and a Half and less than Six Inches at the Bottoms or Soles thereof, any Sum not exceeding Seven-pence:

For every Horse, Mule, Ox, Ass, or other Beast drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels of less Breadth than Four Inches and a Half at the Bottoms or Soles thereof, any Sum not exceeding Eight-pence:

[Local.]

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For

For every Horse, Mule, or Ass, loaden or unloaden, and not drawing, any Sum not exceeding Two-pence :

For every Drove of Oxen, Cows, or Neat Cattle, any Sum not exceeding Ten-pence *per* Score, and so in proportion for any greater or less Number :

For every Drove of Calves, Swine, Sheep, or Lambs, any Sum not exceeding Five-pence *per* Score, and so in proportion for any greater or less Number :

For every Carriage impelled or drawn by Machinery or Steam, and not by any Animal or Animals, any Sum not exceeding Two Shillings ; and for every Carriage attached to and drawn by a Machinery or Steam Carriage, any Sum not exceeding One Shilling :

Fractional Part of a Halfpenny in Tolls.

And in all Cases where there shall be a fractional Part of a Halfpenny in the Calculation or Amount of the Tolls hereby granted or authorized to be taken, or in the Apportionment of such Tolls or any of them, the Sum of One Halfpenny shall be demanded and taken in lieu of such fractional Part ; and all the Tolls and Money to be collected or levied by virtue of this Act or the said recited Acts shall be and are hereby vested in the said Trustees, and shall be paid, applied, and disposed of to and for the several Uses, Intents, and Purposes, and in such Manner, as herein-after mentioned.

Tolls to be paid but once a Day.

VIII. And be it further enacted, That in case the full Toll hereby authorized to be taken shall have been paid for the passing of any Horse, Beast, or Cattle through any One of such Toll Gates or Turnpikes or Side Gates, such Horse, Beast, or Cattle shall, upon a Ticket being produced denoting the Payment thereof on the same Day, (each Day to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next succeeding Night,) be permitted to pass Toll-free through the same Toll Gate, Turnpike, or Side Gate, and also through such second or other Gate or Gates (if any) as the Ticket for such Payment shall free, at any Time or Times during the same Day, to be computed as aforesaid.

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

IX. Provided always, and be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of Horses and other Beasts drawing any Stage Coach, Diligence, Van, Caravan, Stage Waggon, Cart, or other Stage Carriage conveying Passengers or Goods for Pay, Hire, or Reward, and also for and in respect of any Carriage impelled or drawn by Machinery or Steam conveying Passengers or Goods for Pay, Hire, or Reward, every Time of such Stage Coach, Diligence, Van, Caravan, Stage Waggon, Cart, or Taxed Cart, or other Stage Carriage, Machinery or Steam Carriage, passing or repassing along the said Roads : Provided also, that no further or additional Toll shall be payable in respect of any Horses drawing any Stage Coach, Diligence, Van, Caravan, or Stage Waggon, or other Stage Carriage, on account only of the Horses drawing the same having been changed.

Post Chaises on every new Hiring.

X. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of Horses or Beasts let out to Hire, and drawing any Post Chaise or other such Carriage,

Carriage, every Time of passing along the said Roads, whenever any new Hiring thereof shall take place.

XI. Provided also, and be it further enacted, That when One full Toll shall have been paid for and in respect of any Horses or other Beasts drawing any Waggon, Wain, Cart, or other such Carriage laden with Stone, at all or any of the Toll Gates, Turnpikes, or Side Gates erected or to be erected on the said Roads, such Horses or other Beasts drawing such Waggon, Wain, Cart, or other such Carriage, shall be permitted to pass through the said Toll Gates, Turnpikes, or Side Gates, in respect of such Payment, twice only during the same Day (to be computed as aforesaid); and before any such Horses or other Beasts drawing such Waggon, Wain, Cart, or other such Carriage laden with Stone as aforesaid shall be permitted to pass through any One or more of such Toll Gates, Turnpikes, or Side Gates a Third Time on the same Day (to be computed as aforesaid), such Horses or other Beasts drawing such Waggon, Wain, Cart, or other such Carriage shall be subject and liable to the Payment of One Half of the original full Toll payable in respect thereof, over and besides such original full Toll; any thing in this Act contained to the contrary thereof in anywise notwithstanding.

Carriages laden with Stone to pay Toll on every Third Time of passing.

XII. And be it further enacted, That no more than the Number of full Tolls herein-after mentioned shall be demanded or taken on the same Day for or in respect of the same Horses, Cattle, Beasts, or Carriages for once passing and repassing through all or any of the Turnpikes or Toll Gates erected or to be erected across or upon the Sides of the said Roads; (that is to say,) between the Commencement of the said Road at or near *Warminster* aforesaid and the Town of *Frome*, One full Toll; between the said Town of *Frome* and the Termination of the said Road at the Beacon on *Mendip Hills* aforesaid, Two full Tolls; between the Commencement of the said Road at *Eggford* aforesaid and the Termination of the said Road at *Stanbrook Ash* in the said Parish of *Mells*, One full Toll; between the Commencement of the said Road near the *Seven Dials* aforesaid, whether along the present Road towards *Buckland*, or the said proposed new Road from near the *Packhorse* Inn to near the Pound, and the Termination of the said Road at the Bridge at *Buckland*, One full Toll; between the Commencement of the said Road near the Bridge in *Frome* aforesaid and the Junction thereof with the last-mentioned Road, One full Toll; between the Commencement of the said Road at *Wallbridge* in the said Parish of *Rodden* and the Termination of the said Road at *Penleigh Gate* aforesaid, One full Toll; between the said Town of *Frome* and the Termination of the said Road near *Nunney* Church aforesaid, One full Toll; between the Commencement of the said Road near *Garston* aforesaid and the Termination of the said Road at the *Bruton* Turnpike Road, One full Toll; between the Commencement of the said Road near the *North Parade* aforesaid and *Gallows Gate* aforesaid, One full Toll; between the Commencement of the said Road at *Blatchbridge* and the Termination of the said Road near the *Horse and Jockey* Public House, One full Toll; between the Commencement of the said Road at *Goose Marsh Gate* and the Termination of the said Road at *Bull's*

Limiting Number of Tolls to be taken in One Day.

Quarries

Quarries aforesaid, One full Toll; between the Commencement of the said Road at the Cross Road on the West Side of *Little Elm* aforesaid and the Termination thereof in *Coleford* aforesaid, One full Toll; between the Commencement of the said Road near *North Hill* Turnpike Gate and the Termination of the said Road near *Lamb's Gate*, One full Toll; between the Commencement of the said Road near the First Mile Stone on the Road from *Frome* to *Buckland* and the Termination of the said Road at *Murdercombe*, One full Toll; between the Commencement of the said Road at the Brewery at *Welsh Mill* aforesaid and the Termination of the said Road in the Lane leading to *Clink* Cross Roads, One full Toll; between the Commencement of the said Road near *Great Elm* and the Termination of the same in the *Eggford* and *Whatley* Road, One full Toll.

One-horse
Carts may
be weighed.

XIII. And whereas it frequently happens that Carts drawn by One Horse passing along the said Roads carry a greater Weight than is allowed by Law for Carts drawn by Two or more Horses; be it therefore further enacted, That all Carts passing along the said Roads drawn by One Horse only shall and may be weighed at any Weighing Machine now erected or to be erected on the said Roads, and the like additional Toll demanded, received, and recovered for the Overweight thereof as is by Law payable in respect of the Overweight of Carts drawn by Two or more Horses; and all the Powers, Regulations, and Penalties now in force relating to the weighing of Waggon, Carts, and other such Carriages drawn by more than One Horse shall be applicable to Carts passing on the said Roads drawn by One Horse only, and to the Drivers, Masters, and Owners thereof.

Separate
Accounts to
be kept, and
no Money to
be expended
on a Road
where there
is no Gate.

XIV. And be it further enacted, That a separate and distinct Account shall be kept by the Clerk to the said Trustees, in a Book or Books to be provided for that Purpose, of all Monies laid out and expended on each respective Line of Road by this Act authorized to be diverted, widened, improved, or made, and also separate and distinct Accounts of the Tolls collected or received at the several Gates erected and set up upon or across each of such respective Lines of Road: Provided also, that no Money arising from any of the Tolls mentioned in this Act shall be applied in or towards the Repair of any Branch or distinct Line of Road comprised in this Act, unless some Toll Gate, Toll Bar, or Turnpike shall be erected and continued upon such Branch Road, nor unless the said 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 such distinct Line of Road or Branch Road than shall be collected thereon, or borrowed on the Credit of the Tolls collected thereon.

Application
of Tolls.

XV. And be it further enacted, That out of the Monies already received by virtue of the said several Acts hereby repealed on account of the said Roads, and now in the Treasurer's Hands, or out of the first Money which shall arise or be received from the Tolls by this Act granted or otherwise, the said Trustees shall, in the first place, pay and discharge all the Costs, Charges, and Expences which have

have been incurred in or about applying for, preparing, obtaining, and passing of this Act, or otherwise relating thereto; and the Remainder of all such Monies shall (after Payment of the necessary Expences of erecting or repairing Toll Gates, Toll Houses, Milestones or Posts, and Fences, and for Books, Advertisements, Salaries of Officers, and other Expences incidental to the Execution of this Act,) be applied in keeping down the Interest of the Principal Monies advanced or borrowed on the Credit of the Tolls arising on the said Roads by virtue of the said Acts hereby repealed, in preference to the Interest of any Monies to be borrowed on the Credit of this Act; and in the next place in keeping down the Interest of the Principal Monies which may hereafter be borrowed on the Credit of this Act; and afterwards in amending, improving, maintaining, repairing, and keeping in repair the said Roads, and otherwise putting this Act into execution; and then in repaying the Principal Monies already borrowed on the Credit of the Tolls arising on the said Roads by virtue of the said Acts hereby repealed; and lastly in repaying the Principal Monies to be borrowed on the Credit of this Act, and to or for no other Use or Purpose whatsoever.

XVI. And whereas a Map or Plan describing the Lands, Tenements, Hereditaments, and other Premises in, upon, through, over, or along which the said several Alterations and Improvements are respectively intended to be made or carried, together with a Book of Reference to such Map or Plan, containing a List of the Names of the Owners or reputed Owners and Occupiers of such Lands, Hereditaments, and other Premises, has been deposited at the Office of the Clerk of the Peace of the County of *Somerset*, and another Map or Plan and Book of Reference with the Clerk of the Peace for the County of *Wills*; be it therefore further enacted, That the said Maps or Plans and Books of Reference shall remain in the Custody of the said Clerks of the Peace respectively, to the end that all Persons may at all reasonable Times have Liberty to inspect and peruse the same, and to take Copies or Extracts thereof, at their Will and Pleasure, paying to the said Clerks 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 Trustees, in making such Alterations and Improvements, shall not deviate more than One hundred Yards from the Lines described in the said Maps or Plans, without the Consent in Writing of the Person or Persons, Bodies Politic, Corporate, or Collegiate, in, upon, through, or over whose Lands and Premises the said several Alterations and Improvements shall respectively be made.

Plan deposited with the Clerk of the Peace to be open to Inspection.

Trustees not to deviate more than 100 Yards therefrom without Consent.

XVII. Provided always, and be it further enacted, That it shall be lawful for the Trustees to make the said several new Lines of Road and Improvements 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 are set out and described in the said Maps or Plans or Books of Reference, although such Lands, Tenements, and Hereditaments, or the Name or Names of such Person or Persons, or of the Parish or Parishes in which such Lands, Tenements, and Hereditaments are mentioned to

New Roads may be made notwithstanding Errors in Book of Reference.

be situate, or the Parish or Parishes from, through, or into which the said new Lines of Road, or any or either of them, shall commence, pass, run, or determine, shall or may happen to be erroneously mentioned, described, omitted, or mis-stated in the said Maps or Plans or Books of Reference, in case it shall appear to any Two or more Justices of the Peace of the County wherein such Lands, Tenements, and other Hereditaments shall be situate, and to be certified by Writing under their Hands, that such Omission, Misnomer, or inaccurate Description proceeded from Mistake only.

Dwelling Houses, &c. not to be taken except those mentioned in Schedule.

XVIII. Provided always, and be it further enacted, That the Powers and Authorities given by this Act for making, maintaining, widening, diverting, improving, or altering the said Roads comprised in this Act, and making the said new Lines, shall not extend or be construed to extend to authorize or empower the said Trustees to take or pull down, injure or damage, any Dwelling House or other Buildings, or to take in or make use of any Curtilage, Orchard, Garden, Yard, Park, Paddock, Lawn, Shrubbery, planted Walk, or Avenue to a House, Plantation; or any Part thereof respectively, without the Consent in Writing of the Owner or Proprietor thereof, or other Person interested therein, first had and obtained, except such as are mentioned and specified in the Schedule to this Act annexed.

Limiting Period for purchasing Property.

XIX. And be it further enacted, That if the said Trustees shall not, within the Space of Three Years from and after the passing of this Act, agree for or cause to be valued the several Houses and Tenements mentioned in the Schedule to this Act annexed, then and from thenceforth the Powers to them granted for such Purpose only shall cease, determine, and be utterly void and of no Effect, save and except with the Consent in Writing of the Owners and Occupiers of such Houses and Tenements; any thing herein contained to the contrary thereof in anywise notwithstanding.

Stock already purchased to be sold, and Produce to be applied in Payment of Mortgage Debt.

XX. And whereas the said Trustees have, under and by virtue of the Powers and Provisoos contained in the said recited Act passed in the Fiftieth Year of the Reign of His Majesty King *George* the Third, laid out and invested several Sums of Money in the Purchase of Three Pounds *per Centum* Consolidated Annuities, and have also from Time to Time, as and when the Dividends become payable in respect of the said Sums of Money, laid out and invested such Dividends, and also the Dividends of such Accumulations, in the Purchase of Stock in the said Three Pounds *per Centum* Consolidated Annuities, and by means of such several Purchases as aforesaid the Sum of Six thousand one hundred and eighty-seven Pounds Nine Shillings and Three-pence is now invested in the Three Pounds *per Centum* Consolidated Annuities, in the Names of the Right Honourable *Edmund* Earl of *Cork* and *Orrery*, *Thomas Bunn* Esquire, and the Reverend *John Frederick Doveton*, Trustees of the said Turnpike Roads, as a Fund for the Redemption or Diminution of the Debt due on the Credit of the said Tolls; be it therefore further enacted, That the said Sum of Six thousand one hundred and eighty-seven Pounds Nine Shillings and Three-pence Three Pounds *per Centum* Consolidated Annuities shall, within Three Calendar Months after the passing of

of this Act, be sold, and the Money arising therefrom shall be paid and applied towards discharging the Mortgage Debt now due on the Credit of the said Tolls, either rateably amongst all the Creditors in proportion to the several Debts, or to some of them by Lot, in the Manner expressed or directed by an Act passed in the Fourth Year of the Reign of His late Majesty King *George* the Fourth, 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.* 4 G. 4. c. 49.

XXI. And be it further enacted, That it shall be lawful for the Trustees for the Time being of the said Roads, and they are hereby authorized, directed, and required, yearly and every Year during the Continuance of this Act, to deduct and retain, from and out of the Tolls arising or to arise and to be received in pursuance of this Act, the Sum of Four hundred Pounds, to be applied for the Purpose of redeeming or reducing the Debt already incurred or hereafter to be incurred on the Credit of the said Tolls, in the Manner herein-before mentioned; and when and as soon as the whole of the Debt due on the Credit of the said Tolls shall be reduced to Four thousand Pounds, the said Expenditure of the yearly Sum of Four hundred Pounds shall cease, unless the said Trustees at any Meeting, of which Twenty-one Days Notice shewing the Purpose thereof shall be given by affixing such Notice in Writing on all the Toll Gates or Turnpikes at that Time erected on the said Roads, and by inserting such Notice in One or more Newspaper or Newspapers generally circulated in the Neighbourhood of the said Roads, shall order or direct the said yearly Sum of Four hundred Pounds to be retained, and applied in discharge of the Debt then remaining due on the Credit of the said Tolls or any Part thereof, in which Case the Sum of Money so to be retained shall be applied in the Manner herein-before expressed and directed with respect to the Sums already invested, and to be hereafter retained, until the whole of the Debt due on the Credit of the said Tolls shall be paid off.

Trustees to retain a further Sum yearly towards redeeming the Debt.

XXII. Provided also, and be it further enacted, That it shall and may be lawful to and for the said Trustees to apply any further Sum or Sums of Money arising from the said Tolls, or from the lawful Gift, Grant, Lease, or Subscription of any Person or Persons for that Purpose, in order for the more speedy Discharge of the Debts due and to become due on the Security of the said Tolls, in manner aforesaid.

Power to lay out further Sums in discharging the Debt.

XXIII. Provided always, and be it further enacted, That it shall and may be lawful for the said Trustees, or any Seven or more of them, from Time to Time and at all Times during the Continuance of this Act, at any Meeting or Meetings to be held for that Purpose, of which Twenty-one Days Notice shall be given in Two Newspapers to be circulated in the Counties of *Wilts* and *Somerset*, and also affixed on all the Turnpike Gates then erected on the said Roads, by any Writing or Writings under their Hands and Seals to borrow and take up at Interest, upon the Credit of the Tolls arising by virtue of

Power to borrow more Money, not exceeding a certain Sum.

of this Act, such further Sum or Sums of Money as they shall think fit, so as the Monies which are now due, and the total Amount of the Monies which may be so borrowed, shall not exceed in the whole the Sum of Twenty-six thousand Pounds; and they may and are hereby empowered, by such Writing or Writings as herein-before specified and set forth, to demise or mortgage the said Tolls or any Part or Parts thereof, and the Turnpikes or Toll Houses for collecting the same, in manner aforesaid, as a Security to any Person or Persons, or their Trustee or Trustees, for each Sum or Sums of Money so to be borrowed and the Interest thereof; but no further Sum of Money is to be or shall be borrowed on the Credit of the Sinking Fund, nor by deducting the Value thereof from the Twenty-six thousand Pounds, or any other Contrivance, but the Sinking Fund is to be faithfully applied to reduce one single Debt of Twenty-six thousand Pounds, or any less Amount to Four thousand Pounds, or as near thereto as Circumstances will permit.

Money not
to be laid out
in repairing
Streets, &c.

XXIV. Provided always, and be it further enacted, That no Part of the Money received or to be received by virtue of the said recited Acts or this Act shall be laid out in paving, cleansing, lighting, or repairing any Street, Road, or Highway within the Town of *Frome*.

Public Act.

XXV. 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.

Commence-
ment and
Continuance
of this Act.

XXVI. And be it further enacted, That this Act shall commence and take effect upon the Third *Friday* next after the passing thereof, and shall thenceforth 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.

The SCHEDULE referred to by the foregoing Act.

Description of Property.	Owners.	Occupiers.
<i>Parish of Mells.</i>		
(Somerset.)		
Garden - - -	T. S. Horner Esquire - - -	Thomas Rentmore.
House and Garden - - -	The same - - -	Susan Baynton.
Pasture Field - - -	The same - - -	Thomas Fever.
<i>Parish of Whatley.</i>		
Wood - - -	The same - - -	Himself.
Arable Field - - -	The Rev. H. T. Williams - - -	James Burge.
Pasture Field - - -	William Frowd Seagram - - -	William Baily.
Ditto - - -	The same - - -	The same.
Ditto - - -	John Sheppard - - -	Himself.
Ditto - - -	William F. Seagram - - -	William Baily.
Orchard - - -	William Ashman - - -	Himself.
Pasture Field - - -	William Shore - - -	Himself.
Ditto - - -	William Ashman - - -	Himself.
House and Outhouse - - -	The same - - -	Himself.
Garden - - -	The same - - -	Himself.
<i>Parish of Great Elm.</i>		
Pasture Field - - -	Thomas Fussell - - -	William Chivers.
Ditto - - -	Sir Henry Strachey Bart. - - -	Peter Jones.
Ditto - - -	Thomas Fussell - - -	William Chivers.
Ditto - - -	Sir Henry Strachey - - -	Peter Jones.
Ditto - - -	Sir Henry Strachey - - -	The same.
Ditto - - -	James Coombs, Lessee - - -	The same.
Arable Field - - -	Sir Henry Strachey - - -	William Chivers.
Ditto - - -	Sir Henry Strachey - - -	Himself.
Ditto - - -	James Coombs, Lessee - - -	Himself.
Ditto - - -	Sir Henry Strachey - - -	John Sperring.
Ditto - - -	The same - - -	The same.
Pasture Field - - -	Sir Henry Strachey - - -	John Sheppard.
Ditto - - -	The same - - -	The same.
Ditto - - -	The same - - -	John Sperring.
Ditto - - -	The same - - -	John Sheppard.
Ditto - - -	The same - - -	John Sperring.
Ditto - - -	The same - - -	Edmund Ashby.
Ditto - - -	John Sheppard - - -	Himself.
<i>Parish of Frome Selwood.</i>		
Pasture Field - - -	The Earl of Cork - - -	Edmund Ashby.
Ditto - - -	The same - - -	The same.
Ditto - - -	The same - - -	The same.
Arable Field - - -	The same - - -	The same.
Garden - - -	Richard Brittain - - -	Sarah Guy, Thomas Fussell, John Sparrey, Richard Smith.

Description of Property.	Owners.	Occupiers.
Orchard and Garden -	Francis Allen -	Himself, Anthony King.
Garden and Outhouse	Richard Brittain -	Himself.
Garden and Weaving Shop -	Moses Aldridge -	James Hillier.
Occupation Road -	John Sheppard -	Edward Parfitt.
House and Garden -	William George -	William Down.
Garden -	Joseph Cook -	The same.
Ditto -	John Baynton -	John Ames,
House, Stable, Garden, and Cottage -	Jonathan Drew -	Himself, John Daniels, John Watson.
Garden -	The Marquess of Bath -	John Daniels.
	Jonathan Drew, Lessee -	
Pasture Field -	The Marquess of Bath -	Himself.
	William Baily sen. Lessee -	
Carthouse and Premises -	The same -	The same.
Pasture Field -	The Marquess of Bath -	Himself.
	William Dommett, Lessee -	
Garden, House, and Outhouse -	Charles Oldfield -	John Newth, Edward Millard, William Milgrove, Chas. Hoddinott, Chas. Long, and Wm. Deacon.
	E. G. Pitt, a Trustee for late John King's Representatives -	
Garden -	The Marquess of Bath -	Edward Bishop.
	John Ayres, Lessee -	
House, Outhouse, and Garden -	The Marquess of Bath -	William Green.
	Thomas Morgan, Lessee -	Samuel Sweet.
House -	The Marquess of Bath -	Abraham James.
	Samuel Yerbury, Lessee -	
Blacksmith's Shop -	The Marquess of Bath -	James Lacey.
	John Lacey, Lessee -	
Killing-house and Premises -	The Marquess of Bath -	Himself.
	William Reynolds, Lessee -	
Garden and Buildings -	The Marquess of Bath -	Charles Palmer.
	James Browning, Lessee -	
Yard and Premises -	The Marquess of Bath -	James Kemp, John Provis, Edward Bishop.
	John Ayres, Lessee -	
Houses -	The Marquess of Bath -	Charles Pike.
	Hester Brown, Lessee -	Stephen Hill.
Garden -	The same -	Christopher Moresby.
Garden and Pasture Field -	The Earl of Cork -	John Wilkins.
	Miss Olive, Lessee -	
Pasture Field -	The same -	The same.
Ditto -	The same -	The same.
Garden -	Misses Brownjohn -	Joseph Pitman.
Front Court and Buildings -	Mrs. Skurray -	Mr. and Mrs. Hillyard.
	Mrs. Hillyard -	
Garden -	Parish Officers -	Themselves.
Pasture Field -	Mr. Pearce -	Daniel Rawlings.
	Thomas Barter -	
Garden -	Francis Bush -	George Biss.
Ditto -	John Backhouse -	Himself.
Garden and Premises	George Sheppard -	Himself.

Description of Property.	Owners.	Occupiers.
Pasture Field	Miss Clark	John May.
Ditto	The Rev ^d Charles Phillott	John May.
Ditto	Thomas Bunn	The same.
Ditto	The Marquess of Bath James Anthony Wickham, Lessee	The same.
Ditto	The Marquess of Bath Thomas Bunn, Lessee	Joseph Sinkins.
Ditto	The same	The same.
Ditto	The Reverend Charles Phillott The Marquess of Bath Henry Wescott's Execu- tors, Lessees Thomas Bunn	The same.
House, Garden, Pas- ture Field, and Premises	Joseph Green The Earl of Cork John Croker, Lessee	The same, Thomas Ford, Mary Harper, Stephen Wilcox.
Pasture Field	John Nicholls, William Tiley, John Little, Trustees for Mrs. Eliza- beth Olive	John Nicholls.
Ditto	The Earl of Cork John Crocker, Lessee	John May.
House, Orchard, and Garden	The Marquess of Bath Susan Hall, Lessee	John Millett jun.
Gardens	The Marquess of Bath Benj. Carpenter, Lessee	Seth Burge, Joseph Wilcox, Thomas Wilcox, William James, John Mil- lett sen.
Garden	The Marquess of Bath William Croom, Lessee	John Millett sen.
Buildings, Yard, Closes, and Pre- mises	The same	John Hoddinott.
Court, Orchard, Gar- den, and Premises	The Marquess of Bath William Croom, Lessee	John Hoddinott.
Pasture Fields	The same	The same.
Ditto	The Marquess of Bath Benjamin Nuth's Repre- sentatives, Lessee	Joseph Sinkins.
Ditto	The Marquess of Bath William Croom, Lessee	John Hoddinott.
Ditto	The Marquess of Bath John Backhouse, Lessee	William Ayres.
Garden	The Marquess of Bath James Butler, Lessee	William Noble.
Orchard	The Marquess of Bath Susannah Pope, Lessee	Herself.
House and Garden	The Marquess of Bath Susannah Pope, Lessee	Herself. Thomas Clark.
Gardens and Yard	The Marquess of Bath James Lee, Lessee	William Ayres.
Orchard	The Marquess of Bath George Lee, Lessee	Himself.

Description of Property.	Owners.	Occupiers.
Blacksmith's Shop	William Ayres	Richard Prangley.
Garden and Yard	John Guy	The same.
Orchard	The Marquess of Bath	The same.
House and Garden	Stephen Butler, Lessee	Himself.
Ditto	The same	William Lear.
Pasture Field	The Marquess of Bath	William Noble.
	Susannah Pope, Lessee	
	The same	
<i>Parish of Berkley.</i>		
Pasture Land	The Rev ^d J. M. Rogers	Jeremiah Singer.
Garden	The Rev ^d J. M. Rogers	Herself.
	Susan Payton, Lessee	
<i>Parish of Buckland Dinham.</i>		
Orchard	William Phippen	Himself.
Pasture Field	Sir Henry Strachey	The same.
	William Phippin, Lessee	
Ditto	Judith Emblen	Herself.
	Chas. Evered's Represen-	James Weaver.
	tatives	William Phippin.
Ditto	Sir Henry Strachey	
Ditto	Sir Henry Strachey	Herself.
	Judith Emblen	
<i>Parish of Warminster.</i>		
(Wilts.) Garden	Benjamin Turner Glass	Richard Holloway.
	John Guesford	Benjamin Cundick.
	Corpus Christi College	James Cundick.
	Charles Sly, Lessee	
Arable and Garden	William White	Himself. George Haynes.
	John Barnes	James Moody.
	Elizabeth Morgan	William Adlam.
	Lush	Samuel Adlam.
<i>Parish of Maiden Bradley.</i>		
Pasture Field	The Duke of Somerset	Martin Snook.
Ditto	The same	The same.
Pasture and Garden	The same	The same.
Garden, Outhouse, and Premises	The same	Joseph Young.
Garden and Premises	The same	Robert Walters.
Pasture Field	The same	William Nuth and John Nuth.
Garden	The same	John Newbury.
House, Garden, and Smith's Shop	The same	Michael Doman and John Ford.