ANNO SECUNDO

GULIELMI IV. REGIS.

Cap. XCV.

An Act for the better Drainage of certain Lands in the Parishes of *Spalding* and *Pinchbeck* in the County of *Lincoln*, the Waters from which are discharged by the *Blue Gowt* Drain.

[23d *June* 1832.]

WHEREAS an Act was passed in the Forty-first Year of the Reign of King *George* the Third, intituled *An Act for draining, dividing, allotting, and inclosing* Deeping, Langtoft, Baston, Spalding, Pinchbeck, *and* Cowbit *Commons within the Parts of* Kesteven *and* Holland *in the County of* Lincoln, *and also for draining* Crowland Common *or* Goggushland, *certain Lands and Grounds in the Parishes of* Bourn *and* Thurlby *adjoining or lying contiguous to the North Bank of the River* Glen, *and certain inclosed Lands in* Deeping Fen *and in the Parishes of* Spalding *and* Pinchbeck *adjoining to the said Commons, and lying between the Rivers* Glen *and* Welland; *and also for rendering more effectual several Acts of Parliament heretofore passed for draining and preserving the several Lands, Grounds, and Commons herein-before mentioned, or certain Parts thereof:* And whereas by the said Act it was enacted, that if at any Time the Waters from such of the Lands in the Parishes of *Spalding* and *Pinchbeck* lying between the *Westload* Drain and the River *Glen* as were intended to drain through and by the said *Blue Gowt* Drain should, by reason of the Height of the Water in the said *Vernatts* Drain or at the Outfall thereof, be prevented or impeded in running from the said Lands into the said *Blue Gowt* Drain, or from being dis- 41 G. 3. c. 128.

charged into the River *Glen*, it should be lawful for the Owners and Proprietors of the said Lands, or the major Part of them in Value, by Writing under their Hands or the Hands of their known Agents, at a Meeting to be held in the Parish Church of *Pinchbeck*, as therein mentioned, to erect and build One or more Mill or Engine, Mills or Engines, for discharging the said Waters into the said River *Glen*, and to cut and make such Drain or Drains through the said Lands and Grounds as they should think necessary or requisite for the free Passage of the Water to such Mill or Engine, Mills or Engines; and the Charges and Expences of making and executing the said several Works of Drainage, and of using and supporting the same, should from Time to Time for ever thereafter be borne, paid, and defrayed by an equal annual Acre Rate or Tax to be charged upon the Owners and Proprietors of the Lands and Grounds in *Spalding* and *Pinchbeck* aforesaid lying between the said *Westload* Drain and River *Glen*, and draining by the said *Blue Gowt* Drain, and be recovered and received by such Officer or Officers, and by such Ways and Means, under the Authority of the said Court of Sewers, as the Dikereeve Rates in respect of such Lands should from Time to Time be raised and levied; and that, by and out of the Monies so to be recovered and received, all such Damages as should be sustained by the Owners or Occupiers of Lands used in forming such Works of Drainage (in case the Parties interested could not agree upon the Compensation to be made for the same) should be assessed by a Jury, to be impannelled and sworn in like Manner as was therein provided for respecting Damages to be incurred in the Execution of the other Purposes of the now-reciting Act: And whereas the Drainage of the said Lands in *Spalding* and *Pinchbeck* lying between the *Westload* Drain and River *Glen* aforesaid, and which said Lands are bounded on the East by the *Roman* Bank in the said Parishes of *Spalding* and *Pinchbeck*, on the North by the said River *Glen*, on the West by the *Dozens* Bank otherwise the Turnpike Road leading to *Bourn*, and on the South by the Site of the old *Westload* Drain, hath been and is greatly interrupted and impeded by reason of the Height of the Water at the Outfall of the said *Blue Gowt* Drain in the River *Glen*, and it hath become necessary to build One or more Engine or Engines, to be worked by the Power of Steam, for facilitating the Discharge of the Waters of the said *Blue Gowt* Drain into the said River *Glen*; but the aforesaid Enactment or Provision made by the said recited Act hath been found defective and insufficient for effecting such Purposes, and for effectually draining the said Lands, and it is therefore expedient that the same should be repealed, and that other and further Powers and Provisions should be granted and made in lieu thereof, for effecting the Purposes aforesaid: 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 so much of the said recited Act as enacts, that if at any Time the Waters from such of the Lands in the Parishes of *Spalding* and *Pinchbeck* lying between the *Westload* Drain and the River *Glen* as were intended to drain through and by the *Blue Gowt* Drain shall, by reason of the Height of the Water in the *Vernatts* Drain or at the Outfall thereof, be prevented or impeded

Repeal of certain Powers of the recited Act.

in running from the said Lands into the said *Blue Gowt* Drain, or from being discharged into the River *Glen*, it shall be lawful for the Owners and Proprietors of the said Lands, or the major Part of them in Value, by Writing under their Hands or the Hands of their known Agents, to be held in the Parish Church of *Pinchbeck*, as therein mentioned, to erect and build One or more Mill or Engine, Mills or Engines, for discharging the said Waters into the said River *Glen*, and to cut and make such Drain or Drains through the said Lands and Grounds as they shall think necessary or requisite for the free Passage of the Water to such Mill or Engine, Mills or Engines; and the Charges and Expences of making and executing the said several Works of Drainage, and of using and supporting the same, shall from Time to Time for ever thereafter be borne, paid, and defrayed by an equal annual Acre Rate or Tax to be charged upon the Owners and Proprietors of the Lands and Grounds in *Spalding* and *Pinchbeck* aforesaid lying between the said *Westload* Drain and River *Glen*, and draining by the said *Blue Gowt* Drain, and be recovered and received by such Officer or Officers, and by such Ways and Means, under the Authority of the said Court of Sewers, as the Dikereeve Rates in respect of such Lands shall from Time to Time be raised and levied; and that, by and out of the Monies so to be recovered and received, all such Damages as shall be sustained by the Owners or Occupiers of Lands used in forming such Works of Drainage (in case the Parties interested cannot agree upon the Compensation to be made for the same) shall be assessed by a Jury, to be impannelled and sworn in like Manner as is therein provided for respecting Damages to be incurred in the Execution of the other Purposes of the Act, shall be and the same is hereby repealed.

Appointing Trustees.

II. And be it further enacted, That *Leonard Browne* of *Pinchbeck* aforesaid, Esquire, *William Peppercorn* of *Saint Neots* in the County of *Huntingdon*, Gentleman, *Thomas Brabins Measure* of *Pinchbeck* aforesaid, Gentleman, *William Wiles* of *Pinchbeck* aforesaid, Grazier, and *George Brown* of *Rigbolt* in the Parish of *Gosberton* in the said County of *Lincoln*, Grazier, and their Successors, to be nominated and elected as herein-after mentioned, shall be and they are hereby appointed Trustees for better effecting the Drainage of the Lands in the said Parishes of *Spalding* and *Pinchbeck* lying between the *Westload* Drain and River *Glen*, and bounded on the East by the *Roman* Bank aforesaid, on the North by the River *Glen*, on the West by the *Dozens* Bank or Turnpike Road aforesaid, and on the South by the old *Westload* Drain, and for supporting and keeping in repair the said *Blue Gowt* Drain, and the several Banks, Drains, and other Works of Sewers now used for the Drainage of the said Lands, within the Limits aforesaid, and for making and maintaining the Works by this Act authorized to be made, and for otherwise carrying the Purposes of this Act into execution.

The Office of Trustees to be permanent for Three Years successively.

III. And be it further enacted, That the Trustees herein named shall continue in Office for the Term of Three Years from the passing of this Act, and they and their respective Successors shall (unless some other Persons shall be appointed Trustees in their Place or Stead at the End of any Term of Three Years, pursuant

suant to the Provisions herein-after contained,) also continue in Office for the further Term of Three Years, to be computed from the Expiration of such first Term of Three Years, and also for any succeeding Term or Terms of Three Years, unless some other Persons shall be so appointed Trustees in their Place or Stead.

Power to appoint new Trustees.

IV. And be it further enacted, That it shall be lawful for any of the Proprietors or Owners of the said Lands to the Amount of Fifty Acres and upwards, at any Time within Forty Days before the Expiration of the said Term of Three Years from the passing of this Act, and also from Time to Time within Forty Days before the Expiration of any succeeding Term of Three Years, to cause public Notice to be affixed on the principal Door of the respective Parish Churches of *Spalding* and *Pinchbeck*, on some *Sunday* immediately before Divine Service, that the Proprietors of Lands in the said Parishes, or their Deputies or Agents, do meet at some Inn or public Place in the Town of *Spalding*, on the *Tuesday* Three Weeks next after such Publication of such Notice, between the Hours of Ten and Twelve of the Clock in the Forenoon, then and there to make choice of proper Persons to be Trustees for putting this Act into execution for and during the then succeeding Term of Three Years; and the Proprietors or Owners of Lands present at any such Meeting shall or may then and there proceed to nominate, elect, and appoint proper Persons or a proper Person to be Trustees or a Trustee for carrying this Act into execution, in the Room, Place, or Stead of the Trustees then in Office, or of such One or more of them as the Proprietors or Owners then present shall think proper to displace; and in case such Nomination, Election, and Appointment shall take place, then such Trustees or Trustee so from Time to Time to be elected, and the Trustees or Trustee (if any) who shall not be then displaced, shall on the Day of the Expiration of the then existing Term of Three Years be Trustees for better effecting the Drainage of the same Lands, and for supporting, making, and maintaining the same Works, and for carrying this Act into execution, in the Place and Stead of the Trustees or Trustee (as the Case may be) whose Office shall, pursuant to the Provisions of this Act, then cease;

For supplying Vacancies in case of Death, &c.

and in case at any Time before the Expiration of any of the said respective Terms of Three Years any Trustee or Trustees then in Office shall misbehave himself in the Execution of his Office, or in case of the Death, or Refusal or Incapacity to act of any Trustee appointed or elected by or in pursuance of this Act, it shall and may be lawful for the Proprietors or Owners of the said Lands to nominate and elect (at a Meeting to be called and held in manner aforesaid) some other proper Person to be a Trustee in the Place or Stead of the Trustee so misbehaving, or so dying, or refusing or becoming incapacitated as aforesaid, and such Trustee so nominated and elected shall have and be invested with the same Powers as the Trustee in the Place or Stead of whom he shall be so chosen would have had if such Misbehaviour, Death, Refusal, or Incapacity had not happened; and no such Vacancy shall impede, annul, or vitiate any of the Proceedings under this Act, but the Powers and Authorities of the Trustees shall and may be executed and carried on by the remaining Trustees,

Trustees, in like Manner, and as effectually to all Intents and Purposes, as they might have been in case the Number of Five Trustees had been complete; and all Appointments of new Trustees in pursuance of this Act shall be in Writing, and certified, under the Hands of the Proprietors or Persons voting for their Election, or choosing them as aforesaid, in a Book to be kept in the Church of the said Parish of *Spalding*.

Regulating the Mode of voting at Elections, &c.

V. And be it further enacted, That at all Meetings to be held in pursuance of this Act at which any of the Proprietors or Owners of the said Lands shall attend for the Election of Trustees or otherwise, all Elections and other Matters shall be made or determined by a Majority of Votes of the Proprietors or Owners of Lands charged or to be charged towards the Expences of executing this Act, present, by themselves, or Agents or Deputies appointed pursuant to the Directions of this Act; and that every Proprietor or Owner of Ten Acres or upwards of such Lands shall be entitled to and have One Vote; and every Proprietor or Owner of Sixty Acres or upwards of such Lands shall be entitled to and have an additional Vote for every Fifty Acres above his or her first Ten Acres, yet so that no such Proprietor or Owner, or his or her Agent or Deputy, present at any such Meeting, shall have more than Ten Votes in the whole, unless he or she shall be a Proprietor or Owner of Five hundred Acres or more of such Land, in which Case he or she shall be entitled to and have an additional Vote for every Two hundred Acres above his or her first Five hundred Acres, yet so that no such Proprietor or Owner, or his or her Agent or Deputy, present at any such Meeting, shall have more than Twelve Votes in the whole: Provided always, that in all Cases of Infancy, Idiotcy, or Lunacy, the Guardian or Guardians, Trustee or Trustees, shall, for the Purposes of this Act, be deemed and considered to be the Proprietor of the Estate of the Infant, Idiot, or Lunatic; and that in all Cases of Joint Tenancy, Tenancy in Common, and Tenancy in Coparceny, the several Tenants shall, for the Purposes of this Act, be deemed and considered to be One Proprietor.

Proprietors may vote by their Agent or Deputy.

VI. And be it further enacted, That it shall be lawful for the Proprietors or Owners of the said Lands to vote at any such Meeting by his, her, or their Agent or Deputy (whether such Agent or Deputy shall be or be not a Proprietor or Owner in his or her own Right): Provided always, that every such Agent or Deputy shall be appointed by Writing under the Hand or Hands of the Proprietor or Owner or Proprietors or Owners entitled to vote, or, in case of a Corporation, under their Common Seal.

Meetings and Proceedings of Trustees.

VII. And be it further enacted, That the said Trustees or any Three or more of them shall or may hold their First Meeting for putting this Act into execution at the Town Hall in the Town of *Spalding*, or at any other Place in the said Town, or in either of the Parishes of *Spalding* or *Pinchbeck*, on the *Monday* next after the passing of this Act, or as soon after as conveniently may be, and shall or may adjourn such First Meeting, and any subsequent Meeting to be held at the same Place or at any other Place in the said Town,

or in either of the said Parishes, and at such Time or Times as they shall think proper; and in case Three Trustees shall not assemble before the Hour of Twelve of the Clock on the Day appointed for any Meeting under this Act, then it shall be lawful for the Trustees or Trustee present (or in case no Trustee shall attend before the Hour aforesaid, then for the Clerk,) to adjourn the same, to be held at the same Place on that Day Seven-night; and in case of any Omission or Neglect to adjourn any Meeting as aforesaid, then any Three Trustees, or the Clerk by the Direction of any Three Trustees, may call a Meeting by Notice, as herein-after mentioned, to be held within the said Town, or within One of the said Parishes, at such Time and Place as they shall think proper; and any Three of such Trustees, or the Clerk by their Direction, may also at any Time in like Manner call any Special Meeting of the said Trustees, provided the Notice for every such Special Meeting do specify the Object or several Objects of such Special Meeting; and at all their several Meetings the said Trustees shall be allowed their reasonable Expences only; and all Orders and Determinations of the Trustees in the Execution of this Act shall be made at Meetings to be held in pursuance thereof, and not otherwise, and no Order or Determination shall be made unless the major Part of the Trustees present shall concur therein; and all Acts, Orders, and Proceedings relating to the Execution of this Act, which are directed to be had, made, done, or exercised by or before the said Trustees, and all the Powers and Authorities vested in them generally, shall and may be had, made, done, and exercised by the major Part of the Trustees who shall be present at the respective Meetings to be held by virtue of this Act, the whole Number present not being less than Three (except in such Cases where any other Number is by this Act named); and all Acts, Orders, or Proceedings had, made, or done by or before such Three Trustees shall have the same Force and Effect, and be binding and conclusive on all Persons, and to all Intents and Purposes whatsoever, as fully and effectually as if the same were had, made, done, or executed by or before all the said Trustees; and a Chairman shall and may, in the first place, be appointed at every Meeting to be held by virtue and for the Purposes of this Act, who, in case of an equal Number of Votes (including the Chairman's Vote), shall have the casting or decisive Vote; and no Order or Determination at any Meeting of the said Trustees made, agreed upon, or entered into, shall be revoked or altered at any subsequent Meeting, unless Notice of the Intention to make such Revocation or Alteration shall have been given by Three or more Trustees, by Writing under their Hands, to the Clerk to the said Trustees at a previous Meeting, and entered in the Book of Proceedings of such Meeting, and unless Notice, signed by any Three or more Trustees, shall have been affixed on the principal Door of the Parish Churches of *Spalding* and *Pinchbeck* Twenty-one Days at least before such Meeting, nor unless such Revocation or Alteration shall be agreed to be made by a Number of Trustees not less than the Number that concurred in the making of any such Order or Determination.

Notice of Meetings.

VIII. And be it further enacted, That Notice of all Meetings to be called in pursuance of this Act (except where it shall be herein

otherwise directed) shall be inserted in the *Lincoln, Rutland, and Stamford Mercury* Newspaper, or in some other Newspaper usually circulated in the said County of *Lincoln*, at least Twenty-one Days before the Day appointed for any Meeting, and such further Notice thereof shall or may also be given and published in such Manner as the said Trustees at their said First Meeting, or at any annual Meeting to be held by virtue of this Act, shall order and direct.

Orders to be entered in a Book, and signed by the Chairman,

and Copies thereof may be admitted as Evidence.

IX. And be further enacted, That all Orders, Resolutions, and Proceedings of the said Trustees shall from Time to Time be fairly written and entered by the Clerk for the Time being of the said Trustees in a proper Book or Books to be kept for those Purposes, with the Names of the Trustees who shall be present at the respective Meetings, and (in case of Division upon any Question) stating the Number constituting the Majority; and such Entries shall be signed by the Chairman of such Meeting; and all such Entries therein, being so signed, shall be deemed and taken to be Originals, and the same, or true Copies thereof, shall be admitted to be read in Evidence in all Courts whatsoever, in all Causes, Suits, and Actions touching any thing to be done in pursuance of and under the Authority of this Act; and the said Book or Books shall be open to the Inspection of the said Trustees or any of them, and to any of the Proprietors or Owners of the said Lands, at all seasonable Times, without Fee or Reward.

Appointment of Officers.

X. And be it further enacted, That it shall be lawful for the said Trustees to appoint One or more proper Person or Persons to be Collector or Collectors, Receiver or Receivers of the Rates or Assessments to be assessed and levied by virtue of this Act, also a Clerk or Clerks, and a Superintendent, Engineer, Surveyor, and such other Officers, Assistants, and Servants, for the Management and keeping in repair the Works to be made or improved by virtue of this Act, as they shall think proper, and to allow and pay them such Salaries or Allowances for their respective Services as they shall think proper, out of the Rates or Taxes to be received in pursuance of this Act, and also to appoint a Banker or Treasurer for the Purposes of this Act, taking sufficient Security from any such Treasurer for the faithful Execution of his Office, and also taking such sufficient Security from such Receivers and Collectors before entering upon their respective Offices as they the said Trustees shall think proper, and from Time to Time to remove any such Receivers, Collectors, Clerks, Superintendent, Engineer, Surveyor, Officers, Assistants, Servants, Banker or Treasurer, and to appoint others in their Places respectively; and all such Collectors, Receivers, Clerks, Bankers, Treasurers, and other Officers, when thereunto required by the said Trustees, shall give in to such Trustees a true, exact, and perfect Account in Writing under their respective Hands, with proper Vouchers for all Monies which shall have been received and paid by them respectively, by virtue of their said Offices, to the Time of giving in such Account, and shall pay to the said Trustees, or such Person or Persons as they shall by Writing under their Hands authorize to receive the same, all such Money as shall, upon balancing the said Account, be adjudged by the said Trustees to be due from such

Officers to Account.

Officers,

Officers, and deliver up the said Vouchers, and all Books and Writings relating to the said Offices, to the said Trustees; and in case any such Collector, Receiver, Clerk, Banker, Treasurer, or other Officer shall not give in and make such Account and Payment as aforesaid, or shall refuse or neglect to deliver up all such Books and Writings to the said Trustees, or to such other Person or Persons as they shall order and direct to receive the same, then and in either of the said Cases it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered, to commence or cause to be commenced, in any of His Majesty's Courts of Record at *Westminster*, an Action or Actions against the Officer or Person making such Default as aforesaid, for the Recovery of the Monies which shall be in the Hands of such Officer or Person so refusing or making default as aforesaid, and to recover the same, with full Costs of Suit; or it shall and may be lawful for the said Trustees, or any Person or Persons whom they shall appoint for that Purpose, to make Complaint to any Two Justices of the Peace, and such Justices may and they are hereby authorized and empowered, by a Warrant under their Hands and Seals, to summon the Officer or Person so refusing or making default as aforesaid to appear before them, and upon his Appearance, or having been summoned and not appearing, (except on some reasonable Cause for Delay, to be allowed by such Justices,) to hear and determine the Matter in a summary Way; and if upon the Confession of the Party, or by the Testimony of any credible Witness upon Oath or Affirmation, it shall appear to such Justices that any of the Money which shall have been collected or raised by virtue of this Act shall be in the Hands of such Officer or Person, or shall be unaccounted for by him, such Justices may and they are hereby authorized and required, upon Nonpayment thereof, by Warrant under their Hands and Seals, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Person, together with the Costs and Charges of making such Complaint, and of making such Distress and Sale; and if no Goods or Chattels of such Officer or Person can be found sufficient to answer and satisfy the said Money and the Charges as aforesaid, or if it shall appear and be proved to the said Justices, after such Summons as aforesaid, that such Officer or Person shall have refused or wilfully neglected to render or give such Account, or to produce and deliver the Vouchers relating thereto, or that any Books, Papers, Writings, or Effects belonging to the said Trustees shall be retained in the Custody or Power of such Officer or Person, and that he hath refused or wilfully neglected to deliver up or give Satisfaction respecting the same as aforesaid, then and in either or any of the said Cases such Justices shall commit such Offender to any Common Gaol or House of Correction in or for the County, Town, or Place where such Offender shall be or reside, there to remain until he shall have made a perfect Account and Payment as aforesaid, and delivered up all such Books and Writings in his Custody, or shall have compounded and agreed with the said Trustees, which Composition and Agreement the said Trustees are hereby empowered to make; but no such Offender shall be kept or detained in Prison, by virtue of this Act, for Want only of sufficient Distress, for any longer Term than Six Calendar Months.

Proceedings in case of Default.

XI. Pro-

Same Person not to be Clerk, Treasurer, and Collector.

XI. Provided always, and be it further enacted, That it shall not be lawful for the said Trustees to appoint the Person who may be appointed to act as their Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or any Person in the Service or Employ of any such Clerk, or the Clerk or any Person in the Service or Employ of the Partner of any such Clerk, to be the Treasurer or Collector for the Purposes of this Act, or to appoint the Person who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or any Person in the Service or Employ of any such Treasurer, or the Clerk or any Person in the Service or Employ of the Partner of any such Treasurer, to be the Clerk or Collector for the Purposes of this Act, or to appoint the Person who may be appointed Collector, or the Partner of any such Collector, or the Clerk or any Person in the Service or Employ of any such Collector, or the Clerk or any Person in the Service or Employ of the Partner of any such Collector, to be the Treasurer or Clerk to the said Trustees; and if any Person shall accept both the Offices of Clerk and Treasurer, or both the Offices of Clerk and Collector, or both the Offices of Collector and Treasurer, for the Purposes of this Act, or if any Person, being the Partner of any such Clerk, or the Clerk or any Person in the Service or Employ of any such Clerk, or the Clerk or any Person in the Service or Employ of the Partner of any such Clerk, shall accept the Office of Treasurer or Collector, or shall act as Deputy of such Treasurer or Collector, or in any Manner officiate for such Treasurer or Collector, or being the Partner of any such Treasurer, or the Clerk or any Person in the Service or Employ of any such Treasurer, or the Clerk or any Person in the Service or Employ of the Partner of any such Treasurer, shall accept the Office of Clerk or Collector, or shall act as Deputy of such Clerk or Collector, or in any Manner officiate for such Clerk or Collector, or being the Partner of any such Collector, or the Clerk or any Person in the Service or Employ of any such Collector, or the Clerk or any Person in the Service or Employ of the Partner of any such Collector, shall accept the Office of Treasurer or Clerk, or shall act as Deputy of such Treasurer or Clerk, or in any Manner officiate for such Treasurer or Clerk in the Execution of this Act, or if any such Treasurer shall hold any Place or Office of Profit or Trust under the said Trustees other than that of Treasurer, 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, Plaint, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Accounts to be kept of Receipts and Disbursements.

XII. And be it further enacted, That the said Trustees shall and they are hereby required to order and direct a Book or Books to be provided and kept by their Clerk for the Time being, in which Book or Books such Clerk shall enter or cause to be entered true and regular Accounts of all Sums of Money received, paid, laid out, and expended for the Purposes of this Act, and of the several Articles, Matters, and Things for which any Sum of Money shall have been disbursed,

disbursed, laid out, and paid, which Book or Books shall at all seasonable Times be open to the Inspection of the said Trustees, and any other Person or Persons whose Lands shall be assessed or charged by virtue of this Act, without Fee or Reward; and the said Trustees and Person or Persons shall or may take Copies of or Extracts from the said Book or Books, or any Part or Parts thereof, without paying any thing for the same; and in case the said Clerk shall refuse to permit or shall not permit the said Trustees, or such Person or Persons, or any of them, to inspect the same Book or Books, or to take such Copies or Extracts as aforesaid, every such Clerk shall forfeit and pay any Sum not exceeding Five Pounds, to be levied and recovered in manner herein-after mentioned.

Annual Meeting to be held, at which Accounts shall be examined and settled.

XIII. And be it further enacted, That a Meeting shall be held on the First *Monday* in the Month of *October* in every Year, at which Meeting all and every the Proprietors or Owners of the Lands charged or to be charged towards the Expences of executing this Act shall be entitled to attend; and the said Trustees shall then and there produce and lay before the Proprietors present, by themselves, or their Agents or Deputies, for their Inspection and Approval, an Account in Writing for the preceding Year, ending upon the First Day of *October*, of the several Sums received and paid by them under or by virtue of any of the Powers, Provisions, or Directions of this Act, and also all Vouchers for the same Accounts; and the said Trustees shall also then and there give such Information and Explanation respecting their Proceedings in the Execution of this Act as shall be required from them by the Proprietors or Owners, or their Agents or Deputies, then and there present, or the major Part of them in Value, according to their respective Assessments under this Act; and at such annual Meetings, or at some Adjournment thereof respectively, the Account so produced shall be examined, audited, and settled, and such Audit and Settlement shall be certified at the End of such Account by the Chairman of such Meeting under his Hand, and such Account or a Duplicate thereof shall be and remain deposited with the Clerk to the said Trustees, and shall be open to the Inspection of all Persons concerned.

Trustees to account on going out of Office.

XIV. And be it further enacted, That the said Trustees for the Time being shall from Time to Time, at the Election of Trustees to succeed them as aforesaid, or within Fourteen Days next following, deliver an Account of all Monies received and disbursed in pursuance of this Act, and make Payment of all Monies arising by virtue of this Act, and then in their Hands, to the succeeding Trustees; and which Monies shall be by such succeeding Trustees applied, laid out, or disposed of for the Purposes and according to the Provisions of this Act.

Trustees to sue and be sued in the Name of their Clerk.

XV. And be it further enacted, That the said Trustees shall or may sue and be sued in any Action or Actions, Suit or Suits, to be commenced or prosecuted in respect of any Matter or Thing arising out of this Act, in the Name of their Clerk or of any One of the Trustees; and no such Action or Suit shall abate or be discontinued by reason of the total or partial Change of the said Trustees, or by

reason of the Death or Removal of their Clerk, or by Act of such Clerk without the Consent of the said Trustees, but the Proceedings in any such Action or Suit shall nevertheless be carried on to Execution, if necessary, in the Name of the Trustee or Clerk by or against whom such Action or Suit shall have been commenced.

Trustees may pay the Expences of Prosecutions.

XVI. And be it further enacted, That in case any Action or Prosecution shall be commenced or prosecuted in pursuance of this Act, under the Authority or by the Direction of the said Trustees, then and in every such Case the said Trustees shall, out of the Monies arising by virtue of this Act, allow and pay to the Prosecutor, or such Person or Persons in whose Name or Names such Action or Prosecution shall be commenced or prosecuted, all such reasonable Costs and Charges as such Person or Persons shall be really and *bonâ fide* out of Pocket for or by reason of such Action or Prosecution, or any Judgment or Determination therein, and likewise indemnify all such Persons as shall be prosecuted, or have any Action or Actions brought against them, for or by reason of any thing done in pursuance of this Act, under the Authority and by the Direction of the said Trustees.

The Appointments and other Matters of Form to stand admitted in Evidence, unless Notice given to produce them.

XVII. And be it further enacted, That in any Action or Suit to be brought by or against the said Trustees or their Clerk for the Time being, or any of the Persons acting in the Execution of this Act, for any Cause, Matter, or Thing arising out of this Act, the Election and Qualification of Trustees, and the Appointments of Clerks, Treasurers, Collectors, Superintendents, or other Officers or Persons appointed or to be appointed by the said Trustees under the Authority of this Act, the Books of Entries of the said Trustees, the Rates or Assessments made or to be made by virtue of this Act, and the Notices of any such Rate or Rates, shall, upon the Trial of any such Action or Suit, stand admitted in Evidence, unless the other Party or Parties shall, if Defendant or Defendants, at or before the Time of pleading, or, if Plaintiff or Plaintiffs, before Issue joined in such Action or Suit, give Notice in Writing to the Attorney for the Plaintiff or Plaintiffs, Defendant or Defendants, that he, she, or they intend to dispute such Election or Qualification, Appointment or Appointments, or any Entry or Entries, Proceeding or Proceedings, Rate or Assessment, Rates or Assessments, Notice or Notices, or such of them as shall be particularly specified in the said Notice so hereby required to be given as aforesaid; and where in any such Action or Suit any such Notice shall have been given, if the Plaintiff or Plaintiffs, Defendant or Defendants, as the Case may be, shall at the Trial prove the Matter or Matters required to be proved in and by such Notice, or any of them, or if the other Party or Parties shall at the Trial admit the same, the Judge before whom the Cause shall be heard shall, if he shall see fit, grant a Certificate that such Proof or Admission was made upon such Trial, and the Plaintiff or Plaintiffs, Defendant or Defendants, as the Case may be, to whose Attorney such Notice shall have been given as aforesaid, shall be entitled to the full Costs of Suit to be occasioned by such Notice, such Costs to be taxed by the proper Officer of the Court in which the Action or Suit shall be tried as aforesaid; and such Costs shall, in case such Plaintiff or Plaintiffs, Defendant or Defendants,

dants, as the Case may be, to whose Attorney such Notice shall have been given as aforesaid, shall obtain a Verdict, be added to his or her Costs; and if the other Party or Parties shall obtain a Verdict, then such Costs shall be deducted from the Costs which the Party or Parties giving such Notice as aforesaid would otherwise be entitled to receive from the Person or Persons to whose Attorney such Notice shall have been given as aforesaid; and in case the Costs occasioned as aforesaid shall exceed the Costs which the Party giving such Notice would otherwise have been entitled to receive, the Person or Persons to whose Attorney such Notice shall have been given as aforesaid shall be entitled to recover the Difference of the said Costs in like Manner as if Costs had been awarded to such last-mentioned Person or Persons.

In Proceedings it shall be sufficient to state the Property to belong to the Trustees.

XVIII. And be it further enacted, That in all Indictments, Actions, and Proceedings whatsoever wherein it shall be necessary to state that any Articles, Materials, or Things is or are the Property of the Trustees acting under the Authority of this Act, it shall be sufficient to state that all and every such Articles, Materials, and Things is or are the Property of "The Trustees of the *Spalding* and *Pinchbeck* Drainage," without particularly stating or specifying all and every the Names and Name of the said Trustees.

Power for making and maintaining Works of Drainage.

XIX. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby fully authorized and empowered, to make, erect, and build, or cause to be made, erected, and built, on the said *Blue Gowt* Drain, at a certain Place called *Stickwith Gowt*, in the said Parish of *Pinchbeck*, One or more good and substantial Engine or Engines, to be worked by Steam or otherwise, with all proper Machinery, Houses, Sluices, Pits, and other necessary Works, and also to deepen, widen, and otherwise improve the said *Blue Gowt* Drain, and also to support, maintain, amend, repair, extend, and enlarge the present Sluices, Bridges, Tunnels, Culverts, Cuts, Sewers, Drains, and Watercourses in, upon, and through the aforesaid Lands, and also to make all such new Sluices, Bridges, Tunnels, Culverts, Cuts, Sewers, Drains, and Watercourses, and other Works, as they the said Trustees shall from Time to Time think necessary for effectually draining and preserving the same Lands; and all and every such Engine and Engines, Sluices, Tunnels, Cuts, Sewers, Drains, and Watercourses, and other Works of Drainage, shall from Time to Time and at all Times for ever hereafter be supported, repaired, and maintained as Occasion may require, and be renewed and made new by the said Trustees, out of the Funds and Monies to be from Time to Time raised by virtue and under the Authority of this Act, in such Manner as the said Trustees shall think proper, order, or direct: Provided always, that nothing in this Act contained shall be held, deemed, or construed to authorize and empower the said Trustees to discharge all or any Part of the Water of the said *Blue Gowt* Drain into the *Vernatts* Drain.

Restraining the Use of the Engine on certain Occasions.

XX. Provided also, and be it further enacted, That nothing in this Act contained shall be held, deemed, or construed to authorize and empower the said Trustees to use the Engine or Engines to be erected for the Purposes aforesaid, when, by reason of the Height of Water in the River *Welland*, the Water in the said River *Glen* cannot

cannot be discharged by or through the Outfall Sluice of the said River *Glen*.

Public Drains to be roaded.

XXI. And be it further enacted, That the said Trustees shall and they are hereby required from Time to Time to cause the several public Drains already made and used and to be made and used for the draining of the said Lands and Grounds, or any of them, to be well and sufficiently roaded, scoured, and cleansed from Weeds and other Rubbish and Obstructions twice at least in each and every Year.

Works to be vested in Trustees.

XXII. And be it further enacted, That the present *Blue Gowt* Drain, and all the several public Drains, Ditches, Sewers, Dams, Banks, Sluices, Tunnels, Bridges, Headings, Forelands, Watercourses, Doors, Outlets, Engines, and other Works already made or erected for the Drainage of the said Lands, or which shall at any Time hereafter be made or erected for the Purpose of draining and preserving the said Lands in the said Parishes of *Spalding* and *Pinchbeck* or in either of them, and the Right and Property of, to, and in the same, and the Materials of which the same shall consist, and all Land, Ground, and Hereditaments to be purchased in pursuance of this Act, and every of them, shall be and are and is hereby vested in the said Trustees hereby nominated and appointed, and their Successors; and the said Trustees are hereby authorized and empowered to insure such Engines from Fire, and to bring or cause to be brought any Action or Actions in the Name of their Clerk, or to prefer or order and direct the preferring of Indictments or other Prosecutions against any Person or Persons who shall dig up, break, pull down, steal, take, carry away, destroy, spoil, or injure any of them or any Part thereof, or the Materials of which the same shall be made, built, or consist.

Dikes to be kept open.

XXIII. And be it further enacted, That the several Owners and Occupiers of the said Lands shall at all Times well and sufficiently road, cleanse, deepen, widen, and repair the several Droveway Dikes, Outring or Partition Dikes, and Division Dikes, adjoining and belonging to their said respective Lands, and shall at all Times keep and maintain the said Dikes and every of them of such sufficient Width as the said Trustees shall at any of their Meetings direct or appoint, not exceeding Eight Feet wide at the Top, and Four Feet wide at the Bottom, and of a sufficient Depth from the level Soil; and in case any such Owner or Owners, Occupier or Occupiers, shall at any Time refuse or neglect so to road, cleanse, deepen, widen, or repair any of the said Dikes adjoining or belonging to his, her, or their said Lands, or to keep and maintain the same of such Width and Depth as aforesaid, for the Space of Thirty Days next after the Notice in Writing under the Hands of the said Trustees or of their Clerk, Superintendent, or other Officer, given to such Owner or Owners, Occupier or Occupiers, or left at his, her, or their usual Place or Places of Abode for that Purpose, every such Owner or Occupier shall for every such Neglect forfeit and pay the Sum of Three Shillings for every Rod of the Dike or Dikes so neglected to be roaded, cleansed, deepened, widened, or repaired as aforesaid; and it shall be lawful for the said Trustees, or their Superintendent or other

Officer, from Time to Time after such Neglect as aforesaid, to cause such Dikes to be well and sufficiently roaded, cleansed, deepened, widened, and repaired at the Charge and Expence of such respective Owners or Occupiers, and by Warrant or Precept under the Hand of any Justice of the Peace, and which Warrant or Precept any Justice of the Peace is hereby authorized and empowered from Time to Time to sign and give to the said Trustees or their Superintendent or other Officer, to levy such Forfeitures, Charges, and Expences upon such respective Owners or Occupiers, by Distress and Sale of their respective Goods, Chattels, or Effects, rendering the Overplus of the Monies which shall be thereby levied (if any there shall be) to such Owners or Occupiers respectively.

Persons destroying Works guilty of Felony.

XXIV. And be it further enacted, That all and every Person or Persons whomsoever who shall, contrary to the Powers in this Act given, at any Time or Times hereafter wilfully and maliciously cut, break down, destroy, or damage any Engine, Bank, Sluice, Drain, Tunnel, Stanch, Stopgate, Mill, Bridge, or any other of the Works which shall be erected and made for the draining and embanking the said Lands or any Part thereof, or any Banks, Sluices, Drains, Tunnels, Stanches, Stopgates, Engines, Mills, Bridges, or Works repaired, maintained, or supported in pursuance of this Act, and shall thereof be lawfully convicted, shall be adjudged guilty of Felony, and shall be subject and liable to the like Pains and Penalties as in Cases of Simple Larceny.

Power to purchase Land for the Purposes of the Drainage.

XXV. And be it further enacted, That it shall be lawful for the said Trustees to agree with the Proprietors of and Persons interested in any Lands, Tenements, or Hereditaments which the said Trustees shall adjudge necessary to be cut, digged, taken, or otherwise made use of for the Purposes of this Act, for the Purchase of such Lands, Tenements, and Hereditaments, or for the Recompence to be made to such Proprietor or Proprietors and Persons interested for the Damage they may sustain, and also to settle and ascertain in what Proportions the Sum or Sums so agreed for shall be paid to the several Persons interested in the Premises; and it shall be lawful

Bodies Politic empowered to sell.

for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants for Life or in Tail, Husbands, Guardians, Trustees, and Feoffees in Trust, Committees, Executors, Administrators, and all other Trustees or Persons whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts, whether Infants or Issue unborn, Lunatics, Idiots, Femes Covert, or other Person or Persons, and to and for all Femes Covert who are or shall be seised or interested in their own Rights, and to and for all and every other Person and Persons whomsoever who are or shall be seised, possessed of, or interested in any such Lands, Tenements, or Hereditaments, to contract for, sell, and convey unto the said Trustees and their Successors any Lands, Tenements, or Hereditaments for the Purposes aforesaid, or to agree with the said Trustees for any Recompence or Compensation to be made for the Damages which may be done to any such Lands, Tenements, and Hereditaments by the Execution

of any of the Powers of this Act; and all such Contracts, Sales, Conveyances, and Agreements shall be valid and effectual in Law to all Intents and Purposes whatsoever, any Law, Statute, Usage, or Custom to the contrary notwithstanding; and all Bodies Politic, Corporate, or Collegiate, and all Persons whomsoever, are hereby indemnified for what they or any of them shall lawfully do in pursuance of this Act.

Houses, &c not to be taken without Consent.

XXVI. Provided always, and be it enacted, That nothing herein contained shall authorize or empower the said Trustees to take or use any House or Houses, or other Buildings, erected or built before the passing of this Act, or any Yard, Garden, Orchard, Lawn, Shrubbery, or Plantation or Nursery for Trees, without the Consent of the Owner thereof first obtained.

Form of Conveyance.

XXVII. And be it further enacted, That all Sales, Conveyances, and Assurances of any Lands, Tenements, or Hereditaments, to be made to the said Trustees under this Act may be made in the Form or to the Effect following; (that is to say,)

'I *A.B.* of in consideration of the Sum
'of paid by the Trustees acting by
'virtue of an Act made in the Second Year of the Reign of King
'*William* the Fourth, intituled [*here set forth the Title of this Act*],
'do hereby grant and convey to "The Trustees of the *Spalding* and
'*Pinchbeck* Drainage," all [*here describe the Premises to be conveyed*],
'to hold to the said Trustees and their Successors for ever. In
'witness whereof I have hereunto set my Hand and Seal, this
'Day of in the Year of our
'Lord '

And every such Sale, Conveyance, and Assurance so made shall be good, valid, and effectual to vest the Premises so conveyed in the said Trustees, freed and absolutely acquitted and discharged of and from all Claims, Rights, Interests, Charges, and Incumbrances of all Persons whomsoever, to all Intents and Purposes whatsoever; any Law, Statute, Usage, or Custom to the contrary notwithstanding.

If the Parties refuse or are incapable to treat, the Value to by settled by a Jury.

XXVIII. And be it enacted, That if any such Person or Persons, Body Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants for Life or in Tail, Husbands, Guardians, Trustees, Committees, Executors, and Administrators, or other Person in anywise interested, entitled, or empowered to sell as aforesaid, for and on behalf of himself or themselves, or for and on behalf of their respective Cestuique Trusts, or of the Person entitled in Remainder after them as aforesaid, shall, for the Space of Thirty Days next after Notice in Writing, signed by the Clerk of the said Trustees for the Time being, shall have been given to him or them, or left at the Dwelling House or Houses, or usual or last Place or Places of Abode, of him, her, or them, or of the Principal or Head Officer or Officers of such Bodies Politic or Corporate, or Corporation, or at the House or Houses of the Tenant or Tenants in possession of such Lands, Tenements, or Hereditaments intended to be purchased and taken

taken for the Purposes of this Act, of such Lands, Tenements, or Hereditaments being required for the Purposes of this Act, neglect or refuse to treat and agree, or shall not agree, for the Sale of the said Premises, or by reason of Absence or Disability shall be prevented from treating and agreeing, or cannot be found or known, or shall not produce a clear Title to the Hereditaments they are in possession of, or the Interest they claim therein, to the Satisfaction of the said Trustees, then and in every such Case the said Trustees or any Three or more of them shall and they are hereby empowered from Time to Time to issue their Warrant or Warrants to the Sheriff of the said County of *Lincoln*, or if such Sheriff shall be immediately interested in such Matter, then to One of the Coroners of the said County not so interested, and in case all such Persons shall be interested, then to the Person who last served any such Office of Sheriff or Coroner who shall not be so interested, commanding such Sheriff or Coroner to impannel, summon, and return, and the said Sheriff or Coroner is hereby required to impannel, summon, and return, an indifferent Jury of Twenty-four Persons, qualified according to the Laws of this Realm to be returned for the Trial of Issues joined in His Majesty's Courts of Record at *Westminster*, to appear before the said Sheriff or Coroner at such Time and Place as in such Warrant or Warrants shall be appointed, and out of the Persons so to be impannelled, summoned, and returned a Jury of Twelve Men shall be drawn by the said Sheriff or Coroner; and in case a sufficient Number of Jurymen shall not appear, the said Sheriff or Coroner shall return other honest and indifferent Men of the Standers-by, or that can be speedily procured to attend that Service (being so qualified as aforesaid), to make up the said Jury to the Number of Twelve; and all Persons concerned shall have their lawful Challenges against any of the said Jurymen, but shall not challenge the Array; and such Sheriff or Coroner is hereby empowered and required, by a Summons or Notice to be signed by him either previous to or at the Time of such Meeting or Meetings, to summon and call before him every Person who shall be thought necessary to be examined as a Witness or Witnesses concerning the Premises; and the said Sheriff or Coroner may order and authorize the said Jury or any Six or more of them to view the Place or Places or Matter in question; and such Jury upon their Oaths (which Oaths, as well as the Oaths to such Persons as shall be called upon to give Evidence, the said Sheriff or Coroner is hereby empowered and required to administer,) shall inquire of, assess, and ascertain the Sum or Sums of Money to be paid for the Purchase of such Lands, Tenements, or Hereditaments as aforesuid, or what Damage has been or will be sustained by, and what Recompence and Satisfaction shall be made to, such Owners, Occupiers, or other Persons interested as aforesaid, for or on account of the taking of such Lands, Tenements, or Hereditaments for the Purposes of this Act, and shall assess separate Damages for the same; and the said Sheriff or Coroner shall accordingly give Judgment for such Purchase Money or Recompence as shall be assessed by such Jury; which said Verdict, and the Judgment to be thereupon pronounced as aforesaid, shall be signed by the Sheriff or Coroner before whom the same shall be taken, and shall be final, binding, and conclusive, to all Intents and Purposes, against all such Bodies Politic, Corporate, and Collegiate,

Collegiate, and all other Persons whomsoever, and shall not be removed by Certiorari or other Process into any of His Majesty's Courts of Record at *Westminster*, or any other Courts, any Law or Statute to the contrary notwithstanding.

Sheriff, Jurors, and Witnesses to be fined for Neglect.

XXIX. And be it enacted, That if any Sheriff or Coroner shall make default in the Premises, he shall forfeit and pay the Sum of Fifty Pounds; and if any Person so to be impannelled, summoned, and returned as aforesaid upon such Jury shall not appear, without reasonable Excuse, or appearing shall refuse to be sworn on the said Jury, or being so sworn shall refuse to give or shall not join in giving his Verdict, or shall in any other Manner wilfully neglect his Duty therein, contrary to the true Intent of this Act, or if any Person so to be summoned to give Evidence as a Witness as aforesaid shall neglect or refuse to appear, after having been paid or tendered a reasonable Sum for his Costs and Expences, without a sufficient Excuse, or appearing shall refuse to be sworn or give Evidence, then and in such Case every Person so offending shall for every such Offence forfeit and pay, for the Benefit of the Party for whom or on whose Account such Jury or Witness shall be summoned, any Sum not exceeding Five Pounds.

Allowances to the Sheriff and Jury.

XXX. And be it enacted, That every Juryman who shall be sworn for the Purposes of this Act shall be allowed the Sum of Twenty Shillings, and no more, for each Day's Attendance and Expences, notwithstanding such Juryman shall be sworn on several Inquiries and Assessments on the same Day; and the Sheriff or Coroner, for summoning, impannelling, and returning of such Jury or Juries, and taking and recording their Verdict or Verdicts, and for attending on the first Day, shall be allowed the Sum of Three Pounds and no more, and for each Day's Attendance beyond the first the Sum of Two Pounds and no more, whether such Jury or Juries shall be impannelled for the Purpose of One or several Inquiries.

Expences of Jury, by whom to be borne.

XXXI. And be it enacted, That in every Case where a Verdict shall be given for more Money than shall have been previously offered by or on behalf of the said Trustees as a Recompence or Satisfaction for any such Lands, Tenements, or Hereditaments as aforesaid, or for any such Estate, Right, or Interest therein, or for any such Damage or Injury as aforesaid, all the Costs and Charges incurred in impannelling, summoning, and returning such Jury, taking such Verdict, and the Attendance of Witnesses, and recording the Verdict or Judgment thereon, and all other reasonable Expences, shall be borne by the said Trustees out of the Monies to be raised by virtue of this Act, and shall and may be recovered by the Person entitled thereto by Distress and Sale of the Goods and Chattels of the said Trustees or of their Treasurer, unless such Treasurer shall pay the same, which he is hereby authorized to do, out of any Monies received by him by virtue of this Act, under a Warrant to be issued for that Purpose by any Justice of the Peace, which Warrant any such Justice is hereby authorized and required to issue on Application made to him for that Purpose by the Party entitled or claiming to receive such Costs and Charges; and in every Case where a Verdict

Verdict shall be given for no more or for less Money than shall have been previously offered by or on the Behalf of the said Trustees as such Recompence or Satisfaction as aforesaid, all the Costs and Charges incurred as aforesaid shall be borne in equal Proportions by the Party neglecting or refusing to treat, or not agreeing, as before mentioned, and the said Trustees; but in Cases where any Person or Party shall have been prevented by Absence, or other Impediment or Disability as aforesaid, from entering into any Treaty with the said Trustees, the Costs and Charges so incurred shall be borne by the said Trustees in manner aforesaid; and in all Cases where any Difference shall arise touching the Amount of the said Costs and Charges, the same shall be settled and ascertained by any Justice of the Peace not interested in the Matter in question, who is hereby authorized and required to examine into and settle the same, and to appoint a Time and Place for Payment thereof; and when the Costs shall be payable by the Party having had any such Disagreement or Dispute with the said Trustees as aforesaid, the Amount thereof, having been first paid by the said Trustees, may be deducted by them out of the Monies awarded to be paid to such Party as so much Money advanced for his Use; and the Payment or Tender of the Balance of such Money shall be deemed and taken, to all Intents and Purposes, to be a Payment or Tender of the whole Money awarded and adjudged to such Party; or otherwise, if such Costs and Charges be not paid, upon Demand, the same may be recovered by the said Trustees from the Party liable to the Payment thereof, on Complaint made by them or their Clerk to some Justice of the Peace, who is hereby empowered to levy the same by such Ways and Means as Penalties are by this Act directed to be recovered.

Verdicts of Juries to be recorded and made good Evidence.

XXXII. And be it enacted, That the said Judgments and Verdicts so given shall be transmitted to and be kept by the Clerk of the Peace or other Person having the Custody of the Records of the Quarter Sessions of the said County, and the same or true Copies thereof shall be allowed to be good Evidence in all Courts and Places whatsoever; and all Persons shall have Liberty to inspect the same, paying for each Inspection the Sum of One Shilling, and also to take Copies thereof, paying for every Copy after the Rate of Sixpence for every One hundred Words.

When Compensation is under 20*l.* to be determined by Justices.

XXXIII. And be it enacted, That in case where the Amount of the Compensation for any Damage done or occasioned by the said Trustees in the Exercise of any of the Powers herein contained shall be disputed, and be alleged by the Parties claiming the Compensation to amount to any Sum under Twenty Pounds, then the Amount of the Compensation for such Damage shall or may be ascertained and settled by any Two Justices of the Peace, and shall and may be levied and recovered, by Warrant under the Hands and Seals of such Justices, together with such reasonable Costs and Charges as shall be awarded and allowed by such Justices, by Distress and Sale of the Goods of the Treasurer of the said Trustees, unless such Treasurer shall pay and discharge the same, which he is hereby authorized to do, out of any Monies received or to be received by him as such Treasurer for the Purposes of this Act.

XXXIV. And

On Payment of Money, Property to vest in Trustees.

XXXIV. And be it further enacted, That upon Payment or legal Tender of such Sum or Sums of Money as shall have been contracted or agreed for between the Parties, or assessed by such Jury, or ascertained by such Justices, for the Purchase of any such Lands, Tenements, or Hereditaments, or as a Compensation for Damages as herein mentioned, to the Person entitled to receive such Money, or his or her Agent or Agents, within Thirty Days after the same shall have been so agreed for, assessed, or ascertained, or on the same being deposited in the Bank of *England* in manner by this Act directed (as the Case may be), it shall be lawful for the said Trustees, and their Agents, Workmen, and Servants, thereupon, and not before, to enter upon and take and use such Lands, Tenements, or Hereditaments respectively, and then and thereupon the same Lands, Tenements, or Hereditaments, with the yearly Profits thereof, and all the Estate, Use, Trust, and Interest of any Person therein, shall from thenceforth be absolutely vested in the said Trustees for the Purposes of this Act, whether such Conveyance as aforesaid shall or shall not be made; and such Payment, Tender, or Deposit shall not only bar all Right, Title, Interest, Claim, and Demand of the Person to whom the same shall or ought to have been made, but also shall extend to and be deemed and construed to bar the Dower of the Wife of every such Person, and all Estates, Rights, Titles, and Interests of all other Persons whomsoever therein.

Application of Purchase Money belonging to Bodies Politic, &c. when amounting to 200*l.*

XXXV. And be it enacted, That all Sum and Sums of Money which are to be paid to any Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants for Life or in Tail, Husbands, Guardians, Trustees, Committees, Executors, Administrators, Femes Covert, and all other Persons under any Disability or Incapacity whatsoever, for the Purchase of or the Damages to be done to any such Lands, Tenements, or Hereditaments, or otherwise, by virtue of the Powers in this Act contained, 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, to be placed to his Account there *ex parte* the Trustees for executing this Act, pursuant to the Method prescribed by an Act made in the First Year of the Reign of His late Majesty King *George* the Fourth, 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 Corporation or other Person 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 Discharge of any Debt or Debts or other Incumbrances affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith, or to the same or the like Uses, Trusts, Intents, or Purposes; or where such Money shall

1 G. 4. c. 35.

not

not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Lands, Tenements, and 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 such Conveyance and Settlement shall be existing undetermined or 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, 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 Bank Annuities; and in the meantime and until the Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends or 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 Corporation or Person who would for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments so hereby directed to be purchased, taken, or used, if any such Purchase or Settlement were made.

Application when less than 200*l.* and amounting to 20*l.*

XXXVI. And be it enacted, That if any Money so agreed or awarded to be paid to any Corporation, or to any Person under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed or amount to the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used, or of his Guardian or Guardians, Committee or Committees, in case of Infancy, Idiotcy, Lunacy, or other Incapacity, to be signified in Writing under their respective Hands, be paid into the Bank of *England* in the Name and with the Privity of the said Accountant General, 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 making such Option as aforesaid, and approved of by the Trustees for executing this Act, or any Three of them, such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties, in order that the said 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, Approbation, or Order of the said Court of Exchequer.

Application of Money when less than 20*l.*

XXXVII. And be it enacted, That when such Money to be paid as aforesaid shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, and Hereditaments so purchased, taken, or used as aforesaid, for his own Use and Benefit; or in case of Infancy, Idiotcy, Lunacy, or other Incapacity, then such Money shall be paid to his Guardian or Guardians, Committee or Committees, Trustee or Trustees,

Trustees, to and for the Use and Benefit of such Person so entitled thereto.

If Titles cannot be made, or Persons found, &c., Money to be paid into the Bank.

XXXVIII. And be it enacted, That in case the Corporation or Person to whom any Sum or Sums of Money shall be agreed or awarded to be paid, for the Purchase of any Lands, Tenements, or Hereditaments to be purchased, taken, or used by virtue of this Act, shall refuse to accept the same, or shall not be able to make a good Title to the same to the Satisfaction of the said Trustees, or in case such Person to whom such Sum or Sums shall be so awarded as aforesaid cannot be found, or if the Person 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 agreed or 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 or unknown Persons, as the Case may be, interested in the said Lands, Tenements, or Hereditaments, subject to the Order, Controul, and Disposition of the said Court; which said Court, on the Application of any Corporation or Person making claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, or otherwise, according to the Practice of the said Court, 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 Corporation or Person making claim thereto, 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 the same, mentioning and specifying for what and for whose Use the same is or are received, to such Persons as shall pay any such Sum or Sums of Money into the said Bank as aforesaid.

If Title disputed, the Person in possession to be deemed presumptively entitled.

XXXIX. And be it enacted, That where any Question shall arise touching the Title of any Corporation or 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 or for any Damage to be done to any Lands, Tenements, or Hereditaments to be purchased, taken, or used in pursuance of this Act, or of any Estate, Right, or Interest therein, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Corporation or Person who shall have been in possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase by the said Trustees, and all Persons claiming under such Corporation or Person, or under the Possession of such Corporation or Person, 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 shown to the Satisfaction of the said Court; 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 Corporation or Person was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

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

XL. And be it enacted, That where by reason of any Disability or Incapacity of the Corporation or Person entitled to any Lands, Tenements, or Hereditaments to be purchased, taken, or used under the Authority of this Act, the Purchase or Compensation Money for the same shall be required to be paid into the said Court of Exchequer, or to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses, in pursuance of this Act, 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 out of the Monies to be received by virtue of this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Contracts may be entered into.

XLI. And be it further enacted, That it shall be lawful for the said Trustees to receive Proposals from, and enter into, make, and execute Contracts with any Person or Persons, for making, effecting, or completing the Works by this Act authorized to be made or done, or any Part or Parts thereof, and for providing proper Engines, Utensils, and Materials for that Purpose, and all other Matters, Articles, and Things concerning the same; and all such Contracts so to be made shall be entered in a Book to be kept for that Purpose, and signed by the said Trustees and the Parties contracting with them: Provided always, that Fourteen Days at least before such Meeting shall be held, and before any such Contract shall be entered into, the said Trustees shall cause public Notice to be published in the said Newspaper, and affixed upon the principal Door of the said several Parish Churches of *Spalding* and *Pinchbeck* on some *Sunday* immediately before Divine Service shall be begun, specifying on what Day and at what Place such Meeting is intended to be held, and the Purpose thereof, and that the Proprietors of Lands to be assessed or charged by virtue of this Act, their Agents or Deputies, shall or may then and there attend to testify their Consent or Disapprobation to the said Trustees entering into such Contract; and in case the Majority of the Proprietors present, by themselves, their Agents or Deputies, at any Meeting to be so called, or at any Adjournment thereof, shall testify their Consent to the Measure by Writing under their Hands in any Book to be provided and kept in pursuance of this Act, then it shall be lawful for the said Trustees to enter into and make such Contract, and not otherwise.

Expences to be raised by a Rate on the Lands.

XLII. And whereas the said several Lands in the said several Parishes of *Spalding* and *Pinchbeck* lie at different and various Levels above the lower Level of the Outfall of the Waters draining from the

the same, and some of such Lands will receive greater Benefit from the Works by this Act intended to be made than others of such Lands, and it is therefore expedient that Provision should be made for raising the Costs and Expences of passing and executing this Act, in fair and equitable Proportions thereon accordingly, by classing such said several Lands according to the Four separate Schedules to this Act annexed, with References to the Numbers on a Map or Plan which has been deposited with the Clerk of the Parliaments, describing the several Lands to be drained or improved by virtue of this Act; be it therefore enacted, That for the Purpose of defraying the Costs, Charges, and Expences of applying for and obtaining and passing this Act, and of erecting, making, and completing the new Works herein-before mentioned, and of maintaining and supporting the same, and the Works now used for the Drainage of the said Lands, and of carrying the several Purposes of this Act into execution, the said Trustees shall and they are hereby authorized and required, from Time to Time and at all Times hereafter, to rate, assess, tax, and charge all the said several Lands in the said several Parishes of *Spalding* and *Pinchbeck* in such Sum or Sums *per* Acre as shall be necessary for raising the Monies requisite for paying and defraying all such Costs, Charges, and Expences: Provided always, that the Sum to be rated, assessed, taxed, or charged *per* Acre on the Lands comprised in the Second Schedule to this Act annexed shall be equal to Three Fourth Parts of the Sum which shall be rated, assessed, taxed, or charged *per* Acre on the Lands comprised in the First Schedule to this Act annexed, and no more; and that the Sum to be rated, assessed, taxed, or charged *per* Acre on the Lands comprised in the Third Schedule to this Act annexed shall be equal to Two Fourth Parts of the Sum which shall be rated, assessed, taxed, or charged *per* Acre on the Lands comprised in the said First Schedule to this Act annexed, and no more; and that the Sum to be rated, assessed, taxed, or charged *per* Acre on the Lands comprised in the Fourth Schedule to this Act annexed shall be equal to One Fourth Part of the Sum which shall be rated, assessed, taxed, or charged *per* Acre on the Lands comprised in the said First Schedule to this Act annexed, and no more; and the said Trustees shall and they are hereby directed and required to enter the several and respective Rates or Assessments to be from Time to Time made in such Four several and respective Proportions, or to cause the same to be entered, in a Book to be kept by their Clerk in his Office, and every such Entry shall be signed by the said Trustees or any Three or more of them, which Book shall be open at all convenient Times in the Daytime for the Inspection of all Persons liable to be rated by virtue of this Act, without Fee or Reward; and such Acre Rate or Tax shall be payable and paid by the several and respective Proprietors or Owners of the said Lands in the said several and respective Parishes to such Person or Persons as the said Trustees shall appoint to collect the same, and at such Time or Times, or otherwise, as the said Trustees shall think proper and order or direct, or the same shall be payable and paid by such Proprietors and Owners to any such Person or Persons as the said Trustees shall appoint to receive the same, at any particular Place or Places in the said Parishes or either of them, and at such Time as the said Trustees shall appoint.

XLIII. Pro-

Certain Lands not to be charged.

XLIII. Provided always, and be it further enacted, That nothing herein contained shall authorize or empower the said Trustees to rate, assess, tax, or charge any of the Lands called Marsh Lands lying between the *Roman* Bank and the *Vernatts* Drain, or a certain Farm and Lands situate in the Parish of *Spalding* aforesaid called the *Monk's House Farm*, belonging to the Right Honourable *Robert* Lord *Carrington*, with any Sum or Sums of Money, either in the gross or annually, towards the making, executing, or maintaining of the Works hereby authorized as aforesaid, but that the said Marsh Lands shall for ever hereafter drain by the said *Blue Gowt* Drain without being subject to any Rate, Assessment, Tax, or Charge in respect thereof, and the said *Monk's House* Farm by the Engines or other Means by which the same is now drained; any thing herein-before contained to the contrary notwithstanding.

For borrowing Money.

XLIV. And be it further enacted, That it shall be lawful for the said Trustees to borrow and take up at Interest, on the Credit of the said Rates and Taxes herein-before directed or authorized to be assessed and charged on the said Lands, such Sum or Sums, not exceeding in the whole the Sum of Five thousand Pounds, as shall from Time to Time be required for making, effecting, and maintaining the said Improvements and Works, and by Writing under their Hands and Seals to assign over all and every the said Rates and Taxes so herein-before directed or authorized to be assessed and charged on the said Lands, as a Security or Securities for the Repayment of such Sum and Sums of Money so to be borrowed, with Interest, to such Person or Persons as shall advance or lend the same, upon such Covenants and Conditions nevertheless, to be inserted in such Assignments, for paying off, periodically or otherwise, any Part or Parts of the respective gross Sums so to be borrowed, as the said Trustees shall think proper; and the said Rates and Taxes so herein-before directed or authorized to be assessed and charged on the said Lands shall be and the same are hereby charged with and made liable to the Repayment of the Principal Money so to be borrowed, and the Interest thereof, according to the Terms, Covenants, and Conditions contained in such Assignments respectively, both as to Priority and otherwise, and shall vest in the respective Creditors thereof, upon default in Payment of such their Principal Money and Interest, until the same shall be lawfully paid and satisfied, together with the Costs and Charges occasioned by the Nonpayment thereof; and the said Creditors, their Executors, Administrators, and Assigns respectively, for the Purpose of obtaining and enforcing the Repayment of the Money lent by such Creditors respectively, shall have the same or the like Powers, Rights, and Privileges to charge, assess, collect, and receive the said several Rates and Taxes as are by this Act given to the Trustees for putting this Act in execution; and in default of Payment of the said Rates and Taxes, or any of them, or any Part thereof, by the Persons or Person liable to the Payment thereof or of any Part thereof, it shall be lawful to and for any of the said Creditors, his, her, or their Executors, Administrators, or Assigns, or any other Person by him, her, or them for that Purpose lawfully authorized, to enter into and upon the Lands so to be charged or assessed the Rates and Taxes upon which shall be unpaid, and to hold

hold and enjoy the same until, by the Rents, Issues, and Profits thereof, or otherwise, the said Principal Money and Interest, and all Costs, Charges, and Expences occasioned by Nonpayment thereof, and of recovering and obtaining Possession of the said Premises, and receiving the Rents and Profits thereof, shall be fully satisfied and paid; and it shall be lawful to or for any Proprietor or Owner of any of the said Lands who shall advance or lend any Sum or Sums of Money for the Purposes aforesaid to deduct and retain such Principal Money, and all Interest which shall from Time to Time be thereon due, out of and from such Sum and Sums of Money as shall be so rated, taxed, or assessed on his or her Lands, and the said Lands shall be discharged and acquitted of and from so much of the said Rates or Taxes as such Principal Money and Interest shall amount unto; and such Land so to be charged or assessed, or the Proprietors or Owners thereof, shall not be charged with or liable to pay or bear any larger Share of the Charges and Expences of making and completing the said Works and Improvements, exclusive of the Costs and Charges of obtaining Possession and receiving the Rents and Profits of such Premises as aforesaid, than the Amount of the Acre Rate which shall be charged for the Purposes aforesaid upon the Lands of such Creditor, up to the Time of the Discharge of his Debt and Interest, under the Powers or Provisions of this Act.

Mortgages may be assigned.

XLV. And be it further enacted, That all and every Person or Persons to whom any Mortgage or Assignment shall be made, by virtue of this Act, as a Security for any Sum or Sums of Money by him, her, or them lent or advanced on the Credit and for the Purposes mentioned in this Act, or who shall be entitled to the Money thereby secured, shall and may from Time to Time, by any Deed or Deeds, Writing or Writings, under his, her, or their Hand and Seal or Hands and Seals, to be executed in the Presence of Two or more credible Witnesses, assign or transfer the same Security or Securities, or the Principal Money and Interest thereby secured, and all Benefit and Advantage thereof, and all his, her, or their Right, Title, and Interest in and to the same, unto any other Person or Persons whomsoever, who may again in like Manner assign the same, and so *toties quoties*; and such Assignee or Assignees, his, her, or their Executors and Administrators, and all Persons claiming under them or any of them, shall be and are hereby invested with all and every the same Powers, Authorities, and Privileges as the original Mortgagee or Mortgagees is or are invested with by virtue of this Act, or shall and may use, take, and pursue all such Methods, Courses, and Expedients, in Law or Equity, for recovering and obtaining Possession of the Premises so to be mortgaged, demised, or assigned as aforesaid, in case of Nonpayment of the Principal Money and Interest to be thereby secured, or any Part thereof, as is or are used, taken, and pursued in all Cases of the like Nature.

Proprietors under Disability enabled to borrow Money.

XLVI. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants for Life or in Tail, or for any partial or qualified Estate or Interest, Husbands, Guardians, Trustees, or Feoffees in Trust for charitable

charitable or other Purposes, Heirs, Executors, Administrators, Successors, Committees for Lunatics and Idiots, and all other Trustees whomsoever, and for all Persons seised, possessed of, or interested in Right of others, being Persons labouring under any Disability or Incapacity, and all other Persons whomsoever, not only for and on behalf of themselves, and their own respective Heirs, Executors, Administrators, and Successors, but also for and on behalf of their several and respective Cestuique Trusts or Wards, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Person or Persons, and for all Femes Covert who are or shall be seised, possessed of, or interested in the same, and for all and every other Persons and Person whomsoever who are, is, or shall be seised, possessed of, or interested in the Lands to be rated or taxed by virtue of this Act, to charge such Lands, or any Part or Parts thereof respectively, with any such Sum or Sums of Money which shall be ascertained and determined by the said Trustees to be payable by such Parties or Persons respectively as or for their Shares or Proportions of the Costs, Charges, and Expences of obtaining and passing this Act, and of making and completing the Engines, Works, and Improvements by this Act authorized; and for securing the Repayment of such Sums, with Interest, to grant, mortgage, surrender, lease, or demise such Lands to such Person or Persons as shall respectively advance and lend such Sum and Sums of Money, and to his, her, or their respective Heirs, Executors, Administrators, or Assigns, in Fee or for any Term or Number of Years; so as every such Grant, Mortgage, Surrender, Lease, or Demise be made with a Proviso or Condition to cease and be void, or with an express Trust to be reconveyed or surrendered, when such Sum or Sums of Money thereby to be secured, and the Charges occasioned by preparing and executing such Security, and of borrowing such Sum or Sums of Money, with Interest for the same respectively, shall be paid and satisfied; and any Mortgagee or Mortgagees advancing or lending Money under the present Power shall not be obliged to see to the Application thereof, nor be in anywise accountable for any Misapplication or Nonapplication thereof or of any Part thereof; and so as in every such Grant, Mortgage, Surrender, Lease, or Demise which shall by virtue of this Act be made by any Tenant in Tail or for Life or Lives, or Years determinable on a Life or Lives, or upon any other Contingency, there be contained a Proviso or Condition that no Person who shall afterwards become entitled in Remainder or Reversion to the Lands or Tenements therein comprised shall be liable to pay any further or larger Arrear of Interest in respect of the Money so to be charged as aforesaid than for One Year preceding the Time that the Title to such Possession shall have commenced.

Tenants to pay the Taxes and deduct them from their Rents.

XLVII. And be it further enacted, That all and every the Tenants and Occupiers of the several Lands and Grounds which shall be assessed, rated, taxed, or charged by virtue of this Act shall, and he, she, and they is and are hereby authorized and required to pay all and every such Rates and Taxes for the Lands and Grounds in their respective Occupations, and to deduct and retain, out of his, her, or their Rent or Rents, all such Sum or Sums of Money as they shall so respectively pay as aforesaid; and the several and respective Land-

lords and Owners of such Lands and Grounds are hereby required to allow such Deductions and Payments, upon Receipt of the Residue of his, her, or their Rent or Rents; and every such Tenant or Occupier paying any such Rates or Taxes shall be acquitted and discharged of as much Money as such Rates or Taxes so paid by him, her, or them respectively shall amount unto, as fully and effectually as if the same had been actually paid to his, her, or their Landlord or Landlords (except where there shall or may be any Lease or Agreement to the contrary, and except as to Taxes which may become due and payable for or in respect of any Lands that may be held under any special Agreement or beneficial Lease for a Term of Lives, or Years determinable on Lives, which Taxes shall be borne and paid by the Lessees respectively, and shall not be deducted from the said reserved Rents): Provided always, that no such Tenant or Occupier shall be liable or compellable to pay any larger Sum towards discharging any Rate or Tax charged or imposed by virtue of this Act than shall be equal to the Amount of the Rent then actually due from such Tenant or Occupier to his, her, or their Landlord or Landlords: Provided also, that nothing herein contained shall extend or be construed to extend to enable any Tenant or Occupier to deduct from his or her Rent any Penalty or Forfeiture incurred by Nonpayment of the Rates and Taxes hereby imposed or authorized to be laid.

Penalty on neglecting to pay the Taxes.

XLVIII. And for enforcing the due and punctual Payment of the Rates and Taxes by this Act charged or authorized to be laid, be it further enacted, That if any Person or Persons subject or liable to the Payment of the said Rates or Taxes, or any Part thereof, shall omit or neglect to pay the same or any Part thereof to the said Collector or Collectors, Receiver or Receivers, or other Person or Persons appointed by the said Trustees to receive and collect the same, for the Space of Fourteen Days next after the respective Days or Times appointed for Payment of the same by the said Trustees, Ten Days Notice being given by the said Trustees by Advertisement in the Newspaper in which Notices of Meetings are hereinbefore directed to be given, and by affixing such Notice upon the Church Doors of the several Parishes respectively, (and which Notice so published as aforesaid shall be and be deemed and taken to be a full and sufficient Notice to all Persons concerned of the Day of Payment of such Rates and Taxes,) then and in every such Case every Person so omitting or neglecting shall forfeit and pay to the said Trustees, by way of Penalty, for every such Omission, Neglect, or Nonpayment, the Sum of Five Shillings for every One Pound Sterling of the said Rates and Taxes which shall be so in arrear and unpaid, and so in proportion for any less Sum than One Pound; and such Penalty shall be paid to the Collector or Collectors, Receiver or Receivers of such Rates and Taxes, or to such Person or Persons as the said Trustees shall appoint to receive the same; and in default of Payment thereof to such Collector or Collectors, Receiver or Receivers, or to such other Person or Persons as aforesaid, every such Penalty shall and may be levied and recovered by such Ways and Means and in such and the same Manner as the Rates and Taxes hereby charged, or any of them, may or can be levied and recovered;

and

and all such Penalties, when recovered, shall be applied by the said Trustees towards the Expences of carrying this Act into execution.

Power of Distress in case of Non-payment.

XLIX. And be it further enacted, That if any Person or Persons shall refuse or neglect to pay all or any Part of the Rates or Taxes which he, she, or they is and are hereby made liable to pay and discharge, for the Space of Thirty Days next after the Days and Times which shall be appointed for Payment of the same respectively, or shall refuse, omit, or neglect to pay all or any Part of the Penalty or Penalties which shall become due by reason of the Nonpayment thereof, then and in every such Case it shall and may be lawful to and for the Collector or Collectors, Receiver or Receivers of the said Rates and Taxes, or any other Person or Persons, by virtue of any Warrant or Precept under the Hands and Seals of the said Trustees, (which Warrant or Precept the said Trustees are hereby authorized and required from Time to Time to grant and make as Occasion shall require, whether assembled at a Meeting or not,) to enter into and upon all or any Part of the Lands and Grounds hereby authorized to be taxed and charged as aforesaid for which such Rates, Taxes, or Penalties shall be due and owing, and all Messuages and Tenements thereupon standing and thereto belonging, with the Appurtenances, and to levy the Sum or Sums of Money due and owing or payable for such Rates and Taxes by such Person or Persons having refused, omitted, or neglected to pay the same, and also to levy the Sum or Sums Money due and owing by such Person or Persons as last aforesaid, by way of Penalty for the Nonpayment of such Rates and Taxes or of any Part thereof, by Distress of the Goods, Chattels, and Effects which shall or may be found thereon, or of a sufficient Part thereof, and the Goods, Chattels, and Effects which shall be so distrained to impound and keep on the Premises, or to take, lead, drive, carry away, and keep for the Space of Five Days, at the Costs and Charges of the Person or Persons liable to pay the said Rates, Taxes, and Penalties, leaving at such Messuages or Tenements, Lands, Grounds, and Premises, or delivering to the Occupier or One of the Occupiers of the same, Notice in Writing of such Distress having been made, and of the Cause thereof, and of the Place or Places where such Distress may be found, or be taken, driven away to, impounded, and kept; and in case the Sum or Sums of Money for which any such Distress shall have been made, and all Costs, Charges, and Expences attending such Distress, shall not be paid and discharged to the Collector or Collectors, Receiver or Receivers of such Rates or Taxes, or to the Person or Persons making such Distress, within Five Days next after the making of such Distress, and Notice thereof given as aforesaid, then and in every such Case it shall and may be lawful to and for such Collector or Collectors, Receiver or Receivers, or other Person or Persons making such Distress, to sell or cause to be sold the Goods, Chattels, and Effects so distrained for the best Price or Prices that can or may be reasonably gotten for the same, for and towards Satisfaction of the Monies for which such Distress and Sale shall be so made, and of the Costs, Charges, and Expences of taking, keeping, appraising, and selling the same, rendering the Overplus of the Money arising from such Sale (if any), on Demand, to the Person or Persons entitled thereto; or otherwise it shall and may be lawful to

to and for the said Trustees from Time to Time to enter upon the Lands so to be assessed or charged belonging to or occupied by such Person or Persons so refusing or neglecting to pay as aforesaid, and the Rents and Profits thereof respectively to receive and take, until thereby or otherwise such Taxes, Rates, or Assessments, and all Arrears thereof, so from Time to Time directed to be paid by such Person or Persons as aforesaid, and all Costs, Charges, and Expences occasioned by or attending such Entry, and Receipt of the Rents and Profits of such Premises, shall be fully paid and satisfied.

Lands to remain liable if no Distress found.

L. And be it further enacted, That when and so often as it shall happen that the Lands for or in respect of which such any such Rates or Taxes as aforesaid, or any Part thereof, or any Penalty or Penalties for the Nonpayment of any such Rates or Taxes, shall be due and unpaid, shall be unoccupied, or that no sufficient Distress can be found thereon for levying the same Rates or Taxes and Penalties, then and in every such Case such Lands shall be and remain a Security for the Payment of all such Rates, Taxes, and Penalties respectively so due and unpaid; and all Goods, Chattels, and Effects which shall at any Time thereafter be found on such Lands shall and may be distrained, impounded, kept, appraised, and sold, in manner aforesaid, until all the Rates and Taxes then due and owing for or in respect of such Lands, and all Penalties which shall have become payable by the Nonpayment thereof at the Times aforesaid, and all Costs, Charges, and Expences incident to every such Distress and Sale, shall be fully paid, satisfied, and discharged.

Actions may be brought for Rates or Penalties.

LI. And be it further enacted, That it shall be lawful for the said Trustees, whenever they shall think it expedient, to bring or cause to be brought, in the Name of their Clerk, any Action or Actions of Debt, or any special Action on the Case, in any of His Majesty's Courts of Record at *Westminster*, for the Recovery of all or any of the Rates or Taxes to become due and payable by virtue of this Act, and for the Recovery of which no sufficient Distress or Distresses belonging to the Person or Persons by or from whom such Rates or Taxes are or shall be due and payable or ought to be paid shall be found, in which Action or Actions it shall be sufficient for the Plaintiff to declare that the Defendant is indebted to the Plaintiff in such Sum of Money as the Plaintiff shall suppose to be due; and if the Plaintiff shall recover such Sum so declared for or any Part thereof, he or they shall have his, her, or their Costs, to be levied and recovered as other Monies upon Judgments are by Law levied and recovered, in which Action or Actions no Essoign, Protection, or Wager of Law, and not more than One Imparlance, shall be allowed.

Application of Monies.

LII. And be it further enacted, That all Monies to be borrowed and raised by virtue of this Act, and all the said several Rates or Taxes and Penalties hereby authorized to be charged and levied, and all other Monies to be received, levied, or recovered by virtue of this Act, the Application whereof is not otherwise by this Act directed, shall be and the same are hereby vested in the said Trustees, and shall

shall be by them applied and disposed of in manner following; (that is to say,) in the first place, in paying and discharging all the Costs, Charges, and Expences of obtaining and passing this Act, and preparatory or incident thereto, and of all preparatory Surveys and Reports in relation to the said Drainage, and in Repayment of all such Sums of Money as have been or shall be advanced by any Person or Persons for any such Purposes, with lawful Interest for the same from the Time of advancing the same respectively, and then in paying and discharging the Interest of all such Monies as shall be borrowed and taken up at Interest under or by virtue of this Act, and the Costs and Charges of borrowing and raising the said Monies and making the Securities for the same, and the several Charges and Expences to be incurred in the making and maintaining of the several Works by this Act authorized to be made, done, and executed, and towards the Support and Maintenance of the same, and of the several Works of Drainage already made, and in Payment of the Purchase or Consideration Money for any Lands or Hereditaments to be taken or used under the Authority of this Act, and the Salaries of Officers to be appointed under the same; and any surplus Money or Balance which may from Time to Time remain after the Payments aforesaid shall be applied, as the Circumstances of the Case shall require, to the Discharge of Monies borrowed and taken up at Interest under the Authority and for the Purposes of this Act: Provided always, and it is hereby declared, that the Costs, Charges, and Expences of and attending any Actions or Suits to be instituted by the Trustees under this Act, and in which the Trustees shall fail, shall, unless the Judge before or by whom any such Action or Suit shall be heard or tried shall certify that the said Trustees were not justified in instituting the same, be paid out of the general Fund.

Damages how to be recovered of the Trustees.

LIII. And be it further enacted, That when and as often as any Sum of Money shall be directed or ordered by any Justice or Justices of the Peace to be paid by the said Trustees, in pursuance of the Directions of this Act, as or by way of Compensation or Satisfaction for any Materials, Costs, Damages, Spoil, or Injury of any Nature or Kind whatsoever, done or committed by the said Trustees or any Person acting by or under their Authority or Direction, and such Sum or Sums of Money, together with the reasonable Costs and Charges of hearing and determining the same, shall not be paid by the said Trustees or their Treasurer to the Party entitled to receive the same within Five Days after Demand thereof in Writing shall have been made and delivered to the Clerk to the said Trustees, or to any One of the said Trustees for the Time being, then and in such Case the Amount of such Compensation or Satisfaction, and Costs as aforesaid, shall and may be levied and recovered by Distress and Sale of the Goods and Chattels vested in the said Trustees by virtue of this Act, or of the Goods and Chattels of their Treasurer for the Time being, together with the Costs of such Distress and Sale, under a Warrant to be issued for that Purpose by such Justice or Justices, which Warrant any such Justice or Justices is and are hereby authorized and required to grant upon Application made to him or them for that Purpose by the Party entitled to receive such Compensation or Satisfaction for any such Materials, Costs, Damages, Spoil, or

Injury as aforesaid; Provided always, that it shall be lawful for such Treasurer to retain, out of any Monies which shall come to his Hands by virtue of this Act, all such Damages, Costs, Charges, and Expences as he shall have sustained or be put unto by virtue of any such Warrant as aforesaid.

For securing transient Offenders.

LIV. And be it further enacted, That it shall and may be lawful for any of the said Trustees, or their Collectors or other Officers respectively, and such Person or Persons as they or any of them shall call to their or his Assistance, without any Warrant or other Authority than this Act, to seize and detain any Person or Persons (being unknown to such Trustees, Collectors, or other Officers,) who shall commit any Offence or Offences against this Act or any of the Provisions thereof, and to take him, her, or them before any Justice or Justices of the Peace; and such Justice and Justices shall and is and are hereby required to proceed and act with respect to such Offender or Offenders according to the Provisions of this Act.

Fines and Penalties, how to be recovered.

LV. And be it further enacted, That all Fines, Penalties, and Forfeitures inflicted or imposed by or in pursuance of this Act (the Manner of levying and recovering whereof is not otherwise herein particularly directed) shall and may, in case of Nonpayment thereof, be recovered in a summary Way, by the Order and Adjudication of any One or more Justice or Justices of the Peace, on Complaint to him or them for that Purpose exhibited, and afterwards levied, as well as the Costs of such Proceedings, on Nonpayment, by Distress and Sale of the Goods and Chattels of the Offender or Offenders, or Person or Persons liable to pay the same, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, who is and are hereby authorized and required to summon any Witness or Witnesses upon Oath, and to examine him, her, or them of and concerning such Offences, Matters, and Things, and to hear and determine the same; and the Overplus (if any) of the Money so to be levied or recovered, after discharging the Fine, Penalty, or Forfeiture for which such Warrant shall be issued, and the Costs and Expences of recovering and levying the same, shall be returned, upon Demand, to the Owner or Owners of the Goods and Chattels so seized or distrained; and in case such Fines, Penalties, and Forfeitures shall not be forthwith paid upon Conviction, then it shall be lawful for such Justice or Justices to order the Offender or Offenders so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant of Distress, unless such Offender or Offenders shall give sufficient Security, to the Satisfaction of such Justice or Justices, for his, her, or their Appearance before him or them on such Day or Days as shall be appointed for the Return of such Warrant of Distress, such Day or Days not being more than Eight Days from the Time of taking any such Security, and which Security the said Justice or Justices is and are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had whereupon to levy the said Fines, Penalties, Forfeitures, and such Costs as aforesaid, and the same shall not be forthwith paid, or in case it shall appear, to the Satisfaction of such Justice or Justices, either by the Confession

Confession of the Offender or Offenders, or otherwise, that he, she, or they hath or have not sufficient Goods and Chattels whereon such Fines, Penalties, and Forfeitures, Costs and Expences, can be levied, if a Warrant of Distress were issued, such Justice or Justices shall not be required to issue such Warrant of Distress, and thereupon it shall be lawful for any Justice or Justices of the Peace, and he and they is and are hereby authorized and required, by Warrant under his or their Hand and Seal or Hands and Seals, to cause such Offender or Offenders to be committed to any Common Gaol or House of Correction, there to remain without Bail or Mainprize for any Term not exceeding Three Calendar Months, unless such Fines, Penalties, and Forfeitures, and all reasonable Charges, shall be sooner paid and satisfied; and the Monies arising by such Fines, Penalties, and Forfeitures, when paid or levied, if not directed to be otherwise applied by this Act, shall be paid, one Moiety thereof to the Informer or Person suing for or recovering the same, and the other Moiety thereof to the Treasurer for the Time being acting in pursuance of this Act, to be applied and disposed of for the Purposes of this Act.

Justices may proceed by Summonses in the Recovery of Penalties.

LVI. Provided always, and be it further enacted, That in all Cases in which by this Act any Penalty or Forfeiture is imposed and made recoverable by Information before a Justice of the Peace, it shall be lawful for any Justice of the Peace to whom Complaint shall be made of any Offence against this Act to summon the Party complained against before him, and on such Summons to hear and determine the Matter of such Complaint, and on Proof of the Offence to convict the Offender, and to adjudge him to pay the Penalty or Forfeiture incurred, and to proceed to recover the same, although no Information in Writing shall have been exhibited or taken by or before such Justice; and all such Proceedings by Summons without Information shall be as good, valid, and effectual, to all Intents and Purposes, as if an Information in Writing was or had been exhibited.

Power to give Informers Part of Penalties.

LVII. And be it further enacted, That it shall be lawful for the said Trustees, whenever they shall see Cause, to direct any Part of such Penalty or Forfeiture which they shall think reasonable to be paid to or for the Use of any Informer or Informers, or any Person or Persons aiding or assisting in the Apprehension or in the Prosecution to Conviction of any Offender or Offenders.

Compelling Witnesses to attend.

LVIII. And be it further enacted, That if any Person or Persons who shall be summoned as a Witness or Witnesses to attend and give Evidence before any Justice of the Peace touching any Matter or Fact contained in any Information or Complaint for any Offence against this Act, either on the Part of the Prosecutor or the Person or Persons accused, shall, on being paid or tendered a reasonable Sum for his, her, or their Loss of Time, Costs, Charges, and Expences, refuse or neglect to appear at the Time and Place to be for that Purpose appointed, without a reasonable Excuse for his, her, or their Refusal or Neglect, or appearing shall refuse to be examined upon Oath, or in case of a Quaker on solemn Affirmation, and to give Evidence before such Justice of the Peace, then and in every such Case

Case every such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

Notices on the Trustees, how to be served.

LIX. And be it further enacted, That in all Cases wherein it may be necessary or requisite for any Person or Party to serve any Notice or Notices, or any Writ or Writs, or other legal Proceeding, or Proceedings in Equity, upon the Trustees for executing this Act, the Service of such Notice, Writ, or other Proceeding, in Writing, upon the Clerk to the said Trustees, or upon any One of the said Trustees, or delivering the same to some Inmate at the Office of the said Trustees, or at the Office or Dwelling House of the Clerk to the said Trustees, or to some Inmate at the usual Place of Abode of any One of the said Trustees, as the Case may be, shall be deemed a sufficient Service of the same respectively upon the said Trustees.

Persons interested not on that Account incompetent Witnesses.

LX. And be it further enacted, That in all Actions, Prosecutions, Informations, Causes, and Proceedings whatsoever relating to or concerning the Execution of this Act, no Owner or Occupier or other Person interested in the Lands and Grounds lying within the Purview of this Act, or Clerk, Treasurer, Collector, or other Officer, shall, by reason of his or her Ownership, Occupancy, or Interest or Office, be deemed an incompetent Witness.

Form of Conviction.

LXI. And be it further enacted, That for the more speedy Conviction of Offenders against this Act all and every the Justice or Justices of the Peace before whom any Person or Persons shall be convicted of any Offence against this Act, or the Provisions thereof, shall and may cause the Conviction to be drawn up in the Form or to the Effect following; (that is to say,)

' } BE it remembered, That on the Day of
' to wit. } in the Year of our Lord at
' in the said County of *Lincoln*, *A.B.* is convicted
' before me [*or* us] of His Majesty's Justices of the Peace
' for the by virtue of an Act passed in the Second
' Year of the Reign of His Majesty King *William* the Fourth, intituled *An Act*, &c. [*here insert the Title of this Act, and state the Offence, and the Time and Place when and where the same was committed,*] contrary to the said Act, and I [*or* we], the Justice [*or* Justices] aforesaid, do adjudge and determine the said *A.B.* for the said Offence to forfeit and pay the Sum of and do order the same to be forthwith paid into my [*or* our] Hands, one Moiety thereof for the Use of the Trustees under the said Act, for the Purposes thereof, and the other Moiety thereof to the Use of *C. D.* [*name the Informant*], who informed me [*or* us] of the said Offence; and I [*or* we] do further order the said *A. B.* forthwith to pay to the said *C. D.* the Sum of as and for the reasonable Costs by him incurred in and about the said Conviction. Given under my Hand and Seal [*or* our Hands and Seals] the Day and Year first above written.'

Proceedings not to be quashed for

LXII. And be it further enacted, That no Order, Verdict, Judgment, Conviction, or other Proceeding touching or concerning any of

Want of Form.

of the Matters aforesaid, or touching or concerning any Offence against this Act, shall be quashed or vacated for Want of Form only, or be removed or removable by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*, any Law or Statute to the contrary thereof notwithstanding.

Distress not to be deemed unlawful for Want of Form, &c.

LXIII. And be it further enacted, That where any Distress shall be made for any Sum of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, or the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Information, Summons, Conviction, Warrant of Distress, or other Proceedings relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity which shall be afterwards done by the Party or Parties so distraining, but the Person or Persons aggrieved by any such Irregularity shall and may recover full Satisfaction for the special Damage in an Action upon the Case.

Plaintiff not to recover after Tender of Damages.

LXIV. And be it further enacted, That no Plaintiff shall recover, in any Action to be commenced against any Person or Persons, Bodies Corporate or Politic, for any thing done in execution or pursuance of this Act (other than in an Action of Replevin), unless Notice in Writing of such intended Action, signed by the Attorney for the Plaintiff or Plaintiffs, and specifying the Cause of Action, shall have been given to the Defendant or Defendants, or left at his or their last or usual Place or Places of Abode, Fourteen Days before such Action shall be commenced; nor shall the Plaintiff or Plaintiffs recover in any such Action as aforesaid if Tender of sufficient Amends shall have been made to him, her, or them, or to his, her, or their Attorney, by or on behalf of the Defendant or Defendants, before such Action brought, but on Proof of such Tender at any Trial to be had in such Action the Plaintiff or Plaintiffs shall suffer Judgment as in Cases of Nonsuit, with Costs, to be recovered in the same Manner as any Defendant or Defendants may recover Costs in any other Case by Law; or in case no such Tender shall have been made before Action brought, it shall and may be lawful to and for the Defendant or Defendants in any such Action, by Leave of the Court where such Action shall be depending in Term, or of a Judge of the same Court in Vacation, at any Time before Issue joined, to pay into Court such Sum of Money as he, she, or they shall think fit, whereupon such Proceedings, Order, and Judgment shall be had, made, and given in and by such Court as in other Actions where the Defendant is allowed to pay Money into Court.

Limitation of Actions.

LXV. And be it further enacted, That no Action or Suit shall be commenced or prosecuted against any Person or Persons for any thing done or omitted to be done in pursuance of this Act, or in the Execution or supposed Execution of the Powers and Authorities herein-before given, until Ten Days Notice in Writing of such intended Action or Suit, and the Cause thereof, shall have been given to the Clerk for the Time being acting in pursuance of this

Act, signed by the Plaintiff or Plaintiffs, or by his, her, or their Attorney or Attornies, nor after the Expiration of Six Calendar Months from the Time when such Cause of Action or Suit shall have arisen, or in case of any consequential Damage upon any Cause of Action, within Six Calendar Months after such Damage shall have been discontinued or shall cease, nor after Tender of reasonable Amends shall have been made to the Party or Parties aggrieved, by or on behalf of the Defendant or Defendants in such Action or Suit; and every such Action or Suit shall be laid, brought, and tried in the County or Place where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in every such Action or Suit shall and may plead the General Issue, and give this Act and the special Matter in Evidence on any Trial to be had thereupon, and that the Matter or Thing for which such Action or Suit shall be brought was done or omitted in pursuance and by authority of this Act; and if such Matter or Thing shall appear to have been so done or omitted, or if it shall appear that such Action or Suit was brought before the Expiration of Ten Days from the Delivery of such Notice as aforesaid, or after the Time herein-before limited for bringing the same, or Tender of reasonable Amends as aforesaid, or if such Action or Suit be brought in any other County or Place than as aforesaid, then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall become nonsuited, or shall discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if, upon Demurrer, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover his, her, or their Costs, and shall have such Remedy for the same as any Defendant or Defendants hath or have in other Cases by Law.

Allowing an Appeal.

LXVI. And be it further enacted, That if any Person or Persons, Body or Bodies Politic or Corporate, shall think himself, herself, or themselves aggrieved by any Rule or Order, or by any Determination or Judgment, or any other Matter or Thing, to be made, given, or done by virtue or in pursuance of this Act, such Person or Persons, Body or Bodies Politic or Corporate, shall or may appeal to the Justices of the Peace at any General or Quarter Sessions of the Peace to be holden for the Parts of *Holland* in the said County of *Lincoln* within Four Calendar Months next after the Cause of Complaint shall have arisen, such Appellant or Appellants having given or caused to be given Ten Days Notice at least in Writing of his, her, or their Intention to bring such Appeal, and of the Cause and Matter thereof, to the Clerk for the Time being acting in pursuance of this Act, and forthwith after such Notice entering into a Recognizance before some Justice of the Peace, with Two sufficient Persons as Sureties, conditioned to try such Appeal and abide the Order thereon, and to pay such Costs as shall be awarded by such Justices at such General or Quarter Sessions; and such Justices, upon due Proof of Notice being given as aforesaid, and of entering into such Recognizance, shall hear and determine the Cause and Matter of such Appeal in a summary Way, and shall or may mitigate any Fine, Penalty, or Forfeiture, and may order such Money to be returned which shall have been paid or levied in pursuance of any such Rule,

Order,

Order, Regulation, or Determination, and may also order such further Satisfaction to be made to the Party injured as the said Justices shall think proper; and the Determination of such Justices at their said General or Quarter Sessions shall be binding and conclusive.

Saving certain Rights.

LXVII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to repeal, invalidate, lessen, alter, or take away any of the Rights, Privileges, Powers, or Authorities of the Adventurers and Proprietors of taxable and free Lands in *Deeping* old inclosed Fen, or of the general Trustees acting under the Authority and in the Execution of the said recited Act, or of the Commissioners of the *Black Sluice* Drainage referred to in the said recited Act, or of the Trustees, Persons, or Officers appointed under the Authority of the said recited Act for maintaining and preserving the Banks of the said River *Glen*, except in so far as the same several Rights, Privileges, Powers, and Authorities are herein and hereby repealed, abridged, or altered.

General Saving.

LXVIII. Saving always to the King's most Excellent Majesty, His Heirs and Successors, and all and every other Person and Persons, Bodies Politic, Collegiate, and Corporate, his, her, and their Heirs, Successors, Administrators, and Assigns, all such Estates and Interests as he, they, every or any of them had and enjoyed of, in, to, or out of or in respect of the Lands and Premises hereby intended to be drained and improved before the passing of this Act, or could or might have had or enjoyed in case this Act had not been made.

Public Act.

LXIX. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others.

The

The FIRST SCHEDULE to which the Act refers;

BEING

The Lands chargeable with the highest Rate.

In Pinchbeck.

No. on the Plan.	Division.	Quantity. A.	R.	P.	No. on the Plan.	Division.	Quantity. A.	R.	P.
6	12	7	2	7	51	14	0	3	27
7	ditto	1	2	24	52	ditto	1	2	3
8	ditto	2	1	5	53	ditto	2	3	17
8 *a*	ditto	1	1	1	54	ditto	6	2	16
9	ditto	16	1	27	57	ditto	5	3	20
10	ditto	6	0	6	58	ditto	7	2	37
11	ditto	6	2	39	59	ditto	4	1	34
12	ditto	8	1	13	60	ditto	4	1	27
13	ditto	4	0	9	61	ditto	13	0	28
14	ditto	6	2	29	63	ditto	8	3	39
15	ditto	1	2	31	66	ditto	7	2	21
16	ditto	4	2	17	67	ditto	7	3	21
17	ditto	3	3	31	68	ditto	4	0	21
18	ditto	14	3	21	72	ditto	3	2	19
19	ditto	7	0	21	73	ditto	2	2	0
20	ditto	7	0	5	74	ditto	1	1	19
3	14	2	0	19	74 *a*	ditto	0	1	37
4	ditto	2	0	25	75	ditto	2	3	5
5	ditto	0	3	6	76	ditto	8	1	35
6	ditto	0	2	32	77	ditto	11	1	29
6 *a*					78	ditto	2	3	26
7	ditto	2	3	15	2	15	2	3	14
8	ditto	2	1	39	5	ditto	3	2	9
9	ditto	1	2	31	6	ditto	8	3	12
24	ditto	1	0	30	6 *a*	ditto	0	1	8
25	ditto	2	2	28	6 *b*	ditto	0	0	17
26	ditto	2	3	25	7	ditto	6	1	25
31	ditto	6	1	39	11	ditto	1	2	3
32	ditto	0	1	32	12	ditto	0	1	3
33	ditto	1	0	2	13	ditto	0	1	18
34	ditto	1	1	5	14	ditto	0	0	34
35	ditto	3	3	6	15	ditto	0	2	23
36	ditto	0	1	15	16	ditto	0	2	3
37	ditto	1	0	36	17	ditto	2	1	37
39	ditto	3	3	13	18	ditto	12	2	1
40	ditto	0	3	3	19	ditto	11	3	22
41	ditto	1	2	22	23	ditto	7	0	28
42	ditto	3	2	21	24	ditto	7	0	20
48	ditto	7	2	2	25	ditto	7	0	0
49	ditto	3	0	35	26	ditto	5	2	7
50	ditto	0	0	20	27	ditto	3	2	23

No. on the Plan.	Division.	Quantity. A. R. P.	No. on the Plan.	Division.	Quantity. A. R. P.
27 *a*	15	0 1 7	18	16	3 1 8
27 *b*	ditto	0 0 22	19	ditto	4 1 6
28	ditto	6 2 6	20	ditto	12 0 31
29	ditto	11 3 37	21	ditto	10 2 18
30	ditto	4 1 6	22	ditto	11 0 13
31	ditto	7 0 1	26	ditto	8 3 22
32	ditto	2 2 32	27	ditto	13 1 36
33	ditto	6 0 23	28	ditto	4 1 28
34	ditto	5 2 23	29	ditto	3 0 36
35	ditto	8 1 17	30	ditto	11 1 22
36	ditto	5 2 9	31	ditto	6 1 20
37	ditto	1 2 4	32	ditto	6 0 38
38	ditto	2 3 12	33	ditto	6 2 9
39	ditto	5 2 12	34	ditto	0 1 20
40	ditto	1 0 28	35	ditto	0 1 24
41	ditto	2 1 9	36	ditto	0 2 17
42	ditto	10 0 9	37	ditto	2 0 27
43	ditto	18 0 14	38	ditto	0 2 7
44	ditto	21 2 33	39	ditto	6 2 29
45	ditto	5 3 28	39 *a*	ditto	0 0 15
46	ditto	2 1 32	40	ditto	1 1 21
47	ditto	7 3 37	41	ditto	1 0 16
48	ditto	19 1 12	42	ditto	11 2 7
49	ditto	5 3 2	43	ditto	2 0 6
50	ditto	11 0 2	44	ditto	3 3 36
51	ditto	11 1 26	45	ditto	10 0 11
52	ditto	10 2 3	46	ditto	3 3 16
53	ditto	5 2 4	47	ditto	1 1 6
54	ditto	20 1 37	48	ditto	3 2 36
55	ditto	9 1 33	49	ditto	1 1 20
56	ditto	0 2 36	50	ditto	2 1 22
57	ditto	2 0 33	51	ditto	3 3 23
58	ditto	4 1 34	52	ditto	7 0 2
59	ditto	7 0 35	53	ditto	3 3 14
60	ditto	6 3 17	54	ditto	0 2 11
61	ditto	3 3 2	55	ditto	6 0 35
62	ditto	5 3 29	56	ditto	6 1 2
63	ditto	7 0 8	58	ditto	7 1 12
64	ditto	10 1 1	59	ditto	1 3 34
65	ditto	7 1 15	2	19 & 20	2 2 11
66	ditto	5 1 17	3	ditto	6 2 25
67	ditto	1 3 29	4	ditto	5 3 5
68	ditto	5 1 26	5	ditto	6 2 10
75	ditto	5 1 22	6	ditto	0 3 6
76	ditto	21 0 39	7	ditto	1 0 5
77	ditto	7 0 24	8	ditto	4 1 24
78	ditto	1 0 34	9	ditto	6 1 13
79	ditto	1 3 26	10	ditto	7 3 8
4	16	3 2 20	12	ditto	4 3 18
8	ditto	3 3 32	13	ditto	1 0 14
10	ditto	18 0 4	16	ditto	4 0 10
16	ditto	3 1 10	17	ditto	3 3 5
17	ditto	12 1 38	18	ditto	4 3 10

No. on the Plan.	Division.	Quantity.	No. on the Plan.	Division.	Quantity.
		A. R. P.			A. R. P.
20	19 & 20	3 2 29	23	19 & 20	1 2 19
21	ditto	1 0 3	32	ditto	5 1 21
22	ditto	1 2 27			
In Spalding.					
7	- -	1 2 2	10	- -	1 0 38
8	- -	3 0 6	11	- -	0 2 11
9	- -	1 3 38	47	- -	4 0 0

The SECOND SCHEDULE to which the Act refers;

BEING

The Lands chargeable with a Rate equal to Three Fourth Parts only of the highest Rate.

In Pinchbeck.

No. on the Plan.	Division.	Quantity.	No. on the Plan.	Division.	Quantity.
		A. R. P.			A. R. P.
23	3 *a*	2 1 39	36	5	1 0 4
23 *a*	ditto	1 0 13	36 *a*	ditto	0 0 31
24	ditto	1 3 18	40 *a*	ditto	0 3 8
25	ditto	4 1 4	47	ditto	5 0 31
26	ditto	11 3 19	48	ditto	2 3 31
27	ditto	7 2 34	55	ditto	5 0 30
27 *a*	ditto	1 0 30	63	ditto	0 2 17
28	ditto	8 2 14	22	6	8 3 11
4	5	2 1 32	23	ditto	3 0 33
5	ditto	1 2 34	24	ditto	10 2 33
6	ditto	0 2 28	28	ditto	14 1 26
7	ditto	3 2 13	29	ditto	10 2 14
8	ditto	3 0 5	30	ditto	21 1 25
9	ditto	1 1 11	31	ditto	6 3 13
10	ditto	1 3 37	35	ditto	12 1 18
29	ditto	4 2 16	37	ditto	9 0 4
30	ditto	6 2 36	40	ditto	15 1 1
31	ditto	2 2 35	41	ditto	13 0 38
32	ditto	2 1 13	15	7	7 1 15
32 *a*	ditto	0 0 17	16	ditto	24 0 32
32 *b*	ditto	0 1 2	17	ditto	19 2 25
33	ditto	2 2 21	23	ditto	16 3 15
34	ditto	7 0 31	24	ditto	21 3 20
35	ditto	5 2 37	25	ditto	7 2 5

No. on the Plan.	Division.	Quantity. A. R. P.
27	7	3 0 28
28	ditto	0 3 7
28 *a*	ditto	0 3 7
29 }		
30 }	ditto	2 0 21
31	ditto	5 0 21
31 *a*	ditto	0 0 33
32	ditto	1 3 34
33	ditto	1 1 19
45	ditto	1 2 23
1	11	0 0 15
2	ditto	1 0 19
3	ditto	0 2 38
4	ditto	0 2 36
5	ditto	3 3 19
6	ditto	3 1 12
7	ditto	0 0 24
8	ditto	7 1 16
9	ditto	12 0 12
10	ditto	9 3 16
11	ditto	5 2 16
12	ditto	10 3 24
28	ditto	0 1 23
31	ditto	9 0 9
32	ditto	9 1 33
32 *a*	ditto	1 2 29
33 *c* }		
33 }	ditto	7 2 18
33 *a*	ditto	1 0 0
40	ditto	4 3 29
41	ditto	5 2 5
42	ditto	4 3 29
1	12	7 2 22
2	ditto	3 2 38
3	ditto	5 3 38
4	ditto	2 3 0
5	ditto	5 3 21
21	ditto	13 2 22
24	ditto	3 1 8
34	ditto	6 0 36
35	ditto	6 2 0
36	ditto	7 2 29
1	13	2 2 30
2	ditto	5 2 25
3	ditto	9 1 5
4	ditto	1 0 0
5	ditto	4 2 6
6	ditto	6 2 23
7	ditto	5 0 4
8	ditto	4 3 37
9	ditto	0 2 12
10	ditto	0 1 35
11	ditto	1 2 32
12	ditto	2 0 6
13	ditto	10 3 20

No. on the Plan.	Division.	Quantity. A. R. P.
14	13	5 1 39
15	ditto	3 0 0
16	ditto	1 3 1
17	ditto	5 2 33
18	ditto	8 3 35
19	ditto	7 1 2
20	ditto	4 3 27
21	ditto	1 3 16
22	ditto	1 2 36
23	ditto	0 3 13
24	ditto	6 1 31
25	ditto	11 3 28
26	ditto	1 0 13
27	ditto	6 0 39
28	ditto	5 1 8
29	ditto	7 1 8
30	ditto	8 3 21
30 *a*	ditto	3 1 37
31	ditto	1 2 20
31 *a*	ditto	0 0 15
32 *c* }		
32 *d* }	ditto	3 2 22
33	ditto	1 1 22
34	ditto	2 3 15
34 *a*	ditto	0 1 0
35	ditto	9 2 24
36	ditto	4 3 12
37	ditto	0 0 34
38	ditto	3 0 0
39	ditto	6 1 5
40	ditto	3 2 22
41	ditto	2 1 28
42	ditto	2 1 18
43	ditto	5 1 3
44	ditto	1 3 17
45	ditto	0 0 29
46	ditto	1 0 0
47	ditto	3 3 6
48	ditto	4 3 2
49	ditto	8 3 35
50	ditto	1 3 34
51	ditto	0 3 34
53	ditto	10 2 7
54	ditto	8 2 0
1	14	0 1 0
2	ditto	4 3 7
10	ditto	0 2 8
11	ditto	0 1 2
12	ditto	0 3 26
13	ditto	0 0 13
14	ditto	0 0 16
15	ditto	1 2 10
16	ditto	2 0 19
17	ditto	0 3 20
18	ditto	0 0 37

No. on the Plan.	Division.	Quantity.			No. on the Plan.	Division.	Quantity.		
		A.	R.	P.			A.	R.	P.
19	14	0	1	0	5	16	4	2	37
20	ditto	0	0	19	6	ditto	1	2	23
21	ditto	0	2	22	7	ditto	3	0	32
22	ditto	2	2	20	9	ditto	1	2	23
23	ditto	5	0	22	14	ditto	5	1	30
27	ditto	0	2	34	14 *a*	ditto	0	2	23
28	ditto	0	1	17	14 *b*	ditto	0	1	22
29	ditto	0	1	12	15	ditto	5	2	14
30	ditto	0	2	36	25	ditto	3	0	23
38	ditto	1	1	38	57	ditto	1	0	19
43	ditto	5	3	10	60	ditto	16	3	14
44	ditto	0	0	23	65	ditto	0	3	33
45	ditto	1	0	18	1	17	9	3	22
46	ditto	1	1	1	2	ditto	7	2	32
47	ditto	5	3	8	3	ditto	2	2	0
55	ditto	7	0	12	4	ditto	0	3	19
56	ditto	15	1	2	5	ditto	1	0	1
62	ditto	0	3	29	6	ditto	4	2	39
64	ditto	14	0	9	7	ditto	2	1	30
65	ditto	8	1	30	8	ditto	4	3	12
69	ditto	4	0	33	9	ditto	4	0	26
69 *a*	ditto	0	0	24	10	ditto	3	2	28
69 *b*	ditto	0	0	9	11	ditto	7	0	12
70	ditto	1	1	24	12	ditto	1	3	39
71	ditto	1	2	7	13	ditto	4	0	1
79	ditto	0	3	24	14	ditto	5	0	38
80	ditto	0	0	26	15	ditto	4	3	32
81	ditto	0	2	24	16	ditto	7	2	32
82	ditto	2	1	30	17	ditto	8	0	11
83	ditto	1	0	13	18	ditto	3	1	4
84	ditto	3	3	28	18 *a*	ditto	0	0	11
85	ditto	0	3	7	19	ditto	4	1	3
86	ditto	0	1	3	20	ditto	1	2	14
87	ditto	0	1	38	21	ditto	2	3	12
1	15	1	3	2	22	ditto	9	3	8
1 *a*	ditto	0	1	30	22 *a*	ditto	1	0	17
1 *b*	ditto	1	2	36	23	ditto	2	2	23
3	ditto	2	0	22	24	ditto	2	2	6
4	ditto	0	3	26	25	ditto	4	2	11
8	ditto	12	3	39	1	18	5	1	24
9	ditto	0	2	34	2	ditto	4	1	17
10	ditto	2	1	11	3	ditto	6	3	7
20	ditto	10	2	25	4	ditto	3	3	1
21	ditto	11	1	9	5	ditto	10	2	29
22	ditto	6	3	27	6	ditto	9	0	19
69	ditto	0	1	7	7	ditto	4	3	3
70	ditto	0	0	27	8	ditto	6	0	24
71	ditto	1	0	1	9	ditto	1	0	31
72	ditto	1	3	3	10	ditto	0	0	33
73	ditto	0	1	29	11	ditto	4	1	6
74	ditto	4	3	14	17	ditto	7	2	5
1	16	1	3	24	18	ditto	1	3	30
2	ditto	1	1	24	19	ditto	3	0	6
3	ditto	7	2	30	20	ditto	5	1	26

No. on the Plan.	Division.	Quantity. A.	R.	P.	No. on the Plan.	Division.	Quantity. A.	R.	P.
21	18	4	0	17	41	19 & 20	3	0	5
22	ditto	10	0	24	42	ditto	5	0	6
23	ditto	2	0	19	43	ditto	4	1	8
24	ditto	2	1	10	44	ditto	3	0	0
25	ditto	1	3	33	45	ditto	1	0	29
26	ditto	5	0	11	46	ditto	1	1	19
27	ditto	2	3	19	47	ditto	2	2	16
28	ditto	3	0	10	48	ditto	0	2	0
29	ditto	3	2	21	54	ditto	2	2	3
1 *a*	19 & 20	3	2	21	67	ditto	6	0	2
1	ditto	8	2	26	68	ditto	1	2	0
11	ditto	5	3	4	69	ditto	3	2	6
14	ditto	3	2	13	70	ditto	5	1	0
15	ditto	2	0	17	71	ditto	2	2	15
19	ditto	3	1	13	72	ditto	1	1	3
24	ditto	5	0	14	73	ditto	1	3	22
25	ditto	1	1	34	74	ditto	3	2	22
26	ditto	0	2	22	75	ditto	3	2	0
27	ditto	2	3	2	76	ditto	1	2	27
28	ditto	2	1	16		ditto	0	2	10
29	ditto	0	2	26	77	ditto	2	0	37
30	ditto	1	2	37	78	ditto	4	2	24
31	ditto	4	2	22	79	ditto	1	2	16
33	ditto	1	3	30	80	ditto	3	0	7
34	ditto	1	0	31	81	ditto	1	0	38
35	ditto	5	3	37	82	ditto	2	3	3
36	ditto	3	0	18	83	ditto	1	1	23
37	ditto	5	3	17	84	ditto	1	1	8
38	ditto	5	0	34	85	ditto	3	2	29
39	ditto	6	1	11	86	ditto	2	2	18
40	ditto	5	2	16	87	ditto	1	0	8

In Spalding.

2	-	-	1	1	27	27	-	-	0	1	0
3	-	-	2	3	10	40	-	-	2	1	3
4	-	-	0	1	38	41	-	-	1	0	10
5	-	-	4	0	0	42	-	-	0	1	27
6	-	-	5	2	11	43	-	-	2	3	8
12	-	-	3	0	16	44	-	-	1	2	13
13	-	-	3	0	8	45	-	-	3	3	5
14	-	-	4	0	5	46	-	-	5	2	29
15	-	-	2	2	5	255	-	-	5	0	19
18	-	-	1	0	37	256	-	-	4	3	4
19	-	-	3	1	17	257	-	-	4	1	6
20	-	-	2	2	10	258	-	-	0	3	10
21	-	-	4	1	35	261	-	-	9	1	3
22	-	-	0	0	21						

The

The THIRD SCHEDULE to which the Act refers;

BEING

The Lands chargeable with a Rate equal to Two Fourth Parts only of the highest Rate.

In Pinchbeck.

No. on the Plan.	Division.	Quantity. A. R. P.	No. on the Plan.	Division.	Quantity. A. R. P.
1	3	4 1 32	41 *a*	3	1 1 15
2	ditto	0 1 2	42	ditto	22 0 20
3	ditto	6 0 12	43	ditto	10 3 3
4	ditto	3 1 5	5	4	6 3 29
5	ditto	8 3 17	6	ditto	4 3 11
6	ditto	4 3 30	7	ditto	0 2 20
7	ditto	1 2 11	8	ditto	18 0 25
8	ditto	4 3 22	13	ditto	4 1 2
9	ditto	3 3 29	14	ditto	9 0 28
10	ditto	0 0 34	15	ditto	7 0 30
11	ditto	4 0 28	16	ditto	9 1 1
12	ditto	2 1 31	17	ditto	12 0 26
13	ditto	6 2 10	18	ditto	9 2 35
14	ditto	2 2 3	1	5	1 2 14
15	ditto	3 3 10	2	ditto	1 2 24
16	ditto	2 2 19	3	ditto	2 1 16
17	ditto	2 1 2	11	ditto	4 1 4
18	ditto	3 2 38	12	ditto	4 2 32
19	ditto	2 3 27	13	ditto	1 0 11
19 *a*	ditto	4 0 20	14	ditto	3 3 31
19 *b*	ditto	0 3 26	15	ditto	3 2 0
19 *c*	ditto	1 0 5	16	ditto	1 2 27
20	ditto	8 2 38	17	ditto	1 1 8
21	ditto	3 2 11	18	ditto	0 0 31
22	ditto	9 0 29	19	ditto	2 1 16
29	ditto	7 0 34	20	ditto	1 1 0
30	ditto	4 1 28	21	ditto	1 2 30
31	ditto	4 1 32	22	ditto	2 0 38
32	ditto	9 3 4	23	ditto	2 0 25
33	ditto	4 3 29	24	ditto	5 1 12
34	ditto	5 1 9	25	ditto	1 0 8
35	ditto	4 1 16	26	ditto	2 2 12
36	ditto	12 0 10	27	ditto	1 0 37
37	ditto	3 0 35	28	ditto	6 0 4
38	ditto	5 3 14	37	ditto	4 3 12
38 *a*	ditto	0 2 17	38 *a*	ditto	3 0 7
38 *b*	ditto	0 1 18	38 *b*	ditto	0 0 17
39	ditto	7 0 27	38	ditto	0 0 7
40	ditto	6 3 3	39	ditto	0 2 7
41	ditto	14 0 23	40	ditto	1 2 14

No. on the Plan.	Division.	Quantity. A. R. P.	No. on the Plan.	Division.	Quantity. A. R. P.
41	5	1 2 32	4	7	2 0 3
42	ditto	1 2 8	5	ditto	7 0 20
43	ditto	2 2 21	6	ditto	8 0 8
44	ditto	4 0 24	7	ditto	1 0 27
45	ditto	3 0 31	8	ditto	0 1 24
46	ditto	14 1 26	9	ditto	2 3 35
49	ditto	3 3 6	10	ditto	2 0 3
50	ditto	9 2 6	11	ditto	1 2 16
51	ditto	11 1 17	12	ditto	1 1 16
52	ditto	8 1 0	13	ditto	6 2 28
53	ditto	6 2 15	14	ditto	11 3 22
54	ditto	16 1 39	18	ditto	3 3 35
56	ditto	11 3 19	19	ditto	5 3 33
57	ditto	13 0 20	19 *a*	ditto	0 0 25
58	ditto	4 3 16	22	ditto	7 3 11
59	ditto	16 1 15	26	ditto	21 0 20
60	ditto	3 1 18	34	ditto	3 2 15
60 *a*	ditto	1 1 22	35	ditto	1 3 17
61	ditto	0 1 10	36	ditto	2 0 7
62	ditto	9 1 11	43	ditto	5 3 4
64	ditto	3 3 12	44	ditto	0 3 32
3	6	2 1 0	1	10	1 1 20
4	ditto	2 3 11	2	ditto	5 1 8
5	ditto	1 1 4	3	ditto	5 2 7
6	ditto	0 1 20	4	ditto	13 2 28
7	ditto	0 2 26	5	ditto	6 1 0
8	ditto	0 2 27	6	ditto	0 1 26
9	ditto	0 0 21	7	ditto	10 0 0
10	ditto	0 0 25	8	ditto	1 0 29
11	ditto	0 0 12	9	ditto	5 1 12
12	ditto	0 0 10	10	ditto	0 2 16
13	ditto	0 0 26	11	ditto	3 3 7
14	ditto	0 2 21	12	ditto	9 0 20
15	ditto	1 1 5	13	ditto	0 3 18
16	ditto	0 1 12	14	ditto	3 2 24
17	ditto	1 1 39	15	ditto	0 0 20
18	ditto	1 1 16	16	ditto	0 0 5
19	ditto	0 3 34	17	ditto	0 1 20
19 *a*	ditto	0 2 2	18	ditto	0 0 26
20	ditto	5 0 33	19	ditto	0 0 8
21	ditto	9 2 5	20	ditto	0 2 33
25	ditto	8 0 4	21	ditto	0 1 20
26	ditto	8 0 3	22	ditto	0 0 8
27	ditto	8 0 34	23	ditto	0 1 6
32	ditto	9 2 24	24	ditto	0 1 4
33	ditto	5 0 6	25	ditto	0 0 33
34	ditto	12 0 12	26	ditto	1 1 9
36	ditto	5 2 22	27	ditto	0 0 22
38	ditto	12 0 9	28	ditto	0 1 2
39	ditto	6 2 5	29	ditto	5 2 10
42	ditto	17 3 3	30	ditto	0 0 14
1	7	1 1 20	31	ditto	1 0 27
2	ditto	4 2 8	32	ditto	0 0 34
3	ditto	1 2 20	33	ditto	5 2 6

No. on the Plan.	Division.	Quantity. A.	R.	P.	No. on the Plan.	Division.	Quantity. A.	R.	P.
34	10	0	0	8	43	12	11	0	27
35	ditto	0	0	4	52	13	6	1	15
36	ditto	0	1	4	55	ditto	2	0	0
37	ditto	0	0	18	56	ditto	0	2	37
38	ditto	0	0	14	57	ditto	4	0	17
39	ditto	4	1	37	58	ditto	0	1	23
40	ditto	6	2	35	59	ditto	5	0	27
41	ditto	0	1	9	60	ditto	1	0	39
42	ditto	10	1	21	61	ditto	3	3	10
43	ditto	3	1	17	62	ditto	3	3	5
13	11	10	2	21	64	ditto	1	0	31
14	ditto	12	1	4	65	ditto	5	2	20
15	ditto	4	2	12	66	ditto	1	0	14
16	ditto	4	0	21	67	ditto	2	0	30
17	ditto		—		68	ditto	4	2	35
18	ditto	4	2	28	69	ditto	3	1	39
19	ditto	7	2	30	70	ditto	0	2	24
20	ditto	4	0	21	71	ditto	6	1	26
21	ditto	1	1	33	72	ditto	6	1	21
22	ditto	7	3	33	73	ditto	4	2	27
23	ditto	3	1	19	74	ditto	1	3	0
23 *a*	ditto	3	1	19	75	ditto	3	1	28
24	ditto	5	0	31	76	ditto	3	0	7
25	ditto	0	3	22	77	ditto	6	1	8
26	ditto	4	1	18	78	ditto	2	0	37
27	ditto	14	3	17	79	ditto	3	1	38
29	ditto	5	2	3	80	ditto	5	2	23
30	ditto	4	3	32	81	ditto	1	3	16
34	ditto	10	3	5	82	ditto	4	1	28
35	ditto	0	1	21	83	ditto	1	1	39
36	ditto	4	2	11	84	ditto	1	0	25
37	ditto	4	1	33	85	ditto	0	0	16
38	ditto	1	3	14	86	ditto	2	2	1
39	ditto	4	0	22	87	ditto	2	0	0
22	12	7	3	0	88	ditto	0	0	12
23	ditto	5	2	29	89	ditto	0	1	18
25	ditto	4	2	9	90	ditto	0	3	24
26	ditto	0	2	27	91	ditto	2	1	30
27	ditto	0	1	27	92	ditto	4	3	31
28	ditto	2	2	12	93	ditto	0	0	38
28 *a*	ditto	0	1	10	94	ditto	0	0	4
29	ditto	2	2	17	95	ditto	2	0	29
30	ditto	2	0	10	96	ditto	2	2	19
31	ditto	1	3	19	97	ditto	0	1	28
32	ditto	2	2	0	98	ditto	0	1	31
33	ditto	0	0	30	99	ditto	0	0	6
37	ditto	1	2	19	100	ditto	0	0	37
38	ditto	0	1	1	101	ditto	0	0	17
39	ditto	3	3	23	102	ditto	0	3	16
40	ditto	5	1	36	103	ditto	1	0	4
40 *a*	ditto	0	1	11	104	ditto	0	2	17
41	ditto	0	1	36	11	16	6	1	31
42	ditto	2	2	37	12	ditto	8	0	4
42 *a*	ditto	0	2	36	13	ditto	24	3	35

No. on the Plan.	Division.	Quantity.			No. on the Plan.	Division.	Quantity.		
		A.	R.	P.			A.	R.	P.
23	16	9	3	21	50 *b*	19 and 20	0	1	9
24	ditto	5	0	33	51, 52	ditto	1	3	30
61	ditto	2	1	33					
62	ditto	0	3	8	53	ditto	3	0	26
63	ditto	5	3	25	55	ditto	2	1	3
64	ditto	0	3	2	56	ditto	7	1	12
26	17	2	2	25	57, 58	ditto	6	3	18
27	ditto	8	0	34					
27 *a*	ditto	0	0	33	59	ditto	6	0	16
12	18	2	1	12	60, 61	ditto	1	0	22
13	ditto	0	1	2					
14	ditto	3	2	10	62	ditto	6	0	37
15	ditto	3	1	4	63	ditto	6	1	0
16	ditto	17	3	17	64	ditto	3	0	25
16 *a*	ditto	0	2	15	64 *a*	ditto	0	0	16
16 *b*	ditto	1	3	6	64 *b*	ditto	0	0	7
49	19 and 20	3	2	23	65	ditto	3	0	1
50	ditto	5	1	13	66	ditto	3	0	0
50 *a*	ditto	0	2	15					

In Spalding.

16	-	-	1	2	21	134	-	-	3	1	2
17	-	-	4	3	22	139	-	-	0	3	6
23	-	-	3	2	16	140	-	-	0	3	6
24	-	-	1	2	26	142	-	-	1	3	35
25	-	-	2	2	14	149 *a*	-	-		—	
26	-	-	5	0	35	153, 154	-	-	0	1	30
28	-	-	2	1	0						
29	-	-	4	0	16	156	-	-	0	0	27
30	-	-	5	3	35	157	-	-	1	2	14
31	-	-	3	0	0	158	-	-	1	0	37
32	-	-	3	0	21	159	-	-	3	0	0
33	-	-	1	3	8	159 *a*	-	-	3	0	0
34	-	-	2	3	34	160	-	-	3	3	10
35	-	-	4	1	18	161	-	-	3	0	5
36	-	-	4	2	27	162	-	-	4	3	38
37	-	-	5	0	13	163	-	-	1	1	11
38	-	-	10	1	24	164	-	-	5	3	12
39	-	-	5	2	11	165	-	-	2	1	2
88	-	-	1	3	37	166	-	-	1	0	13
89, 90	-	-	0	2	0	167	-	-	5	1	11
						168	-	-	1	2	38
101	-	-	2	3	32	169	-	-	3	1	2
101 *a*	-	-	0	1	20	170	-	-	7	1	27
102	-	-	0	3	14	171	-	-	7	2	0
103	-	-	2	3	16	172	-	-	9	2	6
104	-	-	1	1	35	173	-	-	8	3	5
105	-	-	1	2	14	174	-	-	5	0	37
106	-	-	3	0	22	175	-	-	5	0	13
107	-	-	3	2	13	176	-	-	1	1	26
108	-	-	0	3	30	177	-	-	4	2	21
109	-	-	2	2	0	178	-	-	3	3	30

No. on the Plan.	Division.	Quantity.	No. on the Plan.	Division.	Quantity.
		A. R. P.			A. R. P.
178 *a*	- -	3 0 0	282	- -	3 2 16
179	- -	0 3 30	283	- -	3 3 16
221	- -	3 0 10	284	- -	3 0 0
222	- -	2 1 18	285	- -	1 2 37
223	- -	3 3 6	286	- -	2 3 8
224	- -	5 0 24	287	- -	0 3 2
230	- -	2 3 37	288	- -	4 3 24
231	- -	0 1 14	289	- -	6 0 2
232	- -	2 3 21	290	- -	5 3 5
233	- -	1 3 35	291	- -	3 2 32
234	- -	6 0 22	292	- -	1 1 2
237	- -	2 1 24	293	- -	2 1 37
238	- -	3 1 19	294	- -	2 3 22
239	- -	2 2 22	295	- -	2 1 5
240	- -	1 3 0	296	- -	2 0 37
241	- -	0 3 18	297	- -	5 3 10
242	- -	1 3 26	298	- -	2 2 0
243	- -	1 3 32	1	- -	0 0 17
244	- -	5 0 11	2	- -	2 3 15
248	- -	5 1 21	3	- -	0 0 21
249	- -	5 0 29	4	- -	0 0 10
250	- -	7 1 0	5	- -	0 0 18
251	- -	3 0 5	6	- -	2 0 0
252	- -	3 2 25	7	- -	1 1 9
253	- -	5 0 14	8	- -	0 2 4
254	- -	3 3 10	9	- -	0 3 7
259	- -	5 2 24	10	- -	0 0 11
260	- -	3 2 0	11	- -	0 0 10
262	- -	5 2 16	12	- -	0 0 12
265	- -	0 2 10	13	- -	0 0 13
268	- -	2 2 11	14	- -	0 1 34
269	- -	2 1 3	15	- -	0 3 16
270	- -	2 1 30	16	- -	0 0 12
273	- -	4 3 24	17	- -	0 0 12
275	- -	3 1 18	18	- -	0 0 12
276	- -	4 0 5	19	- -	0 0 13
277	- -	3 1 19	20	- -	0 0 8
278	- -	3 2 21	21	- -	0 1 20
279	- -	1 2 38	22	- -	0 0 22
280	- -	1 0 18	23	- -	0 2 4
281	- -	6 3 21	24	- -	0 0 5

The FOURTH SCHEDULE to which the Act refers;

BEING

The Lands chargeable with a Rate equal to One Fourth Part only of the highest Rate.

In Pinchbeck.

No. on the Plan.	Division.	Quantity. A. R. P.	No. on the Plan.	Division.	Quantity. A. R. P.
1	1	1 3 5	3	2	0 0 22
2	ditto	1 2 24	4	ditto	1 0 3
3	ditto	7 3 19	4 *a*	ditto	0 0 8
3 *a*	ditto	0 3 8	5	ditto	2 1 33
4	ditto	0 2 14	6	ditto	1 0 8
5	ditto	0 2 5	7, 8, 9	ditto	3 1 22
6	ditto	0 0 16			
7	ditto	0 0 27			
8	ditto	0 0 8	10	ditto	1 0 17
9	ditto	0 0 20	11	ditto	0 0 14
10	ditto	2 2 11	12	ditto	1 3 31
11	ditto	1 3 37	13	ditto	4 3 12
12	ditto	7 1 37	13 *a*	ditto	0 0 5
13	ditto	4 2 5	14	ditto	6 1 16
14 *a*	ditto	2 2 2	15	ditto	10 0 23
14	ditto	4 3 17	16	ditto	2 2 12
15	ditto	7 2 11	17	ditto	1 3 5
16	ditto	0 1 7	18	ditto	17 1 25
17	ditto	2 1 7	19	ditto	6 2 39
18	ditto	0 0 21	19 *a*	ditto	3 2 0
19	ditto	6 1 19	1	4	0 0 34
20	ditto	10 0 20	2	ditto	3 3 27
21	ditto	1 2 15	3	ditto	9 2 24
22	ditto	14 1 9	4	ditto	16 2 18
23	ditto	5 1 6	9	ditto	3 3 0
24	ditto	7 1 34	10	ditto	3 1 37
25	ditto	26 2 34	11	ditto	1 1 38
26	ditto	7 1 3	12	ditto	10 2 8
27	ditto	14 3 21	20	7	4 0 9
28	ditto	4 0 19	21	ditto	9 0 13
29	ditto	7 3 21	37	ditto	3 2 1
30	ditto	13 1 28	38	ditto	3 2 29
31	ditto	8 3 24	39	ditto	3 3 9
32	ditto	33 0 29	40	ditto	3 1 12
33	ditto	4 0 3	41	ditto	2 1 34
34	ditto	0 1 22	42	ditto	0 1 31
1	2	8 2 33	46	ditto	3 0 3
2	ditto	2 3 38	1	8	0 1 7

No. on the Plan.	Division.	Quantity. A. R. P.	No. on the Plan.	Division.	Quantity. A. R. P.
2	8	1 2 10	51	8	7 1 8
3	ditto	0 0 17	1	9	0 1 37
4	ditto	0 3 33	2	ditto	2 1 12
4 *a*	ditto	1 0 33	3	ditto	0 0 39
5	ditto	0 0 13	4	ditto	1 1 27
6	ditto	4 1 34	5	ditto	0 3 28
7	ditto	0 0 9	6	ditto	1 0 26
8	ditto	0 3 5	7	ditto	0 1 5
9	ditto	0 3 4	8	ditto	1 3 10
10	ditto	0 3 23	9	ditto	0 0 20
11	ditto	0 0 34	10	ditto	0 3 24
12	ditto	2 2 28	11	ditto	0 2 15
13	ditto	5 0 36	12	ditto	0 0 31
14	ditto	7 3 2	13	ditto	0 2 4
15	ditto	4 0 23	14	ditto	6 3 8
16	ditto	7 0 17	15	ditto	2 1 7
17	ditto	1 1 28	16	ditto	8 1 23
18	ditto	4 2 8	17	ditto	14 2 26
19	ditto	0 2 24	18	ditto	0 1 18
20	ditto	6 0 20	19	ditto	3 2 36
21	ditto	1 3 22	20	ditto	0 3 4
22	ditto	2 2 11	21	ditto	0 0 28
23	ditto	6 3 1	22	ditto	0 0 20
24	ditto	4 2 11	23	ditto	3 0 30
25	ditto	1 1 12	24	ditto	3 2 6
26	ditto	1 1 24	25	ditto	5 1 38
27	ditto	4 0 14	26	ditto	0 3 19
28	ditto	7 2 39	27	ditto	0 0 34
28 *a*	ditto	3 3 2	28	ditto	3 2 24
29	ditto	10 3 35	29	ditto	1 1 24
30	ditto	1 0 10	30	ditto	2 2 20
31	ditto	0 1 9	31	ditto	0 0 22
32	ditto	3 3 37	32	ditto	0 2 33
32 *a*	ditto	0 0 14	33	ditto	5 2 25
33	ditto	1 2 22	34	ditto	3 3 7
34	ditto	6 2 7	35	ditto	0 0 24
35	ditto	10 1 5	36	ditto	2 0 17
36	ditto	2 3 25	37	ditto	2 0 17
37	ditto	2 3 25	38	ditto	0 0 31
38	ditto	8 1 6	39	ditto	0 1 38
39	ditto	4 3 12	40	ditto	0 0 25
40	ditto	3 2 5	41	ditto	0 1 33
41	ditto	0 0 24	42	ditto	0 1 11
42	ditto	4 0 6	43	ditto	0 0 29
43	ditto	0 0 19	44	ditto	0 2 15
44	ditto	1 1 14	45	ditto	0 0 31
45	ditto	0 3 10	46	ditto	0 0 21
46	ditto	1 3 16	47	ditto	0 0 26
47	ditto	0 0 29	48 & 49	ditto	2 1 11
48	ditto	2 1 34			
49	ditto	3 0 27			
50	ditto	4 3 30	50	ditto	0 1 3

No. on the Plan.	Division.	Quantity.	No. on the Plan.	Division.	Quantity.
		In Spalding.			
		A. R. P.			A. R. P.
245	- -	4 0 16	266	- -	3 2 34
246	- -	3 1 27	267	- -	2 1 19
246 *a*			271	- -	2 0 38
247	- -	2 1 35	272	- -	5 0 21
263	- -	4 0 22	272 *a*		
264	- -	10 1 6			

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