ANNO QUINQUAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 2.

An Act for altering and enlarging the Powers of an Act of His present Majesty, for inclosing Lands in the Parish of *Cheshunt*, in the County of *Hertford*.

[6th *December* 1813.]

WHEREAS by an Act passed in the Thirty-ninth Year of the Reign of His present Majesty, intituled *An Act for dividing, allotting, and inclosing the Open and Common Fields, Common Lammas Meadows, and a certain Common called* Cheshunt Common, *within the Parish of* Cheshunt, *in the County of* Hertford; it was enacted, That the Commissioners for executing the said Act should set out and allot unto the Lord of the Manor of *Cheshunt*, and the Vicar, Churchwardens, and Overseers of the Poor of *Cheshunt*, for the Time being, respectively, to be held by them and their Successors for ever, such distinct Parts and Parcels of the said Common, called *Cheshunt Common*, or in one Allotment not exceeding in the Whole One hundred Acres, exclusive of all Roads and Ways in and over the same, as the said Commissioners should think proper, to be inclosed with an outward or Ring Fence, in a substantial Manner, which said Fences should be made and set down, by such Person or Persons as the said Commissioners should appoint, at the Expence of the Owners of the Residue of the said Commons so to be divided and inclosed, in such Manner, and in such Proportions as the said Commissioners should by their Award direct and appoint; and when and so soon as the said Allotments or Allotment should be assigned, set out, allotted, inclosed, 39 G. 3. c. 75

incloſed, and fenced as aforeſaid, the ſaid Lord of the Manor, Vicar, and Churchwardens and Overſeers for the Time being, and their Succeſſors, ſhould from Time to Time ſtand ſeiſed thereof, and ſhould have the ſole and excluſive Management thereof, for the Uſe of the Occupiers of Houſes or Cottages within the ſaid Pariſh, already having Right of Common, without more than One Rood of Land belonging to and uſed with the ſame as a Garden or Orchard, the yearly Rent of which, at the Time of paſſing the ſaid Act, ſhould not exceed the Sum of Six Pounds, without paying any Thing for ſuch Uſe; and the ſaid Commiſſioners were thereby required to ſet forth and deſcribe ſuch Cottages or Houſes, with their reſpective Rents, and the Number and Nature of the Cattle to be kept by each of them, and from what reſpective Times, in the Award to be made by the Commiſſioners, according to the Directions of the ſaid Act: And whereas the Commiſſioners for executing the ſaid Act did, by their Award in Writing, bearing Date the Fourteenth Day of *May* One thouſand eight hundred and four, ſet out and allot, and did thereby award unto the Lord of the Manor of *Cheſhunt*, the Vicar, Churchwardens, and Overſeers of the Poor of *Cheſhunt* aforeſaid, for the Time being reſpectively, to be held by them and their Succeſſors for ever, all that Plot or Allotment of Land ſituate on *Cheſhunt Common* aforeſaid, containing One hundred Acres, excluſive of all Roads and Ways in and over the ſame, extending from the public Road leading from *Goff's Lane* to *Newgate Street*, in a North-eaſt Direction, to the public Road leading from *Hammond Street* to *Highfield Gate*, there croſſing the laſt-mentioned Road, and ſtill extending in the ſame Direction to the North-eaſt Corner of the ſaid Common, a Part thereof alſo branching out and extending itſelf in a Weſtward Direction, as the ſame is particularly delineated on a Plan thereunto annexed, for the Uſe of certain Occupiers of Houſes or Cottages named and deſcribed in the ſaid Award, and in a Schedule thereunto annexed; and the ſaid Commiſſioners did thereby adjudge and award, that the ſeveral and reſpective Occupiers of the ſeveral and reſpective Cottages or Tenements, particularly mentioned and deſcribed in the ſaid Schedule to their Award annexed, ſhould be entitled to turn out and upon the ſaid ſpecial Allotment of One hundred Acres, on the Twelfth Day of *May* in every Year, either One Horſe or Two Cows, or other Neat Cattle, or Seven Sheep, and which Cattle ſhould be taken out of the ſaid One hundred Acres, and the ſame ſhould be cleared on the Second Day of *February* following: And whereas, partly owing to the great Extent of the ſaid Pariſh of *Cheſhunt*, and to the Diſtance at which the greater Part of the Cottages or Houſes, mentioned in the Schedule to the ſaid Award, are ſituated from the ſaid Plot or Allotment of One hundred Acres, and partly to the Inability of moſt of the Occupiers of ſuch Cottages or Houſes to maintain or keep any Horſes, Cows, or other Neat Cattle or Sheep, the Perſons for whoſe Benefit and Advantage ſuch Plot or Allotment of Land was intended, derive little if any Advantage therefrom; but the Herbage of ſuch Plot or Allotment of Land is conſumed by the Cattle of Perſons having no Right to depaſture the ſame: And whereas ſuch Plot or Allotment of One hundred Acres is capable of great Improvement by Cultivation, and might be let at a conſiderable Rent, and it would be of great Benefit and Advantage to the ſeveral Perſons beneficially intereſted therein, that the Lord of the ſaid Manor of *Cheſhunt*, and the Vicar, Churchwardens and Overſeers of the Poor of *Cheſhunt* aforeſaid for the Time being, ſhould be empowered to let and demiſe the

ſaid

ſaid Plot or Allotment of One hundred Acres to one or more Tenant or Tenants for a Term or Terms of Years, or otherwiſe, for the Purpoſe of being cultivated and improved: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That, from and after the paſſing of this Act, it ſhall and may be lawful to and for the ſaid Lord of the Manor of *Cheſhunt*, and the Vicar, Churchwardens and Overſeers of the Pariſh of *Cheſhunt* aforeſaid, or their Succeſſors, for the Time being, from Time to Time, by Indenture or Indentures under their Hands and Seals, to demiſe and leaſe, freed and diſcharged of and from all Right of Common or of depaſturing Cattle thereon, either by Public Auction or Private Contract, the ſaid Plot or Allotment of One hundred Acres of Land herein-before deſcribed, and ſo awarded as aforeſaid, either together or in Parcels, for ſuch Terms or Number of Years not exceeding Twenty-one Years, to take Effect in Poſſeſſion and not in Reverſion, and at the beſt and moſt improved yearly Rent or Rents that can at the Time be reaſonably had and obtained for the ſame, to be paid Quarterly, without taking any Sum or Sums of Money or other Thing by way of Fine, Income, or Foregift for the ſame, and under and ſubject to ſuch Covenants and Conditions as the ſaid Lord of the Manor, Vicar, Churchwardens and Overſeers may deem expedient, to any Perſon or Perſons willing and deſirous to incloſe, take, and rent the ſame, or any Part thereof.

Lord of the Manor, &c. empowered to grant Leaſes of ſuch Allotment.

II. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Lord of the Manor of *Cheſhunt*, the Vicar, Churchwardens and Overſeers for the Time being, to borrow and take up at Intereſt any Sum of Money not exceeding Five hundred Pounds, for the Purpoſe of defraying the Charges and Expences of obtaining and paſſing this Act, and by Indenture under their Hands and Seals to ſubject and charge the ſaid Plot or Allotment by way of Mortgage with the Payment thereof, in favour of any Perſon or Perſons who ſhall be willing to lend and advance Money for that Purpoſe.

Allotment to be charged with 500l. for Payment of Expences of this Act.

III. Provided always, and be it further enacted and declared, That the ſaid Lord of the Manor of *Cheſhunt*, and the ſaid Vicar, Churchwardens and Overſeers for the Time being, ſhall ſtand and be poſſeſſed of and intereſted in the Rents, Iſſues, and Profits of the ſaid Plot or Allotment of Land, and the annual Rent or Rents to be reſerved and made payable to them under the Demiſes or Leaſes thereof, to be made by virtue of this Act, upon the Truſts herein-after mentioned, that is to ſay, upon Truſt, in the firſt Place, to pay and diſcharge Intereſt at and after the Rate of Five Pounds *per Centum per Annum*, for any Sum or Sums of Money which ſhall be lent and advanced for the Purpoſe of defraying the Coſts and Expences of this Act; and, in the next Place, to ſet apart annually the Sum of Fifty Pounds for forming a Fund to pay off and diſcharge the Principal Money ſo advanced, until the Whole thereof, with all Intereſt due thereon, ſhall be fully paid and diſcharged; and laſtly, upon Truſt annually to pay, diſtribute, and divide, in equal Proportions, the Net Surplus of ſuch Rents, Iſſues and Profits, after deducting any Charges and Expences incidental to the Execution of the Truſts aforeſaid, unto, between, and among all and ſingular the Occupiers for

Application of Rents.

the Time being of such Houses and Cottages as are mentioned and set forth in the Schedule to the said Award of the said Commissioners, made in pursuance of the said recited Act.

General Saving.

IV. Saving always to the King's most Excellent Majesty, His Heirs and Successors, and to all and every other Person and Persons, Bodies Politic or Corporate, his, her, or their Successors, Executors, Administrators, and Assigns, (other than and except the respective Persons interested or claiming to be interested in the said Plot or Allotment of Land comprising One hundred Acres, under or by virtue of the said recited Act of the Thirty-ninth Year of His present Majesty's Reign, and the Award of the said Commissioners made in pursuance thereof,) all such Estates, Rights, and Interests as they, every, or any of them, had or enjoyed therein, or were entitled to at or before the passing of this Act, or could or might have had or enjoyed in case this Act had not been made.

Act to be printed by the King's Printers.

V. And be it further enacted, That this Act shall be printed by the several Printers to the King's most Excellent Majesty, duly authorized to print the Statutes of the United Kingdom, and that a Copy thereof, so printed by any of them, shall be admitted as Evidence thereof by all Judges, Justices, and others.

LONDON: Printed by George Eyre and Andrew Strahan,
Printers to the King's most Excellent Majesty. 1813.