ANNO QUINQUAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 14.

An Act for incloſing Lands in the Pariſh of *Geiſt*, in the County of *Norfolk*. [23d *March* 1813.]

WHEREAS there are within the Pariſh of *Geiſt*, in the County of *Norfolk*, certain Open Fields, Half-year or Shack Lands, Commons, and Waſte Grounds: And whereas *William Norris*, Eſquire, is Lord of the Manors of *Geiſt*, *Lutons*, *Regis*, and *Dale*; and *Coulſey Savory*, the Younger, Eſquire, the Reverend *Samuel Henry Savory*, Clerk, and *Edward Savory*, Eſquire, are Lords of the Manor of *Twyford*, *Swantons*, *Foxley*, and *Southall*, in *Geiſt*: And whereas the ſaid Lords of the ſaid ſeveral Manors, and *Edward Dewing*, Eſquire, are or claim to be entitled to the Soil of the ſaid Commons and Waſte Grounds: And whereas the ſaid *William Norris* is ſeized of or intitled unto the Rectory and Parſonage impropriate of *Geiſt* aforeſaid, and to the Great or Rectorial Tythes ariſing within the ſaid Pariſh, and other Appurtenances to the ſaid Rectory impropriate belonging, and is alſo Patron of the Advowſon of the Vicarage and Pariſh Church of *Geiſt* aforeſaid; and the Reverend *George Norris*, Clerk, is the preſent Vicar thereof, and as ſuch is entitled to certain Glebe Lands, and to all Vicarial Tythes ariſing within the ſaid Pariſh. And whereas the ſaid *William Norris*, the ſaid *Edward Dewing*, *William Wicks*, Eſquire, *Robert Droſier*, and *Thomas Chaplin*, Gentlemen, and

divers other Persons respectively, are Owners of all the Messuages, Cottages, Lands, Tenements, and Hereditaments, situate and being within the said Parish of *Geist*: And whereas an Act was passed in the Forty-first Year of the Reign of His present Majesty, intituled, "*An Act for consolidating in one Act certain Provisions usually inserted in Acts of Inclosure, and for facilitating the Mode of proving the several Facts usually required on the passing of such Acts*: And whereas the said Open Fields, Half-year or Shack Lands, Commons, and Waste Grounds, are subject to certain Rights of Sheep-walk, Shackage, and Common of Pasture, or other Commonable Rights, and the Lands of the respective Owners in the said Open Fields, Half-year, or Shack Lands, lie dispersed therein in small Parcels: And whereas it would be advantageous to the several Persons intitled to and interested in the Premises if the said Rights of Sheep-walk, Shackage, and Common, were extinguished, and the said Open Fields, Half-year or Shack Lands, Commons, and Waste Grounds, were divided, and specific Parts or Shares thereof allotted to the several Persons intitled to and interested in the same, according to their respective Shares, Estates, Rights, and Interests, and if such Allotments were inclosed, and held in Severalty, under the Directions and Limitations in this Act contained; but as such Division, Allotment, and Inclosure, cannot be effectually made and established without the Aid and Authority of Parliament: 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,

Commissioners. and by the Authority of the same, That *Daniel Jones*, of *Fakenham*, in the said County of *Norfolk*, and *William Blake*, of *Swanton Abbott*, in the same County, Esquires, and their Successors, to be elected in manner herein after mentioned, shall be and they are hereby appointed Commissioners for dividing, allotting, and inclosing the said Open Fields, Half-year, or Shack Lands, Commons, and Waste Grounds, and for carrying this Act into Execution; subject to such Powers, Authorities, Directions, Regulations, Restrictions and Provisions contained in the said recited Act, as are not altered, varied, or otherwise provided for by this Act.

For appointing new Commissioners. II. And be it further enacted, That if either of the Commissioners herein named, or to be appointed by virtue of this Act, shall refuse or become incapable to act in the Execution of the said recited Act, and this Act, or shall die before all the Powers, Authorities, and Trusts reposed and vested in the said Commissioners, shall be fully executed and performed, then and in every such Case, the surviving, or remaining Commissioner or Commissioners, shall within Forty Days next, after his Knowledge of such Refusal or Incapacity to act, or of such Death, by Writing under his Hand, appoint any other Person not interested in the Premises, to be a Commissioner for the Purposes of the said recited Act, and this Act, in the Place and Stead of the Commissioner refusing or becoming incapable to act as aforesaid; and every Person so to be appointed a Commissioner as aforesaid, shall, after taking and subscribing the Oath or Affirmation set forth in the said recited Act, have the like Powers and Authorities for carrying the said recited Act, and this Act, into Execution in all respects as if he had been named and appointed a Commissioner in and by this Act.

III. Pro-

III. Provided always, and be it further enacted, That whenever the ſaid Commiſſioners ſhall diſagree or differ in Opinion, touching or concerning any Matter or Thing to be by them done and performed in purſuance and by virtue of the ſaid recited Act, or of this Act, then and in every ſuch Caſe, it ſhall be lawful for the ſaid Commiſſioners, and they are hereby authorized and required, with all convenient Speed, after ſuch Diſagreement or Difference in Opinion ſhall happen, to refer the Matter thereof to ſuch diſintereſted Perſon as the ſaid Commiſſioners ſhall think proper to appoint for that Purpoſe as Umpire, whoſe Judgment and Determination thereupon reſpectively, ſhall be deemed and conſidered as the Judgment and Determination of the ſaid Commiſſioners; provided always, that no Perſon ſhall be capable of acting as Umpire in the Execution of the Powers given by the ſaid recited Act, or this Act, until he ſhall have taken and ſubſcribed the Oath following; that is to ſay, Umpire to be appointed in caſe of difference.

'I , do ſwear, (or being one of the People called '*Quakers*, do ſolemnly affirm), that I will faithfully, impartially, 'and honeſtly, according to the beſt of my Skill and Ability execute 'and perform the ſeveral Truſts, Powers, and Authorities veſted and 'repoſed in me as an Umpire, by virtue of *An Act for incloſing Lands in 'the Pariſh of* Geiſt, *in the County of* Norfolk, according to Equity and 'good Conſcience, and without Favour or Affection, Prejudice or Par-'tiality, to any Perſon or Perſons whomſoever. So help me God.'

Which Oath or Affirmation it ſhall be lawful for the ſaid Commiſſioners, or either of them, to adminiſter; and the ſaid Oath or Affirmation ſo taken and ſubſcribed by ſuch Umpire ſhall be annexed to and enrolled with the Award of the ſaid Commiſſioners, and a Copy of the Enrolment thereof ſhall be admitted as legal Evidence.

IV. And be it further enacted, That the ſaid Commiſſioners ſhall and they are hereby required to cauſe Notice of the Time and Place of their firſt and every other Meeting for the Execution of the ſaid recited Act, or this Act, to be inſerted in the *Norfolk Chronicle* or *Norwich Mercury*, or in ſome other Newſpaper printed and circulated in the ſaid County of *Norfolk*, Eight Days at leaſt before every ſuch Meeting, (Meetings by Adjournment only excepted;) and if only one of the ſaid Commiſſioners ſhall be preſent at the Time and Place to be appointed for any ſuch Meeting, then and in ſuch caſe, and ſo often as the ſame ſhall happen, it ſhall be lawful for ſuch Commiſſioner to adjourn ſuch Meeting to ſuch Place within the ſaid Pariſh of *Geiſt* or within Eight Miles thereof, as he ſhall think moſt convenient, giving Notice of ſuch Adjournment to the abſent Commiſſioner; and that all Meetings of the ſaid Commiſſioner in the Execution of the ſaid recited Act or this Act, ſhall be held within the ſaid Pariſh, or within Eight Miles of the ſame. Notice of Commiſſioners' Meeting.

V. Provided always, and be it enacted, That all other Notices neceſſary or requiſite to be given by the ſaid Commiſſioners in purſuance of the ſaid recited Act, or this Act, ſhall be ſo given by Advertiſement in the ſaid *Norfolk Chronicle* or *Norwich Mercury*, or in ſome other Newſpaper printed or circulated within the ſaid County of *Norfolk*. Other Notices how to be given.

VI. And

Objections to be delivered to the Parties whose Claims are objected to.

VI. And be it further enacted, That if any of the Parties interested in the Premises shall have any Objection or Objections to any of the Accounts or Claims which shall be delivered to the said Commissioners by virtue of the said recited Act, or this Act, such Objection or Objections shall be reduced into Writing, and Two Parts thereof shall be signed by the Party or Parties making the same, or by some Person or Persons on his, her, or their Behalf, and one Part thereof shall be delivered to the said Commissioners, and the other Part thereof shall be delivered to the Party or Parties whose Claim or Account shall be objected to, or to his or their Agent, or left at his or their last or usual Places of Abode, at such Time or Times as the said Commissioners shall appoint for that Purpose; and no Objection to any of the said Accounts or Claims shall be afterwards received by the said Commissioners, unless for some legal Disability, or special Cause to be allowed by them.

Commissioners to settle Differences.

VII. And be it further enacted, That if any Dispute or Difference shall arise between any of the Parties interested or claiming to be interested in the said intended Division and Allotments, touching or concerning the respective Rights and Interests which they or any of them shall claim to have in, to, upon, or out of the Lands hereby directed to be divided, allotted, and inclosed, or any Part or Parts thereof, or touching or concerning any other Matter or Thing whatsoever relating to the said Division, Allotment, and Inclosure, it shall be lawful for the said Commissioners, and they are hereby authorized and required to examine into, hear, and determine the same: Provided always, that nothing in this Act contained shall authorize the said Commissioners to determine the Title to any Messuages, Cottages, Lands, Tenements, or Hereditaments whatsoever.

Commissioners to assess Costs.

VIII. And be it further enacted, That in case the said Commissioners shall, upon the Hearing and Determination of any Claim or Objection to be delivered to them in pursuance of the said recited Act, or this Act, or upon the Hearing and Determination of any Difference or Dispute as aforesaid, see Cause to award any Costs, it shall be lawful for the said Commissioners, and they are hereby empowered, upon Application made to them for that Purpose, to settle, assess, and award such Costs as they shall think reasonable to be paid to the Party or Parties in whose Favour any Determination of the Commissioners shall be made, by the Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, whose Claim or Objection shall be thereby disallowed or over-ruled, or against whom the said Commissioners shall have determined as aforesaid; and in case the Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, who shall be liable to pay such Costs, shall neglect or refuse to pay the same upon Demand, it shall be lawful for the said Commissioners, and they are hereby authorized and required, by Warrant under their Hands and Seals directed to any Person or Persons, to cause such Costs to be levied by Distress and Sale of the Goods and Chattels of the Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, so neglecting or refusing to pay the same, rendering the Overplus (if any) upon Demand to the Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, whose Goods and Chattels shall have been so distrained and sold, after deducting the Costs and Charges attending such Distress and Sale.

IX. Pro-

Power to try Rights by an Iſſue at Law.

IX. Provided always, and be it further enacted, That in caſe any Perſon or Perſons, or Body or Bodies Politic, Corporate, or Collegiate, intereſted or claiming to be intereſted in the ſaid intended Diviſion and Allotments, ſhall be diſſatisfied with any Determination of the ſaid Commiſſioners touching or concerning any Claim or Objection which ſhall be delivered to the ſaid Commiſſioners or Umpire in purſuance of the ſaid recited Act, or this Act, or touching or concerning any Property, Right, or Intereſt intended to be affected by ſuch Determination, and ſhall within One Calendar Month next after ſuch Determination cauſe Notice in Writing to be given by him, her, or them, or his, her, or their Agent or Agents, of ſuch Diſſatisfaction, to be delivered to or left at the uſual Places of Abode of the ſaid Commiſſioners or Umpire, and of the Party or Parties in whoſe Favour ſuch Determination ſhall have been made, or his, her, or their Agent, it ſhall be lawful for ſuch Perſon or Perſons, or Body or Bodies Politic, Corporate, or Collegiate, giving ſuch Notice as aforeſaid, to proceed to a Trial at Law of the ſaid Matter ſo determined by the ſaid Commiſſioners or Umpire at the then next Aſſizes to be held for the ſaid County of *Norfolk*, unleſs ſuch Aſſizes ſhall happen within Three Calendar Months next after the Determination of the ſaid Commiſſioners or Umpire; and in that caſe at the ſecond Aſſizes to be held for the ſaid County of *Norfolk* next after ſuch Determination; and for that Purpoſe the Perſon or Perſons, or Body or Bodies Politic, Corporate, or Collegiate, giving ſuch Notice as aforeſaid, ſhall, within Two Calendar Months next after ſuch Determination, cauſe an Action to be brought in one of His Majeſty's Courts of Record at *Weſtminſter*, upon a feigned Iſſue, againſt the Perſon or Perſons, Body or Bodies Politic, Corporate, or Collegiate, in whoſe Favour ſuch Determination ſhall have been made; and the Defendant or Defendants in ſuch Action ſhall, and he, ſhe, and they is and are hereby required to name an Attorney or Attornies, who ſhall appear thereto, or file Common Bail, and accept one or more Iſſue or Iſſues, whereby ſuch Claim and the Property, Right, or Intereſt thereby inſiſted on may be tried and determined, ſuch Iſſue or Iſſues to be ſettled by the proper Officer of the Court in which the ſaid Action ſhall be brought, in caſe the Parties ſhall differ about the ſame; and the Verdict which ſhall be given upon the Trial of ſuch Action ſhall be final, binding, and concluſive, unleſs the Court wherein ſuch Action ſhall be brought ſhall ſet aſide ſuch Verdict, and order a new Trial to be had therein, which it ſhall and may be lawful for the ſaid Court to do, in caſe the ſaid Court ſhall think proper; and that after ſuch Verdict ſhall be obtained and not ſet aſide, the ſaid Commiſſioners ſhall and they are hereby required to act in Conformity thereto, and to allow or diſallow the Claim, Property, Right, or Intereſt thereby determined, according to the Event of ſuch Trial or Trials: Provided always, that if no ſuch Notice ſhall be given, or if any ſuch Notice ſhall be given, and ſuch Action at Law ſhall not be commenced as aforeſaid, or if ſuch Action or Actions ſhall be commenced, and the Plaintiff or Plaintiffs therein ſhall not proceed to Trial within the Time hereinbefore limited for that Purpoſe, then, and in every ſuch Caſe, the Determination of the ſaid Commiſſioners or Umpire ſhall be final, binding, and concluſive to all Intents and Purpoſes whatſoever.

Proceedings not to abate by Death of

X. And be it further enacted, That if any of the Parties in any Action to be brought in purſuance of this Act, ſhall die pending the ſame,

any of the Parties.

same, such Action shall not abate by reason thereof, but shall be proceeded in as if no such Event had happened.

Trial not to suspend the Execution of this Act.

XI. Provided always, and be it further enacted, That no such Difference, Suit, or Proceedings as aforesaid, nor any Difference, Suit, or Proceeding touching the Title to any Lands, Tenements, or Hereditaments shall impede or delay the said Commissioners in the Execution of this Act, but the Division and Allotment hereby directed to be made, shall be proceeded in, notwithstanding any such Difference, Suit, or Proceeding; and the Allotment or Allotments to which any such Difference, Suit, or Proceeding shall relate, shall be taken by the Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, who, upon the Determination of such Difference, Suit, or Proceeding, shall be entitled to the same.

In Cases of Deaths of Parties before Actions brought, the same to be carried on and defended in their Names.

XII. Provided always, and be it further enacted, That if any Person or Persons, in whose Favour any such Determination as aforesaid shall have been made, and against whom any such Action or Actions might have been brought, if living, shall die before any such Action or Actions shall have been brought, and before the Expiration of the Time herein before limited for bringing such Action or Actions, it shall be lawful for the Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, who might have brought such Action or Actions against the Person or Persons so dying, to bring the same within the time so limited as aforesaid, against such Person or Persons as if actually living, and to serve the Clerk of the said Commissioners with Process for commencing such Action or Actions, in the same Manner as the Party or Parties might have been served therewith if living; and it shall thereupon also be incumbent on the Heir or Heirs, Successor or Successors, or other Person or Persons who shall claim the Benefit of such Determination as aforesaid, to appear and defend such Action or Actions in the Name or Names of the Person or Persons so dead; and Proceedings shall be had therein in the same Manner as if such Person or Persons had been actually living; and the Rights of all Parties shall be equally bound and concluded by the Event of such Action or Actions.

Rights of Persons not to be determined by Commissioners contrary to their Possessions.

XIII. Provided always, and be it further enacted, That nothing in this Act contained shall extend to enable the said Comissioners to determine any Right between any Parties contrary to the Possession of any of such Parties (except in Cases of Encroachments made within the Period of Twenty Years); but in case the said Commissioners shall be of Opinion against the Rights of the Person or Persons in Possession, they shall forbear to make any Determination thereupon, until the Possession shall have been given up by or recovered from such Person or Persons by Ejectment or other due Course of Law.

For extinguishing or suspending Rights of Common before Award.

XIV. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized, at any Time before the Execution of the Award to be made by them in pursuance of the said recited Act, and this Act, by any Writing under their Hands, to be affixed upon the Door of the Church of *Geist* aforesaid, to order and direct all, or any Rights of Sheep-walk, Shackage, or Common, in, over, and upon the said Open Fields, Half-year, or Shack Lands, Commons, and Waste Grounds,

Grounds, or any Part thereof, to be extinguiſhed, or the Exerciſe thereof to be ſuſpended for and during ſuch Time as ſhall be expreſſed in ſuch Writing; and that all ſuch Rights as the ſaid Commiſſioners ſhall, by ſuch Writing, order and direct to be extinguiſhed, or the Exerciſe thereof to be ſuſpended as aforeſaid, ſhall, from the Time of affixing ſuch Writing on the ſaid Church Door, or at any other Time thereafter to be appointed by the ſaid Commiſſioners, in or by ſuch Writing, ceaſe, determine, and be extinguiſhed, or the Exerciſe thereof ſhall be ſuſpended according to the Tenor of ſuch Writing, any Law, Uſage, or Cuſtom to the contrary notwithſtanding.

No Turf, Flags, Whins, or Furze, to be cut after paſſing of the Act without Leave of the Commiſſioners.

XV. And be it further enacted, That it ſhall not be lawful for any Perſon, from and after the paſſing of this Act, to cut, dig, pare, grave, flay, or carry away any Turf, Flags, Whins, or Furze, in, upon, or from the ſaid Commons and Waſte Grounds hereby directed to be divided and allotted, or any Part thereof, without the Licenſe of the ſaid Commiſſioners firſt had and obtained in Writing for that Purpoſe, (which Licenſe the ſaid Commiſſioners are hereby empowered to grant, under ſuch Regulations and Reſtrictions as they ſhall think proper to inſert therein); and if any Perſon ſhall cut, dig, pare, grave, flay, or carry away any Turf, Flags, Whins, or Furze, in, upon, or from the ſaid Commons and Waſte Grounds, or any Part thereof, without ſuch Licenſe as aforeſaid, or having obtained ſuch Licenſe, ſhall act in any Manner contrary to the ſame, the ſaid Commiſſioners, or any Juſtice of the Peace acting in and for the ſaid County, upon due Proof thereof, made before the ſaid Commiſſioners, or any ſuch Juſtice, upon Oath (which Oath any one of the ſaid Commiſſioners or any ſuch Juſtice is hereby empowered to adminiſter), ſhall, by their or his Warrant, directed to any Perſon whomſoever, cauſe any Sum of Money, not exceeding Five Pounds, to be levied by Diſtreſs and Sale of the Goods and Chattels of the Perſon offending in the Premiſes, rendering the Overplus (if any), upon Demand, to the Perſon whoſe Goods and Chattels ſhall have been ſo diſtrained and ſold, after deducting the Coſts and Charges attending ſuch Diſtreſs and Sale; and the Money ſo to be levied as aforeſaid, ſhall be applied towards the Coſts and Charges of obtaining this Act and carrying the ſaid recited Act and this Act into Execution.

For aſcertaining Boundaries.

XVI. And be it further enacted, That the ſaid Commiſſioners ſhall, with all convenient Speed, after the paſſing of this Act, cauſe Notice of their Intention to perambulate the Boundaries of the ſaid Pariſh of *Geiſt* to be inſerted in the *Norfolk Chronicle*, or *Norwich Mercury*, or in ſome other Newſpaper printed or circulated within the ſaid County of *Norfolk*, Eight Days at leaſt before the Time of ſuch Perambulation; and after the Expiration of the Time to be ſpecified in ſuch Notice, the ſaid Commiſſioners are hereby authorized and required to perambulate, inquire into, ſet out, aſcertain, fix, and determine the Boundaries of the ſaid Pariſh of *Geiſt*, and a Deſcription of the ſaid Boundaries ſhall, within Forty Days afterwards, be inſerted in the ſaid *Norfolk Chronicle*, or *Norwich Mercury*, or in ſome other Newſpaper printed and circulated within the ſaid County of *Norfolk*.

Appeal to Seſſions againſt Boundaries.

XVII. Provided always, That if any of the Proprietors of Eſtates or Inhabitants of the ſaid Pariſh of *Geiſt*, or of any Pariſh or Pariſhes adjoining

ing thereto, ſhall be diſſatisfied with the Determination of the ſaid Commiſſioners reſpecting the ſaid Boundaries, ſuch Proprietors or Inhabitants, or any of them, may appeal to the Juſtices of the Peace acting in and for the County of *Norfolk*, at any General Quarter Seſſions of the Peace to be held within Four Calendar Months next after the aforeſaid Publication of the ſaid Boundaries, on giving to the ſaid Commiſſioners Fourteen Days Notice in Writing of ſuch Appeal, and of the Matter thereof, and the Deciſion of the ſaid Juſtices thereon ſhall be final and concluſive.

For ſhortening the Boundary Fences againſt adjoining Pariſhes.

XVIII. And be it further enacted, That if the ſaid Commiſſioners ſhall deem it expedient or proper to ſhorten the Boundary Fences between the Lands and Grounds by this Act directed to be divided, allotted, and incloſed, in the ſaid Pariſh of *Geiſt*, or between the ſame Pariſh and any Pariſh or Pariſhes adjoining thereto, or to make the ſame Boundary Fences regular, it ſhall be lawful for the ſaid Commiſſioners (with the Conſent in Writing, under the Hand or Hands of the Lord or Lords of the Manor or Manors in which the Land is ſituate, or of the Owner or Owners of the Land upon which any Fence or Fences ſhall or may be intended to be made) to ſet out the Boundary between the Lands and Grounds by this Act directed to be divided, allotted and incloſed in the Pariſh of *Geiſt* aforeſaid, and any adjoining Pariſh or Pariſhes, in ſuch Manner as they ſhall think proper for the Purpoſe aforeſaid; and after ſuch Boundaries ſhall be ſo ſet out as aforeſaid, the ſame ſhall be fenced by ſuch Perſon or Perſons in ſuch Manner and at ſuch Time or Times as the ſaid Commiſſioners ſhall direct, and ſhall for ever thereafter be deemed and taken to be the Boundaries between the ſaid Pariſh of *Geiſt* and ſuch adjoining Pariſh or Pariſhes, any Law, Uſage, or Cuſtom to the contrary notwithſtanding.

Encroachments made in Commons.

XIX. And be it further enacted, That all Encroachments which at any Time within Thirty Years before the paſſing of this Act have been made upon the ſaid Commons or Waſte Grounds ſhall be deemed Part thereof, and ſhall be divided and allotted accordingly, ſave and except ſuch Parts thereof as have been incloſed by virtue of a Licence in Writing under the Hand of the Lord or Lords of either of the ſaid Manors, or the Steward or Stewards of the ſame Manors reſpectively; but no Perſon in poſſeſſion of any Land which has been ſo incloſed from the ſaid Commons or Waſte Grounds within the Time aforeſaid, ſhall be entitled to any Allotment in reſpect thereof, under or by virtue of this Act; and in caſe any Diſpute ſhall ariſe touching any ſuch Encroachments, or the Extent thereof, ſuch Diſpute ſhall be determined by the Commiſſioners.

Commiſſioners to make Drains.

XX. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners to cauſe any Ditches, Fences, Drains, Brooks, or Water-courſes, within the Pariſh of *Geiſt* aforeſaid, to be cleanſed, opened, ſcoured, widened, deepened, or enlarged, and to ſtop up and diſcontinue any Ditches, Fences, Drains, Brooks, or Water-courſes, which ſhall appear to the ſaid Commiſſioners to be unneceſſary; and alſo to cauſe any new Ditches, Fences, Banks, Bridges, Tunnels, Sluices, Drains, or Water-courſes, to be made within the ſame Pariſh, and to make ſuch Orders for maintaining ſuch Ditches, Fences, Banks, Bridges, Tunnels, Sluices, Drains, Brooks, and Water-courſes in Repair, as they ſhall think proper; provided that no ſuch Works ſhall be made upon any incloſed Lands, without the Conſent in Writing of the Owner or Owners thereof,

and that no Rivulet, Brook, or Water-courſes, ſhall be diverted or turned from its preſent Courſe, in, through, from, or over any incloſed Lands, without the Conſent in Writing of the Owner or Owners of the Land from which any ſuch Rivulet, Brook, or Water-courſe, ſhall be diverted or turned, or into which the ſame ſhall be intended to be carried or conveyed.

As to Roads and Foot-paths.

XXI. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners, with the Concurrence and Order of Two Juſtices of the Peace for the ſaid County of *Norfolk*, acting in and for the Diviſion in which the Road or Roads, Foot-path or Foot-paths, ſhall be ſituate, and not intereſted in the Repair of ſuch Road or Roads, Foot-path or Foot-paths, to ſtop up and direct to be diſcontinued any public Road or Roads, Foot-path or Foot-paths, through any Part or Parts of the Lands or Grounds in the ſaid Pariſh of *Geiſt*, which to the ſaid Commiſſioners ſhall appear to be uſeleſs or unneceſſary: Provided always, that ſuch Order ſo to be made ſhall be ſubject to an Appeal to the Quarter Seſſions, in like manner and under the ſame Forms and Reſtrictions as if the ſame had been originally made by ſuch Juſtices as aforeſaid: Provided always, that none of the preſent public Roads or public Highways within the ſaid Pariſh of *Geiſt*, ſhall be ſhut up or diſcontinued until the Roads intended to remain Public Roads or Highways within the ſaid Pariſh, ſhall be ſet out, according to the Directions of the ſaid recited Act, and the ſame ſhall be properly formed and made ſafe and convenient for Horſes, Cattle, and Carriages.

Allotments to be marked upon the Plan, and ſhewn the Proprietors.

XXI. And be it further enacted, That the ſaid Commiſſioners after they ſhall have aſcertained the Rights and Intereſts of the ſeveral Parties intitled to and intereſted in the Lands hereby directed to be divided and allotted, ſhall cauſe the ſeveral Allotments propoſed to be made by them, to be diſtinctly laid down and delineated upon a Map or Plan, which ſhall be left for the Space of Three Days for the Inſpection and Examination of the ſeveral Parties intereſted in the ſaid Allotments, at a convenient Place to be appointed for that Purpoſe, not farther diſtant from the ſaid Pariſh of *Geiſt* than Seven Miles, of which Notice ſhall be publiſhed in Manner aforeſaid; and it ſhall be lawful for any Party or Parties intereſted in the ſaid Allotments, to take Extracts from ſuch Map or Plan; and in caſe any Objection or Objections ſhall be made to the propoſed Allotment, the Party or Parties making the ſame ſhall ſign and deliver a Statement thereof in Writing to the ſaid Commiſſioners, at a Meeting to be held by them for that Purpoſe; and the ſaid Commiſſioners ſhall immediately, or within a convenient Time afterwards, take the ſame into their Conſideration, and determine the Matter thereof; and the Determination of the Commiſſioners thereon ſhall be final, binding, and concluſive.

Allotment for Right of Soil.

XXIII. And be it further enacted, That the ſaid Commiſſioners ſhall, in the firſt Place, aſſign, ſet out and allot unto the Lords of the ſaid Manors of *Geiſt*, *Lutons*, *Regis*, and *Dale*; *Twyford*, *Swantons*, *Foxley*, and *Southall* in *Geiſt*, reſpectively for the Time being; and unto any Perſon or Perſons being Lord or Lords, Lady or Ladies, of any other Manor or Manors within the ſaid Pariſh of *Geiſt*; and unto the ſaid *Edward Dewing*, his Heirs or Aſſigns, or to ſuch of them as ſhall, in the Judgment

of the ſaid Commiſſioners, be entitled to the Soil of the Commons and Waſte Grounds within the ſaid Pariſh of *Geiſt*, hereby directed to be divided and allotted, ſuch Part of the ſame Commons and Waſte Grounds as ſhall, in the Judgment of the ſaid Commiſſioners, be equal in Value to One-eighteenth Part of the whole of the ſaid Commons and Waſte Grounds; and ſuch Allotment or Allotments ſhall be a full Compenſation and Recompence to ſuch Lord or Lords, Lady or Ladies, and to the ſaid *Edward Dewing*, his Heirs or Aſſigns, for their reſpective Rights and Intereſts in and to the ſaid Soil of the ſaid Commons and Waſte Grounds.

Allotment to Truſtees for poor Inhabitants legally ſettled.

XXIV. And be it further enacted, That the ſaid Commiſſioners ſhall, in the next Place, aſſign, ſet out, and allot unto the Lord or Lords, Lady or Ladies of the ſaid ſeveral Manors, or to ſuch of them reſpectively as ſhall or may be entitled to the Soil of the ſaid Commons and Waſte Grounds, and to the Vicar of the Vicarage of *Geiſt*, and the Churchwardens and Overſeers of the Poor of the ſaid Pariſh of *Geiſt* for the Time being, as Truſtees for the poor Inhabitants of the ſaid Pariſh of *Geiſt* legally ſettled therein, ſuch Part or Parts of the ſaid Commons and Waſte Grounds as is or are called or known by the Name of the *Turf Fen*, eſtimated to contain Thirty-five Acres; and ſuch Allotment or Allotments ſhall be for ever freed, exonerated, and diſcharged from the Payment of all parochial Rates, Charges, Burthens, Aſſeſſments, and Impoſitions whatſoever, and ſhall on the Execution of the Award of the ſaid Commiſſioners, be veſted in ſuch Lord or Lords, Lady or Ladies as aforeſaid, the Vicar of the ſaid Vicarage, and the Churchwardens and Overſeers of the Poor of the ſaid Pariſh of *Geiſt* for the Time being for ever, as Truſtees for the poor Inhabitants of the ſaid Pariſh of *Geiſt* legally ſettled therein, to the Intent that the ſaid Truſtees for the Time being ſhall permit and ſuffer the poor Inhabitants of the ſaid Pariſh of *Geiſt*, who ſhall be legally ſettled therein, and who ſhall not reſpectively occupy Lands or Tenements of more than the yearly Value of Six Pounds

Power to cut Turf and Fuel,

to cut, take, and uſe Turf and Fuel on ſuch Part or Parts of the ſaid Allotment or Allotments, in ſuch Quantities, of ſuch Dimenſions, and at ſuch Time or Times in each and every Year, and under ſuch Regulations and Reſtrictions as the ſaid Truſtees for the Time being, or the major Part of them, ſhall direct, appoint, or preſcribe, and not otherwiſe; and the ſaid Truſtees for the Time being, or the major Part of them, are alſo hereby empowered from Time to Time, by Writing under their Hands and Seals, to leaſe or demiſe ſuch Part or Parts of the ſaid Allotment or Allotments as ſhall not produce Turf or Fuel, as they from Time to Time ſhall think proper, to any Perſon or Perſons whomſoever, for any Term of Years not exceeding Twenty-one Years, to commence in Poſſeſſion and not in Reverſion, ſo that in every ſuch Leaſe there be reſerved and made payable to the ſaid Truſtees for the Time being, by Two equal half-yearly Payments in every Year, the beſt and moſt improved yearly Rent or Rents that can be obtained for the ſame, without taking an Income, Fine, or Premium in conſideration of granting ſuch Leaſe, and ſo as in every ſuch Leaſe there be contained proper and fair Covenants on the Part of the Leſſee, for the Uſage and Management of the Land thereby demiſed, and for leaving the ſame in a proper State and Condition at the Expiration of every ſuch Leaſe, and ſo as in every ſuch Leaſe there be contained a Power of Re-entry for

Power to Leaſe.

Non-

Non-performance of the Covenants therein contained, and for the Non-payment of the Rent thereby reſerved at the Times therein limited, or within a reaſonable Time thereafter to be therein ſpecified; and the Rents and Profits ariſing from the Part or Parts of the Allotment or Allotments ſo let and demiſed ſhall from Time to Time be laid out in the Purchaſe of Fuel, and ſuch Fuel ſhall be diſtributed amongſt ſuch poor Inhabitants of the ſaid Pariſh of *Geiſt* who ſhall be legally ſettled therein, and who ſhall not reſpectively occupy Lands or Tenements of more than the yearly Value of Six Pounds in ſuch Proportions and Quantities, in ſuch Manner, at ſuch Times in every Year, and under ſuch Regulations and Reſtrictions as the ſaid Truſtees for the Time being, or the major Part of them, ſhall direct, appoint, or preſcribe: Provided always, that it ſhall and may be lawful for the Lord or Lords, Lady or Ladies of the ſaid Manors, Truſtees as aforeſaid, and the ſaid Vicar for the Time being, to act in the Execution of the Truſts hereby in them repoſed as aforeſaid, by their Agents or Proxies reſpectively to be appointed by Writing under their reſpective Hands.

Rents to be laid out in Purchaſe of Fuel.

XXV. And be it further enacted, That the ſaid Commiſſioners ſhall then aſſign, ſet out, and allot unto the Surveyors of the Highways in the Pariſh of *Geiſt* aforeſaid, ſuch Part or Parts of the Open Fields, Half-year or Shack Lands, Commons, and Waſte Grounds, hereby directed to be divided and allotted, which the ſaid Commiſſioners ſhall think proper, as and for public Watering Places for Cattle, and as and for public Clay, Marl, Gravel, and Sand Pits; and ſuch Allotment or Allotments ſhall be for ever freed, exonerated, and diſcharged from the Payment of all Parochial Rates, Charges, Burthens, Aſſeſſments, or Impoſitions whatſoever; and it ſhall be lawful for the Surveyors of the Highways and Proprietors of Lands and Eſtates within the ſaid Pariſh of *Geiſt*, and their Tenants for the Time being, to uſe the ſame Allotment or Allotments for the Purpoſes aforeſaid, in ſuch Manner and under ſuch Rules and Regulations as the ſaid Commiſſioners ſhall by their ſaid Award direct or appoint, and not otherwiſe; and the Graſs and Herbage of the ſame Allotment or Allotments ſhall from Time to Time be let by the ſaid Surveyors of the Highways in *Geiſt* aforeſaid for the Time being, at and for the beſt Rent that can be obtained for the ſame; and ſuch Rent ſhall be applied towards the Repairs of the Roads in the ſaid Pariſh of *Geiſt*.

Allotment for public Sand and Gravel-pits.

XXVI. And be it further enacted, That the ſaid Commiſſioners ſhall then aſſign, ſet out, and allot unto the ſeveral Owners of Meſſuages and Cottages in *Geiſt* aforeſaid, having in reſpect thereof any Right of Common upon the Commons and Waſte Grounds hereby directed to be divided and allotted, ſuch Part or Parts of the ſame Commons and Waſte Grounds as the ſaid Commiſſioners ſhall deem and conſider to be equal in Value *per Annum* to the annual average Value of Two Acres of the ſaid Commons and Waſte Grounds for each and every ſuch Meſſuage and Cottage reſpectively, over and above the Allotment or Allotments to which the Owners of ſuch Meſſuages or Cottages reſpectively ſhall be entitled to by virtue of this Act.

Allotment to the Owner of each commonable Right, Meſſuage, or Cottage.

XXVII. And be it further enacted, That the ſaid Commiſſioners ſhall then aſſign, ſet out, and allot the Reſidue and Remainder of the Open Fields, Half-year, Shack Lands, Commons, and Waſte Grounds hereby directed

Allotment of the Reſidue.

directed to be divided, allotted, and incloſed, unto and amongſt the ſeveral Owners and Proprietors thereof, and all and every other Perſon and Perſons, Body and Bodies Politic, Corporate or Collegiate, having any Right or Intereſt in, to, over, and upon the ſame, or any Part thereof, in ſuch Shares and Proportions as the ſaid Commiſſioners ſhall adjudge and determine to be proportionate to the Value of and a full Satisfaction and Compenſation to him, her, or them reſpectively, for his, her, or their reſpective Parts and Shares of and in ſuch Open Fields, Half-year and Shack Lands, Commons, and Waſte Grounds, and his, her, or their reſpective Rights and Intereſts therein: Provided always, that the Right of the ſaid *William Norris*, the ſaid *Coulſey Savory* the Younger, the ſaid *Samuel Henry Savory* and *Edward Savory*, and the ſaid *Edward Dewing* reſpectively, or of any other Perſon or Perſons, to any Allotment or Allotments of the ſaid Commons and Waſte Grounds, for or in reſpect of their, his, or her Houſes or Lands in the ſaid Pariſh of *Geiſt* ſhall not in any Manner be prejudiced or affected by or on account of the ſaid *William Norris*, the ſaid *Coulſey Savory*, *Samuel Henry Savory* and *Edward Savory*, and the ſaid *Edward Dewing*, or ſuch other Perſon or Perſons, being entitled to the Soil of the ſaid Commons and Waſte Grounds, or any Part thereof, or of ſuch Houſes or Lands, or any of them, being, or at any Time heretofore having been, the Property of the Perſon or Perſons who is, are, hath or have been the Owner or Owners of the Soil of the ſaid Commons and Waſte Grounds, or any Part thereof; but that the ſaid *William Norris*, *Coulſey Savory*, *Samuel Henry Savory* and *Edward Savory*, and the ſaid *Edward Dewing*, and all ſuch Owners and Proprietors of Houſes or Lands in the ſaid Pariſh of *Geiſt* as ſhall prove to he Satisfaction of the ſaid Commiſſioners a Right or Rights of Common in reſpect of ſuch Houſes or Lands, in, over, or upon the ſaid Commons and Waſte Grounds, and the Exerciſe of ſuch Right or Rights; and who ſhall deliver in their Accounts or Claims in Manner preſcribed by the ſaid recited Act, ſhall be deemed to be entitled to the Right or Rights of Common, the Exerciſe whereof ſhall be ſo proved in the ſame Manner as ſuch Perſon or Perſons would have been in caſe ſuch Houſes or Lands had never been the Property of the Perſon or Perſons entitled to the Soil of the ſaid Commons and Waſte Grounds.

If any Perſon ſell his Common Right, the Allotment to be made to the Purchaſer.

XXVIII. Provided always, That if any Perſon, (except the Vicar of the Vicarage of *Geiſt* aforeſaid, in reſpect of the ſaid Vicarage), hath ſold, or ſhall at any Time before the Execution of the ſaid Award, ſell, his or her Right, Intereſt, and Property in, to, over, or upon the ſaid Commons and Waſte Grounds, or any Part thereof, to any other Perſon, then, and in ſuch Caſe it ſhall be lawful for the ſaid Commiſſioners, and they are hereby authorized and required upon receiving Notice of any ſuch Sale to make an Allotment of Land unto the Vendee or Purchaſer in every ſuch Sale, or to his, her, or their Heirs, or Aſſigns, for, and in reſpect of ſuch Right, Intereſt, and Property ſo ſold, as aforeſaid, and every ſuch Vendee or Purchaſer, or his or her Heirs or Aſſigns, ſhall and may, from and after the Execution of the ſaid Award, hold and enjoy the Land ſo to be allotted to him, her or them as aforeſaid, in the ſame Manner as the Vendor in every ſuch Sale, might, could, or ought to have held and enjoyed in the ſame, in caſe ſuch Sale had not been made, or ſuch Right, Intereſt or Property had been veſted in ſuch Vendor at the Time of making ſuch Allotment.

XXIX. And

XXIX. And be it further enacted, That the Allotments which shall be made to the Truſtees for the Poor, and the Surveyors of the Highways in *Geiſt*, aforeſaid, and to the Vicar of the Vicarage of *Geiſt* aforeſaid, in reſpect of ſuch Vicarage, ſhall be incloſed and fenced on the Outſides of ſuch Allotments reſpectively, and ſuch Fences ſhall be maintained and kept in Repair by ſuch Perſon or Perſons, and in ſuch Manner as the ſaid Commiſſioners ſhall by their Award, or by any Writing under their Hands, direct and appoint. For fencing Vicar's and Public Allotments.

XXX. And be it further enacted, That in caſe any Proprietor or Proprietors of any Meſſuages, Lands, or Tenements within the Pariſh of *Geiſt* aforeſaid, ſhall hold the ſame by different Tenures, or for different Eſtates, or in different Rights, or under different Titles, the ſaid Commiſſioners ſhall, upon the Requeſt of any ſuch Proprietor or Proprietors, aſcertain and diſtinguiſh the Meſſuages, Lands, and Tenements held by each of ſuch Tenures for each of ſuch Eſtates, and under each of ſuch Rights or Titles reſpectively, and ſhall accordingly in their ſaid Award aſſign, ſet out, and allot diſtinct and ſeveral Allotments by diſtinct and ſeveral Deſcriptions, for ſuch reſpective Meſſuages, Lands, or Tenements, and ſhall declare in Right of what Eſtate or Eſtates ſuch Allotments reſpectively ſhall have been made; and in caſe the ſaid Commiſſioners from want of neceſſary Information, or for any other Cauſe, ſhall not diſcriminate and diſtinguiſh ſuch different Rights or Titles, different Eſtates and Tenures in their Award, it ſhall be lawful for them, at any Time within Twelve Calendar Months after the Execution of the ſaid Award, upon the Requeſt in Writing of any Perſon or Perſons intereſted, to do or cauſe to be done all proper and neceſſary Acts for the Purpoſe of enabling them to make ſuch Diſcrimination and Diſtinction as aforeſaid in the ſame Manner as they might or could have done by their ſaid Award; and when and ſo ſoon as the ſaid Commiſſioners ſhall have obtained ſufficient Information for the Purpoſe, by any Deed or Inſtrument in Writing under their Hands and Seals, to aſcertain and diſtinguiſh the Difference of ſuch Tenures, Eſtates, Rights, and Titles reſpectively, and to make diſtinct and ſeveral Allotments in the ſame Manner as they are hereby authorized to do by their ſaid Award; and every ſuch Deed or Inſtrument ſhall have the ſame Force and Effect as if the ſame was contained in the ſaid Award, and ſhall be delivered to the Perſon or Perſons upon whoſe Requeſt the ſame ſhall have been executed, or to the Perſon or Perſons to whom the Cuſtody of the Deeds and Writings concerning the Title to the Premiſes in queſtion ſhall, in the Opinion of the ſaid Commiſſioners, properly belong for the Time being; and all the Coſts, Charges, and Expences which ſhall be occaſioned by the Proceedings of the ſaid Commiſſioners in making ſuch Diſcrimination, Diſtinction, and Allotment or Allotments, and of preparing and executing any ſuch Deed or Inſtrument, or in any wiſe relating thereto, ſhall be aſcertained and ſettled by the ſaid Commiſſioners, and ſhall be paid by the Perſon or Perſons who ſhall make ſuch Requeſt as aforeſaid, or by his, her, or their Heirs, Executors, or Adminiſtrators, to ſuch Perſon, and at ſuch Time and Place as the ſaid Commiſſioners ſhall by Writing under their Hands appoint; and in caſe ſuch Coſts, Charges, and Expences ſhall not be ſo paid, it ſhall be lawful for the ſaid Commiſſioners, and they are hereby required to raiſe and levy the ſame by ſuch Ways and Means as the Coſts, Charges, and Expences of obtaining this Act, Separate Allotments to be made for Eſtates held under different Titles.

and executing the ſaid recited Act and this Act can or may be raiſed and levied.

Allotment ſhall be of ſame Tenure as the Lands for which they are allotted.

XXXI. And be it further enacted, That all the Lands which ſhall be allotted by virtue of the ſaid recited Act, or this Act, to any Perſon or Perſons, or Body or Bodies Politic, Corporate or Collegiate, for or in reſpect of any Buildings, or for, or in reſpect of any Lands holden of any Manor or Manors, by Copy of Court-Roll, or for or in reſpect of any Leaſehold Buildings or Lands, or for or in reſpect of any Right of Sheep-walk, Shackage, or Common of Paſture, or other Right or Intereſt appurtenant or appendant to ſuch Copyhold or Leaſehold Premiſes, ſhall, from and after the Execution of the ſaid Award, be deemed and taken to be Copyhold or Leaſehold, and ſhall be held as ſuch by and under the ſame Tenure, and ſubject to ſuch Fines, Rents, Payments, and Services, as the Copyhold or Leaſehold Buildings and Lands reſpectively, in reſpect whereof ſuch Allotments ſhall be made, are now held: and that all and every Perſon and Perſons to whom ſuch Copyhold Premiſes ſhall be allotted, as aforeſaid, ſhall, within Six Calendar Months next after the Execution of the ſaid Award, or at the firſt General Court to be held for the ſaid Manors reſpectively next after the Expiration thereof, be admitted Tenant or Tenants to the ſame, without paying any Fine or other Charge, (ſave and except the Stamp Duties and Parchment required to be uſed for the Copies of ſuch Admiſſions reſpectively, and ſuch reaſonable Fees to the Stewards of the ſaid reſpective Manors as the ſaid Commiſſioners ſhall, by their ſaid Award, or any Writing under their Hands, order and direct to be paid on ſuch Admiſſions reſpectively); but in caſe the Perſon or Perſons to whom ſuch Copyhold Premiſes ſhall be allotted, ſhall not have been admitted to the Copyhold Hereditaments, in lieu or in reſpect whereof ſuch Allotment or Allotments ſhall be made, or ſhall die without having been admitted to the Lands allotted in lieu or in reſpect of ſuch Copyhold Hereditaments, then the cuſtomary Fines and other Payments ſhall be due and payable on the Admiſſion of the Perſon or Perſons entitled to ſuch Lands ſo allotted as laſt aforeſaid; and after every ſuch firſt Admiſſion the Copyhold Premiſes ſo to be allotted as laſt aforeſaid, ſhall at all Times be held under and ſubject to the ſame Tenures, Fines, Rents, Payments, and Services as the Copyhold Buildings or Lands in lieu or in reſpect whereof ſuch Premiſes were allotted, are now held under and ſubject to: And the ſaid Commiſſioners ſhall by their ſaid Award determine, deſcribe, and abut the Buildings and Lands in *Geiſt* aforeſaid reſpectively, to be divided and allotted in purſuance of this Act, which are to be and remain Copyhold or Leaſehold, and all other Buildings and Lands ſo to be divided and allotted in the ſame Pariſh, ſhall be deemed, taken, and enjoyed as Freehold, ſubject nevertheleſs to ſuch free Rents and Services as are now due or payable out of the Premiſes, for, in lieu, or in reſpect whereof the ſame are to be allotted as aforeſaid.

For allowing Exchanges to be made.

XXXII. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners to ſet out, allot, and award any Meſſuages, Buildings, Lands, Tenements, or Hereditaments whatſoever within the ſaid Pariſh of *Geiſt*, in lieu of or in exchange for any other Meſſuages, Buildings, Lands, Tenements, or Hereditaments within the ſame Pariſh, or within any adjoining Pariſh, Hamlet, Townſhip, or Place; provided, that all ſuch Exchanges ſhall be aſcer-

aſcertained, ſpecified and declared in the ſaid Award, and be made with the Conſent of the Proprietor or Proprietors of the Premiſes which ſhall be ſo exchanged, whether ſuch Proprietor or Proprietors ſhall be a Body or Bodies Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, or a Tenant or Tenants in Fee Simple, or for Life, or in Fee Tail General or Special, or by the Courteſy of *England*, or for Years determinable on any Life or Lives, or with the Conſent of the Guardians, Truſtees, or Feoffees for Charitable, Parochial, or other Uſes, Huſbands, Committees, or Attornies of or acting for any ſuch Proprietor or Proprietors, who at the Time of making ſuch Exchange or Exchanges ſhall be reſpectively Infants, Feme Coverts, Idiots, Lunatics, or under any other legal Diſability, or who ſhall be beyond the Seas, or otherwiſe diſabled to act for themſelves, himſelf, or herſelf, (ſuch Conſent to be teſtified in Writing under the Common Seal of the Body Politic, Corporate or Collegiate, and under the Hands of the other conſenting Parties reſpectively); and all and every ſuch Exchange and Exchanges ſo made ſhall be good, valid, and effectual in the Law to all Intents and Purpoſes whatſoever; provided nevertheleſs, that no Exchange ſhall be made of any Meſſuages, Buildings, Lands, Tenements, or Hereditaments held in Right of any Eccleſiaſtical Benefice, without the Conſent teſtified as aforeſaid of the Lord Biſhop of the Dioceſe in which ſuch Meſſuages, Buildings, Lands, Tenements, or Hereditaments ſhall be ſituate, and of the Patron of ſuch Eccleſiaſtical Benefice: Provided always, that all the Coſts, Charges, and Expences attending any Exchange or Partition to be made by virtue of the ſaid recited Act, or this Act, ſhall be borne and defrayed by the ſeveral Perſons making or intereſted in any ſuch Exchange or Partition, in ſuch Manner, in ſuch Proportions, and at ſuch Time and Place as the ſaid Commiſſioners ſhall by their ſaid Award, or any other Writing under their Hands, order and direct; and in caſe ſuch Coſts, Charges, and Expences ſhall not be paid according to ſuch Order and Direction, it ſhall be lawful for the ſaid Commiſſioners, and they are hereby required to cauſe the ſame to be raiſed and levied by ſuch Ways and Means and in ſuch Manner as the Coſts, Charges, and Expences of obtaining and paſſing this Act and executing the ſaid recited Act, and this Act, can and may be raiſed and levied.

How Expences of Exchanges are to be paid.

XXXIII. And be it further enacted, That all and every Leaſe and Leaſes at Rack or extended Rent now ſubſiſting of any Meſſuages, Lands or Tenements within the ſaid Pariſh of *Geiſt*, ſhall as far as ſuch Leaſe or Leaſes affect or concern any Allotment or Allotments to be made of any Part or Parts of the Commons and Waſte Grounds, hereby directed to be divided and allotted in reſpect of ſuch Meſſuages, Lands, or Tenements compriſed in ſuch Leaſe or Leaſes be and the ſame is and are hereby declared to be null and void as to ſuch Allotment and Allotments, and ſuch Allotment and Allotments ſhall be made and aſſigned unto the Landlord or Landlords, and not to the Tenant or Tenants, Leſſee or Leſſees, and ſuch Allotment or Allotments ſhall be freed and diſcharged from all Right and Intereſt, which may, or otherwiſe might be claimed in or to the ſame by virtue of ſuch Leaſe or Leaſes, and the Perſon or Perſons to whom the Meſſuages, Buildings, Lands, or Tenements comprized in ſuch Leaſe or Leaſes ſhall belong as Landlord or Landlords, ſhall make ſuch Compenſation to the Perſon or Perſons intitled to the ſame under ſuch Leaſe or Leaſes as the ſaid Commiſſioners ſhall by

Leaſes void as to Allotments of Common.

Writing

Writing under their Hands direct for the Right of Common or any other Right or Interest in, over and upon the Commons and Waste Grounds hereby directed to be divided and allotted, or any Part thereof, appurtenant or appendant to such Messuages, Lands, or Tenements, and which shall be extinguished by this Act, or the said recited Act; and if any Person or Persons shall refuse or neglect to make such Compensation to the Person or Persons intitled thereto, within Ten Days after Demand made thereof, then and in such Case it shall be lawful to and for the said Commissioners, and they are hereby authorized and required to raise and levy the same for the Use and Benefit of the Person or Persons intitled thereto by such Ways and Means as the Costs, Charges, and Expences of obtaining and executing this Act, or any Part thereof, can or may be raised and levied.

Leases void as to Open Fields.

XXXIV. And be it further enacted, That for the Purpose of facilitating the setting out and allotting the Open Fields, Half-year, and Shack Lands, and the exchanging any Part of the old inclosed Lands within the said Parish of *Geist*, all and every Lease and Leases and other Agreements, for any Term or Number of Years which is or are now subsisting, of all or any Part of the Messuages, Buildings, Lands, Grounds, Tenements, or Hereditaments, within the said Parish of *Geist*, either alone or together with any other Lands, Tenements, or Hereditaments, shall cease, determine, and be void, so far as any such Lease or Leases or other Agreements affect or concern any Open Field, Half-year, and Shack Lands, or old Inclosures, which shall be allotted or exchanged by virtue of this Act, and every Tenant or Occupier thereof shall immediately after the signing of the Award of the said Commissioners, or at such other Time or Times as the said Commissioners shall thereby or by any Writing under their Hands for that Purpose, appoint, give, and resign up the full and peaceable Possession of such allotted or exchanged Lands, to the Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, to or with whom the same shall be respectively allotted or exchanged; but the Tenants or Occupiers of such allotted or exchanged Lands shall instead thereof, have and receive the quiet and peaceable Possession of the Lands and Grounds to be taken by their Lessors, Owners, and Proprietors, in lieu of or in Exchange for such Lands respectively, charged and subject to such Payment or Allowance by way of Addition to the Yearly Rent, reserved by such Leases or Agreements for and during the residue of the Term or Terms therein, as the said Commissioners shall by Writing under their Hands for that Purpose ascertain and determine, or shall receive from such Lessors, Owners, or Proprietors thereof, such Satisfaction as the said Commissioners shall ascertain, order, direct, or appoint to be paid to such Tenants respectively, as an Equivalent for the Loss or Losses they shall respectively sustain thereby; and if the Money so to be ascertained and directed to be paid as aforesaid, shall not be paid to the Person or Persons entitled to receive the same within Ten Days after Demand made thereof, it shall and may be lawful to and for the said Commissioners, and they are hereby required to raise and levy the same for the Use and Benefit of the Person or Persons entitled thereto, by such Ways and Means as the Costs, Charges, and Expences of obtaining and executing this Act can or may be raised and levied: Provided always, that the Option of retaining such allotted or exchanged Lands, or receiving Satisfaction in lieu thereof, is hereby

given to such Tenants or Occupiers, and such Option shall be by them declared in Writing under their respective Hands, and be delivered to the said Commissioners within One Month from the Time of their exhibiting the Schedule of Allotment hereinbefore directed to be made and exhibited: Provided always, that if there shall be any Lease or Agreement for Lands, Part of which shall be in the said Parish of *Geist*, and Part in any adjoining Parish, Hamlet, Township, or Place, all and every such Lease and Leases, Agreement and Agreements, upon Rack-rent now subsisting may be vacated; but where any Land shall be taken in Exchange, which Land shall be under Lease or Agreement, and wholly situate in any adjoining Parish, Hamlet, Township, or Place, the Lease or Agreement of such last-mentioned Land shall not be vacated.

Not to vacate beneficial Leases.

XXXV. Provided always, and be it further enacted, That nothing in this Act contained shall extend to vacate, set aside, annul, make void, or determine any beneficial Lease or Leases granted by any Body or Bodies Politic, Corporate, or Collegiate, or any Corporation Aggregate or Sole of any Lands, Tenements, or Hereditaments in *Geist* aforesaid, or any Parish or Parishes near or adjoining thereto, unto any Person or Persons whomsoever; and it shall or may be lawful for the Lessee or Lessees in such beneficial Lease or Leases respectively, or the Person or Persons entitled thereto, upon or immediately after the Execution of the said Award, to enter upon and take Possession of the Lands which by virtue of the said recited Act, and this Act, shall be allotted to the Body or Bodies Politic, Corporate or Collegiate, or Corporation Aggregate or Sole, who shall have granted such Lease or Leases respectively, in lieu of or in respect of the Lands and Tenements comprized in such Lease or Leases respectively, and to hold and enjoy such Lands and Tenements for such Term or Terms of Years, and in the same Manner as he should, or they might or could have held and enjoyed the Lands, Tenements, and Hereditaments, comprized in any such Lease or Leases respectively, in case this Act had not been passed.

Wills and Settlements not to be affected.

XXXVI. Provided always, That nothing in this Act contained shall extend or be construed to extend, to revoke, make void, alter, or annul any Will, Settlement, or Surrender, or to prejudice any Person or Persons having any Right or Claim of Dower, Jointure, Portion, Debt, or Incumbrance out of, upon, or affecting any Buildings or Lands which shall be allotted or exchanged by virtue of the said recited Act or this Act, but that each and every Proprietor shall stand and be seised of the Premises to be allotted to or exchanged with him or her as aforesaid, to such and the same Uses, for such and the same Estates, and under and subject to such and the same Wills, Deeds, Settlements, Surrenders, Debts, Charges, Rents, and Incumbrances, and no other, as the Buildings and Lands whereof such Proprietor or Proprietors was seised or possessed at or immediately before the Execution of the said Award, or for which or in respect whereof such Allotments or Exchanges shall be made would have been subject to, charged with, or affected by in case this Act had not been made.

No Sheep to be kept in new Inclo-

XXXVII. And be it enacted, That no Sheep or Lambs shall be kept in any of the Allotments to be made by virtue of this Act whereon any new Fence

Sures for Seven Years.

Fence ſhall be raiſed, during the Space of Seven Years next after the Execution of the ſaid Award, unleſs the Perſon or Perſons keeping the ſame ſhall firſt, at his, her, or their own Expence, make and maintain a ſufficient Fence to guard and protect the young Fences belonging or adjoining to ſuch Allotments reſpectively from being hurt or damaged by ſuch Sheep or Lambs, (whether ſuch Fences be made or ſet by the Owner or Occupier of the Allotment or Allotments, or by the Owner or Occupier of the Allotment or Allotments adjoining thereto;) and in caſe any Perſon or Perſons ſhall turn or keep any Sheep or Lambs in any ſuch Allotment or Allotments, without raiſing and keeping up ſuch Fences as aforeſaid, it ſhall be lawful for the Owner or Occupier of any adjoining Allotment or Allotments to enter upon the Allotment or Allotments upon which ſuch Sheep or Lambs ſhall be turned or kept, and to take, drive away, and impound the ſame Sheep or Lambs.

Expences of this Act.

XXXVIII. And be it further enacted, That all the Coſts and Expences of incloſing the Lands which ſhall by virtue of this Act be allotted to the Vicar of *Geiſt* in reſpect of that Vicarage, and of incloſing the Allotments hereby directed to be made to the Truſtees of the Poor for Fuel, and Surveyors of the Highways of *Geiſt* aforeſaid, and all the Coſts, Charges, and Expences incident to and attending the obtaining and paſſing of this Act, and of ſurveying, admeaſuring, planning, valuing, dividing, and allotting, and of preparing and ingroſſing the ſaid Award and the Copies thereof, and all the Charges and Expences of the ſaid Commiſſioners, their Aſſiſtants and Servants, and all the neceſſary Expences of the ſeveral Perſons to be employed by the ſaid Commiſſioners in and about the Premiſes, and all the Expences of forming, completing, and repairing the public Carriage Roads and Highways to be ſet out and appointed by the ſaid Commiſſioners within the ſaid Pariſh of *Geiſt*, and all other Expences of carrying the ſaid recited Act, and this Act, into Execution, ſhall be borne, defrayed, and paid by the ſeveral Perſons, and Body or Bodies Politic, Corporate, or Collegiate, intereſted in the Premiſes, to whom any Allotment or Allotments ſhall be made by virtue of this Act, (ſave and except the ſaid Vicar of the ſaid Vicarage for the Time being, for or in reſpect of any Allotment or Allotments which ſhall be made to him in Right of the ſaid Vicarage, and alſo ſave and except the Truſtees for the Poor, and the Surveyors of the Highways, in reſpect of the Allotments hereby directed to be made to them as aforeſaid, and alſo ſave and except ſuch Perſon or Perſons whoſe real Property in the ſaid Pariſh or elſewhere ſhall not, in the Judgment of the Commiſſioners, exceed the Yearly Value of Six Pounds at the Time of making the ſaid Allotments, or whoſe Perſonal Property ſhall not, in the Judgment of the Commiſſioners, exceed the Sum of One Hundred Pounds, in ſuch Shares and Proportions, at ſuch Time and Place, and to ſuch Perſon or Perſons, as the ſaid Commiſſioners ſhall by their ſaid Award, or any Writing ſigned by them, appoint; and if any Perſon or Perſons, Body or Bodies Politic, Corporate, or Collegiate, ſhall refuſe or neglect to pay his, her, or their Share or Proportion of the ſaid Coſts, Charges, and Expences to the Perſon or Perſons authorized to receive the ſame, at the Time and Place which ſhall be appointed by the ſaid Commiſſioners for the Payment thereof, then and in ſuch Caſe the ſaid Commiſſioners ſhall cauſe the ſame to be raiſed, levied, and recovered in Manner directed by the ſaid recited Act.

XXXIX. And

XXXIX. And be it further enacted, That when and ſo often as it ſhall be neceſſary to charge any Lands or Tenements which ſhall be allotted or exchanged by virtue of the ſaid recited Act, or this Act, and which ſhall be or become Copyhold, with any Sum or Sums of Money by way of Mortgage, for defraying any Share or Shares of the Coſts, Charges, and Expences of obtaining and paſſing this Act, and executing the ſaid recited Act, and this Act, then and in ſuch Caſe ſuch Copyhold Premiſes ſhall be ſurrendered to the Uſe of the Perſon or Perſons who ſhall advance and lend ſuch Sum and Sums of Money, and his, her, or their Heirs or Aſſigns, according to the Cuſtom of the Manor or Manors whereof the ſame ſhall be holden, by way of Mortgage, for ſecuring ſuch Sum or Sums of Money, and Intereſt for the ſame, inſtead of being mortgaged and ſurrendered to ſuch Perſon or Perſons, and his, her, or their Executors, Adminiſtrators, or Aſſigns, for a Term of Years, as mentioned in the ſaid recited Act. Directions for charging Copyholds with Expences.

XL. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners, on Application being made to them in Writing by any of the Huſbands, Guardians, Truſtees, Committees, or Attornies of or for any of the ſaid Proprietors or Perſons intereſted in the Premiſes, being under Coverture, Minors, Ideots, Lunatics, or beyond the Seas, or under any other Diſability or Incapacity, or by the Perſons acting as ſuch Guardians, Truſtees, Committees, or Attornies reſpectively, or by any of the ſaid Proprietors of the Lands hereby directed to be divided and allotted, or any Part thereof, who are or ſhall be Tenant or Tenants in Tail, or for any Life or Lives, or any other Contingency, (ſave and except the ſaid Vicar of the ſaid Vicarage for the Time being) to ſell any Part of the Allotment or Allotments to be made by virtue of this Act, to ſuch incapacitated Proprietor or Proprietors, or other Perſon or Perſons by whom or on whoſe Behalf any ſuch Application ſhall be made as aforeſaid, for the Purpoſe of raiſing a Sum of Money ſufficient to defray the reſpective Shares and Proportions of the Coſts, Charges, and Expences of obtaining and paſſing this Act, and executing the ſaid recited Act, and this Act, which ſhall be charged upon or payable by ſuch incapacitated Proprietors or other Perſon or Perſons reſpectively, and of fencing, incloſing, and ſubdividing his, her, or their Allotment or Allotments in ſuch and the like Manner, and ſubject to ſuch and the like Rules and Regulations as are mentioned and preſcribed in and by the ſaid recited Act; and each and every Allotment for which the full Purchaſe Money ſhall be paid, ſhall be conveyed by the ſaid Commiſſioners, at the Expence of ſuch Purchaſer or Purchaſers, unto and to the Uſe of or in Truſt for ſuch Purchaſer or Purchaſers, and his, her, or their Heirs reſpectively, or as he, ſhe, or they ſhall appoint; and ſhall be incloſed and held by ſuch Purchaſer or Purchaſers reſpectively in Severalty; and the Receipt of the ſaid Commiſſioners ſhall be a good and ſufficient Diſcharge to ſuch Purchaſer or Purchaſers for the ſaid Purchaſe Money, which ſhall be applied by the ſaid Commiſſioners in or towards defraying ſuch laſt-mentioned Coſts, Charges, and Expences; and if any Surplus ſhall remain in the Hands of the ſaid Commiſſioners, the ſame ſhall be applied and diſpoſed of by the ſaid Commiſſioners in Manner directed by the ſaid recited Act with reſpect to Money, which is thereby directed to be paid into the Bank of *England* in the Purchaſe or Exchange of Lands, Tenements, or Hereditaments, to be ſettled to the ſame Uſes, or of any Timber or Wood growing thereon, and which ought to be laid out in the Power for certain Perſons to ſell Allotments.

Purchaſe of other Lands, Tenements and Hereditaments as therein mentioned; provided always, that it ſhall not be lawful to raiſe by ſuch Sale any further or greater Sum of Money in the whole than the Perſon or Perſons, Part of whoſe Allotment or Allotments ſhall be ſold as aforeſaid, would have been empowered or authorized to borrow or charge upon his, her, or their Eſtate or Eſtates, under and by virtue of the ſaid recited Act; provided alſo, that it ſhall not be lawful for the Proprietor or Perſon, Part of whoſe Allotment ſhall be ſold as aforeſaid, to charge his, her or their Lands, Tenements, or Hereditaments, by virtue of the ſaid recited Act, or this Act, with any Money towards Payment of ſuch Expences.

Money advanced to be repaid with Intereſt.

XLI. Provided always, and be it enacted, That if any Perſon or Perſons hath or have advanced, or ſhall advance any Money in Diſcharge of the Fees or Expences of obtaining this Act, or of executing the ſaid recited Act or this Act, the Money ſo advanced ſhall be repaid and ſatisfied by the Direction of the ſaid Commiſſioners, together with lawful Intereſt for the ſame.

Proprietors and Agents to pay their own Expences.

XLII. Provided alſo, That the ſaid Proprietors, their Attornies and Agents, ſhall pay their own Expences when they or any of them ſhall attend the ſaid Commiſſioners at any of their Meetings to be held in purſuance of the ſaid recited Act or of this Act.

Commiſſioners to be paid Four Guineas per Day for Trouble and Expences.

XLIII. And be it further enacted, That each of the ſaid Commiſſioners acting from Time to Time in the Execution of this Act, ſhall be paid the Sum of Four Guineas and no more for every Day he ſhall be employed in travelling to, attending at, and returning from the Meetings to be held for the Execution of this Act, in Satisfaction of the Expence and Trouble to be incurred by him in the Execution of the Powers hereby given.

Commiſſioners' Account to be examined yearly by a Juſtice.

XLIV. And be it further enacted, That the Commiſſioners acting from Time to Time in the Execution of this Act and the ſaid recited Act, ſhall make out an Account, containing a true Statement of all Sum and Sums of Money by them received or expended, or due to them for their own Trouble and Expences; and that ſuch Account ſhall, at leaſt once in every Year from the Date of the paſſing of this Act until ſuch Account ſhall be finally allowed, together with the Vouchers relating to the ſame, be examined by One of His Majeſty's Juſtices of the Peace for the ſaid County of *Norfolk*, not intereſted in the ſaid Diviſion and Incloſure; and the Amount or Balance thereof ſhall be by the ſaid Juſtice of the Peace ſtated in the Book of Accounts by the ſaid recited Act required to be kept in the Office of the Clerk of ſuch Commiſſioners as therein mentioned; and that no Charge or Item in ſuch Accounts ſhall be binding on the Parties concerned, or be valid in the Law, unleſs the ſame ſhall be duly allowed by ſuch Juſtice as aforeſaid.

Directions as to the Award.

XLV. And be it further enacted, That the ſaid Award ſhall, within Twelve Calendar Months next after the Execution of the ſame, be delivered to the Clerk of the Peace for the ſaid County of *Norfolk*, who is hereby required to depoſit and keep the ſame among the Records of the ſaid County, ſo that Recourſe may be had thereto by any Perſon or Perſons intereſted in the Premiſes, for the Reception whereof the Fee of Five Guineas ſhall be paid, and no more, and for the Inſpection and

and Peruſal whereof the Sum of One Shilling and no more ſhall be paid; and the ſaid Award ſhall, from and after the Delivery thereof to the ſaid Clerk of the Peace, be deemed and conſidered to be inrolled according to the Directions and within the Meaning of the ſaid recited Act; and a Copy of ſuch Award, fairly tranſcribed in a Book, with a proper Map or Plan thereto annexed, ſhall, within the Time aforeſaid, be depoſited with the Pariſh Regiſters in the Pariſh Church of *Geiſt* aforeſaid, and be there kept in a Tin Box to be provided for that Purpoſe; and the ſaid Award and Copy and any other Copy of the ſaid Award, or any Part or Parts thereof, atteſted by the ſaid Clerk of the Peace or his Deputy, (for every Sheet of which Copy, containing Seventy-two Words, Four-pence and no more ſhall be paid) ſhall from Time to Time and at all Times thereafter be admitted and allowed as legal Evidence of the Matters and Things therein contained in all Courts whatſoever; and the ſeveral Allotments, Partitions, Orders, Directions, Proviſions, Matters and Things contained in the ſaid Award ſhall be binding and concluſive upon all and every the Parties intereſted in the Premiſes; and all Rights of Sheep-walk, Shackage, and Fold-courſe, and all other Commonable Rights and Intereſts whatſoever in, over, and upon the Lands in *Geiſt* aforeſaid, hereby directed to be divided and allotted, or in lieu or in reſpect whereof any Allotment ſhall be made, ſhall, from and after the Execution of the ſaid Award, ceaſe, determine, and be for ever extinguiſhed, and the ſame Lands ſhall for ever thereafter be held and enjoyed by the ſeveral and reſpective Owners and Proprietors thereof in Severalty.

Appeal to the Seſſions.

XLVI. And be it further enacted, That if any Perſon or Perſons, or Body or Bodies Politic, Corporate, or Collegiate, ſhall think himſelf, herſelf, or themſelves aggrieved by any Thing done or omitted to be done in purſuance of the ſaid recited Act, or this Act, (other than and except as to ſuch Claims, Matters, and Things which ſhall be aſcertained, ſettled, tried, or determined by the Verdict of a Jury under the Power and Authority hereinbefore contained, or whereby any of the Proviſions or Clauſes of the ſaid recited Act, or this Act, the Determinations, Orders, Acts, or Proceedings of the ſaid Commiſſioners are declared or directed to be final and concluſive,) then, and in every ſuch Caſe, he, ſhe, or they may appeal to the Juſtices at the General Quarter Seſſions of the Peace which ſhall be held for the ſaid County of *Norfolk*, within Four Calendar Months next after the Cauſe of Complaint ſhall have ariſen, on giving to the ſaid Commiſſioners, or any of them, and to the Party or Parties concerned Fourteen Days Notice in Writing of ſuch Appeal, and of the Matter thereof; and the Juſtices (not intereſted in the Premiſes) in their ſaid General Quarter Seſſions, are hereby required to hear and determine the Matter of any ſuch Appeal, and to make ſuch Order, and award ſuch Coſts and Damages as to them in their Diſcretion ſhall ſeem reaſonable, and by their Order or Warrant to levy the Coſts and Damages which ſhall be ſo awarded by Diſtreſs and Sale of the Goods and Chattels of the Party or Parties liable to pay the ſame, rendering the Overplus (if any), upon Demand, to the Owner or Owners of ſuch Goods and Chattels, after deducting the reaſonable Charges of ſuch Warrant, Diſtreſs, and Sale; and the Determination of the ſaid Juſtices ſhall be final and concluſive to all Parties concerned, and ſhall not be removed or removeable by *Certiorari*, or any other

Writ or Proceſs whatſoever, into any of His Majeſty's Courts of Record at *Weſtminſter* or elſewhere; but in caſe ſuch Appeal ſhall appear to the ſaid Juſtices to be frivolous, vexatious, or without ſufficient Foundation, then the ſaid Juſtices ſhall award ſuch Coſts to be paid by the Appellant or Appellants as to the ſaid Juſtices in their Diſcretion ſhall ſeem reaſonable, and to be levied in Manner aforeſaid.

Right to Tithes not to be prejudiced.

XLVII. Provided always, and be it further enacted, That nothing in this Act contained ſhall prejudice, leſſen, or defeat the Right, Title or Intereſt of the Impropriator of the Great Tithes, or the Vicar of the ſaid Vicarage of *Geiſt* for the Time being, in or to any Tithes ariſing or renewing out of or payable in reſpect of any Lands or Tenements within the ſaid Pariſh of *Geiſt*.

General Saving.

XLVIII. Saving always to the King's moſt excellent Majeſty, His Heirs and Succeſſors, and to all and every other Perſon or Perſons, and Body or Bodies Politic, Corporate or Collegiate, and his, her and their Heirs, Succeſſors, Executors and Adminiſtrators, (except the ſeveral Perſons and Body or Bodies Politic, Corporate or Collegiate, to whom any Allotment or Allotments ſhall be made by virtue and in purſuance of the ſaid recited Act, or this Act, for and in reſpect of ſuch Rights or Intereſts as are hereby meant and intended to be barred, deſtroyed, and extinguiſhed, and all Perſons reſpectively claiming under them or in remainder after them), all ſuch Right, Eſtate, Title, and Intereſt, as they, every, or any of them, could or ought to have had and enjoyed, of, in, to, or in reſpect of the Lands hereby directed to be divided and allotted, in caſe this Act had not been paſſed.

For Printing this Act by the King's Printer.

XLIX. 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 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.