CHAPTER ci.

An Act to confirm certain Provisional Orders under the Land Drainage Act, 1861. A.D. 1881. [18th July 1881.]

WHEREAS the Inclosure Commissioners for England and Wales have, in pursuance of "The Land Drainage Act, 1861," duly made the Provisional Orders contained in the first and second parts of the schedule to this Act annexed, and it is by the said Act provided that no such Orders shall be of any validity whatever until such Orders shall have been confirmed by Parliament, and it is expedient that the said Orders should be so confirmed: 24 & 25 Vict. c. 133.

Be it therefore enacted by the Queen'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, as follows:

The Orders in schedule confirmed.

1. Each of the Provisional Orders contained in the schedule hereunto annexed is hereby confirmed, and from and after the passing of this Act shall be deemed to be a Public General Act of Parliament of the like force and effect as if the provisions of the same had been enacted in the body of this Act: Provided always, that the following provisions and regulations shall take effect and be observed with respect to the Provisional Order contained in Part II. of the said Schedule.

Chancellor of the Duchy of Lancaster to nominate an agent on behalf of Her Majesty.

2. The Chancellor for the time being of Her Majesty's Duchy of Lancaster shall nominate by writing under his hand an agent to act on behalf of Her Majesty, her heirs, or successors, as owner in right of the said Duchy, of lands within the area of the Separate Drainage District, which agent shall have the same powers as if such agent were appointed by Her Majesty, her heirs, or successors, and also from time to time to revoke the appointment of any such agent and appoint another in his place, if the Chancellor for the time being of the said Duchy shall so think fit, but such appointment shall be and remain valid notwithstanding a change in the

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office of Chancellor of the said Duchy unless such appointment shall be revoked by any succeeding Chancellor; and every agent so appointed by the Chancellor of the said Duchy shall, until such appointment shall be revoked as aforesaid, be a member of the Drainage Board of the Separate Drainage District and have the same powers and privileges as if he had been named in the Provisional Order or elected in manner provided in the Land Drainage Act, 1861.

Saving as to Sam's Cut Drain.

3. Nothing contained in the Provisional Order shall take away, prejudice, or diminish any right, privilege, or authority now lawfully exerciseable by any owner or occupier of land of draining such land into the watercourse called Sam's Cut, otherwise Sam's Cut Drain, or taking water therefrom for use or consumption on such land.

Short title.

4. This Act may be cited for all purposes as the Land Drainage Supplemental Act, 1881.

SCHEDULE to which this Act refers.

PART I.

In the matter of SWAVESEY and FEN DRAYTON IMPROVEMENTS, situate in the parishes of Swavesey and Fen Drayton in the county of Cambridge.

We, the Inclosure Commissioners for England and Wales, in pursuance of the power given to us by the Land Drainage Act, 1861, do, by this Provisional Order under our seal, constitute the lands which are delineated on a map authenticated under our hands and seal as the map referred to in this Provisional Order, and intituled the Swavesey and Fen Drayton Separate Drainage District Map, and a copy of which is deposited in the Inclosure Office, a Separate Drainage District under the said Act.

And we do further, by this our Provisional Order, make the following regulations with respect to the Drainage Board:—

That the Drainage Board for the said District shall consist of thirteen members.

That the following persons shall be the members of the first Drainage Board:—John Osborn Daintree, of Swavesey Manor, in the county of Cambridge, Esquire; Christopher Parsons, of Swavesey aforesaid, farmer; William Cole, of Swavesey aforesaid, farmer; Thomas Watson Carter, agent to Trinity

College, Cambridge; William Carter, of Swavesey aforesaid, farmer; Thomas Docksey, of Swavesey aforesaid, farmer; William Wigston Warner, of Swavesey aforesaid, farmer; Charles Roberts, of Peterborough, merchant; Anderson Wells Richman, of Swavesey aforesaid, farmer; Thomas Longland Priestly, of Fen Drayton aforesaid, farmer; John Weldale Hanwell, of Fen Drayton aforesaid, farmer; Stewart Johnson, of Fen Drayton aforesaid, farmer; and the Reverend Frederick Shaw, of Fen Drayton aforesaid, clerk. A.D. 1881.

That the first meeting of the said Board shall be summoned by notice under the hands of any two or more of the said Board, published in some newspaper generally circulated in the district, and posted on the church doors of the above-mentioned parishes at least fourteen days before the day of meeting.

That the qualification of any subsequent member of the said Board shall be that he shall be the proprietor of not less than forty acres of land within the area of the said district; or, secondly, the heir apparent of the proprietor of an estate of not less than forty acres in extent within the area of the said district; or, thirdly, the occupying tenant, yearly or otherwise, of not less than sixty acres, within the area of the said district; or, fourthly, the agent of a proprietor of an estate of not less than forty acres of land within the area of the said district, such agent acting under a written appointment.

That the members of the first Board shall vacate their offices on the first Thursday in September in the year following that in which this Provisional Order shall be confirmed by Parliament.

That the electors for members of the Drainage Board shall be the persons who have during the year immediately preceding such election been rated to any drainage rate of the district hereby constituted, and have paid all such rates due from them at the time of such election.

In witness whereof we have hereunto set our official seal this sixth day of April one thousand eight hundred and eighty-one.

(L.S.)

PART II.

In the matter of Feltwell and Methwold Improvements situate in the parishes of Feltwell and Methwold in the county of Norfolk.

We, the Inclosure Commissioners for England and Wales, in pursuance of the power given to us by the Land Drainage Act, 1861, do by this Provisional Order under our seal constitute the lands which are delineated on a map authenticated under our hands and seal as the map referred to in this Provisional Order, and intituled the Feltwell and Methwold Separate Drainage District Map, and a copy of which is deposited in the Inclosure Office, a Separate Drainage District under the said Act.

And We do further by this our Provisional Order make the following regulations with respect to the Drainage Board:—

That the Drainage Board for the said district shall consist of fourteen members.

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That the following persons shall be the members of the first Drainage Board: Francis D'Arcy Newcome, of Feltwell Hall, in the county of Norfolk, Esquire; Edward Banham, of Methwold Hall, in the said county, auctioneer; John Boggers, of Methwold aforesaid, farmer; William Phillips Constable, of Methwold aforesaid, farmer; Frederick Caney Griffin, of Methwold aforesaid, farmer; Shrewsbury Flanders, of Methwold aforesaid, farmer; Henry Monk Foster, of Lincoln, Esquire; Josias Atkinson, of Settle, in the county of York, gentleman; William Wood the elder, of Brandon, in the county of Suffolk, merchant; William John Constable, of Methwold aforesaid, farmer; Henry M. Upcher, of Hockwold Park, in the said county of Norfolk, Esquire; William Spencer, agent to Elizabeth Spencer, of Feltwell aforesaid, farmer; William Lambert, of Feltwell aforesaid, farmer; and John Whiteman, of Feltwell aforesaid, farmer.

That the first meeting of the said Board shall be summoned by notice under the hands of any two or more of the said Board published in some newspaper generally circulated in the district, and posted on the church doors of the above-mentioned parishes at least fourteen days before the day of meeting.

That the qualification of any subsequent member of the said Board shall be that he shall be the proprietor of not less than thirty acres of land within the area of the said district; or, secondly, the heir apparent of the proprietor of an estate of not less than thirty acres in extent within the area of the said district; or, thirdly, the occupying tenant, yearly or otherwise, of not less than sixty acres within the area of the said district; or, fourthly, the agent of a proprietor of an estate of not less than thirty acres of land within the area of the said district, such agent acting under a written appointment.

That the members of the first Board shall vacate their offices on the first Thursday in September in the year following that in which this Provisional Order shall be confirmed by Parliament.

That the electors for members of the Drainage Board shall be the persons who have during the year immediately preceding such election been rated to any drainage rate of the district hereby constituted, and have paid all such rates due from them at the time of such election.

IN WITNESS whereof we have hereunto set our official seal this sixth day of April one thousand eight hundred and eighty-one.

(L.S.)

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