ANNO QUADRAGESIMO SEXTO

GEORGII III. REGIS.

Cap. 24.

An Act for incloſing Lands in the Pariſh of *Little Snoring*, in the County of *Norfolk*.

[5th *May* 1806.]

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 there are within the Pariſh of *Little Snoring*, in the County of *Norfolk*, divers Whole Year Lands, Doles, Commons, Commonable Lands, and Waſte Grounds: And whereas Sir *Jacob Henry Aſtley* Baronet, is Lord of the Manor of *Little Snoring*, in the ſaid County, and claims to be entitled to the Soil of the ſaid Doles, Commons, Commonable Lands, and Waſte Grounds: And whereas the ſaid Sir *Jacob Henry Aſtley* is ſeiſed of the Perpetual Advowſon, Right of Patronage and Preſentation of, in, and to the Rectory and Pariſh Church of *Little Snoring* aforeſaid, and the Reverend *Henry Nicholas Aſtley* Clerk is the preſent Incumbent on the ſaid Rectory, and in that Capacity is Lord of the Manor of *Little Snoring* Rectory; and all the Meſſuages, Cottages, Lands, Tenements, and Hereditaments, ſituate, lying, and being, in *Little Snoring* aforeſaid, belong to the ſaid Sir *Jacob Henry Aſtley* and *Henry Nicholas Aſtley*, and to Sir *George Chad* Baronet, *Thomas Jex*, and divers other Perſons reſpectively:

And whereas great Part of the ſaid Whole Year Lands are inconveniently ſituated for the reſpective Owners and Proprietors thereof, and it would be advantageous to the ſeveral Perſons entitled to and intereſted in the Premiſes, if the ſaid Whole Year Lands, Doles, Commons, Commonable Lands, and Waſte Grounds, were divided, and ſpecific Parts or Shares thereof allotted to the ſeveral Perſons entitled thereto and intereſted in the ſame, according to their reſpective Eſtates, Rights, and Intereſts, under the Directions and Limitations in the ſaid recited Act, and herein-after contained; but ſuch Diviſion and Allotments 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, and by the Authority of the ſame, That *Henry Bell* of *Wallington*, in the County of *Norfolk*, Eſquire, and *John Dugmore* of *Swaffham*, in the ſame County, Gentleman, ſhall be, and they are hereby appointed Commiſſioners for dividing and allotting the ſaid Whole Year Lands, Doles, Commons, Commonable Lands, and Waſte Grounds, and for carrying this Act into Execution; ſubject to ſuch Directions and Proviſions as are herein contained, and alſo 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.

Commiſſioners.

For appointing new Commiſſioners.

II. And be it further enacted, That if the ſaid *Henry Bell* ſhall die, or refuſe to act, or ſhall become incapable of acting as a Commiſſioner in the Execution of this Act, and the ſaid recited Act, before all the Powers, Authorities, and Truſts, thereby veſted and repoſed in the ſaid Commiſſioners, ſhall be fully executed and performed, the ſaid Sir *Jacob Henry Aſtley*, or the Lord or Lords of the ſaid Manor of *Little Snoring* for the Time being, ſhall and may, at any Time within Thirty Days next after his or their Knowledge of ſuch Death, Refuſal, or Incapacity to act, by Writing under his or their Hand or Hands, appoint another Perſon (not being intereſted in the Premiſes) to be a Commiſſioner for the Purpoſes of this Act, and the ſaid recited Act, in the Place of the ſaid *Henry Bell*, and alſo to make the like Appointment when and ſo often as any Perſon to be appointed a Commiſſioner in the Place of the ſaid *Henry Bell* ſhall die, or refuſe to act, or become incapable of acting as aforeſaid: And if the ſaid *John Dugmore* ſhall die, or refuſe to act, or become incapable of acting, as a Commiſſioner, in the Execution of this Act, and the ſaid recited Act, before all the Powers, Authorities, and Truſts thereby veſted and repoſed in the ſaid Commiſſioners, ſhall be fully executed and performed, the ſaid Sir *George Chad*, his Heirs or Aſſigns, ſhall and may at any Time, within Thirty Days next after his or their Knowledge of ſuch Death, Refuſal, or Incapacity to act, by Writing, under his, her, or their Hand or Hands, appoint another Perſon (not being intereſted in the Premiſes) to be a Commiſſioner for the Purpoſes of this Act, and the ſaid recited Act, in the Place of the ſaid *John Dugmore*, and alſo to make the like Appointment when and ſo often as any Perſon to be appointed a Commiſſioner in the Place of the ſaid *John Dugmore* ſhall die or refuſe to act, or become incapable of acting as aforeſaid: But if the ſaid Sir *Jacob Henry Aſtley*,

or the Lord or Lords of the said Manor of *Little Snoring*, for the Time being, or the said Sir *George Chad*, his Heirs or Assigns, shall neglect to make such Appointment or Appointments as aforesaid, within the Time hereby for that Purpose limited, then and in every such Case, the surviving or remaining Commissioner shall forthwith, by Writing under his Hand, appoint another Person (not being interested in the Premises) to be a Commissioner in the Place and Stead of the Commissioner so dying, or refusing to act, or becoming incapable of acting, as aforesaid: And every Person so to be appointed a Commissioner as aforesaid, shall, after taking and subscribing the Oath prescribed by the said recited Act in that Behalf, 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.

For appointing an Umpire in case the Commissioners shall differ in Opinion.

III. And be it further enacted, That if any Difference of Opinion shall arise between the said Commissioners, touching or concerning any Matter or Thing to be done by virtue or in Execution of the said recited Act, or this Act, the said Commissioners from Time to Time, and when and so often as such Difference of Opinion shall arise, shall, by Writing under their Hands, appoint a Third Person (not being interested in the Premises) to be an Umpire between them, and the Matter upon which such Difference of Opinion shall or may arise, shall be settled and determined by such Umpire, whose Determination shall be binding and conclusive upon the said Commissioners; and for the Purpose aforesaid, but not for any other Purpose, such Umpire shall have, and is hereby vested with the same Powers and Authorities as by the said recited Act and this Act are given to or vested in the said Commissioners.

Umpire to take an Oath.

IV. Provided always, and be it further enacted, That no Person shall be capable of acting as an Umpire as aforesaid, until he shall have taken and subscribed an Oath, in the Form or to the Effect following; (that is to say),

Oath.

'I DO swear, that I will faithfully, impartially, and honestly, according to the best of my Skill and Judgement, execute and perform the several Powers and Authorities vested and reposed in me as an Umpire, by virtue of an Act passed in the Forty-sixth Year of the Reign of King *George* the Third, intituled, *An Act for inclosing Lands in the Parish of* Little Snoring, *in the County of* Norfolk, according to Equity and good Conscience, and without Favour or Affection, Prejudice or Partiality, to any Person or Persons whomsoever.

'So help me GOD.'

Which Oath the said Commissioners, or either of them, are and is hereby empowered to administer; and such Oath, and also the Writing appointing such Umpire, shall be annexed to the Award of the said Commissioners.

Notice of Commissioners Meetings.

V. And be it further enacted, That the said Commissioners shall and they are hereby required to cause Notice in Writing of the Time and Place of their First and and every other Meeting for the Execution of this Act, 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 every such Meeting (Meetings by Adjournment excepted);

One Commissioner may adjourn.

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 the Commissioner then and there present to adjourn such Meeting to such Place within the said Parish of *Little Snoring*, or within Eight Miles thereof, as he shall think most convenient, giving Notice of such Adjournment to the absent Commissioner.

Other Notices how to be given.

VI. 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 of 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*.

For shortening the Boundary Fences against adjoining Parishes.

VII. And whereas it may shorten the Boundary Fences between the Lands lying in the said Parish of *Little Snoring* and the Lands lying in any Parish or Parishes adjoining thereto, if the said Commissioners were empowered to cause such Fences to be raised in such Direction as they shall think most proper and convenient for shortening and making the same regular; be it therefore enacted, That it shall be lawful for the said Commissioners (with the Consent in Writing, under the Hand or Hands of the major Part in Value of the Land Owners in any Parish or Parishes adjoining to the said Parish of *Little Snoring*, (such Value to be ascertained by the Land Tax Assessment for such Parish or Parishes respectively), and also under the Hand or Hands of the Lord or Lords, Lady or Ladies of the Manor or Manors in any such adjoining Parish or Parishes, or of the Owner or Owners of the Land upon which such Fence or Fences shall or may be intended to be made), to set out, ascertain, and determine the Boundary Fences to be made between the Lands hereby directed to be divided and allotted and the Lands lying in such adjoining Parish or Parishes, as they shall judge proper for the Purposes aforesaid; and after such Boundaries shall be so set out, ascertained, and determined, the same shall be inclosed and fenced by such Person or Persons, in such Manner and at such Time as the said Commissioners shall direct, and shall for ever thereafter be deemed and taken to be the Boundaries between the said Parish of *Little Snoring* and such adjoining Parish or Parishes; any Law, Usage, or Custom to the contrary notwithstanding.

Commissioners to settle Differences.

VIII. 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 or upon the Lands hereby directed to be divided and allotted, or touching or concerning any other Matter or Thing whatsoever, it shall be lawful for the said Commissioners, and they are hereby authorized and required, as well by Examination of Witnesses upon Oath (which Oath either of the said Commissioners is hereby empowered to administer), as upon any other proper and sufficient Enquiry, Evidence, and Satisfaction, to examine into, hear, and determine the same (except as herein-after mentioned).

IX. And

Commissioners to assess Costs.

IX. 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 of this Act, 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 said Commissioners or Umpire 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 overruled, 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 on 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 whomsoever, 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.

Power to try Rights by an Issue at Law.

X. Provided always, and be it further enacted, That in Case any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, who shall make any claim of any Commonable Right or Interest in, over, or upon the Lands and Grounds hereby directed to be divided and allotted, or who shall make any Objection to any such Claim of any other Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, shall be dissatisfied with any Determination of the said Commissioners or Umpire, touching or concerning any such Claim or Objection, or be desirous of having the Matter of any such Claim or Objection decided by the Verdict of a Jury, and shall within One Calendar Month next after such Determination, cause Notice in Writing of such Dissatisfaction or Desire to be delivered to or left at the usual Place of Abode of the said Commissioners, and of the Party or Parties in whose favour such Determination shall be 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 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 Two 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 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 Six Weeks 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, or Body or Bodies Politic, Corporate, or Collegiate, in whose Favour such Determination shall have been made, and the Defendant or Defendants in

ſuch Action or Actions, ſhall, and he, ſhe, or 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 Right or Intereſt thereby inſiſted upon, 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 commenced, in caſe the Parties ſhall differ about the ſame), and the Verdict which ſhall be given upon the Trial of ſuch Action ſhall be binding, final, 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 by the ſaid Court, the ſaid Commiſſioners ſhall and they are hereby required to act in Conformity thereto, and to allow or diſallow of the Claim thereby determined, according to the Event of ſuch Trial or Trials; and in caſe a Verdict upon ſuch Trial or Trials ſhall be found for the Defendant or Defendants, the Coſts and Charges of defending ſuch Action, ſo far as the ſaid Defendant or Defendants ſhall be charged with Coſts, ſhall be paid by the Plaintiff or Plaintiffs; but in caſe a Verdict ſhall upon ſuch Trial or Trials be found for the Plaintiff or Plaintiffs, then ſuch Coſts ſhall be borne and defrayed by the ſaid Defendant or Defendants.

If no Action brought, or not proceeded in, the Determination of the Commiſſioners or Umpire to be final.

XI. 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 any ſuch Action ſhall be commenced, and the Plaintiff or Plaintiffs therein ſhall not proceed to Trial within the Time herein before 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.

Suit not to abate by Death of any Party thereto.

XII. Provided alſo, That if any of the Parties in any ſuch Action to be brought or commenced as aforeſaid ſhall die before the Determination thereof, ſuch Action ſhall not abate by Reaſon thereof, but ſhall be proceeded in as if no ſuch Event had happened.

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

XIII. 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 Doles, Commons, Commonable Lands, and Waſte Grounds, or any Part thereof, without the Licence of the ſaid Commiſſioners firſt had and obtained, in Writing, for that Purpoſe (which Licence 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, after the paſſing of this Act, cut, dig, pare, grave, flay, or carry away, any Turf, Flags, Whins, or Furze, in, upon, or from the ſaid Doles, Commons, Commonable Lands, and Waſte Grounds, or any Part thereof, without ſuch Licence as aforeſaid, or having obtained ſuch Licence, ſhall act in any Manner contrary to the ſame, the ſaid Commiſſioners, upon due Proof thereof made before them, upon Oath, (which Oath either of the ſaid Commiſſioners is hereby empowered to adminiſter), ſhall, and they are hereby required, by Warrant under their Hands and Seals, directed to any Perſon whomſoever, to cauſe any Sum of Money,

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 Good 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 defraying the Coſts and Charges of obtaining this Act, and executing the ſaid recited Act and this Act.

For extinguiſhing or ſuſpending Rights of Common before the Award.

XIV. And be it further enacted, That it ſhall and may be lawful for the ſaid Commiſſioners, and they are hereby authorized, at any Time or Times before the Execution of their Award, by Writing under their Hands, to be affixed upon the Door of the Church of *Little Snoring* aforeſaid, to order and direct all or any Commonable Rights in, over, and upon, the ſaid Doles, Commons, Commonable Lands, and Waſte 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 ſuch Rights ſhall be extinguiſhed, or the Exerciſe thereof ſhall be ſuſpended accordingly; any Law, Uſage, or Cuſtom, to the contrary notwithſtanding.

Commiſſioners to direct the Courſe of Huſbandry.

XV. And be it further enacted, That from and after the paſſing of this Act, until the Execution of the ſaid Award, no Part of the Meadow or Paſture Lands hereby directed to be divided and allotted, ſhall be ploughed or converted into Tillage, without the Conſent of the ſaid Commiſſioners firſt had and obtained, in Writing, for that Purpoſe; and that all the Lands hereby directed to be divided and allotted, ſhall, during that Time, be ſubject and liable to ſuch Directions and Regulations as the ſaid Commiſſioners ſhall, from Time to Time, by Writing under their Hands, to be affixed upon the Door of the Church of *Little Snoring* aforeſaid, appoint, as well with regard to the ſtocking, as to the ploughing, folding, tilling, ſowing, and laying down, the ſame, and alſo as to the cutting of Thorns or Buſhes thereon; and that it ſhall be lawful for the ſaid Commiſſioners to order and direct ſuch Sum or Sums of Money, in reſpect thereof, to be paid by any Perſon intereſted in the ſaid Lands, or any Part thereof, or his or her Tenant, to any other Perſon in like Manner intereſted therein, or his or her Tenant, as they the ſaid Commiſſioners ſhall think reaſonable: And in caſe any Perſon who ſhall be directed to pay any ſuch Sum or Sums of Money ſhall neglect or refuſe to pay the ſame, on Demand, then and in ſuch Caſe it ſhall be lawful for the ſaid Commiſſioners, and they are hereby authorized and required, either before or after the Execution of their Award, 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, or any Part thereof, can or may be raiſed and levied.

Wade's Beck Road to be continued.

XVI. And be it further enacted, That it ſhall and may be lawful for the ſaid Commiſſioners to continue a certain Road, beginning at or near an Arch-Way, acroſs a certain Rivulet called *Wade's Beck*, and proceeding from thence nearly in a South-Weſt Direction, on the North Side of certain Incloſures called *The Wheat Cloſes*, to the Town of *Little Snoring* aforeſaid; and the ſaid Commiſſioners are hereby authorized and required to

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set out and appoint such Road as and for a Public Carriage Road or Highway, in such Manner as they are empowered by the said recited Act to set out and appoint Public Carriage Roads or Highways.

Old Roads to be continued until the new Roads are made.

XVII. Provided always, and be it further enacted, That none of the present Public Highways within the said Parish of *Little Snoring* shall be shut up or discontinued, until the Roads intended to be and remain Public Highways within the same Parish, shall be set out according to the Directions of the said recited Act, and until the same shall be properly formed, and made safe and convenient, for Horses, Cattle, and Carriages.

Allotment for Right of Soil.

XVIII. And be it further enacted, That the said Commissioners shall in the first Place assign, set out, and allot, unto the said Sir *Jacob Henry Astley*, or the Lord or Lords, Lady or Ladies, of the said Manor of *Little Snoring* for the Time being, such Part of the Lands and Grounds hereby directed to be divided and allotted as shall, in the Judgement of the said Commissioners, be equal in Value to One Fifteenth Part of the said Doles, Commons, Commonable Lands, and Waste Grounds, and the said Allotment or Allotments shall be a full Compensation and Recompence to the said Sir *Jacob Henry Astley*, or the Lord or Lords, Lady or Ladies, of the last-mentioned Manor, for his, her, or their, Right in and to the Soil of the said Doles, Commons, Commonable Lands, and Waste Grounds, or any Part thereof.

Part of the Commons and Waste Grounds to be sold for defraying the Expences of the Act.

XIX. And be it further enacted, That the said Commissioners shall appropriate and set out, by Stakes or Land Marks, such Part of the said Doles, Commons, Commonable Lands, and Waste Grounds, as will, in the Judgement of the said Commissioners, produce by Sale thereof the Sum of One thousand Pounds, and such Lands shall be sold, and the Money arising by Sale thereof shall be applied in Manner and for the Purposes herein-after mentioned.

Allotment for Fuel for Firing for the Poor.

XX. And be it further enacted, That the said Commissioners shall then assign, set out, and allot unto the Lord or Lords, Lady or Ladies of the said Manor of *Little Snoring*, the Rector of the said Rectory, and the Churchwardens and Overseers of the Poor of the said Parish of *Little Snoring*, for the Time being, such Parts of the said Doles, Commons, Commonable Lands, and Waste Grounds as the said Commissioners shall think proper, (the annual Value of such Allotment or Allotments not exceeding the annual Average Value of Fifteen Acres of the Whole of the said Doles, Commons, Commonable Lands, and Waste Grounds); and such Allotment or Allotments shall be vested in the Lord of the last mentioned Manor, and the Rector, Churchwardens, and Overseers of the Poor of the said Parish of *Little Snoring* for the Time being for ever, upon the Trusts, and for the Purposes herein-after mentioned; and the said Trustees for the Time being, or the major Part of them, shall, if necessary, cause the said Allotment or Allotments, or any Part thereof, to be ploughed, and Whin or Furze Seed to be sown thereon, and shall cause the Whins, Furze, Turf, or Flags, growing and being thereon, to be cut by such Person or Persons in such Manner, and at such Times in every Year, as they the said Trustees for the Time being, or the major Part of them shall appoint; and the Whins, Furze, Turf, and Flags so to

to be cut as aforesaid, shall be distributed by the said Trustees for the Time being, or the major Part of them, unto and amongst the Inhabitants of the said Parish of *Little Snoring* who shall be legally settled therein, and shall not respectively occupy Lands or Tenements of more than the yearly Value of Six Pounds, in such Quantities, Shares, and Proportions, in such Manner, at such Times in every Year, and according to such Rules and Regulations as the said Trustees for the Time being, or the major Part of them shall appoint and prescribe, and not otherwise; and it shall and may be lawful for the Inhabitants of the said Parish of *Little Snoring* who shall answer the Description aforesaid, to use and enjoy a Right of Common of Pasture over and upon the said Allotment or Allotments hereby directed to be made, in Trust as aforesaid, with such Geese or Cattle, in such Manner and at such Times in every Year, and under such Rules and Regulations as the said Trustees for the Time being, or the major Part of them, shall appoint and prescribe, and not otherwise.

Allotments for Publick Sand and Gravel Pits.

XXI. And be it further enacted, That the said Commissioners shall assign, set out, and allot unto the Surveyors of the Highways within the said Parish of *Little Snoring*, such Part of the Lands hereby directed to be divided and allotted, not exceeding Three Acres, as the said Commissioners shall think proper and reasonable for the Purposes herein-after mentioned; and it shall and may be lawful for the Surveyors of the Highways, and the Proprietors of Lands and Estates within the said Parish of *Little Snoring*, and their Tenants for the Time being, respectively, to use such Allotment and Allotments, and any convenient Part or Parts of the said Allotment or Allotments hereby directed to be made, in Trust as aforesaid, as and for publick Watering Places for Cattle, and as and for publick Sand, Gravel, Stone, Clay, and Chalk Pits, in such Manner, and under such Rules and Regulations, as the Lord or Lords, Lady or Ladies of the said Manor of *Little Snoring*, the Rector, Churchwardens, and Overseers of the Poor, and the Surveyors of the Highways in *Little Snoring* aforesaid for the Time being, or the major Part of them, shall from Time to Time direct or appoint.

Lords of Manors to act by Proxy.

XXII. Provided always, That it shall be lawful for the Lord or Lords, Lady or Ladies of the said Manor of *Little Snoring*, and the Rector of the said Rectory for the Time being, to act in the Execution of the Trusts hereby reposed in them, as aforesaid, by his or their Agents or Proxies respectively, such Agents or Proxies being appointed by Writing under the Hands of the Lord or Lords, Lady or Ladies of the same Manor, and the said Rector respectively for the Time being, and producing their Appointment or Appointments at the Time of their acting by virtue thereof.

Allotment out of the Commons and Waste Grounds to the Value of One Acre to the Owner of each Commonable House.

XXIII. And be it further enacted, That the said Commissioners shall assign, set out, and allot, unto the several Owners of Messuages or Cottages, having in respect thereof Right of Common upon the said Doles, Commons, Commonable Lands, and Waste Grounds, or any Part thereof, such Part of the Lands hereby directed to be divided and allotted as the said Commissioners shall deem and consider to be equal in value *per* Annum to the annual Average Value of One Acre of the said Doles, Commons, Commonable Lands, and Waste Grounds, for each and every such Messuage

Meſſuage or Cottage, over and above the Allotment or Allotments to which the Owners of ſuch Meſſuages or Cottages reſpectively ſhall be entitled by virtue of this Act.

Allotment of the Reſidue.

XXIV. And be it further enacted, That the ſaid Commiſſioners ſhall aſſign, ſet out, and allot the Reſidue and Remainder of the Lands and Grounds hereby directed to be divided and allotted unto and among the ſeveral Owners and Proprietors thereof, and all and every other Perſon or Perſons, or Body or Bodies Politic, Corporate, or Collegiate, having any Right or Intereſt in, to, over, or 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 ſuch Lands and Grounds, and his, her, or their reſpective Rights and Intereſts therein.

In caſe any Perſon ſhall ſell his Common Right, the Allotment is to be made to the Purchaſer.

XXV. Provided always, That if any Perſon (except the ſaid Rector in reſpect of the ſaid Rectory) hath ſold, or contracted, or agreed to ſell, or ſhall at any Time before the Execution of the ſaid Award, ſell or contract, or agree to ſell, his or her Right, Intereſt, and Property in, to, over, or upon the Doles, Commons, Commonable Lands, and Waſte Grounds hereby directed to be divided and alloted, or any Part thereof, to any other Perſon, then and in every ſuch Caſe, it ſhall be lawful for the ſaid Commiſſioners, and they are hereby authorized and required to make an Allotment of Land unto the Vendee or Purchaſer in every ſuch Sale, Contract, or Agreement, or to his or her Heirs or Aſſigns, for and in reſpect of ſuch Right, Intereſt, and Property ſo ſold or contracted, or agreed to be 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, Contract, or Agreement might, could, or ought to have held and enjoyed the ſame in caſe ſuch Sale, Contract, or Agreement had not been made, or ſuch Right, Intereſt, or Property had been veſted in ſuch Vendor at the Time of making ſuch Allotment as aforeſaid.

Award to be depoſited in Little Snoring Church, and One Copy thereof to be delivered to the Clerk of the Peace, and another Copy thereof to Sir Jacob Henry Aſtley.

XXVI. And be it further enacted, That within the Time which is by the ſaid recited Act limited for the Inrolment of the Award thereby directed to be made by the ſaid Commiſſioners, a true Copy of the ſaid Award, wrote upon Parchment, and ſigned and atteſted by the ſaid Commiſſioners, to be a true Copy thereof, together with a proper Map or Plan thereto annexed, ſhall 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 Two Guineas ſhall be paid, and for the Inſpection and Peruſal whereof the Sum of One Shilling and no more ſhall be paid; and the ſaid Award ſhall, from and after the Delivery of ſuch Copy thereof, ſo ſigned and atteſted as aforeſaid, to the ſaid Clerk of the Peace, be deemed and taken to be inrolled, according to the Directions and within the Meaning of the ſaid recited Act; and another Copy of the ſaid Award, wrote on Parchment, and ſigned and atteſted by the ſaid Commiſſioners,

miſſioners, to be a true Copy thereof, with a proper Map or Plan thereto annexed, ſhall, within the Time aforeſaid, be delivered to the ſaid Sir *Jacob Henry Aſtley*, his Heirs or Aſſigns: and the ſaid Award, and the ſaid Copies thereof, or any other Copy thereof, or of any Part thereof, atteſted by the ſaid Commiſſioners, or by the ſaid Clerk of the Peace, or his Deputy (for which Copy no more ſhall be paid than Four-pence *per* Sheet, each Sheet containing Seventy-two Words), ſhall from Time to Time, and at all Times hereafter, be admitted and allowed as legal Evidence of the Matters and Things therein contained in all Courts whatſoever; and the ſaid Award ſhall be depoſited in the Pariſh Church of *Little Snoring* aforeſaid; and the ſeveral Allotments, Partitions, Orders, Directions, Matters, and Things, contained in the ſaid Award, ſhall be and are hereby declared to be binding, final, and concluſive upon all and every Perſon and Perſons intereſted in the Premiſes; and all commonable Rights and Intereſts whatſoever, in, over, or upon the ſaid Lands hereby directed to be divided and allotted, or any Part thereof, ſhall, from and immediately 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.

All Rights to ceaſe and determine.

XXVII. Provided always, 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 ſhall be raiſed), during the Space of Seven Years next after the Execution of the ſaid Award, unleſs the Perſon keeping the ſame ſhall firſt, at his or her own Expence, make and maintain a ſufficient Fence to guard and protect the young Fences belonging to ſuch Allotments from being hurt or damaged by ſuch Sheep or Lambs (whether ſuch young Fences be made or ſet by the Owner or Occupier of ſuch Allotments as aforeſaid, or by the Owner or Occupier of the Allotment or Allotments adjoining thereto), and in caſe any Perſon ſhall turn in 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 into ſuch Allotment or Allotments when, where, and ſo often as ſuch Sheep or Lambs ſhall be ſo turned in or kept, and from Time to Time to take, drive away, and impound the ſame.

No Sheep to be kept in the new Incloſures for Seven Years.

XXVIII. And be it further enacted, That all Leaſes and other Agreements at Rack or extended Rent, which are now ſubſiſting, or reſpect all or any Part of the Meſſuages, Buildings, and Lands within the Pariſh of *Little Snoring* aforeſaid, either alone or together with any other Lands, Tenements, or Hereditaments in any adjoining Pariſh or Pariſhes (ſave and except a Leaſe under which certain Lands and Hereditaments in *Little Snoring* aforeſaid are now held by *Thomas Sherringham*, as Tenant to the ſaid Sir *Jacob Henry Aſtley*; and alſo ſave and except a Leaſe and Agreement under which certain Lands in *Little Snoring* aforeſaid, with other Lands and Hereditaments, are now held by *Robert Riches*, as Tenant to *Daniel Jones* Eſquire), ſhall ceaſe, determine, and be void, immediately after the Execution of the ſaid Award, or within ſuch further Time as the ſaid Commiſſioners ſhall appoint, the reſpective Tenants or Leſſees of the ſame Premiſes receiving from the reſpective Owners and Proprietors thereof

Leaſes and other Agreements to be void on making Tenants a Satisfaction.

thereof ſuch Sum of Money as the ſaid Commiſſioners ſhall aſcertain as reaſonable to be paid to ſuch Tenant or Tenants as an Equivalent for the ſame; and if the Money ſo to be aſcertained 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 be lawful 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 this Act, and executing the ſaid recited Act, and this Act, or any Part thereof, can or may be raiſed and levied.

Power of enfranchiſing Copyholds, with Conſent of Lords and Tenants.

XXIX. And whereas the Lord or Lords, Lady or Ladies of the ſaid Manors, or of ſome other Manor or Manors adjoining to, or extending into the Pariſh of *Little Snoring* aforeſaid, may be willing to manumize and enfranchiſe the Meſſuages, Lands, or Tenements, held of the ſaid Manors reſpectively by Copy of Court Roll; and alſo to releaſe and extinguiſh all Fines, Heriots, Chief Rents, Quit Rents, Cuſtoms, and Services which are or ſhall be due and payable to them reſpectively, out of and for or in reſpect of ſuch Copyhold Meſſuages, Lands, or Tenements, and all Rents and Reliefs which are or ſhall be due and payable to them reſpectively, out of and for or in reſpect of any Freehold Hereditaments, on receiving an adequate Satisfaction and Compenſation for the ſame; and the ſeveral Owners and Proprietors of ſuch Freehold and Copyhold Hereditaments may be deſirous of procuring ſuch Manumiſſion and Enfranchiſement, Releaſe and Extinguiſhment; be it therefore enacted, That it ſhall be lawful for the ſaid Commiſſioners, with the Conſent in Writing of the Lord or Lords, Lady or Ladies of any ſuch Manor or Manors reſpectively, and alſo with the Conſent in Writing of the Freehold or Copyhold Tenants thereof reſpectively, or any of them, to aſſign, ſet out, and allot unto ſuch Lord or Lords, Lady or Ladies reſpectively, ſuch Part of the Lands hereby directed to be divided and allotted, as ſhall in the Judgement of the ſaid Commiſſioners, be a full Equivalent, Satisfaction, and Compenſation to them reſpectively for all Fines, Heriots, Chief Rents, Quit Rents, Reliefs, Cuſtoms, and Services, which are or ſhall be due and payable to them reſpectively out of, and for and in reſpect of, any ſuch Freehold or Copyhold Hereditaments, which ſhall, by any ſuch Conſent in Writing as aforeſaid, be agreed to be releaſed and extinguiſhed; and that the Land ſo to be allotted as laſt aforeſaid, ſhall be deducted out of the Allotment or Allotments to which ſuch Owner or Owners of ſuch Freehold or Copyhold Hereditaments reſpectively, ſhall be entitled by virtue of this Act; and that all ſuch Copyhold Hereditaments ſhall, from and after the Execution of the ſaid Award, be held and enjoyed by the Perſon and Perſons entitled thereto, freed and diſcharged of and from all Fines, Heriots, Chief Rents, Quit Rents, Cuſtoms, and Services whatſoever, now due and payable as aforeſaid, and ſhall paſs by Deed or Will, and be deſcendible as Freehold Eſtates of Inheritance; and every ſuch Enfranchiſement of Copyhold or Cuſtomary Meſſuages, Lands, and Tenements, and every ſuch Releaſe and Extinguiſhment of any Rents or Reliefs iſſuing out of any ſuch Freehold Lands and Hereditaments, ſhall be mentioned and deſcribed in the ſaid Award: Provided always, that the Lands which ſhall be aſſigned, ſet out, and allotted to the ſaid Lord or Lords, Lady or Ladies of any Manor or Manors as laſt aforeſaid, ſhall

Lands to be given for Enfranchiſement to be limited to the ſame Uſes as the Manors.

ſtand

ſtand limited and ſettled, and ſhall be veſted in and be held and enjoyed by him, her, or them reſpectively, in ſuch Manner, and to, for, and upon ſuch Eſtates, Uſes, Truſts, Intents, and Purpoſes, as the ſame Manors reſpectively ſhall be held and enjoyed by him, her, or them reſpectively, at the Time of making ſuch Allotment or Allotments.

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

XXX. And be it further enacted, That all the Lands which ſhall be allotted, by virtue of this Act, to any Perſon or Perſons, for or in reſpect of any Buildings or Lands, holden of any Manor or Manors, by Copy of Court Roll, or in reſpect of any Leaſehold Buildings or Lands, or in reſpect of any Right of Common, or other Right or Intereſt, appurtenant or appendant to any 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 under ſuch Cuſtomary Rents, Payments, Fines, and Services, as the Copyhold or Leaſehold Buildings or Lands reſpectively, for or in reſpect whereof ſuch Allotments ſhall be made, are now held; and that all and every Perſon or Perſons, to whom ſuch Copyhold Lands ſhall be allotted as aforeſaid, ſhall, within Six Calendar Months next after the Execution of the ſaid Award, be admitted Tenant or Tenants to the ſame, without paying any Fine, or other Charge, to the Lord or Lords, Lady or Ladies, or to the Steward or Stewards of the ſaid Manor or Manors (ſave and except for the Stamp Duties and Parchment requiſite to be uſed for the Copies of ſuch Admiſſions reſpectively, and ſuch reaſonable Fees to the reſpective Stewards of the ſaid Manors as the ſaid Commiſſioners ſhall by their ſaid Award order and direct); but in caſe the Perſon or Perſons to whom ſuch Copyhold Lands ſhall be allotted, ſhall not have been admitted to the Copyhold Lands and Hereditaments in reſpect whereof ſuch Allotment or Allotments ſhall be made, or ſhall die without having been admitted to the Lands allotted in reſpect of ſuch Copyhold Lands and 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 Tenure, Fines, and other Payments, as the Copyhold Buildings or Lands, in reſpect whereof ſuch Lands 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 reſpectively, which are to be and remain Copyhold or Leaſehold, and all other Buildings and Lands in *Little Snoring* aforeſaid (except what ſhall be ſo aſcertained by the ſaid Commiſſioners to be Copyhold or Leaſehold), ſhall be from thenceforth deemed, taken and enjoyed, as Freehold, ſubject nevertheleſs to ſuch free Rents and Services, as are now payable out of the Premiſes for or in reſpect whereof the ſame ſhall or may be allotted.

Wills and Settlements not to be affected.

XXXI. Provided always, That nothing in this Act contained ſhall extend, or be conſtrued to extend, to revoke, make void, alter, or annul any Will or Settlement, 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 of the Lands to be divided or allotted by virtue

virtue of this Act, or any Part thereof; but that each and every Proprietor shall stand and be seized of the Lands to be allotted to him or her as aforesaid, to such and the same Uses, for such and the same Estates, and subject to such and the same Wills, Jointures, Rents, and Charges, as the Buildings and Lands whereof such Proprietor was seised or possessed at or immediately before the Execution of the said Award, or for which or in respect whereof such Allotments shall be made, would have been subject to, charged with, or affected by, in case this Act had not been passed.

Lands set apart for paying the Expences to be sold.

XXXII. And be it further enacted, That the said Commissioners shall, with all convenient Speed, after the passing of this Act, appoint a Time and Place for Sale of the Land so to be by them appropriated and set out for Sale as aforesaid, of which Six Weeks previous Notice shall be inserted in the said *Norfolk Chronicle* and *Norwich Mercury*, or One of them, or in some other Newspaper printed and circulated in the said County of *Norfolk*, and such Land, either together, or in separate Lots or Parcels, shall be offered to Sale before the said Commissioners, at the Time and Place appointed for that Purpose; and the Person or Persons who shall then and there offer the largest Sum of Money for such Land, or any Lot or Parcel thereof, shall be the Purchaser or Purchasers thereof, he, she, or they immediately paying One-fifth Part of his, her, or their Purchase Money as and for a Deposit, and paying the Residue of such Purchase Money within Two Calendar Months afterwards, into the Hands of the said Commissioners, or either of them, whose Receipt shall sufficiently discharge such Purchaser or Purchasers from any Concern in or Necessity of seeing to the Application thereof; and the said Commissioners shall thereupon, at the Costs and Charges of such Purchaser or respective Purchasers, convey the said Land so sold as aforesaid to him, her, or them respectively, and his, her, or their respective Heirs, Appointees, or Assigns by Indentures of Lease and Release, to be signed, sealed, and delivered by them the said Commissioners for that Purpose; and such Purchaser or Purchasers shall, from and immediately after the full Payment of his, her, or their Purchase Money, and the Execution of the said Indentures of Lease and Release, be absolutely seised of or entitled to the Land so by him, her, or them purchased, as Freehold Land in Fee Simple, freed and discharged from Land Tax and all Charges and Incumbrances whatsoever; and the said Commissioners shall by their said Award, assign and allot the same Land accordingly; but in case such Purchaser or Purchasers shall refuse or neglect to pay the Residue of his, her, or their Purchase Money within the Time herein for that Purpose appointed, then the Money so to be deposited, as aforesaid, shall be forfeited, and applied towards defraying the Costs, Charges, and Expences of obtaining this Act, and executing the said recited Act and this Act, and the Land for the Purchase whereof such Money was deposited, shall again be put up to Sale in Manner aforesaid, and so, *toties quoties*, until the same shall be sold and conveyed, and the whole Purchase Money for the same shall be paid to the said Commissioners, or One of them, in Manner and for the Purposes herein mentioned.

The Purchaser of Land sold to fence the same.

XXXIII. Provided always, That the Purchaser or Purchasers of the Land so to be sold and conveyed as aforesaid, shall be subject and liable to the

Performance of all Orders, Regulations, and Directions which ſhall be made and given by the ſaid Commiſſioners for incloſing, fencing, and draining ſuch Land, and for maintaining the Fences and Drains belonging thereto in good and ſufficient Repair; and ſuch Purchaſer or Purchaſers reſpectively, and his, her or their Heirs or Aſſigns ſhall be entitled to the ſame Rights and Benefits, in reſpect to the ſaid Land ſo to be ſold and conveyed as aforeſaid, as the ſeveral other Perſons to whom any Allotment or Allotments ſhall be made by virtue of this Act are, ſhall, or may be entitled to in reſpect thereof.

Purchaſe Money to be applied towards defraying the Expences of this Act.

XXXIV. And be it further enacted, That the Money which ſhall ariſe by Sale of the Land hereby directed to be ſold as aforeſaid ſhall be appropriated and applied by the ſaid Commiſſioners, in or towards the Payment and Diſcharge of the Coſts and Expences of incloſing the Lands which ſhall by virtue of this Act be allotted to the ſaid Rector, in reſpect of the ſaid Rectory, and of incloſing, ploughing, and ſowing, Whin and Furze Seeds on the Allotment or Allotments hereby directed to be made in Truſt as aforeſaid, and of incloſing the Allotment or Allotments hereby directed to be made to the Surveyors of the Highways in *Little Snoring* aforeſaid, and all the Coſts and Expences incident to and attending the obtaining and paſſing this Act, and of ſurveying, admeaſuring, planning, valuing, dividing, and allotting, the Lands hereby directed to be divided and allotted, and of preparing and ingroſſing the ſaid Award, and the Copies thereof, and of all the Charges and Expences of the ſaid Commiſſioners, their Aſſiſtants and Servants, and all other neceſſary Expences of the ſeveral Perſons to be employed by the ſaid Commiſſioners in and about the Premiſes, and all the Expences of forming, compleating, and repairing, the Public Carriage Roads and Highways to be ſet out and appointed by the ſaid Commiſſioners within the ſaid Pariſh of *Little Snoring*, and all other Expences of carrying the ſaid recited Act and this Act into Execution: And if there ſhall remain any Surplus of the Money to be produced by Sale of the Land hereby directed to be ſold as aforeſaid (after Payment and Satisfaction of the ſaid Coſts, Charges, and Expences) then ſuch Surplus Money ſhall be paid by the ſaid Commiſſioners unto ſuch of the Owners and Proprietors of the Lands hereby directed to be divided and allotted, as ſhall be ſeized in Fee Simple of their ſeveral Allotments, and in ſuch Shares and Proportions as the ſaid Commiſſioners ſhall appoint, or otherwiſe ſuch Surplus Money ſhall be paid into the Bank of *England*, according to the Directions of the ſaid recited Act, with reſpect to Money which is thereby directed to be paid into the Bank of *England*, for 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 Purchaſe of other Lands, Tenements, or Hereditaments, as therein mentioned: But if the Money, to be produced by Sale of the Land hereby directed to be ſold as aforeſaid ſhall not be ſufficient to defray all the ſaid Coſts, Charges, and Expences, then the Deficiency ſhall be ſupplied, and the Remainder of ſuch Coſts, Charges, and Expences, 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 Purchaſer or Purchaſers of the Land hereby directed to be ſold and conveyed as aforeſaid, and alſo ſave and except the ſaid Rector of the ſaid Rectory for the Time being

Directions for the Application of Surplus (if any).

Directions for defraying the Expences of this Act, in caſe the Purchaſe Money ſhall not be ſufficient.

being, for or in respect of any Allotment or Allotments which shall be made to him in Right of the said Rectory, and also save and except the Lord or Lords, Lady or Ladies of the said Manor of *Little Snoring*, and the Rector, Churchwardens, and Overseers of the Poor, of the said Parish of *Little Snoring* for the Time being, for or in respect of the Allotment or Allotments hereby directed to be made to them in Trust as aforesaid, and also save and except the Surveyors of the Highways within the said Parish of *Little Snoring* for the Time being, for or in respect of the Allotment or Allotments hereby directed to be made to them as aforesaid, and also save and except such Person or Persons whose real Property within the said Parish of *Little Snoring*, or elsewhere, shall not, in the Judgment of the said 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 said Commissioners, then exceed the Sum of One hundred and twenty 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, or 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.

How Expences of Exchanges, &c. are to be

XXXV. Provided always, That all the Costs, Charges, and Expences, attending any Exchange or Partition, or any Enfranchisement of Copyhold Land, or any Release of Fines, Quitrents, Heriots, and Services, as hereinbefore mentioned, or any Agreement relating thereto, which shall be made under or by virtue of the said recited Act, or this Act, shall be borne and defrayed by the several Parties making or interested in any such Exchange, Partition, Enfranchisement, or Release, or any Agreement relating thereto, in such Manner, and in such Proportions, as the said Commissioners shall, by their said Award, or by any other Writing, under their Hands, order and direct.

Directions for charging Copyhold Lands with Expences.

XXXVI. 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 of 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 or 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.

XXXVII. Provided

Rights to Tythes not to be prejudiced.

XXXVII. 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 Rector of the Rectory and Parish Church of *Little Snoring* aforesaid, for the Time being, in or to any Tythes arising or renewing out of or payable in respect of any Lands or Tenements within the said Parish of *Little Snoring*; but that such Tythes shall be payable and paid at all Times hereafter, in the same Manner as they would have been in Case this Act had not been passed.

Commissioners to lay their Accounts before one Justise Once in every Year.

XXXVIII. And be it further enacted, That Once at least in every Year during the Execution of this Act (such Year to be computed from the Day of the passing thereof) the said Commissioners shall, and they are hereby required to make a true and just Statement or Account of all Monies by them received and expended, or due to them for their own Trouble and Expences in the Execution of the said recited Act, and this Act; and such Statement or Account when so made, together with the Vouchers relating thereto, shall be by them laid before any One or more of His Majesty's Justices of the Peace for the said County of *Norfolk*, to be by him or them examined and balanced, and such Balance shall be by such Justice or Justices stated in the Book of Accounts to be kept in the Office of the Clerk to the said Commissioners; and no Charge or Item in such Accounts shall be binding on the Parties concerned, or valid in Law, unless the same shall have been duly allowed by such Justice or Justices.

Proprietors and their Agents to pay their own Expences.

XXXIX. Provided always, 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.

Money advanced by Proprietors to be repaid with Interest.

XL. Provided also, That if any of the Proprietors or Persons interested in the Lands hereby directed to be divided and allotted, or any other Person or Persons, shall advance any Money in Discharge of the Fees or other Expences of obtaining this Act, or of executing the said recited Act, and 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.

Appeal to the Sessions.

XLI. And be it further enacted, That if any Person or Persons, or Body or Bodies Politic, Corporate or Collegiate, shall think him, her or themselves aggrieved by any Thing done in pursuance of the said recited Act, or this Act (other than and except as to such Claims, Matters, and Things, which are herein-before directed or authorised to be ascertained, settled, tried, or determined by the Verdict of a Jury, or where by any of the Provisions or Clauses of the said recited Act, or of this Act, the Determinations, Orders, Acts, or Proceedings of the said Commissioners or Umpire 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 either of them, and to the Party or Parties concerned,

Ten 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 every 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.

General Saving.

XLII. 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 of 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.

Publick Act.

XLIII. And be it further enacted, That this Act shall be printed by the Printer to the King's most Excellent Majesty, and a Copy thereof so printed 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. 1806.